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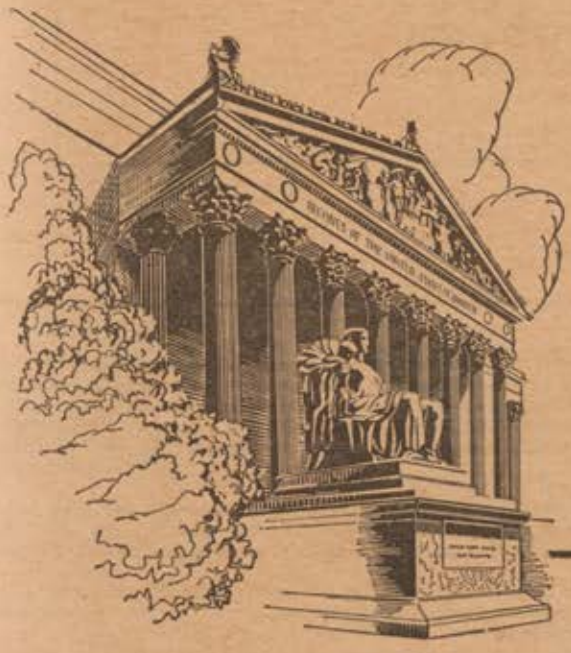

FEDERAL REGISTER

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(Codification Guide)

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CFR CHECKLIST

1967 Issuances

This checklist, prepared by the Office of the Federal Register, is published in the first issue of each month. It is arranged in the order of CFR titles, and shows the issuance date and price of revised volumes and supplements of the Code of Federal Regulations issued to date during 1967. New units issued during the month are announced on the inside cover of the daily FEDERAL REGISTER as they become available.

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

CFR Unit (as of Jan. 1, 1967):	Price
4 (Rev.)	$0.40
26 Parts 30-39 (Rev.)	.75
28 (Rev.)	.65

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Department of the Navy

Section 213.3108 is amended to show that positions of Student Speech Pathologist at U.S. Naval Hospitals are in Schedule A when filled on a part-time, intermittent, or temporary basis by students enrolled in a participating non-Federal institution. Effective on publication in the FEDERAL REGISTER, subparagraph (12) is added to paragraph (a) of § 213.3108 as set out below.

§ 213.3108 Department of the Navy.

(a) *General.* * * *

(12) Positions of Student Speech Pathologist at U.S. Naval Hospitals when filled by persons who are enrolled in participating non-Federal institutions and whose compensation is fixed under 5 U.S.C. 5351-5356. Employment under this authority may not exceed one year.

* * * * *

(5 U.S.C. 3301, 3302, E.O. 10577, 19 F.R. 7521, 3 CFR, 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 67-2279; Filed, Feb. 28, 1967; 8:50 a.m.]

PART 213—EXCEPTED SERVICE

Equal Employment Opportunity Commission

Section 213.3377 is amended to show that the positions of Executive Director and Chief, Program Review and Analysis, are excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, paragraphs (g) and (h) are added to § 213.3377 as set out below.

§ 213.3377 Equal Employment Opportunity Commission.

* * * * *

(g) The Executive Director.

(h) The Chief, Program Review and Analysis.

(5 U.S.C. 3301, 3302, E.O. 10577, 19 F.R. 7521, 3 CFR, 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 67-2349; Filed, Feb. 28, 1967; 8:50 a.m.]

Title 7—AGRICULTURE

Chapter III—Agricultural Research Service, Department of Agriculture

PART 354—OVERTIME SERVICES RELATING TO IMPORTS AND EXPORTS

Commuted Travel Time Allowances

Pursuant to the authority conferred upon the Director of the Plant Quarantine Division by § 354.1 of the regulations concerning overtime services relating to imports and exports, effective July 31, 1966 (7 CFR 354.1), administrative instructions (7 CFR 354.2), effective January 27, 1966, as amended March 19, 1966, April 23, 1966, June 9, 1966, July 15, 1966, August 25, 1966, October 13, 1966, and January 27, 1967 (31 F.R. 1052, 4722, 6247, 8113, 9593, 11213, 13203, 32 F.R. 969), prescribing the commuted travel time that shall be included in each period of overtime duty are hereby amended by adding to the "lists" therein as follows:

§ 354.2 Administrative instructions prescribing commuted travel time.

* * * * *

WITHIN METROPOLITAN AREA

ONE HOUR

Astoria, Oreg.

* * * * *

OUTSIDE METROPOLITAN AREA

* * * * *

TWO HOURS

Westport, Oreg. (served from Astoria, Oreg.).

Willapa Bay, Wash. (served from Astoria, Oreg.).

* * * * *

THREE HOURS

Longview, Oreg. (served from Astoria, Oreg.).

Raymond, Oreg. (served from Astoria, Oreg.).

Any undesignated Oregon or Washington port served from Astoria, Oreg.

* * * * *

FOUR HOURS

Grays Harbor, Wash. (served from Astoria, Oreg.).

* * * * *

SIX HOURS

Cincinnati, Ohio (served from Toledo, Ohio).

* * * * *

These commuted travel time periods have been established as nearly as may be practicable to cover the time necessarily spent in reporting to and returning from the place at which the employee performs such overtime duty when such travel is performed solely on account of such overtime duty. Such establishment depends upon facts within the knowledge of the Plant Quarantine Division. It is to the benefit of the public that these instructions be made effective at the earliest practicable date. Accordingly, pursuant to the provisions of 5 U.S.C. 553, it is found upon good cause that notice and public procedure on these instructions are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making these instructions effective less than 30 days after publication in the FEDERAL REGISTER.

(64 Stat. 561)

This amendment shall become effective March 1, 1967.

Done at Hyattsville, Md., this 24th day of February 1967.

[SEAL] F. A. JOHNSTON,
Director,
Plant Quarantine Division.

[F.R. Doc. 67-2273; Filed, Feb. 28, 1967; 8:49 a.m.]

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

[Lemon Reg. 255, 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) and (ii) of § 910.555 (Lemon Reg. 255, 32 F.R. 3046) are hereby amended to read as follows:

§ 910.555 Lemon Regulation 255.

* * * * *

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

(i) District 1: 21,390 cartons;

(ii) District 2: 211,110 cartons;

* * * * *

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

Dated: February 24, 1967.

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

[F.R. Doc. 67-2241; Filed, Feb. 28, 1967; 8:47 a.m.]

[Grapefruit Reg. 10, Termination]

PART 913—GRAPEFRUIT GROWN IN INTERIOR DISTRICT IN FLORIDA

Limitation of Handling; Termination

Findings. (1) Pursuant to the marketing agreement and Order No. 913 (7 CFR Part 913), regulating the handling of grapefruit grown in the Interior District in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Interior Grapefruit Marketing Committee, established under the said marketing agreement and order, and upon other available information, it is hereby found that the limitation, as provided in Grapefruit Regulation 10 (32 F.R. 3047), of the handling of such grapefruit during the effective time thereof no longer tends to effectuate the order and 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 time of this termination action 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 action is based became available and the time when this action must become effective is insufficient, and this action relieves restrictions on the handling of grapefruit grown in the Interior District in Florida.

It is, therefore, ordered, That Grapefruit Regulation 10 (§ 913.310, 32 F.R. 3047) is hereby terminated.

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

Dated: February 24, 1967.

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

[F.R. Doc. 67-2269; Filed, Feb. 28, 1967; 8:49 a.m.]

PART 917—FRESH PEARS, PLUMS, AND PEACHES GROWN IN CALIFORNIA

Expenses and Rate of Assessment

Pursuant to the marketing agreement, as amended, and Order No. 917, as amended (7 CFR Part 917), regulating the handling of fresh pears, plums, and peaches grown in the State of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the proposals submitted by the Control Committee (established pursuant to said amended marketing agreement and order), it is hereby found and determined that the expenses for the maintenance and functioning of such committee, established pursuant to the provisions of the aforesaid amended marketing agreement and order, are $237,000.

It is, therefore, ordered, That paragraph (a) of § 917.205 Expenses and rates of assessment for the 1966–67 season (31 F.R. 8404) is hereby amended by deleting the amount $220,500, and substituting in lieu thereof the amount $237,000. As amended paragraph (a) of § 917.205 reads as follows:

§ 917.205 Expenses and rate of assessment.

(a) *Expenses.* Expenses that are reasonable and likely to be incurred during the fiscal period March 1, 1966, through February 28, 1967, will amount to $237,000.

* * * * *

It is hereby further found that it is impracticable and contrary to the public interests to give preliminary notice, engage in rule-making procedure, and postpone the effective date of this amendatory order until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) in that: (1) The increase in the budget set forth above does not involve an increase in the rates of assessment heretofore established by the Secretary (31 F.R. 8404); and (2) the said committee in the performance of its duties and functions has incurred obligations in excess of the expenses previously thought likely to be incurred. Therefore, it is essential that this amendatory action be issued immediately so that said committee can meet its obligations.

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

Dated: February 24, 1967.

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

[F.R. Doc. 67-2270; Filed, Feb. 28, 1967; 8:49 a.m.]

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

[Milk Order 2]

PART 1002—MILK IN NEW YORK-NEW JERSEY MILK MARKETING AREA

Order Amending Order

§ 1002.0 Findings and determinations.

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

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

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

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

(3) The said order as hereby amended, regulates the handling of milk in the

same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

(b) *Additional findings.* It is necessary in the public interest to make this order amending the order effective not later than March 1, 1967. Any delay beyond that date would tend to disrupt the orderly marketing of milk in the marketing area.

The provisions of the said order are known to handlers. The decision of the Assistant Secretary containing all amendment provisions of this order was issued February 23, 1967. The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective March 1, 1967, and that it would be contrary to the public interest to delay the effective date of this amendment for 30 days after its publication in the FEDERAL REGISTER. (5 U.S.C. 553(d) (1966))

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in sec. 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending the order, is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the order as hereby amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

ORDER RELATIVE TO HANDLING

It is therefore ordered, That on and after the effective date hereof, the handling of milk in the New York-New Jersey milk marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended as follows:

In § 1002.40 paragraph (a)(3) is revised to read as follows:

§ 1002.40 Class prices.

* * * * *

(a) * * *

(3) For each month during the 3-year period ending with the second preceding month, calculate to one decimal place the percentage that the total volume of milk in Class I–A and Class I–B was of the total volume of reported receipts of pool milk (these percentages to be referred to as utilization percentages): *Provided*, That for the purpose of computing such utilization percentage each month there shall be added to the volume of milk in Class I–A and Class I–B the pounds of skim milk subject to the fluid skim differential which is in excess of that volume subject to the differential for the corresponding month of the period November 1965, through October 1966.

* * * * *

For this purpose the utilization percentages for the months of November 1966 to the effective date of this order shall be recomputed on this same basis.

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

Effective date: March 1, 1967.

Signed at Washington, D.C., on February 27, 1967.

GEORGE L. MEHREN,
Assistant Secretary.

[F.R. Doc. 67-2347; Filed, Feb. 28, 1967; 8:50 a.m.]

[Milk Order 138]

PART 1138—MILK IN RIO GRANDE VALLEY MARKETING AREA

Order Amending Order

§ 1138.0 Findings and determinations.

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

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

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

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

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

(4) It is hereby found that the necessary expense of the market administrator for the maintenance and functioning of such agency will require the payment by each handler, as his pro rata share of such expense, 5 cents per hundredweight or such amount not to exceed 5 cents per hundredweight as the Secretary may prescribe, with respect to (i) producer milk including such handler's own production, (ii) other source milk allocated to Class I pursuant to § 1138.46 (a) (2)(i), (3) and (7) and the corresponding steps of § 1138.46(b), and (iii) Class I milk disposed of from a partially regulated distributing plant on routes in the marketing area that exceeds Class I milk received during the month at such plant from pool plants and other order plants: *Provided*, That if such handler elects pursuant to § 1138.36 to use two accounting periods in any month the applicable rate of assessment for such handler shall be the rate set forth above multiplied by two or such lesser rate as the Secretary may determine is demonstrated as appropriate in terms of the particular cost of administering the additional accounting period.

(b) *Additional findings.* It is necessary in the public interest to make this order amending the order effective not later than March 1, 1967. Any delay beyond that date would tend to disrupt the orderly marketing of milk in the marketing area.

The provisions of the said order are known to handlers. The recommended decision of the Deputy Administrator, Regulatory Programs, was issued February 9, 1967, and the decision of the Assistant Secretary containing all amendment provisions of this order was issued February 21, 1967. The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective March 1, 1967, and that it would be contrary to the public interest to delay the effective date of this amendment for 30 days after its publication in the FEDERAL REGISTER (5 U.S.C. 553(d) (1966)).

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in section 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order, amending the order, is the only practical means pursuant to the declared policy of the Act of advancing the interests of pro-

ducers as defined in the order as hereby amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

ORDER RELATIVE TO HANDLING

It is therefore ordered, That on and after the effective date hereof, the handling of milk in the Rio Grande Valley marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended, as follows:

1. The introductory text of § 1138.10 is revised and a new paragraph (c) is added to read as follows:

§ 1138.10 Pool plant.

"Pool plant" means any plant meeting the conditions of paragraph (a), (b), or (c) of this section during the month except the plant of a handler exempted in § 1138.60 or § 1138.61;

* * * * *

(c) Any plant, hereinafter referred to as a "cooperative standby pool plant," which is operated by a cooperative association, and is located within the marketing area, if 50 percent or more of the milk delivered during the month by producers who are members of such association is delivered directly or is transferred by the association to pool plants of other handlers.

§ 1138.51 [Amended]

2. In paragraph (a) of § 1138.51 *Class prices*, the phrase which reads "During the period from the effective date of this order until March 1, 1967," is revoked and the word "the" immediately following such phrase is revised to read "The".

3. The introductory text of § 1138.55 is revised to read as follows:

§ 1138.55 Credit for specified Class II uses.

From the effective date hereof through August 1968, producer milk classified as Class II milk in the following utilizations shall be subject to a credit at the respective rates specified:

* * * * *

§ 1138.88 [Amended]

4. In § 1138.88 *Expense of administration* the word "four" is revised to read as "five".

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

Effective date: March 1, 1967.

Signed at Washington, D.C., on February 27, 1967.

GEORGE L. MEHREN,
Assistant Secretary.

[F.R. Doc. 67-2348; Filed, Feb. 28, 1967; 8:50 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Docket No. 7988; Amdt. 39-359]

PART 39—AIRWORTHINESS DIRECTIVES

Model BAC 1-11, 200, 400 Series Airplanes

There have been reports of inflight loss of engine stub panels on BAC 1-11, 200, and 400 Series airplanes that have resulted in damage to the airplane's rudder and stabilizer. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require inspection and, if necessary, corrective action of the access panels to ensure that the fasteners are adequately locked; there is not excessive vertical movements of the panels; the snapover locking action of the fasteners is positive and no looseness exists; a continuous line has been stenciled across the fastener boss and the skin; and that there is not excessive clearance between the leading and trailing edges of certain of the panels. In addition, this AD requires eventual replacement of the Camloc fastener grommets with steel grommets and relubrication of the sliding bar fasteners.

Since a situation exists that requires immediate adoption of this regulation, it is found that compliance with the notice and public procedure provisions of the Administrative Procedure Act is impracticable, and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and under the authority delegated to me by the Administrator (25 F.R. 6489), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORPORATION. To prevent the inflight loss of engine stub access panels, accomplish the following:

(a) Within the next 150 hours' time in service after the effective date of this AD, accomplish the following:

(1) Inspect the access panels Camloc fasteners and sliding bar type fasteners to insure they are locked in accordance with British Aircraft Corp. One-Eleven Alert Service Bulletin No. 54-A-PM-2649, dated September 22, 1966, or later ARB-approved issue.

(2) Inspect the access panels for vertical movement. If found in excess of 0.1 inch, replace the Camloc grommets with steel grommets Part No. 4002-0 or a FAA-approved equivalent.

(b) Within the next 600 hours' time in service after the effective date of this AD, accomplish the following:

(1) Inspect to insure that each of the clearances between the leading and trailing edges of L.H. panels F3-3 and F3-4 and R.H. panels F3-24 and F3-25 is not greater than 0.060 inch. If any clearance is found to be greater, remove and reposition the two spigots Part No. AB 16-549 to the forward face of the channel section and open up and countersink the existing rivet holes to receive 5/32 inch diameter 100 degree rivets to material Specification L86, or FAA-approved equivalent, to attach the spigots.

(2) Inspect to insure that a continuous line has been stenciled across the sliding bar fastener boss and skin in accordance with British Aircraft Corp. One-Eleven Alert Service Bulletin No. 54-A-PM-2649, dated September 22, 1966, or later ARB-approved issue. If this has not been accomplished, align the locked indicator marks on the sliding bar fastener boss and the skin and stencil, with paint of a contrasting color to the local finish, a continuous line across the boss and the skin in line with the existing locked indicator marks.

(3) Operate the sliding bar fasteners to insure that the snapover locking action is positive and that no looseness exists. Lubricate and operate several times, in accordance with British Aircraft Corp. One-Eleven Alert Service Bulletin No. 54-A-PM-2649, dated September 22, 1966, or later ARB-approved issue, any fastener that fails to meet this requirement. Replace any fastener that fails to respond to this treatment with a new part.

(4) Replace Camloc fastener grommets with steel grommets Part No. 4002-0 or a FAA-approved equivalent.

(c) Within the next 1,800 hours' time in service after the effective date of this AD, remove the access panels and relubricate the sliding bar fasteners using grease to Process Specification VP 93/2, or a FAA-approved equivalent.

(d) The requirements of this AD do not apply to those airplanes that have been modified in accordance with British Aircraft Corp. One-Eleven Alert Service Bulletin No. 54-A-PM-2649, dated September 22, 1966, or later ARB-approved issue.

This amendment is effective, March 6, 1967.

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

Issued in Washington, D.C., on February 21, 1967.

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

F.R. Doc. 67-2219; Filed, Feb. 28, 1967; 8:45 a.m.]

[Airworthiness Docket No. 67-WE-6-AD; Amdt. 39-357]

PART 39—AIRWORTHINESS DIRECTIVES

Hughes Models 269A, 269A-1, 269B Helicopters

Amendment 39-337 (32 F.R. 260, FAA Washington Docket No. 7855), AD 67-2-2, requires inspection of the main rotor blades for cracks on Hughes Models 269A, 269A-1, and 269B helicopters equipped with main rotor blades P/N 269A1125, all blade serial numbers; P/N 269A1131, all blade serial numbers; and P/N 269B1145, blade serial numbers 0001 through 1313. After issuing Amendment 39-337 the Agency has determined that paragraph (c) thereof contains typographical errors which incorrectly identify main rotor blade P/N 269B1145 as P/N 269A1145. In addition, clarification of paragraph (c) is necessary to

show that intermixing of P/N 269B1145 blades regardless of serial number is permitted, and that intermixing of different part number blades is prohibited. Therefore, the AD is being amended to revise paragraph (c).

Since this amendment corrects typographical errors, provides a clarification, and imposes no additional burden on any person, notice and public procedure hereon are unnecessary, and the amendment may be made effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 39-337 (32 F.R. 260), AD 67-2-2, is amended by revising paragraph (c) to read as follows:

(c) Replace all cracked main rotor blades as necessary with new or serviceable used blades in accordance with (1), (2), or (3). Do not intermix different part number blades.

(1) P/N 269B1145 main rotor blade (new blade or serviceable used blade). This P/N blade with Serial Numbers 0001 through 1313 must meet the requirements of AD 67-2-2 as amended herein until retired from service.

(2) P/N 269A1131 main rotor blade (new blade or serviceable used blade). This P/N blade, all serial numbers, must meet the requirements of AD 67-2-2 as amended herein until retired from service.

(3) P/N 269A1125 main rotor blade (new blade or serviceable used blade). This P/N blade, all serial numbers, must meet the requirements of AD 67-2-2 as amended herein until retired from service.

This amendment becomes effective immediately upon publication in the FEDERAL REGISTER.

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

Issued in Los Angeles, Calif., on February 20, 1967.

JOSEPH H. TIPPETS,
Regional Director,
FAA Western Region.

[F.R. Doc. 67-2220; Filed, Feb. 28, 1967; 8:45 a.m.]

[Airworthiness Docket No. 67-WE-7-AD; Amdt. 39-358]

PART 39—AIRWORTHINESS DIRECTIVES

Certain Models of Beech Airplanes

Amendment 39-325 (31 F.R. 16311, FAA Washington Docket No. 7809), AD 66-30-1, requires installation of a drain in the static line of certain models of Beech airplanes which have been modified in accordance with Volpar, Inc., Supplemental Type Certificate Nos. SA4-1531 or SA111WE. After issuing Amendment 39-325 the Agency has determined that reference to Volpar, Inc., Drawing No. 857 alone, without further reference to Volpar, Inc., Service Bulletin No. 10 which incorporates Drawing No. 857 on page 2 thereof, was causing confusion among operators. Also, it was brought to the attention of the Agency that two models of airplanes were erroneously included in the list of airplanes to which the AD applies. Therefore, the AD is being amended to correct these items.

Since the amendment corrects an error, provides clarification and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 39-325 (31 F.R. 16311), AD 66-30-1, is amended as follows:

1. The applicability statement of the Airworthiness Directive is revised by deleting "G18S with serial numbers prior to BA445, H18".

2. The third paragraph of the Airworthiness Directive is revised by inserting the words "(Volpar, Inc., Service Bulletin No. 10, page 2)" immediately prior to the words "or an equivalent".

3. The following new paragraph is added at the end of the Airworthiness Directive:

Upon request of the operator, an FAA Maintenance Inspector, subject to prior approval of the Regional Director, FAA Western Region, may adjust the compliance time if the request contains substantiating data to justify the adjustment for that operator.

This amendment becomes effective upon publication in the FEDERAL REGISTER.

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

Issued in Los Angeles, Calif., on February 20, 1967.

JOSEPH H. TIPPETS,
Regional Director,
FAA Western Region.

[F.R. Doc. 67-2221; Filed, Feb. 28, 1967; 8:45 a.m.]

[Docket No. 7992 Amdt. 39-360]

PART 39—AIRWORTHINESS DIRECTIVES

Douglas DC-6 and DC-7 Series Airplanes

Pursuant to the authority delegated to me by the Administrator, an airworthiness directive was adopted on February 26, 1967, and made effective immediately as to all known operators of Douglas DC-6 and DC-7 series airplanes. The directive requires installation of a placard, in clear view of the pilot, stating that flight with cabin pressurized is prohibited. It is the Agency's intent to provide relief from the provisions of the airworthiness directive as soon as warranted by the results of investigations it is conducting.

Since it was found that immediately corrective action was required, notice and public procedure thereon was impractical and contrary to the public interest and good cause existed for making the airworthiness directive effective immediately as to all known operators of the Douglas DC-6 and DC-7 series airplanes by individual telegrams dated February 26, 1967. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

DOUGLAS. Applies to DC-6 and DC-7 Series airplanes.

Before further flight, unless already accomplished, install a placard in clear view of the pilot reading as follows: "Flight with cabin pressurized prohibited."

This amendment becomes effective upon publication in the FEDERAL REGISTER for all persons except those to whom it was made effective immediately by telegram dated February 26, 1967.

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

Issued in Washington, D.C., on February 27, 1967.

JAMES F. RUDOLPH,
Acting Director,
Flight Standards Service.

[F.R. Doc. 67-2344; Filed, Feb. 28, 1967; 8:50 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

Retail Discount Selling Organizations

§ 15.114 Retail discount selling organizations.

(a) The Commission recently advised the promoter of a membership organization of retailers which would grant discounts on purchases and services except where prohibited by law that the plan was unobjectionable. More specifically, the plan provided—

(1) The promoter would set up a discount program for independent retailers such as auto dealers, appliance, furniture, and clothing stores. Chain stores and other discount houses would not be admitted to membership.

(2) For $5 per week for 26 weeks or 6 months, the retailer would become a member of the organization. There would be no fee for consumer-members to join. The promoter would guarantee retailers 30,000 discount member/customers. The retailers would be listed in a book showing the discount each had decided to give on purchases and services except on "fair traded" items or where prohibited by law. There would be no coordination or combination on prices by participating retailers. A free book with customer's membership card as the cover would be mailed to all residents in the area in which the plan is tried.

(3) Although all competing retailers would be offered the opportunity, only one retailer, the first participant in an area, in each category of business would be allowed to join in each of the various areas in which the plan is tried. Participating retailers would "cooperate"

only in the sense that all give discounts to member/customers; however, if a group of retailers wished to purchase an item several sold, the promoter would order the item direct from manufacturers, distributors or importers with whom the promoter has business connections.

(b) The Commission advised the applicant that the plan itself is unobjectionable. The Commission added however that:

(1) The participating retailers should grant the discount off the manufacturer's suggested price, where there is one and where a number of the principal retail outlets in the area are regularly engaged in making sales at that price; or off the usual trade area price so that the consumer will in fact receive a discount.

(2) The booklet listing participating retailers should note that listing does not imply that other businesses in the community do not offer similar or even greater discounts and that the listing of the retailer is done for a fee.

(3) If participation in the plan results in agreement as to prices, discounts, terms of sale, and the like, such agreement or agreements would be violative of Commission administered law.

(4) If the literature you use in seeking to persuade retailers or consumer-members to participate actually does or has the capacity to mislead or deceive, it would be actionable under Commission administered law.

(5) If implementation of the plan results in discriminatory acts which may substantially affect competition, same would violate the Robinson-Patman Amendment to the Clayton Act.

(38 Stat. 717, as amended; 15 U.S.C. 41–58)

Issued: February 28, 1967.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 67-2251; Filed, Feb. 28, 1967; 8:47 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 67-68]

PART 1—GENERAL PROVISIONS

Ports of Entry; Champlain-Rouses Point, N.Y.

FEBRUARY 21, 1967.

By virtue of the authority vested in the President by section 1 of the Act of August 1, 1914, 38 Stat. 623 (19 U.S.C. 2), which was delegated to the Secretary of the Treasury by the President by Executive Order No. 10289, September 17, 1951 (3 CFR Ch. II), and pursuant to authorization given to me by Treasury Department Order No. 190, Rev. 4 (30 F.R. 15769), the designations of Champlain and Mooers, N.Y., as customs ports of entry and Rouses Point, N.Y., as a customs port of entry and port of documentation, all in the Ogdensburg, N.Y., customs district (Region I), are revoked effective March 1, 1967, and there is designated, effective March 1, 1967, in said district a consolidated customs port of entry and port of documentation to be known as "Champlain-Rouses Point."

The geographical limits of the port of entry of Champlain-Rouses Point shall include all of the territory within the limits of the unincorporated townships of Champlain and Mooers, in the county of Clinton, State of New York.

Champlain-Rouses Point is designated the home port of all vessels home ported at Rouses Point, N.Y., on the effective date of this change. Vessels marked with the name of Rouses Point as home port shall be deemed to have been properly marked within the meaning of section 4178 of the Revised Statutes, as amended (46 U.S.C. 46), and the applicable regulations issued thereunder.

Section 1.2(c) of the Customs Regulations is amended by deleting "*Rouses Point," "Mooers," and "Champlain," and by adding in proper alphabetic order "*Champlain-Rouses Point (including territory described in (T.D. 67–67)" in the column headed "Port of Entry" in the Ogdensburg, N.Y., district (Region I).

(80 Stat. 379, sec. 1, 37 Stat. 434, sec. 1, 38 Stat. 623, as amended, R.S. 251, sec. 624, 46 Stat. 759; 5 U.S.C. 301, 19 U.S.C. 1, 2, 66, 1624)

Notice of the proposed consolidation of the existing adjoining ports of entry at Champlain, Rouses Point, and Mooers, N.Y., into a new port of entry and port of documentation to be known as Champlain-Rouses Point was published in the FEDERAL REGISTER on January 4, 1967 (32 F.R. 9). All submissions received pursuant to this notice were carefully reviewed. It was determined that no objections, views, or comments received raised matters which would materially affect the decision to consolidate the ports of entry of Champlain, Rouses Point, and Mooers.

The consolidation of these ports of entry will effect considerable savings in operating costs for the Bureau of Customs in the Champlain-Rouses Point-Mooers area and will not adversely affect service to the public. In order to realize these savings at the earliest practical date, and to facilitate accounting procedures, it is important to make this action effective on March 1, 1967. Accordingly, pursuant to the provisions of 5 U.S.C. 553(d)(3), good cause is found for making this consolidation effective less than 30 days after publication.

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

[F.R. Doc. 67-2276; Filed, Feb. 28, 1967; 8:49 a.m.]

[T.D. 67-69]

PART 2—MEASUREMENT OF VESSELS

PART 3—DOCUMENTATION OF VESSELS

Optional Simplified Admeasurement Method of Pleasure Vessels

Public Law 89-476, approved June 29, 1966 (80 Stat. 229), permits the assignment of gross and net tonnages to vessels intended to be used exclusively as pleasure vessels, without the necessity of formal admeasurement, by the application of appropriate coefficients to the product of length, breadth, and depth, so defined that the owner can take the measurements himself. If an owner does not elect to have tonnages assigned in this way, or if the vessel is subsequently sought to be documented for use other than exclusively as a pleasure vessel, the vessel will be required to be formally measured.

On November 23, 1966, there was published in the FEDERAL REGISTER a notice of proposed rulemaking setting forth proposed amendments to the Customs Regulations to give effect to Public Law 89-476. All representations submitted pursuant to the notice have been carefully considered.

The amendments as proposed, with technical and clarifying changes and the addition in § 3.9(c) of a provision for noting on marine documents admeasurement under Public Law 89-476, are adopted as follows:

The citation of authority for Part 2 is amended to read:

AUTHORITY: The provisions of this Part 2 issued under sec. 301, 80 Stat. 379, secs. 2, 3, 23 Stat. 118, as amended, 119, as amended, R.S. 4148, as amended, 4149, as amended, 4150, as amended, 4151, as amended, 4153, as amended; 5 U.S.C. 301, 46 U.S.C. 2, 3, 71, 72, 74, 75, 77.

1. Section 2.2 is amended to read:

§ 2.2 What vessels are to be admeasured.

(a) Before any vessel is registered, enrolled and licensed, or licensed, or issued a certificate of record, her tonnages shall be ascertained by an officer of the customs as provided in these regulations.

(b) In the discretion of the Commissioner of Customs, a vessel not required by law to be admeasured may nevertheless be admeasured upon his own motion or upon application by the owner, a Federal or State agency, or a foreign government.

2. Section 2.5 is amended as follows:

The text in paragraph (b) preceding subparagraph (1) is amended and paragraph (d) is added to read:

§ 2.5 Gross register tonnage.

* * * * *

(b) Except in the case of a vessel which is measured under the provisions of §§ 2.80 through 2.100, or under the provisions of §§ 2.101 through 2.104, the gross register tonnage of a vessel shall consist of the following items:

* * * * *

(d) The gross tonnage of a vessel measured under the provisions of §§ 2.101 through 2.104 shall be determined as provided by § 2.103.

3. Section 2.6 is amended by adding paragraph (c) as follows:

§ 2.6 Net register tonnage.

* * * * *

(c) The net tonnage of a vessel measured under the provisions of §§ 2.101 through 2.104 shall be determined as provided by § 2.104.

4. Section 2.7 is amended as follows: The existing text is designated paragraph (a); the first clause thereof is amended by inserting after the words "every vessel" the words "except one admeasured under the provisions of §§ 2.101 through 2.104"; and a paragraph (b) is added, as follows:

§ 2.7 The marine document.

(a) The marine document of every vessel except one admeasured under the provisions of §§ 2.101 through 2.104 shall show the date and place of build, the register length, breadth, depth, and the height of the upper deck to the hull above the tonnage deck; * * *.

(b) The marine document of every vessel admeasured under the provisions of §§ 2.101 through 2.104 shall show the date and place of build, the register length, breadth, and depth, and the gross and net tonnages.

5. Section 2.8 is amended to read:

§ 2.8 Application for measurement.

The builder of a new vessel which is to be admeasured, the person having supervision of changes or alterations, or both, affecting a vessel's register tonnage, and the owner of a vessel who elects to have her admeasured under the provisions of §§ 2.101 through 2.104 or who, having had the vessel so admeasured, elects or is required to have her admeasured under the appropriate provisions of §§ 2.11 through 2.100, shall apply in writing for admeasurement or tonnage adjustment, as the case may be, to the district director of customs for the district where the vessel is located. Except in the case of admeasurement under §§ 2.101 through 2.104, application should be made in time to permit admeasurement before cargo or ballast is taken on, and in case of a new vessel, before boilers or engines are installed or compartments partitioned off. The application shall state the name and the official number of the vessel, if any, the name, address, and telephone number of the owner, the exact location of the vessel, the date and place of build and the builder's name, the rig, and model or other identifying numbers.

6. Section 2.11 is amended by adding paragraph (c) as follows:

§ 2.11 Uniform system required.

* * * * *

(c) These directions do not apply to admeasurement under the provisions of §§ 2.101 through 2.104.

7. Part 2 is amended to add a centerhead and new §§ 2.101 through 2.105 as follows:

OPTIONAL SIMPLIFIED ADMEASUREMENT METHOD FOR PLEASURE VESSELS

§ 2.101 Application for simplified admeasurement.

(a) Upon application by the owner for simplified admeasurement, filed with and approved by the district director of customs for the district where the vessel is located, a vessel which is intended to be used exclusively for pleasure shall, whether or not it has been previously admeasured, be admeasured in accordance with the provisions of §§ 2.103 and 2.104. The application shall state the owner's name and address, the vessel's name and rig, her overall length, breadth, and depth, as defined in § 2.102, the name of the builder, and the vessel's model, serial, and official number, if any. Where the vessel appears to be subject to admeasurement under the provisions of § 2.103 (b) or (d), or both, the application shall be accompanied by dimensioned sketches, not necessarily to scale of the arrangement, profile, and cross section of the vessel, indicating thereon the points to which the dimensions were taken.

(b) Dimensions shall be stated on the application in feet and inches or in feet and decimal fractions of feet. The register length (L), breadth (B), and depth (D) used in calculating the vessel's tonnages and shown on the vessel's document shall be in feet and decimal fractions of feet.

§ 2.102 Definition of terms used in §§ 2.101 through 2.105.

(a) "Overall length" means the horizontal distance between the foremost part of the stem and the aftermost part of the stern, excluding bowsprits, bumpkins, rudders, outboard motor brackets, and similar fittings or attachments.

(b) "Overall breadth" is the horizontal distance, excluding rub rails, from the outside of the skin (outside planking or plating) on one side to the outside of the skin on the other, taken at the widest part of the hull.

(c) "Overall depth" is the vertical distance taken at or near midships from a line drawn horizontally through the uppermost edges of the skin at the sides of the hull (excluding the cap rail and trunks, cabins, or deckhouses) to the outboard face of the bottom skin of the hull. This excludes the keel unless the keel is covered by the skin.

(d) Overall length and depth are measured in the vertical plane of the centerline; overall breadth, in a line at right angles to the vertical plane of the centerline.

(e) The overall length, breadth, and depth, as defined in this section, of a vessel measured under the provisions of §§ 2.101 through 2.104 of this part shall be deemed to be the vessel's register length, breadth, and depth.

(f) "Vessel designed for sailing" means a vessel, whether or not equipped with an auxiliary motor, which has the fine lines of a sailing craft and is in fact propelled by sail or capable of being propelled by sail, other than a mere steadying sail.

§ 2.103 Calculation of gross tonnage.

(a) Except as provided in paragraphs (b) and (d) of this section, the gross tonnage of a vessel designed for sailing shall be one-half (LBD/100, and the gross tonnage of a vessel not designed for sailing shall be two-thirds (LBD/100), LBD being the product of overall length, breadth, and depth.

(b) Where a vessel's hull approximates in shape a regular geometric solid, the gross tonnage of the hull shall be her volume as calculated by the use of appropriate geometric formulae, expressed in tons of 100 cubic feet.

(c) The gross tonnage of a catamaran or trimaran shall be arrived at by adding the gross tonnages of her hulls as calculated under this section.

(d) Where the volume of the deckhouse is disproportionate to the volume of the hull, as in the case of certain houseboats, the volume of the deckhouse, calculated by the use of appropriate geometric formulae, expressed in tons of 100 cubic feet, shall be added to the gross tonnage of the hull as previously calculated.

§ 2.104 Calculation of net tonnages.

(a) Except as provided in paragraph (b) of this section, the net tonnage of a vessel designed for sailing shall be nine-tenths of her gross tonnage, and the net tonnage of a vessel not designed for sailing shall be eight-tenths of her gross tonnage.

(b) The net tonnage of a vessel which has no propelling machinery in the hull shall be the same as her gross tonnage.

§ 2.105 Readmeasurement of vessels admeasured under §§ 2.101 through 2.104.

(a) A vessel admeasured under the provisions of §§ 2.101 through 2.104 may, upon application by the owner, be readmeasured under the appropriate provisions of §§ 2.11 through 2.100.

(b) A vessel admeasured under the provisions of §§ 2.101 through 2.104 which is thereafter to be documented for use other than exclusively as a pleasure vessel shall be readmeasured under the appropriate provisions of §§ 2.11 through 2.100.

8. Section 3.9 is amended to read:

§ 3.9 Marine documents to include dimensions and tonnage.

(a) The marine document of every vessel except one admeasured under the provisions of §§ 2.101 through 2.104 of this chapter shall express her length, breadth, and depth; if applicable, the depth (D_1) and the length (L_1) used with the tonnage mark table and the distances to the tonnage mark from the line of the upper deck and from the molded line or equivalent of the second deck; the number of decks and masts; capacity under the tonnage deck, that of the between decks, and also separately, permanently enclosed spaces on or above the upper deck to the hull required to be included in the gross tonnage, and the omitted spaces, whether open or closed-in, on, above, or below the upper deck; the gross tonnage or tonnages; items of deduction; and the net tonnage or tonnages. In appropriate cases it shall also show the height of the upper deck to the hull above the tonnage deck.

(b) The marine document of every vessel admeasured under the provisions of §§ 2.101 through 2.104 of this chapter shall express her length, breadth, depth, and gross and net tonnages.

(c) Every marine document issued to a vessel admeasured under the provisions of Public Law 89-476 shall bear on its face the following notation: "This vessel has been admeasured under the provisions of Public Law 89-476 and shall be used exclusively as a pleasure vessel until readmeasured and redocumented under the appropriate statutes."

9. Part 3 is amended to add a new § 3.15 as follows:

§ 3.15 Verification of overall dimensions.

(a) A vessel document issued upon admeasurement under the provisions of §§ 2.101 through 2.104 of this chapter may, in the discretion of the customs officer concerned, not be renewed, nor another document issued for a vessel documented upon such admeasurement until a customs officer has verified the overall dimensions stated in the application for such admeasurement.

(b) Any correction of the stated overall dimensions of a vessel as the result of the verification provided for in paragraph (a) of this section shall be deemed a change in the description of the vessel within the meaning of § 3.6(c).

(R.S. 4149, as amended, 4150, as amended, 4153, as amended; 46 U.S.C. 72, 74, 77)

Since the method of measurement provided for in these amendments is optional with owners of the vessels involved, good cause is found under 5 U.S.C. 553 (d) for making them effective less than 30 days after publication in the FEDERAL REGISTER. These amendments shall therefore be effective on the date of their publication in the FEDERAL REGISTER.

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

Approved: February 23, 1967.

TRUE DAVIS,
Assistant Secretary of the Treasury.

[F.R. Doc. 67-2277; Filed, Feb. 28, 1967; 8:49 a.m.]

Title 23—HIGHWAYS AND VEHICLES

Chapter II—Vehicle and Highway Safety

[Docket No. 10]

PART 255—INITIAL FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Appendix A—Interpretations

In response to inquiries for interpretation of certain of the Initial Federal Motor Vehicle Safety Standards and regulations published in the FEDERAL REGISTER February 3, 1967 (32 F.R. 2408) under the authority of sections 103 and 119 of the National Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. 1392, 1407) and the delegations of authority of October 20, 1966 (31 F.R. 13952) and January 24, 1967 (32 F.R. 1005), the following interpretations have been formulated and adopted by the National Traffic Safety Agency for the guidance of the public and are hereby published in the FEDERAL REGISTER in accordance with 5 U.S.C. 552(b).

Issued in Washington, D.C., on February 27, 1967.

LOWELL K. BRIDWELL,
Acting Under Secretary of Commerce for Transportation.

General. Compliance with Initial Federal Motor Vehicle Safety Standards is determined by actual date of manufacture, rather than model year designation.

MOTOR VEHICLE SAFETY STANDARD NO. 105

HYDRAULIC SERVICE BRAKE, EMERGENCY BRAKE, AND PARKING BRAKE SYSTEMS—PASSENGER CARS

(1) The definition of the term "emergency brake" contained in § 255.3(b) does not refer to a system that would provide a means of bringing a vehicle to a stop after a total failure of the entire hydraulic service brake system, since paragraph S4.2 of the Standard provides that rupture or leakage-type failure of any single pressure component of the service brake system, except structural failures of the brake master cylinder body or effectiveness indicator body shall not result in complete loss of function of the vehicle brakes when force on the brake pedal is continued.

(2) Paragraph S4.2.1 applies to loss of pressure in a part of the brake system resulting from failure of a pressure component or insufficient hydraulic fluid in that part of the system.

(3) The requirement of paragraph S4.2.2 that an indicator light illuminate before or upon application of the brakes in the event of a hydraulic-type complete failure of a partial system may be met with a master cylinder reservoir level indicator light or system pressure indicator light. The indicator light need not illuminate during that application of brake pressure that contributed to the failure.

MOTOR VEHICLE SAFETY STANDARD NO. 108

LAMPS, REFLECTIVE DEVICES, AND ASSOCIATED EQUIPMENT—MULTIPURPOSE PASSENGER VEHICLES, TRUCKS, TRAILERS, AND BUSES, 80 OR MORE INCHES WIDE OVERALL

The term "overall width" refers to the overall width of the vehicle (excluding signal lamps, marker lamps, outside rearview mirrors, flexible fender extensions, and mud flaps) with doors and windows closed, and the wheels in the straight-ahead position.

MOTOR VEHICLE SAFETY STANDARD NO. 203

IMPACT PROTECTION FOR THE DRIVER FROM THE STEERING CONTROL SYSTEM—PASSENGER CARS

The term "jewelry" in paragraph S4.3 refers to watches, rings, and bracelets without loosely attached or dangling members.

MOTOR VEHICLE SAFETY STANDARD NO. 208

SEAT BELT INSTALLATIONS—PASSENGER CARS

(1) The words "passenger car seat position" in paragraphs S3.1 and S3.1.1 refer to designated permanent seating positions, rather than fixed or folding jump-type seats.

(2) A Type 2a shoulder belt (upper torso restraint) when used in conjunction with a Type 1 seat belt assembly (pelvic restraint) provides the equivalent of a Type 2 seat belt assembly whether three or four seat belt assembly anchorages are used. Therefore, any requirement for a Type 2 seat belt assembly may be met with a Type 2a shoulder belt used in conjunction with a Type 1 seat belt assembly.

MOTOR VEHICLE SAFETY STANDARD NO. 209

SEAT BELT ASSEMBLIES—PASSENGER CARS, MULTIPURPOSE PASSENGER VEHICLES, TRUCKS, AND BUSES

This Standard applies to seat belt assemblies manufactured after February 28, 1967, for use in passenger cars, multipurpose passenger vehicles, trucks and buses. Since the effective date of Motor Vehicle Safety Standard No. 208, which provides that a Type 1 or Type 2 seat belt assembly that conforms to Motor Vehicle Safety Standard No. 209 shall be installed in each passenger car seat position, is January 1, 1968, seat belt assemblies installed in passenger cars until that date need not conform to Standard No. 209 unless the seat belt assemblies have been manufactured after February 28, 1967.

[F.R. Doc. 67-2376; Filed, Feb. 28, 1967; 9:45 a.m.]

[Docket No. 11]

PART 255—INITIAL FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Motor Vehicle Safety Standard No. 209; Seat Belt Assemblies

Motor Vehicle Safety Standard No. 209 (32 F.R. 2415) specifies requirements for seat belt assemblies for use in passenger cars, multipurpose passenger vehicles, trucks, and buses, incorporating by reference the requirements of Department of Commerce, National Bureau of Standards, *Standards for Seat Belts for Use in Motor Vehicles* (15 CFR Part 9; 31 F.R. 11528).

Paragraph (f) of 15 CFR 9.3 of Standards for Seat Belts for Use in Motor Vehicles requires that seat belt assemblies designed for installation in motor vehicles equipped with seat belt anchorages "shall have 7/16-20 UNF-2A 1/2-13 UNC-2A, or nonthreaded fasteners as required by the particular vehicle."

The National Traffic Safety Agency has determined that other fasteners that meet or exceed the strength requirements of paragraph (c) of 15 CFR 9.5 may be suitable for use. Therefore, Standard No. 209 is being amended to provide for the use of an approved equivalent of equal or superior performance as an alternative to the fasteners specified.

Since this amendment provides an alternative means of compliance, relieves a restriction, and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and good cause is shown that an effective date earlier than 180 days after issuance is in the public interest and the amendment may be made effective less than 30 days after publication in the FEDERAL REGISTER.

In consideration of the foregoing and pursuant to the authority delegated to me by the Secretary (31 F.R. 13952) and (32 F.R. 1005), § 255.21 of Part 255—Initial Federal Motor Vehicle Safety Standards, Motor Vehicle Safety Standard No. 209 (32 F.R. 2415), paragraph S3., is amended to read as follows:

S3. *Requirements.* Seat belt assemblies shall meet the requirements of Department of Commerce, National Bureau

of Standards, *Standards for Seat Belts for Use in Motor Vehicles* (15 CFR Part 9; 31 F.R. 11528), using the attachment hardware specified in paragraph (f) of 15 CFR 9.3 or approved equivalent hardware.

This amendment is made under the authority of sections 103 and 119 of National Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. secs. 1392, 1407) and becomes effective March 1, 1967.

Issued in Washington, D.C., on February 27, 1967.

LOWELL K. BRIDWELL,
Acting Under Secretary of Commerce for Transportation.

[F.R. Doc. 67-2375; Filed, Feb. 28, 1967; 9:45 a.m.]

Title 32—NATIONAL DEFENSE

Chapter V—Department of the Army

SUBCHAPTER A—AID OF CIVIL AUTHORITIES AND PUBLIC RELATIONS

PART 505—SAFEGUARDING DEFENSE INFORMATION

Visitors

Section 505.17 is revised to read as follows:

§ 505.17 **Visitors.**

(a) *General.* (1) This section establishes procedures for visits by U.S. citizens and foreign nationals to Army installations and activities within the continental United States. The Commanding General, U.S. Army, Alaska; the Commander-in-Chief, U.S. Army, Pacific; and oversea commanders may utilize this section for guidance in establishing local procedures. Requests to visit activities in Alaska, Hawaii, or oversea commands should be submitted to the commanding general of the area concerned.

(2) Regulations governing visits by Department of Defense contractors and their employees to military installations and activities and visits to Department of Defense contractor facilities are set forth in AR 380-130.

(3) Regulations governing Department of the Army orientation and observer training visits of foreign military personnel to Army installations and activities within the United States for the purpose of training or orientation are set forth in AR 551-50.

(4) The commanding officer of an Army installation, or the Department of Army representative, hereinafter referred to as the Army representative, at an Army activity will determine whether the situation at the time of the visit makes the admission of a visitor inadvisable, and is empowered to postpone the visit and request instructions from the office which authorized it.

(b) *Definition.* For the purpose of this section, the following definitions apply—

(1) *Foreign national.* Any person not a citizen of nor immigrant alien to the United States.

(2) *Foreign representative.* Any citizen of the United States or immigrant alien thereto who is acting as a representative, official, or employee of a foreign government, firm, association, corporation, or individual.

(3) *Army installation.* A post, camp, or station, generally self-sufficient, situated on Department of the Army controlled land and established by Department of the Army orders (Fort Belvoir, Aberdeen Proving Ground).

(4) *Army activity.* Agency, detachment, office, or other Department of the Army operated entity established by competent orders (District and Division offices, Beach Erosion Board, recruiting stations). As used herein the term includes Government-owned, contractor-operated facilities and contractor facilities as defined in paragraph 1-236, AR 380-130.

(5) *DA agency.* The term includes the Army Staff, a command, unit, installation, or facility under the control of Headquarters, Department of the Army or a command, unit, installation, or facility for which the Department of the Army is the executive agent.

(c) *Release of military information.* Where the visit involves access to classified information the installation commander or the Army representative concerned will be responsible for controlling access to such information consistent with the purpose of the visit and will not permit access to any other classified information in his custody. In no case will visitors be granted access to information classified higher than that indicated by the Department of the Army agency approving the specific visit, nor will visitors be permitted to take photographs of a classified subject or object unless prior written approval has been obtained from the Department of the Army agency concerned. During periods of access to classified information, visitors will be escorted or supervised by responsible persons designated by the installation commander or Army representative concerned—

(1) *To National Guard, Army Reserve, and Reserve Officers Training Corps.* AR 135-380.

(2) *To Congress.* Instructions are published in a separate Department of the Army directive.

(3) *To U.S. nonmilitary agencies and individuals.* See AR 380-5.

(4) *To foreign nationals and foreign representatives.* Military information will be released to foreign nationals and foreign representatives only in accordance with paragraph (d) of this section, AR 380-19, and Department of the Army Disclosure of Classified Military Information to Foreign Governments (DA-DCMI (A)). Department of the Army agencies sponsoring visits of foreign nationals and foreign representatives will indicate in each instance whether classified information should be released in order to accomplish the purpose of the visit and if so, will indicate the category and classification of such information.

(d) *Visits of foreign nationals and foreign representatives.* Foreign nationals and foreign representatives will be admitted to Department of the Army installations and activities only in accordance with the authorization procedures established by this section. Authorization of a visit in itself does not constitute authority for the release of classified information to visitors, nor retention by visitors of any classified documents or material. Visitors should be advised that requests for such information or material connected with their visits must be submitted to the Department of the Army by the appropriate diplomatic representative of their country or the country of the firm which they are representing. Where visual or oral disclosures only are desired or indicated, such a request may be made in conjunction with the request for the visit. Foreign nationals and foreign representatives will not be permitted access to classified information until their identity has been clearly established and it has been determined that the release of the information requested has been authorized—

(1) *By authority of the Assistant Chief of Staff for Intelligence, Department of the Army.* (i) Foreign nationals and foreign representatives, except as otherwise indicated, may be admitted to Department of the Army installations and activities only upon written authority of the Assistant Chief of Staff for Intelligence, Department of the Army. Requests for visit approval will be submitted by or through the prospective visitor's diplomatic representative in the United States, to the Assistant Chief of Staff for Intelligence, Attention: Foreign Liaison Office, Department of the Army. Requests for visits by foreign nationals while acting as representatives of international organizations, involving the release of U.S. classified information, will be submitted by the U.S. agency charged with maintaining liaison between the international organization and the United States. Such requests will be forwarded to the Secretariat, U.S. Military Information Control Committee (S/USMICC). All visit requests will include—

(*a*) Name in full.
(*b*) Official title or position.
(*c*) Nationality.
(*d*) Visa, passport, or orders number.
(*e*) Date and place of birth.
(*f*) Name of installation, or activity to which admission is desired.
(*g*) Date of visit or dates between which visits are desired.
(*h*) Purpose of visit.
(*i*) Sponsor.
(*j*) Security Clearance.
(ii) Visit requests to—
(*a*) Installations or activities under the command jurisdiction of a DA agency will be processed through that agency.

(*b*) Installations or activities under the command jurisdiction of U.S. Continental Army Command with the exception of Human Resources Research Units will be processed directly between Headquarters, Department of the Army, and the agency to be visited, with infor-

mation copy furnished to Headquarters, U.S. Continental Army Command.

(c) Human Resources Research Units will be processed through U.S. Continental Army Command.

(d) Installations or activities under the command jurisdiction of ZI armies or the Military District of Washington, will be processed directly between Headquarters, Department of the Army, and the ZI army (or MDW) concerned, with information copy furnished to Headquarters, U.S. Continental Army Command.

(e) Major subordinate commands of the U.S. Army Materiel Command and related installations and activities will be processed directly between Headquarters, Department of the Army Materiel Command major subordinate command concerned.

(f) Installations or agencies under the command jurisdiction of the U.S. Army Combat Developments Command will be processed through Headquarters, U.S. Army Combat Developments Command.

(iii) The assistant Chief of Staff for Intelligence, in approving a visit, will specifically state the limitations for disclosure of classified information that are applicable to the particular visit. When disclosure of classified information is authorized in connection with a visit, such disclosure will be limited to the information necessary to accomplish the purpose of the visit.

(2) *By authority of the installation commander or Army representatives.* By authority of the commanding officer of an Army installation or the Army representative at an Army activity, foreign nationals and foreign representatives may be admitted to the installation or activity under the following conditions, provided that no classified information is disclosed.

(i) For social purposes.

(ii) For activities open to the general public.

(iii) For authorized medical treatment.

(iv) In connection with emergency landings or other emergency situations.

(v) For domestic, janitorial, housekeeping, repair, and maintenance activities.

(vi) As transients through military installations (e.g. port of embarkation, to nondefense activity located within an installation boundary).

(vii) On matters of official business when the individual is employed by a U.S. contractor in the performance of a U.S. military contract, or by an agency of the U.S. Armed Forces or other agency of the U.S. Government.

(viii) For visits approved by the Defense Logistics Center, Defense Supply Agency made for the purpose of inspecting items of excess material available for sale to eligible foreign governments.

(ix) Canadian defense suppliers and representatives of the Canadian Department of Defense Production in connection with procurement solicitations or other matters related thereto. Discussions conducted during visits in this category cannot be expanded to include classified matters.

(x) For those visits described under subdivisions (vii), (viii), and (ix) of this subparagraph, the following will be accomplished:

(a) A visit request in accordance with subparagraph (1) of this paragraph will be submitted to the Army installation commander or to the Army representative at the activity to be visited.

(b) The applicant will be notified whether the visit is approved or disapproved.

(c) Prior to admittance the identity of the visitor will be clearly established.

(3) *By authority of Commanding General, U.S. Army Air Defense Command.*

(i) Canadian military personnel assigned to North American Air Defense Command and Continental Air Defense Command accredited to U.S. Army Air Defense Command may be admitted to U.S. Army installations, in connection with air defense activities, on the authority of the Commanding General, U.S. Army Air Defense Command. Classified information may be disclosed, at the lowest appropriate level consistent with the purpose of the visit, within the limits of the accreditation.

(ii) Members of the Armed Forces of Canada or representatives of the government of Canada may be admitted to air defense installations on matters of mutual interest in connection with air defense operational matters on the authority of the Commanding General, U.S. Army Air Defense Command.

(4) *By authority of Commanding Generals, ZI armies.* Members of the Armed Forces of Canada and Mexico may be admitted to Department of the Army installations or activities near the borders of those countries and the United States in connection with border incidents, disciplinary problems, coordination of security matters pertaining to the border, and such other matters of mutual interest as may arise, on the authority of the commanding general of the ZI army concerned without reference to higher headquarters, provided that no unauthorized classified information is disclosed.

(5) *By authority of commandants of service schools.* (i) Commandants of service schools are authorized to approve visits of foreign nationals to military installations and activities when such visits are field trips scheduled in the program of instruction of a course in which the foreign nationals are students, and when such field trips are in consonance with the purpose and scope of the school course attended. The school commandant will obtain the concurrence of the commander of the installation or activity to be visited before approval. During such visits, foreign students will not be furnished classified information higher than that which they have been authorized to receive in the school course which they have been attending.

(ii) Commandants of service schools are authorized to approve visits to U.S. Army schools by Canadian school representatives acting as liaison officers at Canadian schools on behalf of U.S. Army schools under the Liaison Program-Canadian and U.S. Army schools and agencies.

(6) *Visits to the Defense Language Institute.* The Director, Defense Language Institutes, is authorized to approve visits of foreign nationals and foreign representatives to his installations for the purpose of conducting lectures or discussing language training problems when such visits will result in a benefit to the institution, provided that no classified information is disclosed.

(7) *Visits by foreign news-media representatives.* Foreign news-media representatives may request permission to visit Army installations or activities. Such requests will be processed through the Chief of Information, Headquarters, Department of the Army. The Chief of Information may approve such requests without reference to the Assistant Chief of Staff for Intelligence, Department of the Army, provided that no classified information is disclosed and no classified installations are visited.

(8) *Accredited foreign personnel.* Military representatives of foreign governments may be accredited by the Assistant Chief of Staff for Intelligence, Department of the Army, for direct contact to specific Department of the Army agencies, installations, or activities. Representatives so authorized are as listed in the current Accreditation Lists published by the Assistant Chief of Staff for Intelligence. These representatives may submit visit requests directly to the U.S. Army Contact Officer at the installation, activity or agency to which accredited. The U.S. Army Contact Officer may authorize the accredited representative to visit that agency, installation, or activity or agency to which accredited. The U.S. Army Contact Officer may authorize the accredited representative to visit that agency, installation, or activity and their subordinate elements, provided the purpose is within the stated terms of reference and security clearance of the approved accreditation, and provided the military information desired is within the purview of the location to be visited. Accredited representatives who request a visit which is not within the approved terms and security clearance, or is not within the purview of the agency, installation, or activity to which accredited, will be advised to submit a visit request through their diplomatic representative in Washington, D.C.

(e) *Visits of U.S. citizens.* By authority of the Army installation commander or the Army representative at an Army activity, U.S. citizens, except as provided in paragraph (b)(2) of this section, may be admitted to Army installations or activities under the following conditions:

(1) Casual visitors (visitors on a transient status, passing through port of embarkation or port of debarkation, parents or relatives of personnel stationed within the installation or activity, individuals invited for social occasions or activities open to the public, domestics or personnel employed or admitted for housekeeping, repair, and maintenance purposes or such other casual visitors who may be considered under similar

criteria) may be admitted provided that no classified information is disclosed.

(2) Representatives of U.S. Government agencies or of the Military Establishment, and individuals employed by U.S. contractors or subcontractors or individuals engaged in cooperating with the Department of Defense in the capacity of engineer, inventor, consultant, or advisor, may be admitted provided that the local representative of the Department of the Army agency concerned considers the visit necessary or desirable and not in conflict with the best interests of the services. Classified information may be disclosed on a need-to-know basis to such visitors provided that appropriate visitor clearance, including security clearance, is obtained by the visitor prior to the visit in accordance with the requirements of the head of the Department of the Army agency concerned, or by authority of the Assistant Chief of Staff for Intelligence, Department of the Army; and provided that no information of a classification higher than that of the individual's clearance is disclosed. Access to classified information will not be permitted until identity and security clearance have been clearly established. Authorization for the visit in itself does not constitute authority for the release of classified information to visitors nor retention by the visitor of any classified documents or material. In case doubt exists as to the identity of the visitor, or whether he is acting in an official capacity, verification will be made with the Assistant Chief of Staff G2 of the Army or other command concerned.

(3) Visits of representatives of the Atomic Energy Commission, its contractors and its contractor employees, and visits which will involve access to "Restricted Data" as defined by the Atomic Energy Act of 1954, will be controlled by Headquarters, Department of the Army, as set forth in AR 380-150.

(4) Installation commanders and Army representatives at activities may contact any cognizant security office or the Chief, Industrial and Personnel Security Group, Attention: Central Index File, Fort Holabird, Baltimore, Md. 21219, direct on matters pertaining to visits by contractor employees.

(5) Reporters, photographers, and other representatives of public information media may be admitted to Army installations or facilities provided that no unauthorized classified information is disclosed. AR 360-5 governs such visits.

(6) Union officials not employed by contractors but who may require access to classified information or to closed or restricted areas in connection with the specific terms of a bargaining or other agreement with a contractor may be granted access to such information or areas by the commander of an installation under the following procedures:

(i) Appropriate documentation will be furnished by the union official to the commander of the installation as follows:

(*a*) Name and address of the person for whom visit is requested.

(*b*) Citizenship.

(*c*) Date and place of birth.

(*d*) Organization with which the person is associated.

(*e*) Position of person in the organization.

(*f*) Date of requested visit or dates of intermittent visits.

(*g*) Purpose of visit in detail, including classified information to which access is required and the reason therefor.

(*h*) Person(s) to be visited, if known.

(*i*) Name and address of any facility or Army installation to which the person has submitted previously, forms identified in (*j*) of this subdivision.

(*j*) Five signed Personnel Security Questionnaires (DD Form 48), five signed Certificate of Non-affiliation with Certain Organizations (DD Form 48-1) and one executed fingerprint card (FD Form 258).

(ii) The contractor who employs the union members may act as sponsor in submission of the foregoing documentation except that forms required in subdivision (i) (*j*) of this subparagraph may be submitted directly to the installation commander.

(iii) Provisions of paragraph 3-202, AR 380-130 will be accomplished.

(iv) Notice of approval or disapproval of visit will be furnished the requestor by the commander.

(v) These provisions are not to be interpreted as modifying in any way the authority of the commander of a military installation to deny admittance of any individual to a military installation under his control. Actions under such authority are not appealable.

[AR 380-25, May 17, 1965] (Sec. 3012, 70A Stat. 157, 10 U.S.C. 3012)

C. A. STANFIEL,
Colonel, AGC,
Acting The Adjutant General.

[F.R. Doc. 67-2217; Filed, Feb. 28, 1967; 8:45 a.m.]

Chapter VI—Department of the Navy

SUBCHAPTER E—CLAIMS

PART 750—NAVY GENERAL CLAIMS

PART 753—NAVY FOREIGN CLAIMS

Miscellaneous Amendments

Scope and purpose. Part 750 is updated in accordance with—

(a) The amendments to the Federal Tort Claims Act (28 U.S.C. 2671-2680) by Public Law 89-506 of July 18, 1966;

(b) The Federal Claims Collection Act of 1966 (Public Law 89-508 of July 19, 1966; 31 U.S.C. 951-952);

(c) Section 21 of Public Law 89-718 of November 2, 1966, redesignating 10 U.S.C. 2736, relating to certain claims not cognizable under other law, as section 2737; and

(d) Controlling regulations issued under Public Laws 89-506 and 89-508; i.e., 4 CFR Chapter II (31 F.R. 13381) and 28 CFR Part 14 (31 F.R. 16616); see also delegation of authority, 31 F.R. 16722.

Part 753 is amended by updating statutory and regulatory references in §§ 753.29 and 753.31.

1. The title of Subpart A is revised to read:

Subpart A—Federal Tort Claims Accruing on or Before January 17, 1967

2. Following § 750.16 a new subpart is inserted to read:

Subpart A-1—Federal Tort Claims Accruing on or After January 18, 1967

Sec.

AUTHORITY: The provisions of this Subpart A-1 issued under secs. 2671-2680, 62 Stat. 982-984, as amended (incl. Pub. L. 89-506), sec. 5031, 70A Stat. 278, as amended, sec. 301, 80 Stat. 379; 5 U.S.C. 301, 10 U.S.C. 5031, 28 U.S.C. 2671-2680; 31 F.R. 16616, 28 CFR Part 14.

Subpart A-1—Federal Tort Claims Accruing on or After January 18, 1967

§ 750.16a Statutory authority.

Public Law 89-506 amended various sections of the Federal Tort Claims Act (28 U.S.C. 2671-2680), the amendments to apply to claims accruing on or after January 18, 1967. Pursuant to, and subject to the limitations of, this law, the Secretary of the Navy or his designee may consider, ascertain, adjust, determine, compromise, and settle any claim for money against the United States for injury or loss of property or personal injury or death caused by the negligent or wrongful act or omission of any employee of the agency while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the law of the place where the act or omission occurred. Any award, compromise, or settlement in excess of $25,000 may be effected only with the prior written approval of the Attorney General or his designee.

§ 750.16b Applicable provisions governing administrative settlement of Federal tort claims under Title 28, United States Code, as amended by Public Law 89-506.

In addition to the provisions of this Subpart A-1, the provisions of §§ 750.1, 750.3 (b) and (c), 750.4 and 750.8 to 750.12 and Subpart C of this part, except § 750.42(b) are applicable to claims accruing on or after January 18, 1967.

Applicable provisions of 28 CFR Part 14 (31 F.R. 16616) will also be followed.

§ 750.16c Attorneys' fees.

For claims accruing on or after January 18, 1967, an attorney's fee not in excess of 25 per centum of any judgment rendered pursuant to 28 U.S.C. 1346(b) or settlement made pursuant to 28 U.S.C. 2677, and not in excess of 20 per centum of any award, compromise, or settlement made pursuant to 28 U.S.C. 2672, may be allowed.

§ 750.16d Prerequisite for suit on claims accruing on or after January 18, 1967.

An action may not be instituted against the United States for money damages for injury or loss of property or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Navy while acting within the scope of his office or employment, unless the claimant shall have first presented the claim to the Navy and his claim shall have been finally denied by the Navy in writing; see § 750.16f. The failure of the Navy to make final disposition of a claim within 6 months after it is filed shall, at the option of the claimant any time thereafter, be deemed a final denial of the claim for purposes of this section. These provisions do not apply to such claims as may be asserted under the Federal Rules of Civil Procedure by third-party complaint, cross-claim, or counterclaim.

§ 750.16e Approval or disapproval of claims.

(a) *Claims accruing on or before January 17, 1967.* Claims accruing on or before January 17, 1967, shall be handled, approved or disapproved, and paid in accordance with Subparts A and C of this part.

(b) *Claims accruing on or after January 18, 1967.* (1) A claim in any amount may be approved, disapproved, compromised, or settled by any of the following, each of whom is designated to administer Public Law 89–506 for the Navy—

(i) The Judge Advocate General;

(ii) The Deputy Judge Advocate General;

(iii) Such other officers as may be designated by the Secretary of the Navy;

Provided, That any award, compromise, or settlement involving payment of more than $25,000 shall be effected only with the prior written approval of the Attorney General or his designee.

(2) A claim in an amount not exceeding $10,000 may be approved or disapproved, and a claim in any amount may be compromised or settled in an amount not exceeding $10,000, by any of the following:

(i) The Assistant Judge Advocate General (International and Administrative Law).

(ii) The Director, Litigation and Claims Division, Office of the Judge Advocate General.

(iii) Such other officers as may be designated by the Secretary of the Navy.

(3) A claim in an amount not exceeding $3,500 may be approved or disapproved, and a claim in any amount may be compromised or settled in an amount not exceeding $3,500, by any of the following:

(i) The Assistant Director, Litigation and Claims Division, Office of the Judge Advocate General.

(ii) The commandant or the district legal officer of the naval district within which the claim arose or, if the claim arose in Guam, Commander Naval Forces Marianas or his staff legal officer.

(iii) The Legal Officer, U.S. Naval Base, Newport, R.I., and the Legal Officer, U.S. Naval Submarine Base, New London, Conn., for claims accruing to operators of fishing vessels for damage to nets, booms, lines, or other trawler impedimenta as a result of contact with naval ordnance (mines or torpedoes).

(iv) Such other officers as may be designated by the Secretary of the Navy.

§ 750.16f Notice to claimant.

The claimant shall in each case be notified by the approving or disapproving authority, in writing, of the action taken on his claim. Final denial of an administrative claim shall be in writing and sent to the claimant or his attorney or legal representative by certified or registered mail. Notification of final denial may include a statement of reasons for the denial and shall include a statement that, if the claimant is dissatisfied with the agency action, he may file suit in an appropriate U.S. District Court within 6 months after the date of mailing of notice of final denial.

§ 750.16g Action on approved claims.

(a) *Payment.* Any award, compromise or settlement in an amount of $2,500 or less shall be paid in accordance with section 2044. Payment of awards in excess of $2,500 and not more than $100,000 will be obtained by forwarding Standard Form 1145 to the Claims Division, General Accounting Office; payment of awards in excess of $100,000 will be obtained by forwarding Standard Form 1145 to the Bureau of Accounts, Department of the Treasury. When an award is in excess of $25,000, Standard Form 1145 must be accompanied by evidence that the award has been approved by the Attorney General or his designee. When the use of Standard Form 1145 is required, it shall be executed by the claimant or it shall be accompanied by either a claims settlement agreement or a Standard Form 95 executed by the claimant. When a claimant is represented by an attorney, the voucher for payment shall designate as "payee" both the claimant and his attorney; the check shall be delivered to the attorney, whose address shall appear on the voucher.

(b) *Effect of acceptance.* Acceptance by the claimant, or by his agent or legal representative, of any award, compromise, or settlement made pursuant to the provisions of section 2672 or 2677 of Title 28, United States Code, shall be final and conclusive on the claimant, agent or legal representative and any person on whose behalf or for whose benefit the claim has been presented, and shall constitute a complete release of any claim against the United States, or against the employee of the Government whose act or omission gave rise to the claim, by reason of the same subject matter.

§ 750.16h Administrative claim; when presented.

(a) *Receipt of executed form or written notification.* For purposes of the provisions of sections 2672, 2675, and 2401(b) of Title 28, United States Code, a claim shall be deemed to have been presented when the Navy receives from a claimant, or his duly authorized agent or legal representative, an executed Standard Form 95 or written notification of an incident, together with a claim for money damages, in a sum certain, for damage to or loss of property or personal injury or death.

(b) *Forwarding.* A claim presented to the wrong Federal agency shall be transferred forthwith to the appropriate agency. For purposes of the 6-month provision of section 2675 of Title 28, United States Code, a claim shall be deemed to have been filed when it is received by the appropriate Federal agency.

§ 750.16i Administrative claim; who may file.

(a) *Property.* A claim for damage to or loss or destruction of property may be presented by the owner of the property or his duly authorized agent or legal representative.

(b) *Personal injury.* A claim for personal injury may be presented by the injured person or his duly authorized agent or legal representative.

(c) *Death.* A claim based on death may be presented by the executor or administrator of the deceased's estate, or by any other person legally entitled in accordance with local law governing the rights of survivors.

(d) *Loss compensated by insurer.* A claim for loss wholly compensated by an insurer with the rights of a subrogee may be presented by the insurer. A claim for loss partially compensated by an insurer with the rights of a subrogee may be presented by the parties individually as their respective interests appear, or jointly.

(e) *Claim presented by agent or legal representative.* A claim presented by an agent or legal representative will be presented in the name of the claimant, be signed by the agent or legal representative, show the title or legal capacity of the person signing, and be accompanied by evidence of his authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian, or other representative.

§ 750.16j Administrative claim; evidence to be submitted.

In addition to evidence required by § 750.32, the claimant may be required to furnish any other evidence which would have a bearing on the award.

§ 750.16k Limitation on authority to compromise or settle.

(a) *Consultation with Department of Justice.* An administrative claim pre-

sented under the provisions of section 2672 of Title 28, United States Code, may be adjusted, determined (by approval or disapproval), compromised or settled only after consultation with the Department of Justice:

(1) When a new precedent or a new point of law is involved;

(2) When in the opinion of the Federal agency a question of policy is or may be involved;

(3) When the United States is or may be entitled to indemnity or contribution from a third party and the agency is unable to adjust the third-party claim; or

(4) When, for any reason, the compromise of a particular claim, as a practical matter, will control the disposition of a related claim in which the amount to be paid may exceed $25,000.

(b) *Other litigation pending related to same transaction.* An administrative claim presented under the provisions of section 2672 of Title 28, United States Code, may be adjusted, determined (by approval or disapproval), compromised or settled only after consultation with the Department of Justice when the United States or its employee, agent, or cost-plus contractor is involved in litigation based on a claim arising out of the same transaction.

(c) *Principal and derivative or subrogated claims.* For purposes of the provisions of section 2672 of Title 28, United States Code, and these regulations, the principal claim and any derivative or subrogated claim shall be treated as a single claim.

(d) *Forwarding to JAG of claim and file.* In all situations noted in paragraphs (a) and (b) of this section in which the award, disapproval, compromise or settlement of a claim would otherwise be within the authority of the person handling it, the claim, along with the entire file, shall be forwarded to the Judge Advocate General with a full statement of the reasons therefor.

§ 750.16l Investigation and explanation.

A Federal agency may request any other Federal agency to investigate a claim filed under section 2672, Title 28, United States Code, or to conduct a physical examination of a claimant and to provide a report of the physical examination.

3. Section 750.25 is amended by revising paragraph (c) to read as follows:

§ 750.25 Claims arising in foreign countries.

* * * * *

(c) *Relation to other statutory provisions—(1) Advance payments.* 10 U.S.C. 2736, concerning advance payments and implemented in §§ 750.27, 750.27a, and 750.27b, is applicable to payments otherwise payable under the Military Claims Act (10 U.S.C. 2733) or the Foreign Claims Act (10 U.S.C. 2734).

(2) *Claims not cognizable under any other law.* 10 U.S.C. 2737, relating to certain claims not cognizable under any other law and implemented in §§ 750.28, 750.28a, and 750.28b, may, in proper cases, be applied to claims arising in foreign countries.

(3) *Federal Tort Claims Act not applicable.* Claims arising in foreign countries are expressly excluded by 28 U.S.C. 2680(k) from consideration under the provisions governing the settlement of Federal tort claims under Title 28, United States Code, and the application of the civil-action provisions of 28 U.S.C. 1346(b).

4. Sections 750.27 to 750.28c are revised to read as follows:

10 U.S.C. 2736

Sec.
750.27 Statutory authority.
750.27a Conditions for payment under 10 U.S.C. 2736.
750.27b Exclusion.

10 U.S.C. 2736

§ 750.27 Statutory authority.

10 U.S.C. 2736 authorizes the Secretary of the Navy or his designee to pay an amount not in excess of $1,000 in advance of the submission of a claim to or for any person, or the legal representative of any person, who was injured or killed, or whose property was damaged or lost, as the result of an accident involving an aircraft or missile under the control of the Department of the Navy for which allowance of a claim is authorized by law. Payment under this law is limited to that which would be payable under the Military Claims Act (10 U.S.C. 2733) or the Foreign Claims Act (10 U.S.C. 2734). Payment of an amount under this law is not an admission by the United States of liability for the accident concerned; and any amount so paid shall be deducted from any amount that may be allowed under any other provision of law to the person, or his legal representative, for injury, death, damage, or loss attributable to the accident concerned.

§ 750.27a Conditions for payment under 10 U.S.C. 2736.

Prior to making a payment under 10 U.S.C. 2736, the adjudicating authority (designated in § 750.41(d)) will ascertain that:

(a) The injury, death, damage or loss resulted from an accident involving an aircraft or missile under the control of the Department of the Navy.

(b) The injury, death, damage or loss would be payable under the Military Claims Act (10 U.S.C. 2733) or the Foreign Claims Act (10 U.S.C. 2734).

(c) The payee, insofar as can be determined, would be a proper claimant under this part or the Navy Foreign Claims Regulations (Part 753 of this chapter), or is the spouse or next of kin of a proper claimant who is incapacitated.

(d) The provable damages are estimated to exceed the amount to be paid.

(e) There exists an immediate need of the person who suffered the injury, damage, or loss, or his family, or the family of a person who was killed, for food, clothing, shelter, medical or burial expenses, or other necessities, and other resources for such expenses are not reasonably available.

(f) The prospective payee has signed a statement that it is understood that the payment is not an admission by the Navy or the United States of liability for the accident concerned and that the amount paid is not a gratuity but shall constitute an advance against and shall be deducted from any amount that may be allowed under any other provision of law to the person, or his legal representative, for injury, death, damage, or loss attributable to the accident concerned.

§ 750.27b Exclusion.

No payment under 10 U.S.C. 2736 may be made if the incident occurred in a foreign country in which the NATO Status of Forces Agreement (4 U.S.T. 1792, TIAS 2846) or other similar agreement is in effect and the injury, death, damage, or loss (a) was caused by a member or employee of the Department of the Navy acting within the scope of his employment or (b) occurred "incident to noncombat activities" of the Department of the Navy as defined in § 750.21.

10 U.S.C. 2737 (PUBLIC LAW 87–769 (76 STAT. 767), AS AMENDED)

Sec.
750.28 Statutory authority.
750.28a Definitions.
750.28b Scope of 10 U.S.C. 2737.

10 U.S.C. 2737 (PUBLIC LAW 87–769 (76 STAT. 767), AS AMENDED)

§ 750.28 Statutory authority.

10 U.S.C. 2737 (Public Law 87–769 (76 Stat. 767), as amended) authorizes the Secretary of the Navy or his designee to settle and pay, in an amount not more than $1,000, a claim against the United States, not cognizable under any other law, for—

(a) Damage to, or loss of, property, or

(b) Personal injury or death,

caused by a civilian official or employee of the Department of the Navy or a member of the Navy or Marine Corps, incident to the use of a vehicle of the United States at any place, or incident to the use of any other property of the United States on a Government installation.

§ 750.28a Definitions.

For the purpose of § 750.28b, the following terms will have the meanings indicated:

(a) *Civilian official or employee.* Any civilian official or employee of the Department of the Navy paid from appropriated funds at the time of the incident which resulted in the damage or loss.

(b) *Vehicle.* Includes every description of carriage or other artificial contrivance used, or capable of being used, as a means of transportation on land. (1 U.S.C. 4.)

§ 750.28b Scope of 10 U.S.C. 2737.

(a) *Rule.* Subject to the exceptions and limitations set forth in paragraph (b) of this section, 10 U.S.C. 2737 provides authority for the administrative settlement, in an amount not to exceed $1,000, of any claim against the United States, not cognizable under any other

provision of law, for damage to or loss of property, or for personal injury or death, caused by military personnel or a civilian official or employee incident to the use of a vehicle of the United States at any place, or incident to the use of any other property of the United States on a Government installation.

(b) *Exclusions.* A claim may not be allowed under 10 U.S.C. 2737 and these regulations:

(1) If the damage to or loss of property, or the personal injury or death, was caused wholly or partly by a negligent or wrongful act of the claimant, his agent, or his employee;

(2) In the case of personal injury or death, for more than the cost of reasonable medical, hospital, and burial expenses actually incurred, and not otherwise furnished or paid by the United States;

(3) Unless it is presented in writing within 2 years after it accrues;

(4) Unless the amount tendered is accepted in writing by the claimant in full satisfaction of any claim against the United States arising from the incident;

(5) To the extent that the claim or any part thereof is legally recoverable by the claimant under an indemnifying law or indemnity contract;

(6) If it is a subrogated claim;

(7) If it is cognizable under any other provision of law.

5. Section 750.29 is amended by revising the introductory paragraph of paragraph (a) and by revising paragraphs (d) and (e) to read as follows:

§ 750.29 Measure of damages.

(a) *Damage to property.* In claims for damage to or loss or destruction of property cognizable under the provisions governing the administrative settlement of Federal tort claims under Title 28, United States Code, or the civil-action provisions of 28 U.S.C. 1346(b), the measure of damages is determined by the law of the place where the act or omission occurred. In cases cognizable under the Military Claims Act (10 U.S.C. 2733) or Public Law 87–769, as amended (10 U.S.C. 2737), however, the measure of damages shall be as follows:

* * * * *

(d) *Limitations.* In claims cognizable under the Military Claims Act (10 U.S.C. 2733) or Public Law 87–769, as amended (10 U.S.C. 2737), payment shall not be made for the following elements of damage: Interest, cost of preparation of claims, attorneys' fees; or inconvenience and similar items.

(e) *Joint tort-feasor.* If a claimant under the Military Claims Act (10 U.S.C. 2733) or Public Law 87–769, as amended (10 U.S.C. 2737), has elected to proceed against a third party as a joint tort-feasor, any amount paid by such third party for damage which might otherwise be properly included in the claim against the Government shall be deducted from any award made by the Government to the claimant.

6. Section 750.31 is amended by revising paragraph (b) to read as follows:

§ 750.31 The submission of a claim.

* * * * *

(b) *To whom submitted.* The claim shall be submitted by the claimant to the commanding officer of the naval activity involved, if known; otherwise, it shall be submitted to the commanding officer of any naval activity, preferably the one within which or nearest to which the incident occurred, or to the Judge Advocate General of the Navy, Washington, D.C. 20370.

7. Section 750.41 is amended by revising paragraphs (d) and (e) and by adding paragraph (f) to read as follows:

§ 750.41 Approval of claims.

* * * * *

(d) *Payments under 10 U.S.C. 2736.* Pursuant and subject to the provisions of 10 U.S.C. 2736 and §§ 750.27, 750.27a, and 750.27b, the following are designated to approve payments under this law:

(1) The Judge Advocate General.

(2) The Deputy Judge Advocate General.

(3) The Assistant Judge Advocate General (International and Administrative Law).

(4) The Director, Litigation and Claims Division, Office of the Judge Advocate General.

(5) The Assistant Director, Litigation and Claims Division, Office of the Judge Advocate General.

(6) Such other officers as may be designated by the Secretary of the Navy.

(e) *Payments under 10 U.S.C. 2737 (Public Law 87–769 (76 Stat. 767), as amended).* Pursuant and subject to the provisions of 10 U.S.C. 2737 (Public Law 87–769 (76 Stat. 767), as amended) and §§ 750.28, 750.28a, and 750.28b, the following are designated to approve payments under this law:

(1) The Judge Advocate General.

(2) The Deputy Judge Advocate General.

(3) The Assistant Judge Advocate General (International and Administrative Law).

(4) The Director, Litigation and Claims Division, Office of the Judge Advocate General.

(5) The Assistant Director, Litigation and Claims Division, Office of the Judge Advocate General.

(6) Such other officers as may be designated by the Secretary of the Navy.

(f) *Collection, compromise, termination of collection action, and referral to General Accounting Office, or to Department of Justice for litigation, of civil claims by the Navy for property damage.* Collection, compromise, termination of collection action, and referral to the General Accounting Office, or to the Department of Justice for litigation, of civil claims of the United States for property damage arising out of activities of, or referred to, the Department of the Navy pursuant to section 3 of the Federal Claims Collection Act of 1966 (80 Stat. 309, 31 U.S.C. 952); Title 4 of the Code of Federal Regulations, Chapter II; and § 750.45, and as authorized by delegation of authority, 31 F.R. 16722, shall be made by any of the following, all of whom are designated to administer those provisions of law for the Navy:

(1) The Judge Advocate General.

(2) The Deputy Judge Advocate General.

(3) The Assistant Judge Advocate General (International and Administrative Law).

(4) The Director, Litigation and Claims Division, Office of the Judge Advocate General.

(5) The Assistant Director, Litigation and Claims Division, Office of the Judge Advocate General.

(6) Such other officers as may be designated by the Secretary of the Navy.

(7) The commandant or the district legal officer of the naval district within which the claim arose, or, if the claim arose in Guam, Commander Naval Forces Marianas or his staff legal officer, if the claim does not exceed $5,000.

8. Section 750.45 is amended by revising paragraph (a) to read as follows:

§ 750.45 Claims in favor of the United States.

(a) *Collection, compromise, termination of collection action, and referral to General Accounting Office, or to Department of Justice for litigation, of civil claims by the Navy for property damage.* Pursuant to section 3 of the Federal Claims Collection Act of 1966 (80 Stat. 309, 31 U.S.C. 952), Title 4 of the Code of Federal Regulations was amended to promulgate joint regulations of the General Accounting Office and the Department of Justice prescribing standards for the administrative collection, compromise, termination of agency collection action, and the referral to the General Accounting Office, or to the Department of Justice for litigation, of civil claims by the Government for money or property. These regulations are set forth in 4 CFR Chapter II (31 F.R. 13381). Department of Defense notice, 31 F.R. 16722, delegates to the Secretary of the Navy, or his designees, the authority granted the Secretary of Defense under the Federal Claims Collection Act of 1966. Action and procedures in accordance with 4 CFR Chapter II shall be taken with respect to claims for property damage in favor of the United States by the Judge Advocate General or those designated in § 750.41(f). In cases in which it is determined that a valid claim exists in favor of the United States for property damage in excess of $5,000, for other than property damage, or for medical expenses beyond the authority conferred on JAG Designees in § 757.4 of this chapter, the record, together with appropriate recommendations, shall be forwarded to the Judge Advocate General for action.

* * * * *

9. Section 750.48 is amended by revising paragraph (a)(6) to read as follows:

§ 750.48 Single-service assignment of responsibility for processing of claims.

(a) *Applicable law.* * * *

(6) Act of October 9, 1962 (76 Stat. 767), as amended (10 U.S.C. 2737), Certain claims not cognizable under any other provision of law.

* * * * *

10. Section 753.29 is amended by revising paragraph (b)(1)(vi) to read as follows:

§ 753.29 Claims arising in specified foreign countries.

* * * * *

(b) *Single-service assignment of responsibility for processing of claims—*(1) *Applicable law.* * * *

(vi) Act of October 9, 1962 (76 Stat. 767), as amended (10 U.S.C. 2737), Certain claims not cognizable under any other provision of law.

* * * * *

11. Section 753.31 is revised to read as follows:

§ 753.31 Payments under 10 U.S.C. 2736.

10 U.S.C. 2736 authorizes the Secretary of the Navy or his designee to pay an amount not in excess of $1,000, in advance of the submission of a claim, to or for any person, or the legal representative of any person, who was injured or killed, or whose property was damaged or lost, as the result of an accident involving an aircraft or missile under the control of the Department of the Navy for which allowance of a claim is authorized by law. The regulations controlling such payments are contained in §§ 750.27, 750.27a, 750.27b, and 750.41(d).

(Secs. 2671–2680, 62 Stat. 982–984, as amended, secs. 2734, 5031, 70A Stat. 154, 278, as amended, sec. 133, 76 Stat. 517, 80 Stat. 306–309, 379, 1118; 5 U.S.C. 301, 10 U.S.C. 133, 2734, 2736, 2737, 5031, 28 U.S.C. 2671–2680, 31 U.S.C. 951–952; 31 F.R. 13381, 16616, 16722; 4 CFR Chap. II, 28 CFR Part 14)

Dated: February 23, 1967.

By direction of the Secretary of the Navy.

R. H. HARE,
Rear Admiral, U.S. Navy, Acting Judge Advocate General of the Navy.

[F.R. Doc. 67-2228; Filed, Feb. 28, 1967; 8:46 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

INTERNATIONAL POSTAL RATES AND FEES

A notice of proposed changes in certain international postage rates was published in the FEDERAL REGISTER of January 14, 1967 (32 F.R. 415). Interested persons were given 30 days in which to submit written comments concerning the proposals.

After thorough consideration of all comments received, the Department has reached the conclusion of adopting the proposals to be effective on May 1, 1967, with the following modifications:

1. The increase from 2 cents to 3 cents for the first 2 ounces applicable to Canadian publishers' second-class mailings is postponed 6 months, until November 1, 1967.

2. The "Bundling" rates for Canadian publishers' second-class mail are retained for eighteen months beyond the May 1, 1967 effective date, and will not be discontinued until November 1, 1968.

Accordingly, the rates to be effective on May 1, 1967, read as follows with the footnoted exceptions:

I. Surface postal union rates:

Classification	Countries	Rates
Letter mail	Countries other than Canada and Mexico.	13 cents first ounce; 8 cents each additional ounce.
Post cards	do	8 cents single; 16 cents reply-paid.
Printed matter:		
a. Books and sheet music	Countries of the Postal Union of the Americas and Spain, except Spain and Spanish possessions.	3 cents first 2 ounces; 1 cent each additional 2 ounces.
	Other countries	4 cents first 2 ounces; 1½ cents each additional 2 ounces.
b. Publishers' second class	PUAS countries, including Mexico	3 cents first 2 ounces; 1 cent each additional 2 ounces.
	Canada [1] [2]	2 cents first 2 ounces; 1 cent each additional 2 ounces.[1]
	Other countries	4 cents first 2 ounces; 1½ cents each additional 2 ounces.
c. Controlled circulation publications.	All countries	5 cents first 2 ounces; 2 cents each additional 2 ounces.
d. Other printed matter	Countries other than Canada and Mexico.	6 cents first 2 ounces; 4 cents each additional 2 ounces.
Samples of merchandise	do	6 cents first 2 ounces; 4 cents each additional 2 ounces. Minimum charge, 13 cents.
Small packets	Countries admitting	6 cents each 2 ounces; minimum charge, 26 cents.

[1] On Nov. 1, 1967, the increase from 2 cents to 3 cents for the first 2 ounces will be effective.
[2] Postage computations based on bundles of individually addressed copies will be retained until Nov. 1, 1968, when they will be discontinued.

II. Surface parcel post rates:

Zone 1. North America, Central America, and the Caribbean Islands $1 for the first 2 pounds; 30 cents for each additional pound.

Zone 2. All other countries $1.10 for the first 2 pounds; 35 cents for each additional pound.

III. Airmail rates:

A. Airmail rates for letters, other than to Canada and Mexico, will be based on a three-zone rate structure as follows:

Zone I. Central America, South America, and the Caribbean Islands.

Zone II. Europe (except U.S.S.R.) and Mediterranean Africa.

Zone III. Other countries.

The airmail letter rates will be—

Zone I countries—15 cents per half ounce.
Zone II countries—20 cents per half ounce.
Zone III countries—25 cents per half ounce.

B. Airmail rates for postal union "other articles" will be based on a three-zone structure as follows:

Zone A. North America (except Canada), Central America, and the Caribbean Islands—40 cents first 2 ounces; 10 cents each additional 2 ounces.

Zone B. South America, Europe (except U.S.S.R.) and Mediterranean Africa—50 cents first 2 ounces; 20 cents each additional 2 ounces.

Zone C. U.S.S.R., Asia, the Pacific, and Africa other than Mediterranean—60 cents first 2 ounces; 30 cents each additional 2 ounces.

C. Airmail rates for post cards and aerogrammes will be as follows:

Countries other than Canada and Mexico—13 cents each.

The appropriate amendments necessary to codify these changes in rates (pursuant to this notice) into Title 39, Code of Federal Regulations, will be published in the FEDERAL REGISTER as soon as practicable.

(5 U.S.C. 301, 39 U.S.C. 501, 505)

TIMOTHY J. MAY,
General Counsel.

FEBRUARY 27, 1966.

[F.R. Doc. 67-2280; Filed, Feb. 28, 1967; 8:50 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

SUBCHAPTER B—MILITARY PERSONNEL

[CGFR 67-14]

PART 33—APPOINTMENT OF CIVILIANS AS COMMISSIONED OFFICERS, CHIEF WARRANT OFFICERS, AND WARRANT OFFICERS

Subpart 33.05—Appointments of Licensed Officers of the United States Merchant Marine as Commissioned Officers

QUALIFICATION REQUIREMENTS FOR APPOINTMENT AS COMMISSIONED OFFICERS

The purpose of the amendments to 33 CFR 33.05-3(a)(1), 33.05-6(c), 33.05-7(c), 33.05-11(a), 33.05-11(b), 33.05-19(b), as set forth in this document, is to revise and lower the experience requirements for applicants holding licenses as merchant marine officers who are seeking appointment as commissioned officers

in the U.S. Coast Guard and to revise certain application procedures.

By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by Treasury Orders 167-17, dated June 29, 1955 (20 F.R. 4976) and 167-56, dated October 23, 1963 (20 F.R. 11570) and section 633 of Title 14, U.S. Code, the following changes to the regulations in 33 CFR Part 33 are prescribed and shall become effective on and after the date of publication of this document in the FEDERAL REGISTER.

1. The authority for Subpart 33.05 is amended to read as follows:

AUTHORITY: The provisions of this Subpart 33.05 issued under secs. 92, 633, 63 Stat. 503, as amended, 545; 14 U.S.C. 92, 633. Interpret or apply secs. 211, 212, 213, 77 Stat. 177, as amended, 178; 14 U.S.C. 211, 212, 213. Treasury Department Orders 167-17 June 29, 1955, 20 F.R. 4976; 167-56 Oct. 23, 1963, 20 F.R. 11570.

§ 33.05-3 [Amended]

2. Section 33.05-3 *General requirements*, is amended by changing in paragraph (a)(1), first sentence, the phrase from "4 or more years," to "2 or more years," and in the second sentence, the phrase "Of this service, at least 3 years," to the phrase "When more than 2 years service is required, a minimum of 2 years."

§ 33.05-6 [Amended]

3. Section 33.05-6, *Requirements for lieutenant, junior grade*, is amended by changing in paragraph (c) the phrase from "4 or more years," to "2 or more years."

4. Section 33.05-7(c) is amended to read as follows:

§ 33.05-7 Requirements for lieutenant.

* * * * *

(c) *Experience.* (1) Applicants must have served 4 or more years on board vessels of the United States in the capacity of licensed officers, of which not less than 1 year must have been served as Chief Mate or First Assistant Engineer or higher. Credit for up to 2 years of the required 4 may be given for service on board public vessels of the United States, in addition to service on such vessels considered as equivalent to commercial merchant vessels.

(2) Applicants who hold a degree from an accredited college, or who are graduates of a Federal or State maritime academy, may substitute such degree, diploma, or certificate of completion for 1 year of the required 4. Experience ashore as assistant port captain, assistant port engineer, marine surveyor, or higher, or comparable position may be substituted equally for up to 2 years of the required 4.

(3) A combination of substitutions of educational credit and experience ashore cannot serve to reduce actual sea service below the 2 years required by law. Credit for service on board public vessels not considered equivalent to commercial merchant vessels cannot reduce the required sea service on board commercial merchant vessels below 3 years. Substitution cannot be made for the required 1 year of service as Chief Mate or First Assistant Engineer, or higher.

§ 33.05-11 [Amended]

5. Section 33.05-11 *Application procedure*, is amended by changing in paragraph (a), first sentence, the phrase "Commandant, U.S. Coast Guard, Washington 25, D.C.," to "Commandant, U.S. Coast Guard, Washington, D.C. 20226," and in paragraph (b), first sentence, the phrase "Commandant, U.S. Coast Guard, Washington 25, D.C.," to "Commandant, U.S. Coast Guard, Washington, D.C. 20226."

§ 33.05-19 [Amended]

6. Section 33.05-19 *Physical examinations*, is amended by changing in paragraph (b), first sentence, the phrase "within 30 days," to "within 60 days."

Dated: February 20, 1967.

[SEAL] W. J. SMITH,
Admiral, U.S. Coast Guard,
Commandant.

[F.R. Doc. 67-2274; Filed, Feb. 28, 1967; 8:49 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 991]

HOPS OF DOMESTIC PRODUCTION

Salable Quantity and Allotment Percentage for 1967–68 Marketing Year

Notice is hereby given of a proposal to establish, for the 1967–68 marketing year, which begins August 1, 1967, a salable quantity and allotment percentage of 48,500,000 pounds and 93 percent, respectively, applicable to hops produced in Washington, Oregon, Idaho, and California. The proposed salable quantity and allotment percentage would be established in accordance with the provisions of Marketing Order No. 991 (7 CFR Part 991; 31 F.R. 9713, 10072), regulating the handling of hops of domestic production, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The proposal was unanimously recommended by the Hop Administrative Committee.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposal should file the same in quadruplicate with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than March 8, 1967. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during official hours of business (7 CFR 1.27(b)).

The proposed salable quantity and allotment percentage are based upon the recommendation of the Committee as a result of their marketing policy meeting which was held January 24, 1967, and would result in the following determinations for the marketing year beginning August 1, 1967:

(1) Total domestic consumption of 32,200,000 pounds of hops (31 million as fresh hops, 1,200,000 equivalent pounds as hop extract), minus

(2) Imports of 7,500,000 pounds of hops or a resultant domestic consumption of U.S. hops of 24,700,000 pounds, plus

(3) Total U.S. exports of hops, 27,750,000 pounds (23,500,000 as fresh hops, 4,250,000 equivalent pounds as hop extract) equaling 52,450,000 pounds total usage of hops, minus

(4) A desirable inventory adjustment, as of September 1, 1968, of 3,950,000 pounds, resulting in a proposed salable quantity of 48,500,000 pounds of hops.

The proposal is as follows:

§ 991.203 Allotment percentage and salable quantity for hops during the marketing year beginning August 1, 1967.

The allotment percentage during the marketing year beginning August 1, 1967, shall be 93 percent, and the salable quantity shall be 48,500,000 pounds or such quantity as is salable by application of the allotment percentage to the producer allotment bases.

Dated: February 24, 1967.

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

[F.R. Doc. 67-2272; Filed, Feb. 28, 1967; 8:49 a.m.]

[7 CFR Part 1006]

[Docket No. AO 356-A2]

MILK IN UPPER FLORIDA MARKETING AREA

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

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held at the Dixie Sherman Hotel, Fifth and Jenks Avenue, Panama City, Fla., beginning at 9:30 a.m., local time, on March 10, 1967, with respect to proposed amendments to the tentative marketing agreement and to the order, regulating the handling of milk in the Upper Florida marketing area.

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

The proposal relative to a redefinition of the marketing area raises the issue whether the provisions of the present order would tend to effectuate the declared policy of the Act, if they are applied to the marketing area as proposed to be redefined and, if not, what modifications of the provisions of the order would be appropriate.

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

Proposed by Charles Wamble, Bay County Manager, Baldwin Dairy Farms; Ira Hill, Owner, Hill's IGA Supermarket; Thomas Todd, Bay County Superintendent of Public Instruction; H. Bense, Jr.; and L. T. Hand:

Proposal No. 1. Delete Bay County, Fla., from the Upper Florida marketing area.

Proposed by the Dairy Division, Consumer and Marketing Service:

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

Copies of this notice of hearing and the order may be procured from the Market Administrator, John D. Nord, Box 4886, Fort Lauderdale, Fla. 33304, or from the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, or may be there inspected.

Signed at Washington, D.C., on February 23, 1967.

CLARENCE H. GIRARD,
Deputy Administrator, Regulatory Programs.

[F.R. Doc. 67-2271; Filed, Feb. 28, 1967; 8:49 a.m.]

CIVIL AERONAUTICS BOARD

[14 CFR Part 208]

[Docket No. 18202; EDR-111]

TERMS, CONDITIONS, AND LIMITATIONS OF CERTIFICATES TO ENGAGE IN SUPPLEMENTAL AIR TRANSPORTATION

Proposed Increase of Minimum Limits of Liability Insurance for Bodily Injury or Death

FEBRUARY 24, 1967.

Notice is hereby given that the Civil Aeronautics Board has under consideration an amendment to § 208.11 which would increase the minimum limits of mandatory liability insurance coverage for bodily injury or death from $50,000 to $75,000. The reasons for the proposal are set forth in the explanatory statement. The amendment is proposed under authority of sections 204(a) and 401 of the Federal Aviation Act of 1958, as amended (72 Stat. 743, 754; 49 U.S.C. 1324, 1371).

Interested persons may participate in the rule making proceeding through submission of ten (10) copies of written data, views, or arguments pertaining thereto, addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428. All relevant matters received on or before March 31, 1967, will be considered by the Board before taking action on the proposal. Copies of such

communications will be available for examination by interested persons in the Docket Section of the Board, Room 710, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., upon receipt thereof.

[SEAL] HAROLD R. SANDERSON,
Secretary.

Explanatory statement. Section 401 (n) (1) of the Act conditions the operating authority of supplemental air carriers on compliance with the Board's regulations prescribing amounts and terms of liability insurance. The statute is designed to assure the public of the carrier's ability to pay damages arising out of aircraft accidents. Part 208, which contains the Board's regulations implementing the statute, presently requires insurance coverage with limits of liability not less than $50,000 for bodily injury to or death of a passenger or other person.

In May 1966, the principal international air carriers entered into an agreement[1] to assume liability up to $75,000 provable damages for bodily injury to or death of a passenger in international air transportation to or from the United States. Practically all of the U.S. scheduled carriers and eight supplemental air carriers are now parties to the Agreement. The Military Air Command increased its liability insurance coverage requirements, in fiscal year 1967 contracts, from $50,000 to $75,000 for passengers but retained the $50,000 limit for other persons. The Air Taxi Service Agreement[2] also increased minimum liability insurance coverage to be maintained by the parties to $75,000 for passengers and other persons. The Board now proposes to bring the minimum liability insurance requirements of supplemental carriers into line with the prevailing industry minimum insurance level by increasing the liability limits for bodily injury or death of passengers and other persons to $75,000.

Proposed rule. It is proposed to amend paragraphs (a) and (b) of § 208.11 (14 CFR 208.11) to read as follows:

§ 208.11 Minimum limits of liability.

The minimum limits of liability insurance coverage maintained by a supplemental air carrier shall be as follows:

(a) Liability for bodily injury to or death of aircraft passengers: A limit for any one passenger of at least seventy-five thousand dollars ($75,000), and a limit for each occurrence in any one aircraft of at least an amount equal to the sum produced by multiplying seventy-five thousand dollars ($75,000) by seventy-five percent (75%) of the total number of passenger seats installed in the aircraft.

(b) Liability for bodily injury to or death of persons (excluding passengers): A limit of at least seventy-five thousand dollars ($75,000) for any one person in any one occurrence, and a limit of at least five hundred thousand dollars ($500,000) for each occurrence.

* * * * *

[P.R. Doc. 67-2259; Filed, Feb. 28, 1967; 8:48 a.m.]

[1] CAB Agreement 18900, approved by Order E-23680, dated May 13, 1966.

[2] Amendment to CAB Agreement 8308, effective May 30, 1966, between route air carriers and air taxi operators for interline service.

FEDERAL AVIATION AGENCY

[14 CFR Part 71]

[Airspace Docket No. 66-WE-56]

FEDERAL AIRWAYS

Proposed Alteration

The Federal Aviation Agency is considering amendments to Part 71 of the Federal Aviation Regulations that would raise the floors of Federal airway segments in the Denver, Colo., Air Route Traffic Control Center area.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The Federal Aviation Agency proposes to redesignate the floors on the pertinent airway segments as hereinafter set forth.

V-4 From Laramie, Wyo., 1,200 feet AGL Denver, Colo., including a 1,200 feet AGL N alternate from Laramie to Denver via Gill, Colo.; 1,200 feet AGL Thurman, Colo.; 17 miles, 1,200 feet AGL, 33 miles, 6,500 feet MSL, 1,200 feet AGL Goodland, Kans.

V-6 From Sidney, Nebr., 13 miles, 1,200 feet AGL, 26 miles, 5,700 feet MSL, 1,200 feet AGL North Platte, Nebr.

V-8 From Bryce Canyon, Utah, 1,200 feet AGL Hanksville, Utah, including a 1,200 feet AGL S alternate, 1,200 feet AGL Grand Junction, Colo., including a 1,200 feet AGL S alternate and also a 1,200 feet AGL N alternate from Bryce Canyon to Grand Junction via INT Bryce Canyon 048° and Grand Junction 259° True radials; 33 miles, 1,200 feet AGL, 13,000 feet MSL Kremmling, Colo., 9 miles, 13,000 feet MSL, 29 miles, 14,400 feet MSL, 11 miles, 12,700 feet MSL, 1,200 feet AGL Denver, Colo.; 1,200 feet AGL Akron, Colo., including a 1,200 feet AGL S alternate via INT Denver 101° and Akron 238° True radials; 1,200 feet AGL Hayes Center, Nebr., including a 1,200 feet AGL N alternate via INT Akron 063° and Hayes Center 276° True radials and also a 1,200 feet AGL S alternate via INT Akron 094° and Hayes Center 245° True radials;

V-10 From Pueblo, Colo., 18 miles, 1,200 feet AGL, 48 miles, 6,000 feet MSL, 1,200 feet AGL Lamar, Colo.

V-19 From Pueblo, Colo., 1,200 feet AGL Kiowa, Colo., including a 1,200 feet AGL E alternate; 1,200 feet AGL INT Kiowa 005° and Denver, Colo., 101° True radials; 1,200 feet AGL Denver; 1,200 feet AGL Cheyenne, Wyo.

V-80 From Akron, Colo., 1,200 feet AGL North Platte, Nebr.

V-81 From Tobe, Colo., 1,200 feet AGL Pueblo, Colo., 1,200 feet AGL Colorado Springs, Colo.; 1,200 feet AGL Denver, Colo.

V-83 From Alamosa, Colo., 1,200 feet AGL INT Alamosa 075° and Pueblo, Colo., 203° True radials; 1,200 feet AGL Pueblo; 1,200 feet AGL Colorado Springs, Colo., 1,200 feet AGL Kiowa, Colo.

V-89 From INT Denver, Colo., 207° and Kiowa, Colo., 246° True radials, 1,200 feet AGL Denver; 1,200 feet AGL Cheyenne, Wyo., including a 1,200 feet AGL E alternate from Denver to Cheyenne via Gill, Colo., and INT Gill 003° and Cheyenne 131° True radials.

V-95 From Gunnison, Colo., 15 miles, 12,500 feet MSL, 12 miles, 14,500 feet MSL, 22 miles, 15,700 feet MSL, 23 miles, 13,500 feet MSL, 9 miles, 12,800 feet MSL, 1,200 feet AGL Kiowa, Colo.

V-100 From Chadron, Nebr., 41 miles, 1,200 feet AGL, 119 miles, 9,500 feet MSL, 1,200 feet AGL O'Neill, Nebr.

V-108 From Colorado Springs, Colo., 1,200 feet AGL Hugo, Colo., including a 1,200 feet AGL S alternate via INT Colorado Springs 153° and Hugo 250° True radials; 74 miles, 6,500 feet MSL, 1,200 feet AGL Goodland, Kans.

V-132 From Cheyenne, Wyo., 1,200 feet AGL Akron, Colo.; 17 miles, 1,200 feet AGL, 49 miles, 5,900 feet MSL, 1,200 feet AGL Goodland, Kans.

V-148 From Denver, Colo., 1,200 feet AGL INT Denver 174° and Kiowa, Colo., 268° True radials; 1,200 feet AGL Kiowa; 1,200 feet AGL Thurman, Colo.; 17 miles, 1,200 feet AGL, 47 miles, 6,500 feet MSL, 1,200 feet AGL Hayes Center, Nebr.; 1,200 feet AGL North Platte, Nebr.; 21 miles, 1,200 feet AGL, 84 miles, 4,900 feet MSL, 1,200 feet AGL O'Neill, Nebr.

V-160 From Denver, Colo., 1,200 feet AGL Sidney, Nebr.

V-168 From Scottsbluff, Nebr., 1,200 feet AGL O'Neill, Nebr.

V-169 From Tobe, Colo., 6,900 feet MSL Hugo, Colo.; 38 miles, 6,700 feet MSL, 1,200 feet AGL Thurman, Colo.; 1,200 feet AGL Akron, Colo.; 1,200 feet AGL Sidney, Nebr.

V-172 From Denver, Colo., 1,200 feet AGL INT Denver 061° and Hayes Center, Nebr., 276° True radials; 1,200 feet AGL INT Hayes Center 276° and North Platte, Nebr., 245° True radials; 1,200 feet AGL North Platte.

V-187 From Dove Creek, Colo., 17 miles, 1,200 feet AGL, 28 miles, 11,500 feet MSL, 1,200 feet AGL Grand Junction, Colo.

V-200 From Myton, Utah, 30 miles, 7,900 feet MSL, 31 miles, 1,200 feet AGL, 9,800 feet MSL Meeker, Colo.; 5 miles, 9,800 feet MSL, 30 miles, 10,700 feet MSL, 28 miles, 13,700 feet MSL, 13,000 feet MSL Kremmling, Colo.; 9 miles, 13,000 feet MSL, 29 miles, 14,400 feet MSL, 11 miles, 12,700 feet MSL, 1,200 feet AGL Denver, Colo.

V-207 From Denver, Colo., 1,200 feet AGL Gill, Colo.

V-210 From Farmington, N. Mex., 1,200 feet AGL Alamosa, Colo., including a 1,200 feet AGL S alternate via INT Farmington 086° and Alamosa 232° True radials; 1,200 feet AGL INT Alamosa 075° and Lamar, Colo., 250° True radials; 40 miles, 1,200 feet AGL, 51 miles, 6,500 feet MSL, 1,200 feet AGL Lamar, Colo.

V-220 From Kremmling, Colo., 12 miles, 13,000 feet MSL, 32 miles, 14,700 feet MSL, 8 miles, 11,500 feet MSL, 1,200 feet AGL INT Kremmling 081° and Denver, Colo. 334° True radials; 1,200 feet AGL Akron, Colo.; 1,200

feet AGL INT Akron 094° and McCook, Nebr., 264° True radials; 1,200 feet AGL McCook.

V-244 From Milford, Utah, 1,200 feet AGL Hanksville, Utah; 42 miles, 1,200 feet AGL, 9,500 feet MSL LaSal, Utah; 14 miles, 9,500 feet MSL, 57 miles, 11,500 feet MSL, 1,200 feet AGL Gunnison, Colo.; 33 miles, 12,200 feet MSL, 27 miles, 15,500 feet MSL, 1,200 feet AGL Pueblo, Colo., 18 miles, 1,200 feet AGL, 48 miles, 6,000 feet MSL, 1,200 feet AGL Lamar, Colo.

V-263 From Tobe, Colo., 54 miles, 6,900 feet MSL, 1,200 feet AGL Lamar, Colo.; 17 miles, 1,200 feet AGL, 6,300 MSL, Hugo, Colo.; 1,200 feet AGL Kiowa, Colo.

V-484 From Myton, Utah, 14 miles, 7,900 feet MSL, 33 miles, 10,000 feet MSL, 1,200 feet AGL Grand Junction, Colo.; 1,200 feet AGL Gunnison, Colo., including a 1,200 feet AGL S alternate via INT Grand Junction 129° and Gunnison 264° True radials; 13 miles, 11,200 feet MSL, 13,100 feet MSL INT Gunnison 110° and Alamosa, Colo., 339° True radials; 1,200 feet AGL Alamosa.

V-524 From Scottsbluff, Nebr., 18 miles, 1,200 feet AGL, 93 miles, 5,400 feet MSL, 1,200 feet AGL North Platte, Nebr.

Floors of 1,200 feet above the surface were applied to those airway segments where the floor is required for climb from the surface to minimum en route altitude, for aeronautical chart legibility or for compatibility with existing airspace for which a 1,200 feet above the surface has been assigned.

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

Issued in Washington, D.C., on February 23, 1967.

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

[F.R. Doc. 67-2223; Filed, Feb. 28, 1967; 8:45 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-CE-14]

FEDERAL AIRWAY

Proposed Extension

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations that would extend VOR Federal airway No. 297 from Carleton, Mich., to Saginaw, Mich.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Building, Federal Aviation Agency, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW, Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The Federal Aviation Agency proposes to extend V-297 from Carleton to Saginaw via the intersection of the Carleton 327° T (330° M) and the Saginaw 182° T (185° M) radials.

This extended airway segment would provide a route for north and northwest bound aircraft departing Willow Run/Detroit Metropolitan Wayne County Airports which will bypass the Salem and Pontiac VORTAC's, and conform to the revised traffic flow procedures in the Detroit terminal area.

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

Issued in Washington, D.C. on February 23, 1967.

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

[F.R. Doc. 67-2224; Filed, Feb. 28, 1967; 8:45 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 66-WE-52]

FEDERAL AIRWAYS

Proposed Alteration

The Federal Aviation Agency is considering amendments to Part 71 of the Federal Aviation Regulations that would raise the floors of Federal airway segments in the Seattle, Wash., Air Route Traffic Control Center area.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, Post Office Box 90007, Los Angeles, Calif. 90009. 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 amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

As parts of these proposals relate to the navigable airspace outside the United States, this notice is submitted in consonance with the ICAO International Standards and Recommended Practices.

Applicability of International Standards and Recommended Practices by the Air Traffic Service, FAA, in areas outside domestic airspace of the United States is governed by Article 12 and Annex 11 to the Convention on International Civil Aviation (ICAO), which pertains to the establishment of air navigation facilities and services necessary to promoting the safe, orderly and expeditious flow of civil air traffic. Its purpose is to insure that civil flying on international air routes is carried out under uniform conditions designated to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accepting such responsibility may apply the International Standards and Recommended Practices of civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention of International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state, the United States agreed by Article 3(d) that its state aircraft will be operated in international airspace with due regard for the safety of civil aircraft.

Since this action involves, in part, the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order 10854.

The Federal Aviation Agency proposes to redesignate the floors of the pertinent airway segments as hereinafter set forth.

V-2 From Seattle, Wash., 1,200 feet AGL Ellensburg, Wash., including a 1,200 feet AGL S alternate via INT Seattle 124° and Ellensburg 274° True radials; 1,200 feet AGL Ephrata, Wash., including a 1,200 feet AGL N alternate from Seattle to Ephrata via Wenatchee, Wash.

V-4 From Neah Bay, Wash., RBN, 1,200 feet AGL Port Angeles, Wash.; 1,200 feet AGL INT Port Angeles 090° and Seattle, Wash., 329° True radials; 1,200 feet AGL Seattle; 1,200 feet AGL Yakima, Wash., including a 1,200 feet AGL S alternate via INT Seattle 163° and Olympia, Wash., 084° True radials and INT Olympia 084° and Seattle 124° True radials, excluding the airspace between the main and this alternate airway.

V-23 From Red Bluff, Calif., 58 miles, 1,200 feet AGL, 9,500 feet MSL Fort Jones, Calif.; 1,200 feet AGL Medford, Oreg., including a 1,200 feet AGL E alternate via INT Fort Jones 042° and Medford 157° True radials and also a 1,200 feet AGL W alternate via INT Fort Jones 340° and Medford 235° True radials, excluding the airspace between the main and these alternate airways; 1,200 feet AGL Eugene, Oreg., including a 1,200 feet AGL W alternate from Medford to Eugene via Roseburg, Oreg., and INT Roseburg 003° and Eugene 187° True radials; 1,200 feet AGL Portland, Oreg., including a 1,200 feet AGL E alternate and also a 1,200 feet AGL W alternate from Eugene to Portland via Corvallis, Oreg., INT Corvallis 352° and Newberg, Oreg., 204° True radials and Newberg; 20 miles, 1,200 feet AGL, 4,500 feet MSL INT Portland 350° and Seattle, Wash., 197° True radials; 21 miles, 4,500 feet MSL, 1,200 feet AGL Se-

attle; 1,200 feet AGL Paine, Wash.; 1,200 feet AGL Bellingham, Wash.; 1,200 feet AGL via Bellingham 290° True radial to the United States/Canadian border.

V-25 From Red Bluff, Calif., 53 miles, 1,200 feet AGL, 9,500 feet MSL INT Red Bluff 015° and Klamath Falls, Oreg., 181° True radials; 18 miles, 9,500 feet MSL, 1,200 feet AGL Klamath Falls; 22 miles, 1,200 feet AGL, 76 miles, 9,000 feet MSL, 1,200 feet AGL Redmond, Oreg., 1,200 feet AGL The Dalles, Oreg.; 1,200 feet AGL Yakima, Wash., including a 1,200 feet AGL E alternate via INT The Dalles 051° and Yakima 183° True radials; 1,200 feet AGL INT Yakima 305° and Ellensburg, Wash., 191° True radials; 1,200 feet AGL, Ellensburg; 1,200 feet AGL Wenatchee, Wash.

V-27 From Fortuna, Calif., 1,200 feet AGL Crescent City, Calif.; 31 miles, 1,200 feet AGL, 32 miles, 5,900 feet MSL, 1,200 feet AGL North Bend, Oreg.; 1,200 feet AGL Newport, Oreg.; 28 miles, 1,200 feet AGL, 39 miles, 4,600 feet MSL, 1,200 feet AGL Astoria, Oreg.; 30 miles, 1,200 feet AGL, 17 miles, 4,500 feet MSL, 1,200 feet AGL Olympia, Wash.; 1,200 feet AGL INT Olympia 010° and Seattle, Wash., 249° True radials; 1,200 feet AGL Seattle, including a 1,200 feet AGL W alternate from Astoria to INT Olympia 010° and Seattle 249° True radials via Hoquiam Wash., excluding the airspace between the main and this W alternate.

V-99 From Newport, Oreg. 1,200 feet AGL Newberg, Oreg.; 32 miles, 1,200 feet AGL, 4,500 feet MSL INT Newberg 355° and Olympia, Wash., 195° True radials; 1,200 feet AGL Olympia; 1,200 feet AGL INT Olympia 010° and Seattle, Wash., 249° True radials; 1,200 feet AGL Seattle.

V-112 From Astoria, Oreg., 44 miles, 1,200 feet AGL; 15 miles, 6 miles wide, 1,200 feet AGL Portland, Oreg.; 1,200 feet AGL The Dalles, Oreg.; 1,200 feet AGL INT The Dalles 101° and Pendleton, Oreg., 254° True radials; 1,200 feet AGL Pendleton.

V-121 From Medford, Oreg., 1,200 feet AGL INT Medford 352° and Roseburg, Oreg., 127° True radials; 1,200 feet AGL Roseburg; 1,200 feet AGL North Bend, Oreg.; 1,200 feet AGL Eugene, Oreg.

V-122 From Crescent City, Calif., 1,200 feet AGL Medford, Oreg.; 22 miles, 1,200 feet AGL, 7,500 feet MSL INT Medford 117° and Klamath Falls, Oreg., 282° True radials; 3 miles, 7,500 feet MSL, 1,200 feet AGL Klamath Falls; 22 miles, 1,200 feet AGL 9,000 feet MSL Lakeview, Oreg.

V-182 From Portland, Oreg., 1,200 feet AGL The Dalles, Oreg., 1,200 feet AGL Baker, Oreg.

V-204 From Hoquiam, Wash., 1,200 feet AGL Olympia, Wash.

V-281 From Redmond, Oreg., 32 miles, 1,200 feet AGL, 58 miles, 7,100 feet MSL, 1,200 feet AGL Pendleton, Oreg.

V-283 From Lakeview, Oreg., 5 miles, 1,200 feet AGL, 72 miles, 9,000 feet MSL, 1,200 feet AGL Redmond, Oreg.; 16 miles, 1,200 feet AGL, 34 miles, 12,000 feet MSL, 26 miles, 6,700 feet MSL, 1,200 feet AGL Newberg, Oreg.

V-287 From North Bend, Oreg., 1,200 feet AGL Newberg, Oreg.; 1,200 feet AGL Portland, Oreg., including a 1,200 feet AGL E alternate via INT Newberg 069° and Portland 196° True radials; 20 miles, 1,200 feet AGL, 51 miles, 4,500 feet MSL, 12 AGL Olympia, Wash.; 1,200 feet AGL INT Olympia 010° and Seattle, Wash., 329° True radials; 1,200 feet AGL INT Seattle 329° and Port Angeles, Wash., 090° True radials; 1,200 feet AGL Port Angeles; 1,200 feet AGL Neah Bay, Wash., RBN. The airspace within Canada is excluded.

V-448 From Portland, Oreg., 1,200 feet AGL Yakima, Wash., including a 1,200 feet AGL S alternate.

V-497 From John Day, Oreg., 49 miles, 6,500 feet MSL, 1,200 feet AGL The Dalles, Oreg.

V-500 From Portland, Oreg., 1,200 feet AGL Newberg, Oreg.; 37 miles, 1,200 feet AGL, 22 miles, 7,300 feet MSL, 8,000 feet MSL John Day, Oreg.

V-520 From Pasco, Wash., 1,200 feet AGL The Dalles, Oreg.; 1,200 feet AGL, Portland, Oreg.

On those segments for which a 1,200 feet AGL floor is proposed, the floor is required for climb from the surface to minimum enroute altitude, for aeronautical chart legibility or for compatibility with existing airspace for which a 1,200 feet AGL floor has been assigned. The alignment of V-122 conforms to that considered in Airspace Docket No. 66-WE-40; the alignments of V-4 and V-287 conform to those considered in Airspace Docket No. 66-WE-50; and the alignments of V-25, V-112, V-520, V-182 and V-497 conform to those considered in Airspace Docket No. 66-WE-70.

These amendments are made under the authority of sections 307(a) and 1110 of the Federal Aviation Act of 1958 (49 U.S.C. 1348 and 1510) and Executive Order 10854 (24 F.R. 9565).

Issued in Washington, D.C., on February 21, 1967.

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

[F.R. Doc. 67-2225; Filed, Feb. 28, 1967; 8:45 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-EA-1]

FEDERAL AIRWAYS

Proposed Alteration

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter Federal airways in the vicinity of Norfolk, Va.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

V-1 is designated in part from Cape Charles, Va., via the INT of Cape Charles 015° and Salisbury, Md., 206° True Radials; to Salisbury. V-139 is designated in part from Cape Charles to Snow Hill, Md. V-194 is designated in part from Norfolk, Va., to the INT of Norfolk 001° and Cape Charles 313° True radials. The Federal Aviation Agency is considering amendments to Part 71 of the Federal Aviation Regulations that would realign V-1 from Cape Charles via the INT of Cape Charles 013° T (020° M) and Salisbury 206° T (214° M) radials to Salisbury; that would designate a segment of V-139 from Norfolk via Cape Charles to Snow Hill, including a W alternate from Norfolk to Snow Hill via the INT of Norfolk 360° T (007° M) and Snow Hill 226° T (234° M) radials, excluding the airspace within R-6609; and that would revoke the segment of V-194 from Norfolk to the INT of Norfolk 001° and Cape Charles 313° True radials. Floors of 1,200 feet above the surface would be designated for these airway segments.

Southbound arrivals at Norfolk are cleared to the Cape Charles VORTAC. The designation of V-139 west alternate, as proposed, would simplify air traffic control procedures and flight planning by providing an airway via the northbound standard instrument departure, and by providing separate routes for southbound arrival and northbound departure traffic at Norfolk. Alteration of V-1 would provide a common intersection of V-1 and V-139W at the dog leg in V-1. The segment of V-194 under consideration could be revoked as it would be replaced by a segment of V-139 W alternate.

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

Issued in Washington, D.C., on February 20, 1967.

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

[F.R. Doc. 67-2226; Filed, Feb. 28, 1967; 8:46 a.m.]

[14 CFR Part 73]

[Airspace Docket No. 66-WE-81]

RESTRICTED AREA

Proposed Alteration

The Federal Aviation Agency is considering amendments to Part 73 of the Federal Aviation Regulations that would alter the Salton Sea, Calif., Restricted Area R-2521.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. All

communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

As presently designated, the altitudes of R-2521 are "Surface to flight level 400 sunrise to sunset; surface to 1,000 feet MSL sunset to sunrise," and the time of designation is "Sunrise Monday to 2400 P.s.t. Friday."

The Department of the Navy has requested that the designated altitudes be changed to read "Surface to flight level 400 sunrise to sunset; surface to 4,000 feet MSL sunset to sunrise" and the time of designation be changed to read "Continuous."

The Department of the Navy advised that the majority of night operations in R-2521 are photo flash missions and the surface to 1,000 feet MSL sunset to sunrise designation is adequate for the actual photo flash run. However, they feel that an unsafe situation exists immediately following the run which poses a threat to the participating military aircraft as well as nonparticipating aircraft. During the run the pilot's night vision is seriously impaired by the illumination necessary to the mission. At the completion of the run the restricted area altitudes, as presently designated, require the pilot to maintain not above 1,000 feet MSL during preparatory maneuvers for the next run. The Navy feels that this altitude restriction creates a hazardous situation. If the designated altitudes were increased to 4,000 feet MSL, the pilot, at the end of the photo flash run, could pull up to a reasonably safe altitude while preparing for the next run.

The increase in time of use to "continuous" is requested to accommodate increased scheduling and the requirement for weekend use.

If this proposed action is taken, the Salton Sea Restricted Area R-2521 would be amended by changing the designated altitudes and time of designation to read "Designated altitudes: Surface to flight level 400 sunrise to sunset; surface to 4,000 feet MSL sunset to sunrise," and "Time of designation: Continuous."

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

Issued in Washington, D.C., on February 20, 1967.

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

[F.R. Doc. 67-2227; Filed, Feb. 28, 1967; 8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 21]

[Docket No. 17023]

DOMESTIC PUBLIC RADIO SERVICES OTHER THAN MARITIME MOBILE

Order Extending Time for Filing Reply Comments

In the matter of amendment of Subparts C, G, H, and I of Part 21 of the Commission's rules to reduce the separation between assignable frequencies in the 450/470 Mc/s band for Domestic Public Radio Services (other than Maritime Mobile); Docket No. 17023.

The Commission, by its Chief of the Common Carrier Bureau having under consideration a petition filed on behalf of American Telephone & Telegraph Co., by its attorneys to extend the time to file reply comments in the above entitled matter to March 7, 1967; and

It appearing, that the time for filing reply comments in Docket No. 17023 expires February 20, 1967; and

It further appearing, that the petitioner states that additional time is necessary to analyze the comments filed by other parties and to prepare an appropriate pleading in reply thereto; and

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

It is ordered, This 20th day of February 1967, pursuant to section 4(i) and 5(d)(1) of the Communications Act of 1934, as amended, and § 0.333(c) of the Commission's rules, that the time for filing reply comments in response to the above entitled matter is hereby extended to March 7, 1967.

Released: February 24, 1967.

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

[F.R. Doc. 67-2257; Filed, Feb. 28, 1967; 8:48 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Bureau of Customs

[Antidumping—ATS 643.3-G]

PIG IRON FROM ROMANIA

Antidumping Proceeding Notice

FEBRUARY 21, 1967.

On January 19, 1967, information was received in proper form pursuant to the provisions of § 14.6(b) of the Customs Regulations indicating a possibility that pig iron imported from Romania is being, or likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.).

The information was submitted by Congressman Guy Vander Jagt of Michigan.

Ordinarily, merchandise is considered to be sold at less than fair value when the net, f.o.b. factory price for exportation to the United States is less than the net, f.o.b. factory price to purchasers in the home market, or, where appropriate, to purchasers in other countries, after due allowance is made for differences in quantity and circumstances of sale.

Having conducted a summary investigation pursuant to § 14.6(d)(1)(i) of the Customs Regulations and having determined on this basis that there are grounds for so doing, the Bureau of Customs is instituting an inquiry pursuant to the provisions of § 14.6(d)(1)(ii), (2), and (3) of the Customs Regulations to determine the validity of the information.

A summary of information received from all sources is as follows:

Information received indicates that the net price of pig iron from Romania for export to the United States is generally lower than the net price of comparable pig iron sold for home consumption in countries not having a state-controlled economy, suggesting the possibility of sales at less than fair value within the meaning of the Antidumping Act of 1921.

This notice is published pursuant to § 14.6(d)(1)(i) of the Customs Regulations (19 CFR 14.6(d)(1)(i)).

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

[F.R. Doc. 67-2215; Filed, Feb. 28, 1967; 8:45 a.m.]

[T.D. 67-70]

AMERICAN ZINC CO.

Notice of Qualification as Citizen of United States

FEBRUARY 23, 1967.

This is to give notice that pursuant to § 3.21, Customs Regulations (19 CFR 3.21), issued under the provisions of section 27A of the Merchant Marine Act, 1920, as amended by the Act of September 2, 1958 (46 U.S.C. 883-1), American Zinc Co. of 503 Blount Avenue, Knoxville, Tenn., incorporated under the laws of the State of Maine, did on February 13, 1967, file with the Commissioner of Customs, in duplicate, an oath for qualification of a corporation as a citizen of the United States following the form of oath prescribed in customs Form 1260.

The oath shows that:

(a) A majority of the officers and directors of the corporation are citizens of the United States (list of names, home addresses, and citizenship attached to the oath);

(b) Not less than 90 percent of the employees of the corporation are residents of the United States;

(c) The corporation is engaged primarily in a manufacturing or mineral industry in the United States; or in a territory, district, or possession thereof;

(d) The aggregate book value of the vessels owned by the corporation does not exceed 10 percent of the aggregate book value of the assets of the corporation; and

(e) The corporation purchases or produces in the United States, its territories or possessions not less than 75 percent of the raw materials used or sold in its operations.

The Commissioner of Customs, having found this oath to be in compliance with the law and regulations, on February 23, 1967, issued to American Zinc Co. a certificate of compliance on customs Form 1262 as provided in § 3.21(i) of the regulations. The certificate and any authorization granted thereunder will expire 3 years from the date thereof unless there first occurs a change in the corporate status requiring a report under § 3.21(h) of the regulations.

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

[F.R. Doc. 67-2275; Filed, Feb. 28, 1967; 8:49 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Montana 1416]

MONTANA

Notice of Proposed Withdrawal and Reservation of Lands

FEBRUARY 21, 1967.

The Department of Agriculture, on behalf of the Forest Service, has filed application, Montana 1416, for the withdrawal of the lands described below, from location and entry under the mining laws, subject to existing valid claims.

The applicant desires the land for protection of campgrounds in the national forest.

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, 316 North 26th Street, Billings, Mont. 59101.

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

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

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

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

The lands involved in the application are:

LOLO NATIONAL FOREST

PRINCIPAL MERIDIAN, MONTANA

Cabin City Campground

T. 19 N., R. 29 W.,
Sec. 26, S½SW¼NW¼, NW¼SW¼, NE¼SW¼SW¼, W½SW¼SW¼;
Sec. 27, SE¼SE¼NE¼, E½SE¼, E½SW¼SE¼.
Total area—200 acres.

Patrick Creek Campground

T. 18 N., R. 26 W.,
Sec. 15, Lots 3, 4, and 5, SE¼NW¼, W½NW¼NW¼, NW¼SE¼NW¼NW¼, S½SE¼NW¼NW¼, less a strip of land through these subdivisions approximately 3,300 feet long by 200 feet wide, containing 15 acres which is occupied by the Northern Pacific Railway Co. right-of-way. Lot 6.
Total area—141.77 acres.

EUGENE H. NEWELL,
Land Office Manager.

[F.R. Doc. 67-2230; Filed, Feb. 28, 1967; 8:46 a.m.]

[I-766]

IDAHO

Notice of Proposed Withdrawal and Reservation of Lands

Correction

In F.R. Doc. 67-1083, appearing at page 1101 of the issue for Tuesday, January 31, 1967, the land description for Boise Meridian, Boise National Forest, South Fork Bridge Recreation Area, should read as follows:

T. 15 N., R. 6 E.,
Sec. 11, W½SW¼NE¼NW¼, N½SW¼NW¼, N½S½SW¼NW¼ and W½NW¼SE¼NW¼.

Fish and Wildlife Service

[Docket No. C-254]

STANLEY J. SCHONES

Notice of Loan Application

Stanley J. Schones, 694 Governor Street, Costa Mesa, Calif. 92627, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a new steel 63-foot vessel to engage in the fishery for tuna and squid.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedures (50 CFR Part 250, as revised Aug. 11, 1965) that the above-entitled application is being considered by the Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, Bureau of Commercial Fisheries, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determination that the contemplated operations of the vessel will or will not cause such economic hardship or injury.

RUSSELL T. NORRIS,
Acting Director,
Bureau of Commercial Fisheries.

FEBRUARY 23, 1967.

[F.R. Doc. 67-2229; Filed, Feb. 28, 1967; 8:46 a.m.]

Office of the Secretary

CHARLES ALBERT CAMPBELL

Report of Appointment and Statement of Financial Interests

JANUARY 24, 1967.

Pursuant to section 302(a) of Executive Order 10647, the following information on a WOC appointee in the Department of the Interior is furnished for publication in the FEDERAL REGISTER:

Name of appointee: Charles Albert Campbell.

Name of employing agency: Department of the Interior, Office of Assistant Secretary for Water and Power Development.

The title of the appointee's position: Deputy Director, Defense Electric Power Area 12.

The name of the appointee's private employer or employers: Louisiana Power & Light Co.

The statement of "financial interests" for the above appointee is set forth below.

STEWART L. UDALL,
Secretary of the Interior.

APPOINTEE'S STATEMENT OF FINANCIAL INTERESTS

In accordance with the requirements of section 302(b) of Executive Order 10647, I am filing the following statement for publication in the FEDERAL REGISTER:

(1) Names of any corporations of which I am, or had been within 60 days preceding my appointment, on January 24, 1967, as Deputy Director, Defense Electric Power Area 12, an officer or director:

None.

(2) Names of any corporations in which I own, or did own within 60 days preceding my appointment, any stocks, bonds, or other financial interests:

None.

(3) Names of any partnerships in which I am associated, or had been associated within 60 days preceding my appointment:

None.

(4) Names of any other businesses which I own, or owned within 60 days preceding my appointment:

None.

CHARLES A. CAMPBELL.

FEBRUARY 10, 1967.

[F.R. Doc. 67-2232; Filed, Feb. 28, 1967; 8:46 a.m.]

JACK W. KEPNER

Report of Appointment and Statement of Financial Interests

Pursuant to section 302(a) of Executive Order 10647, the following information on a WOC appointee in the Department of the Interior is furnished for publication in the FEDERAL REGISTER:

Name of appointee: Jack W. Kepner.

Name of employing agency: Department of the Interior, Office of Assistant Secretary for Water and Power Development.

The title of the appointee's position: Deputy Director, Defense Electric Power Area 7.

The name of the appointee's private employer or employers: Appalachian Power Co.

The statement of "financial interests" for the above appointee is set forth below.

STEWART L. UDALL,
Secretary of the Interior.

JANUARY 24, 1967.

APPOINTEE'S STATEMENT OF FINANCIAL INTERESTS

In accordance with the requirements of section 302(b) of Executive Order 10647, I am filing the following statement for publication in the FEDERAL REGISTER:

(1) Names of any corporations of which I am, or had been within 60 days preceding my appointment, on _____, as Deputy Director, Defense Electric Power Area 7, Office of Assistant Secretary for Water and Power Development, an officer or director:

None.

(2) Names of any corporations in which I own, or did own within 60 days preceding my appointment, any stocks, bonds, or other financial interests:

American Electric Power Service Corp.

(3) Names of any partnerships in which I am associated, or had been associated within 60 days preceding my appointment:

None.

(4) Names of any other businesses which I own, or owned within 60 days preceding my appointment:

None.

J. W. KEPNER.

FEBRUARY 14, 1967.

[F.R. Doc. 67-2231; Filed, Feb. 28, 1967; 8:46 a.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

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

ENVIRONMENTAL SCIENCE SERVICES ADMINISTRATION

Organization and Functions

The following amendment to the order was issued by the Secretary of Commerce on February 14, 1967. This material hereby further amends the material appearing at 31 F.R. 10700-10702 of August 11, 1966, and 31 F.R. 15548 of December 9, 1966.

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

1. SEC. 8. *General Staff Offices.* Subparagraphs .03a and .03d are amended to read:

a. The Administrative Operations Division provides services throughout the Administration consisting of property, procurement and supply management; paperwork management systems including ESSA directives; space and facilities management; travel and transportation services; mail and messenger services, and related office services; graphics services; safety; security; and tort claims.

d. The Management and Organization Division provides management analysis and related staff services throughout the Administration by conducting or participating in surveys, studies, and analyses designed to improve organization, management systems, and procedures; participates in organization planning and documentation; maintains a system of position control, and devel-

ops systems for measuring production and performance efficiency.

Effective date: February 14, 1967.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 67-2216; Filed, Feb. 28, 1967; 8:45 a.m.]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

ACTING REGIONAL ADMINISTRATOR; REGION VI (SAN FRANCISCO)

Designation

The officers appointed to the following listed positions in Region VI (San Francisco) are hereby designated to serve as Acting Regional Administrator, Region VI (San Francisco), during the absence of the Regional Administrator with all the powers, functions, and duties redelegated or assigned to the Regional Administrator provided that no officer is authorized to serve as Acting Regional Administrator unless all other officers whose titles precede his in this designation are unable to act by reason of absence:

1. Deputy Regional Administrator.
2. Regional Counsel.
3. Assistant Regional Administrator for Administration.

This designation supersedes the designation effective February 1, 1965 (30 F.R. 2121, Feb. 16, 1965) of the Acting Regional Administrator, Region VI (San Francisco).

(Delegation effective May 4, 1962, 27 F.R. 4319; Dept. Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective as of the 25th day of January 1967.

ROBERT B. PITTS,
Regional Administrator, Region VI.

[F.R. Doc. 67-2264; Filed, Feb. 28, 1967; 8:48 a.m.]

ACTING ASSISTANT REGIONAL ADMINISTRATOR FOR ADMINISTRATION; REGION VI (SAN FRANCISCO)

Designation

The officers appointed to the following listed positions in Region VI (San Francisco) are hereby designated to serve as Acting Assistant Regional Administrator for Administration, Region VI (San Francisco), during the absence of the Assistant Regional Administrator for Administration, with all the powers, functions, and duties redelegated or assigned to the Assistant Regional Administrator for Administration, provided that no officer is authorized to serve as Acting Assistant Regional Administrator for Administration unless all other officers whose titles precede his in this designation are unable to act by reason of absence:

1. Chief, Budget.
2. Chief, Personnel Operations Branch.
3. Chief, Accounting Branch.

This designation supersedes the designation effective September 19, 1966 (31 F.R. 14419, Nov. 9, 1966) of the Acting Regional Director of Administration, Region VI (San Francisco).

(Delegation effective May 4, 1962, 27 F.R. 4319; Dept. Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective as of the 25th day of January 1967.

ROBERT B. PITTS,
Regional Administrator, Region VI.

[F.R. Doc. 67-2265; Filed, Feb. 28, 1967; 8:48 a.m.]

ATOMIC ENERGY COMMISSION

STATE OF ARIZONA

Proposed Agreement for Assumption of Certain AEC Regulatory Authority

Notice is hereby given that the U.S. Atomic Energy Commission is publishing for public comment, prior to action thereon, a proposed agreement received from the Governor of the State of Arizona for the assumption of certain of the Commission's regulatory authority pursuant to section 274 of the Atomic Energy Act of 1954, as amended.

A resumé, prepared by the State of Arizona and summarizing the State's proposed program, was also submitted to the Commission. With the exception of referenced Appendices A through E and Chart 1, this resumé is set forth below as an appendix to this notice. A copy of the program, including proposed Arizona regulations, is available for public inspection in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C., or may be obtained by writing to the Director, Division of State and Licensee Relations, U.S. Atomic Energy Commission, Washington, D.C. 20545. All interested persons desiring to submit comments and suggestions for the consideration of the Commission in connection with the proposed agreement should send them, in triplicate, to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, within 30 days after initial publication in the FEDERAL REGISTER.

Exemptions from the Commission's regulatory authority which would implement this proposed agreement, as well as other agreements which may be entered into under section 274 of the Atomic Energy Act, as amended, were published as Part 150 of the Commission's regulations in FEDERAL REGISTER issuances of February 14, 1962, 27 F.R. 1351; September 22, 1965, 30 F.R. 12069; and March 19, 1966, 31 F.R. 4668. In reviewing this proposed agreement, interested persons should also consider the aforementioned exemptions.

Dated at Washington, D.C., this 6th day of February 1967.

For the Atomic Energy Commission.

W. B. MCCOOL,
Secretary.

PROPOSED AGREEMENT BETWEEN THE U.S. ATOMIC ENERGY COMMISSION AND THE STATE OF ARIZONA FOR DISCONTINUANCE OF CERTAIN COMMISSION REGULATORY AUTHORITY AND RESPONSIBILITY WITHIN THE STATE PURSUANT TO SECTION 274 OF THE ATOMIC ENERGY ACT OF 1954, AS AMENDED

Whereas, the U.S. Atomic Energy Commission (hereinafter referred to as the Commission) is authorized under section 274 of the Atomic Energy Act of 1954, as amended (hereinafter referred to as the Act) to enter into agreements with the Governor of any State providing for discontinuance of the regulatory authority of the Commission within the State under Chapters 6, 7, and 8 and section 161 of the Act with respect to byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass; and

Whereas, the Governor of the State of Arizona is authorized under Chapter 4, Title 30 of the Arizona Revised Statutes to enter into this Agreement with the Commission; and

Whereas, the Governor of the State of Arizona certified on January 20, 1967, that the State of Arizona (hereinafter referred to as the State) has a program for the control of radiation hazards adequate to protect the public health and safety with respect to the materials within the State covered by this Agreement, and that the State desires to assume regulatory responsibility for such materials; and

Whereas, the Commission found on _____ that the program of the State for the regulation of the materials covered by this Agreement is compatible with the Commission's program for the regulation of such materials and is adequate to protect the public health and safety; and

Whereas, the State and the Commission recognize the desirability and importance of cooperation between the Commission and the State in the formulation of standards for protection against hazards of radiation and in assuring that State and Commission programs for protection against hazards of radiation will be coordinated and compatible; and

Whereas, the Commission and the State recognize the desirability of reciprocal recognition of licenses and exemption from licensing of those materials subject to this Agreement; and

Whereas, this Agreement is entered into pursuant to the provisions of the Atomic Energy Act of 1954, as amended;

Now, therefore, it is hereby agreed between the Commission and the Governor of the State, acting in behalf of the State, as follows:

ARTICLE I. Subject to the exceptions provided in Articles II, III, and IV, the Commission shall discontinue, as of the effective date of this Agreement, the regulatory authority of the Commission in the State under Chapters 6, 7, and 8, and section 161 of the Act with respect to the following materials:

A. Byproduct materials;

B. Source materials; and

C. Special nuclear materials in quantities not sufficient to form a critical mass.

ART. II. This Agreement does not provide for discontinuance of any authority and the Commission shall retain authority and responsibility with respect to regulation of:

A. The construction and operation of any production or utilization facility;

B. The export from or import into the United States of byproduct, source, or special nuclear material, or of any production or utilization facility;

C. The disposal into the ocean or sea of byproduct, source, or special nuclear waste materials as defined in regulations or orders of the Commission;

D. The disposal of such other byproduct, source, or special nuclear material as the Commission from time to time determines by regulation or order should, because of the hazards or potential hazards thereof, not be so disposed of without a license from the Commission.

ART. III. Notwithstanding this Agreement, the Commission may from time to time by rule, regulation, or order, require that the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source, byproduct, or special nuclear material shall not transfer possession or control of such product except pursuant to a license or an exemption from licensing issued by the Commission.

ART. IV. This Agreement shall not affect the authority of the Commission under subsection 161 b. or i. of the Act to issue rules, regulations, or orders to protect the common defense and security, to protect restricted data or to guard against the loss or diversion of special nuclear material.

ART. V. The Commission will use its best efforts to cooperate with the State and other agreement states in the formulation of standards and regulatory programs of the State and the Commission for protection against hazards of radiation and to assure that State and Commission programs for protection against hazards of radiation will be coordinated and compatible. The State will use its best efforts to cooperate with the Commission and other agreement states in the formulation of standards and regulatory programs of the State and the Commission for protection against hazards of radiation and to assure that the State's program will continue to be compatible with the program of the Commission for the regulation of like materials. The State and the Commission will use their best efforts to keep each other informed of proposed changes in their respective rules and regulations and licensing, inspection and enforcement policies and criteria, and to obtain the comments and assistance of the other party thereon.

ART. VI. The Commission and the State agree that it is desirable to provide for reciprocal recognition of licenses for the materials listed in Article I licensed by the other party or by any agreement state. Accordingly, the Commission and the State agree to use their best efforts to develop appropriate rules, regulations, and procedures by which such reciprocity will be accorded.

ART. VII. The Commission, upon its own initiative after reasonable notice and opportunity for hearing to the State, or upon request of the Governor of the State, may terminate or suspend this Agreement and reassert the licensing and regulatory authority vested in it under the Act if the Commission finds that such termination or suspension is required to protect the public health and safety.

ART. VIII. This Agreement shall become effective on May 15, 1967, and shall remain in effect unless, and until such time as it is terminated pursuant to Article VII.

Done at Phoenix, State of Arizona, in triplicate, this ____ day of _____ 1967.

For the United States Atomic Energy Commission.

_____,

For the State of Arizona.

JACK WILLIAMS,
Governor.

POLICIES AND PROCEDURES FOR THE CONTROL OF IONIZING RADIATION

FOREWORD

This narrative describes the policies and procedures of the State of Arizona relating to the control of ionizing radiation in the State. The radiation control program will be administered by the Arizona Atomic Energy Commission. Assistance in the administration of the program will be provided by the Arizona State Department of Health.

AUTHORITY

Section 274 of the Atomic Energy Act of 1954, as amended, authorizes the U.S. Atomic Energy Commission to enter into an agreement with the Governor of a State for purposes of transferring to that State certain functions of licensing and regulatory control of byproduct, source and special nuclear material. This transfer is made after the determination by the U.S. Atomic Energy Commission that the State has the competency to administer a licensing and regulatory program.

Chapter 4, Title 30, of the Arizona Revised Statutes authorizes the Governor of Arizona, on behalf of that State, to enter into an agreement with the Federal Government providing for discontinuance of certain of the Federal Government's responsibilities with respect to sources of ionizing radiation and the assumption thereof by the State of Arizona.

Chapter 4, Title 30, Arizona Revised Statutes, further authorizes the Arizona Atomic Energy Commission to adopt, administer and enforce rules and regulations for the control of ionizing radiation in Arizona.

The authority for the Arizona State Department of Health to assist in the administration of the radiation control program is contained in Chapter 1, Title 36, Arizona Revised Statutes, which gives the Health Department the general responsibility for protecting the health of the people of the State of Arizona.

HISTORY

In 1960, Governor Paul Fannin of Arizona established a Governor's Atomic Energy Committee, composed of representatives from the State's universities, industry, the medical profession, the military and the Governor's Office. As a result of the efforts of this Committee, plus many others, the legislation was enacted in 1964 which added Chapter 4 to Title 30 of the Arizona Revised Statutes. A copy of this legislative act is included as Appendix A.

The Arizona Atomic Energy Commission (AAEC) held its first formal meeting on July 23, 1964. Since that date the AAEC has been preparing for the initiation of the Arizona radiation control program, as well as performing various other functions in the areas of atomic energy development and public education.

The Arizona State Department of Health (ASDH) has been active in the field of radiological health since 1956, when an air sampling station was established in Phoenix. This station is operated by the Radiological Health Section of the ASDH under the sponsorship of the U.S. Public Health Service. The ASDH is also cooperating with the U.S. Public Health Service by sending them samples of human blood and hair for the determination of strontium-90 content and is participating in a nationwide Public Health Service study to establish a baseline of radiation contamination of foodstuffs.

In 1962 a survey program was initiated by the Radiological Health Section of the ASDH to evaluate the radiation safety of X-ray departments in all non-Federal hospitals of the State. Handbook 76 of the National Bureau of Standards, "Medical X-ray Protection up to Three Million Volts," has been used as the standard in evaluating this equipment. At least two surveys of the X-ray equipment in each of the 70 hospitals have been made to date in this continuing activity. An analysis of the findings shows the following improvements:

	In Compliance—	
	Percent 1962–63	*Percent* 1964–65
Personnel monitoring	63	83
Coning	62	86
Adequate filtration	59	89
Structural shielding	60	90
Fluoroscopy table top dose	78	96

The Radiological Health Section has also initiated a county-by-county program for surveying all X-ray machines used in the healing arts. This program has received excellent cooperation from the professions, and essentially all of the machines in 5 of Arizona's 14 counties have been surveyed. Each visit is documented by a letter to the owner or user, indicating any defects found.

The ASDH has conducted a survey of dental X-ray machines, using a special mailed film packet (the "Surpak") supplied by the Division of Radiological Health, U.S. Public Health Service. This survey was responded to by 450 of the 500 dentists in Arizona. Over 90 percent of the machines were found to be in good condition. Personnel of the Radiological Health Section are now making physical surveys of the defective units, installing filters and collimators, and discussing radiological health with each dentist.

The Radiation Control Specialist of the AAEC, while with the ASDH, has accompanied U.S. Atomic Energy Commission inspectors on most of the compliance inspections in Arizona since 1961. The Director of the AAEC accompanied a U.S. Atomic Energy Commission inspector on his inspections in Phoenix in June of 1966.

ORGANIZATION AND STAFF RESPONSIBILITIES

An organization chart showing the lines of responsibility in the Arizona radiation control program is shown as Chart I.

There are 12 AAEC Commissioners, 10 of whom are appointed by the Governor with the advice and consent of the State Senate. The other two are the Director of the Arizona Development Board and the Commissioner of the Arizona State Department of Health. The Commissioners have the following broad responsibilities in the radiation control program:

(a) Establish policy, objectives and goals.

(b) Review, approve and audit the program.

(c) Make recommendations to the Governor.

Legal counsel is supplied to the AAEC by the Arizona Attorney General's Office.

The Director of the AAEC is appointed by the AAEC Commissioners and has general responsibility for the administration of the State's radiation control program. He will review all radioactive material licenses issued by the AAEC. The Radiation Control Specialist reports to the Director and has the direct responsibility for administering the radiation control program. He will be responsible for the technical evaluation of applications for radioactive material licenses, and for the preparation of licenses. He will also be responsible for handling the registration of radiation machines. The full-time AAEC staff will initially consist of the Director, the Radiation Control Specialist, and the Secretary to the Director.

The Arizona State Department of Health (ASDH) will provide assistance to the AAEC in the administration of the Arizona radiation control program. The Director of the Division of Environmental Health of the ASDH will maintain close liaison with the Director of the AAEC in implementing this assistance. A copy of the formal agreement

between the AAEC and the ASDH for cooperation in the radiation control program is included as Appendix B.

Personnel of the Radiological Health Section of the ASDH will be responsible for conducting inspections of licensees and registrants, under the immediate direction of the Radiation Control Specialist, AAEC. The staff of the Radiological Health Section will initially consist of a health physicist, a radiological health technician, and a secretary. The ASDH expects to hire an additional health physicist later in 1967.

The present combined staffs of the AAEC and the Radiological Health Section of the ASDH are felt to be adequate for initiating the Arizona radiation control program. Appropriate job descriptions are given in Appendix C. Résumés of the personnel presently employed are given in Appendix D.

A Medical Advisory Committee has been appointed by the AAEC. This Committee, composed of physicians knowledgeable in the clinical and investigational uses of radioisotopes and other ionizing radiation, will be available to advise the AAEC on medical uses of radiation. The composition of the Medical Advisory Committee is given in Appendix E. Other advisory groups will be established as the need arises.

EQUIPMENT FOR RADIATION MONITORING

The following radiation monitoring equipment is available for use in the radiation control program:

Item	*Quantity*
Arizona Atomic Energy Commission:	
Geiger Counter, Eberline Model E-510	1
Dosimeter, Landsverk Model L-50, range 0-200 mR	5
Reader-charger for above dosimeter	1
Radalert, beta-gamma, Physics International Model 2000	2
Arizona State Department of Health, Radiological Health Section:	
Decontamination kit, Tracerlab "DK-Kit"	2
Geiger Counter, Eberline Model E-500B	1
X-ray safety survey kit, P.H.S., complete with survey meter, Nucor Model CS-40A, Victoreen condenser R-meter, lead apron, calibrated fluorescent screens, etc	1
Survey meter, Victoreen Thyac II, with G.M. probe and 1¼ inches x 1 inch scintillation probe	2
9-foot extension arm for above survey meters	1
Portable gas proportional alpha counter, Eberline Model PAC-4G	1
Air Sampler, Roots-Connersville blower, 1½ hp. electric motor, P.H.S. assembly, for 4-inch diameter filter	1
Continuous recording alpha-beta air monitor, Eberline Model AIM-3	1
Dosimeter, Nuclear-Chicago Model NC-402, range 0-200 mR	5
Reader-charger for above dosimeter	1

The equipment belonging to the Arizona Atomic Energy Commission is located at its offices at 40 East Thomas Road, Suite 107, Phoenix; that of the Arizona State Department of Health at the office of its Division of Environmental Health, Fifth Floor, 14 North Central Avenue, Phoenix.

LABORATORY SUPPORT

The Laboratory Division of the Arizona State Department of Health is available to assist in the State's radiation control program. This Laboratory has a proportional flow counting system for measuring alpha and beta activities.

Laboratory facilities at the University of Arizona and Arizona State University are also available when needed. These facilities include various counting systems and several multichannel analyzers.

RADIATION PROTECTION STANDARDS

In the preparation of the Arizona Atomic Energy Commission (AAEC) Regulations for the control of Ionizing Radiation, care has been taken to insure uniformity with regulations of the U.S. Atomic Energy Commission and other States having regulatory agreements with the U.S. Atomic Energy Commission. Standards to be followed in Arizona conform to those adopted by other agreement States. The limits of exposure to radiation are consistent with those recommended by the Federal Radiation Council. Regulations on shielding and other protective features of X-ray installations conform to those recommended in the National Bureau of Standards Handbook No. 76.

LICENSING AND REGISTRATION

A general or specific license will be required for the use of all radioactive materials except those which are exempt by law or regulations. The procedures and regulations for licensing will be similar to those employed by the U.S. Atomic Energy Commission. The principal difference will be the requirement for licensing the use of naturally occurring radioisotopes and other radioisotopes not produced in nuclear reactors. Licenses will be issued on a routine basis by the AAEC, provided the applicant meets the requirements outlined in sections B.25 and B.26 of the AAEC Regulations. In the review of nonroutine or unusual human uses, the Medical Advisory Committee will be called upon for its advice prior to issuance of a license. Other consultants at the local or national level will be employed if needed.

Provisions are made for reciprocal recognition of licenses issued by the U.S. Atomic Energy Commission and other agreement States.

Licensing of radiation machines will not be required. However, the owner or person having possession of any radiation machine will be required to register such machine with the AAEC.

INSPECTIONS

Periodic inspections of licensees and registrants will be conducted. Most inspections will be announced, but some will be made on an unannounced basis. The normal frequency of inspection is listed below:

Broad licenses	Once each 12 months.
Specific licenses:	
Waste disposal services	Once each 6 months.
Industrial radiography	Once each 12 months.
Other industrial	Once each 24 months.
Medical	Do.
Academic	Do.
Other	Based on hazards associated with licensee's program.
Registered facilities	Based on hazards associated with registrant's program.

Inspection visits will usually include a comprehensive review by the inspector of the following: (1) The licensee's or registrant's equipment and facilities; (2) the licensee's handling and storage of radioactive material; (3) personnel safety procedures; (4) survey methods and results; (5) personnel monitoring practices and results; (6) posting and labeling used; (7) training of personnel; and (8) records and recordkeeping procedures.

The inspector may make measurements of radiation levels. Before the termination of each inspection, the inspector will meet with the management to discuss the results of his inspection. At this time he will present tentative oral recommendations or suggestions, and will answer questions concerning the regulatory program.

A comprehensive written inspection report will be made to the Director of the AAEC. The report will mention violation, if any, and will include both the oral recommendations which have been made to the licensee or registrant, and any additional recommendations considered appropriate.

Arizona law provides for steps which may be taken when users refuse access for inspection purposes.

COMPLIANCE AND ENFORCEMENT

Reports of inspections of licensees' and registrants' activities will be evaluated to determine radiation safety and compliance with the AAEC's regulatory requirements. If no items of noncompliance are observed, the person will be so informed in writing. For minor items of noncompliance which the licensee or registrant has agreed to correct at the time of the inspection, a letter of notification will be sent informing the licensee or registrant of the items of noncompliance and stating that corrective action will be reviewed during the next inspection.

If the inspection reveals items of noncompliance of a more serious nature, the licensee or registrant will be informed by letter of the items of noncompliance and directed to reply within a specified time as to the corrective action taken and the date completed. A followup inspection may be made to determine compliance, or the matter may be reviewed during the next regular inspection to ensure that the corrective action has in fact been accomplished.

The AAEC will use its best efforts to attain compliance through cooperation and education. However, the AAEC may amend, suspend or revoke a license in the event of continuing refusal of the licensee to comply with terms and conditions of the license or the AAEC Regulations, or failure to take adequate corrective action concerning items of noncompliance. In the event that any of these actions are taken, the licensee will be afforded the opportunity for a hearing before the Commissioners of the AAEC.

If the AAEC finds that an emergency exists requiring immediate action to protect public health and safety, it may issue an order or regulation to meet the emergency situation. Any person to whom such order or regulation is directed is required to comply therewith immediately, but on application to the AAEC shall be afforded a hearing within 5 days. On the basis of such hearing, the emergency order or regulation shall be continued, modified or revoked within 30 days after such hearing. Any orders of the AAEC shall be subject to judicial review as provided by Arizona Statutes.

Upon the request of the AAEC, a court order directing a person to comply with Chapter 4, Title 30 of the Arizona Revised Statutes or the AAEC Regulations, or enjoining a practice in violation of these Statutes or Regulations, may be sought by the Attorney General in an appropriate court.

[F.R. Doc. 67-1550; Filed, Feb. 7, 1967; 8:50 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 18206; Order No. E-24786]

EASTERN AIR LINES, INC., ET AL.

Order of Investigation and Suspension; Individual Coach Excursion Fares

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 24th day of February 1967.

By tariffs filed January 18, 20, and 27, 1967,[1] marked to become effective February 26, and March 4, 1967, Eastern Air Lines, Inc. (Eastern), National Airlines, Inc. (National), and Northeast Airlines, Inc. (Northeast), proposed round-trip coach individual excursion fares between certain points in Florida and certain points in northeastern United States. The proposed fares are applicable to jet and propeller coach service offered between Allentown, Baltimore, Boston, Hartford, New Haven, New York/Newark, Philadelphia, Providence, Syracuse, and Washington, on the one hand, and several Florida points, on the other. In addition, the proposed fares are applicable on Tuesdays, Wednesdays, and Thursdays during the period April 25, 1967, through December 14, 1967, with fares being increased about 10 percent during the period between July 4, 1967, and September 14, 1967. The return trip on these excursion fares is limited to departures not earlier than 6 days nor later than 22 days after the departure time of the outbound portion of the trip.[2]

National and Eastern also filed local round-trip "See All Florida" excursion tariffs[3] containing circle fares which are $9 higher than the individual excursion fares between cities in the east and Miami. Except for the basic excursion fares and the higher fares in effect during the period July 4, 1967 to September 14, 1967, the $9 additional fare and the applicability provisions of the tariffs are generally similar to those in effect in 1966.

All tariffs are marked to expire with December 14, 1967.

In support of its filing, Eastern submits that the proposed New York to Miami round-trip coach excursion fare of $90 is comparable to the lowest fare offered in 1966; that the proposed fares in other markets are based upon the New York to Miami fare per mile (4.12 cents) rounded up to the next dollar; and that different fares should apply in July and August to maintain a relationship with hotel rates in the Florida area so that together they will have a similar pattern of increase and decrease. Neither National nor Northeast offered any support for their respective tariff filings other than to establish fares at the same level as those proposed by Eastern.

By letter dated January 30, 1967, counsel for the Southern Florida Hotel and Motel Association stated that the summer and fall excursion fares proposed for 1967 are less favorable to the public than those in effect during 1966, and that the carriers should propose fares similar to those of 1966. On February 13, 1967, the Association filed a motion for receipt of a late-filed complaint and a formal complaint[4] requesting suspension of several parts of the carriers' proposals. The Association points out three aspects by which the fares proposed for 1967 are less favorable than those in effect last year and suggests that they be changed. These three changes are: (1) The fare is increased during two and one-half summer months by about 10 percent; (2) the full fare will be required for passengers wishing to travel on Mondays and Saturdays; and (3) first-class excursion fares are no longer available.[5] Of great significance, according to the Association, is the fact that the excursion fares will not be available until April 25, 1967, although this year both the Easter and Passover holidays will be at the end of March and the hotel off-season rates will begin in the early days of April.

By letter of February 9, 1967, National answered the Association's letter stating that the proposed excursion fares are reasonable and that meetings between hotel operators and air carriers to consider a possible agreement on the fares would be undesirable. National pointed out that the period of fare applicability starts April 25, 1967, the same date as last year, and that at least for the "shoulder" periods Thursdays will enjoy a fare of $90 instead of the $94 fare charged last year.

Eastern, in its answer to the complaint, stated that it is proposing to extend its Discover America fares to include midnight Friday to noon Sunday, thus making these fares available all day Saturday as well as Friday and Sunday until noon and from Monday noon on. Eastern also requests the Board to consider the level of its earnings over a long period of time which are not excessive and which were depressed in 1966 due to the mechanics' strike. The carrier further alleges that the issue here is not whether the proposed fares are too high, but whether the 1966 excursion fares were too low, and that the proposed excursion fares are among the lowest in the United States on a fare per mile basis. Eastern also states that the higher excursion fares are justified as the peak travel periods during the summer are between July 4 and September 15. The carrier concludes that its experience shows that the peak winter Florida season extends well into April no matter when the holidays occur, and for this reason, the excursion fares should not be applicable earlier than April 25, 1967.

The three carriers have proposed fares which are substantially identical. They have proposed excursion fares which will be higher and relatively more restricted in their availability than those in effect last year, but no adequate reasons for such higher fares are provided. For example, the New York to Miami coach fares have been proposed at $90 for the periods from April 25 through July 3, 1967, and from September 15 through December 14, 1967. However, from July 4 through September 14, 1967, the carriers propose to charge about 10 percent more or $99. This year's excursion fares will be available on Tuesday through Thursday. Last year, excursion fares were $94 on Monday, Thursday, and Saturday, and a fare of $90 was charged Tuesday and Wednesday.

Excursion fares applying in the spring, summer, and fall months have long been an integral part of the Florida fare structure. A substantial number of the excursion fares proposed to apply during the summer period from July 4, 1967, to September 14, 1967, are at the same level as those disapproved by the Board last year.[6] No adequate justification has been submitted in support of the proposed higher fare of $99 for this 2½-month summer period. No showing has been made that the New York to Miami fare of $90 and those constructed from it are uneconomically low, or that the $99 fare would be reasonably related to the lower fare of $90 or more appropriate for different time periods. In this regard, the Board notes that the financial posture of the carriers involved has improved substantially in the past 2 years, and that certainly National and Eastern have not shown the need for fare increases at the present time.

Accordingly, we find that the proposed individual coach excursion fares applicable during the period July 4, 1967, through September 14, 1967, may be unjust or unreasonable, or unjustly discriminatory, or unduly preferential, or unduly prejudicial, and that such fares should be investigated. In consideration of the substantial reliance of the traveling public on these discounted fares and the magnitude of the increase proposed, we will suspend these fares pending such investigation. The Board also believes that the Association's request

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[1] Eastern Air Lines, Inc., Local Round-Trip Excursion Tariff, CAB No. 221; National Airlines, Inc., Local Round-Trip Excursion Tariff, CAB No. 100; and Northeast Airlines, Inc., Local Passenger Excursion Tariff, CAB No. 73.

[2] These provisions are substantially similar to those of the years 1963 through 1966 Florida summer fares. As in 1966, children's fares at 50 percent of the adult fare are limited to children under the age of 12.

[3] National Airlines, Inc., Local Round-Trip See All Florida Excursion Tariff, CAB No. 101, filed with a posting date of Jan. 19, 1967, marked to become effective Mar. 5, 1967. Eastern Air Lines, Inc., Local Round-Trip See Florida Excursion Tariff, CAB No. 222, filed with a posting date of Jan. 30, 1967, marked to become effective Mar. 5, 1967.

[4] The complaint is untimely with regard to the tariffs of Eastern and Northeast but appears to be timely filed against National's tariff, CAB No. 100. The motion will be denied insofar as the complaint requests suspension of the tariffs of Eastern and Northeast. In all other respects the motion will be granted and the complaint will be considered on its merits.

[5] Northeast has filed first-class excursion fares which are $30 higher than the applicable coach fare. These tariff revisions will become effective Mar. 27, 1967, but the fares will not be applicable until Apr. 25, 1967. Eastern, in its answer to the Association's complaint, stated that it was also filing first-class excursion fares.

[6] Orders E-23526, E-23527, and E-23528, dated Apr. 14, 1966.

that some excursion fares be provided after the holidays has merit and in the interest of the traveling public and other parties concerned urges all the carriers to make the Discover America excursion fares available on and after April 1, 1967. The Board, furthermore, would favor the extension of the spring and fall excursion fares to the period July 4 to September 14, 1967.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a), and 1002 thereof,

It is ordered, That:

1. An investigation be instituted to determine whether the fares and provisions described in Appendix A[1] and rules, regulations, and practices affecting such fares and provisions, are or will be unjust or unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful fares and provisions, and rules, regulations, or practices affecting such fares and provisions;

2. Pending hearing and decision by the Board, the fares and provisions described in Appendix A are suspended and their use deferred to and including May 26, 1967, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. The motion of the Southern Florida Hotel and Motel Association, in Docket 18180, for the receipt of a late filed complaint is granted except insofar as it applies to the requests for suspension of Eastern's Tariff, CAB No. 221 and Northeast's Tariff, CAB No. 73;

4. Except to the extent granted herein, the complaint of the Florida Hotel and Motel Association, in Docket 18180, is denied;

5. The proceeding ordered herein be assigned for hearing before an Examiner of the Board at a time and place hereafter to be designated; and

6. Copies of this order shall be filed with the affected tariffs and shall be served upon Eastern Air Lines, Inc., National Airlines, Inc., Northeast Airlines, Inc., and the Southern Florida Hotel and Motel Association, who are hereby made parties to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON, *Secretary.*

[F.R. Doc. 67-2258; Filed, Feb. 28, 1967; 8:48 a.m.]

[Docket No. 17822]

WESTERN TENNESSEE SERVICE INVESTIGATION

Notice of Reassignment of Prehearing Conference

In accordance with the request of counsel for Delta Air Lines, the prehearing conference in the above-indicated proceeding hereby is rescheduled for March 1, 1967, at 10 a.m., e.s.t., in Room 726, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C.

Dated at Washington, D.C., February 23, 1967.

[SEAL] HERBERT K. BRYAN, *Hearing Examiner.*

[F.R. Doc. 67-2214; Filed, Feb. 28, 1967; 8:45 a.m.]

[1] Appendix A filed as part of the original document.

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 17198; FCC 67-212]

SAN FERNANDO BROADCASTING CO. (KSFV)

Order Designating Application for Hearing on Stated Issues

In re application of Joseph M. Arnoff and Maurice H. Gresham, doing business as San Fernando Broadcasting Co. (KSFV), Docket No. 17198, File No. BLH-2397; for license to cover construction permit authorizing a new FM broadcast station at San Fernando, Calif.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 15th day of February 1967:

1. The Commission has before it for consideration (1) the above-captioned application; (2) Commission investigations and inquiries with respect to the operations of Station KSFV; and (3) other matters regarding the operation of Station KSFV.

2. On September 6, 1961, the Commission granted the application of Joseph M. Arnoff and Maurice H. Gresham, doing business as San Fernando Broadcasting Co. for a permit (BPH-3460) to construct a new FM broadcast station at San Fernando, Calif., to which the call letters KSFV were subsequently assigned.

3. On May 17, 1963, Joseph M. Arnoff and Maurice H. Gresham, doing business as San Fernando Broadcasting Co. filed an application for license to cover the said construction permit, which application is still pending before the Commission.

4. The Commission's inquiries with respect to the above-captioned applicant and into the operations of Station KSFV raise a number of substantial and unresolved questions bearing upon whether Joseph M. Arnoff and/or Maurice H. Gresham possess the qualifications to become licensees of the Commission.

5. In view of these questions, the Commission is unable to find that a grant of the above-captioned application would serve the public interest, convenience, and necessity and must, therefore, designate this application for a hearing;

Accordingly, it is ordered, That, pursuant to section 319(c) of the Communications Act of 1934, as amended, the above-captioned application is designated for hearing, at a time and place to be specified by subsequent order, upon the following issues:

1. To determine all the facts and circumstances with respect to the construction and operation of Station KSFV;

2. To determine whether the operation of Station KSFV resulted in repeated or willful violations of the Commission's technical requirements;

3. To determine whether Joseph M. Arnoff and/or Maurice H. Gresham have exercised adequate supervision over the construction and operation of Station KSFV and whether either of them, at any time, relinquished control thereof to any person without receiving prior consent of the Commission, in violation of section 310(b) of the Communications Act;

4. To determine whether Joseph M. Arnoff and/or Maurice H. Gresham have failed to file agreements, documents, or understandings pertaining to the present or future ownership or control of Station KSFV, which agreements, documents or understandings are required to be filed by the provisions of § 1.613 of the Commission's rules;

5. To determine whether, in the light of the evidence adduced with respect to the foregoing issues, Joseph M. Arnoff and Maurice H. Gresham, doing business as San Fernando Broadcasting Co. possess the requisite qualifications to be licensees of the Commission;

6. To determine whether, in light of the evidence adduced with respect to the foregoing issues, a grant of the above-captioned application would serve the public interest, convenience and necessity.

It is further ordered, That the Chief, Broadcast Bureau, will proceed with the initial introduction of evidence with respect to Issues 1 through 4. The applicant will then proceed with its evidence under these issues.

It is further ordered, That further action on an application (File No. BAPH-401) filed September 26, 1966, looking toward assignment of the KSFV construction permit to Manuel G. Martinez, will be withheld pending outcome of hearing ordered herein.

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

It is further ordered, That the Chief, Broadcast Bureau, shall furnish a Bill of Particulars to the applicant herein setting forth the basis for the above issues.

It is further ordered, That the applicant herein shall give notice of the hearing within the time, and in the manner prescribed by, § 1.594 of the rules.

Released: February 24, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 67-2253; Filed, Feb. 28, 1967; 8:47 a.m.]

[1] Commissioner Wadsworth absent.

[Docket Nos. 17144, 17155; FCC 67M-313]

GENERAL ELECTRIC CABLEVISION CORP.

Statement and Order After Further Prehearing Conference

In re petitions by General Electric Cablevision Corp., Peoria, Ill., Docket No. 17144, File No. CATV 100-25; General Electric Cablevision Corp., Peoria Heights & Bartonville, Ill., Docket No. 17155, File No. CATV 100-59; for authority pursuant to § 74.1107 of the rules to operate CATV systems in the Peoria television market.

At today's further prehearing conference it was ordered that—

(a) The unopposed verified petition to intervene, filed for Mid America Media, Inc., licensee of Station WIRL-TV, Peoria, Ill., was granted, and Mid America made a party to this proceeding.

(b) The further prehearing conference was rescheduled to April 17, 1967, at 9 a.m. and the hearing from March 15 to May 15, 1967, at 10 a.m.

Dated: February 23, 1967.

Released: February 24, 1967.

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

[F.R. Doc. 67-2254; Filed, Feb. 28, 1967; 8:48 a.m.]

[Docket No. 16709; FCC 67M-306]

ISLAND BROADCASTING SYSTEM (WRIV), INC.

Order Continuing Hearing

In re application of Island Broadcasting System (WRIV), Inc., Riverhead, N.Y., Docket No. 16709, File No. BPCT-3475; for construction permit (Channel 55).

The Hearing Examiner having under consideration the motion for continuance of procedural dates filed on February 14, 1967, by Island Broadcasting System, Inc.;

It appearing, that there is presently pending a petition for leave to amend to which the Broadcast Bureau has filed comments setting forth the need for additional data including, inter alia, information with reference to a corporate entity which, under the amendment, would become the largest single stockholder of applicant;

It further appearing, that the extention of procedural dates is requested to afford time for obtaining and submitting as a supplement to the amendment the additional data requested and good cause is, therefore, present for grant of the requested extension;

It further appearing, that the Broadcase Bureau advised orally on February 21, 1967, that it has no objections to a reasonable extension of procedural dates;

It is ordered, This 21st day of February 1967 that the said motion is granted and the date for exchange of exhibits to be offered in evidence is extended from February 6, 1967, to March 15, 1967; the date for giving notification of witnesses to be called for cross-examination is continued from February 9, 1967, to March 20, 1967; and the date for hearing is continued from February 27, 1967, to March 22, 1967 commencing at 10 a.m. in the offices of the Commission at Washington, D.C.

Released: February 24, 1967.

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

[F.R. Doc. 67-2255; Filed, Feb. 28, 1967; 8:48 a.m.]

[Docket No. 17197; FCC 67-207]

VIDEO VISION, INC.

Memorandum Opinion and Order Instituting a Hearing

In re petition by Video Vision, Inc., Lancaster, S.C., Docket No. 17197, File No. CATV 100-94; for authority pursuant to § 74.1107 to serve and operate a CATV system in the Charlotte, N.C. (ARB-30) and Columbia, S.C. (ARB-83) television markets.

1. Before us for consideration is the request for waiver of hearing filed August 19, 1966, by Video Vision, Inc., to permit extension of the following commercial signals on its proposed CATV system in Lancaster, S.C. (CATV 100-94), in the Charlotte, N.C.-Columbia, S.C. markets, ranked 30 and 83 respectively: Two UHF stations from Columbia, S.C. (CBS-19; ABC-25); two VHF stations from the Greenville-Spartanburg and Asheville, N.C. market; and one VHF station from the Greensboro-High Point and Winston-Salem, N.C. market. The request is opposed by the licensee of station WCCB-TV, Charlotte.

2. The Charlotte market has a total net weekly circulation of 492,100 TV homes. Charlotte has assigned to it Channels 3 (CBS), 9 (ABC/NBC), and 18 (ABC/CBS/NBC), all operating,[1] plus Channels 36 and *42 for which construction permits have been issued. The Columbia market has a net weekly circulation of 223,400 TV homes, and assigned to it are Channels 10 (NBC), 19 (CBS), 25 (ABC), all licensed and operating, *35 for which a construction permit has been issued, and 57 which is idle.

3. Lancaster (a city of 7,999), in Lancaster County (39,352), is located approximately 6 miles south of the North Carolina-South Carolina border, 40 miles south of Charlotte (201,564), and 55 miles north of Columbia (97,433), but not in the Census Areas of either market, although it is within the Area of Dominant Interest (ARB) of the Charlotte market. All of the operating stations in Charlotte place a Grade B or better signal into Lancaster, as will channel 36 when it becomes operative. Channel 10 in Columbia places a Grade A signal over Lancaster, but the Grade B contours of the Columbia UHF stations (19 and 25) fall approximately 6 miles short of the community. Lancaster has no television channels assigned to it.

4. Petitioner urges essentially that Lancaster is a relatively small community; that its approximate population of 8,000 persons and 2,000 homes constitute an insignificant part of the Charlotte and Columbia markets; that Lancaster is not part of the Charlotte or Columbia trading area but a separate and distinct community with several industries of its own; that activation of CATV would permit UHF stations to overcome technical reception difficulties caused by terrain and afford the stations an opportunity to attract advertiser support; full network coverage would be made available for the first time; the system had made financial commitments prior to the second report and order.

5. We are persuaded by our previous position in Athens TV Cable, 5 FCC 2d 577, and Greater Television, 5 FCC 2d 699, authorizing the CATV system to carry the distant UHF stations where the system also carries the VHF competitor, that waiver is warranted in this instance with respect to the extension of the two UHF stations from Columbia, S.C. Carriage of these two UHF signals would in addition make available to the community complete network coverage. *Accordingly, it is ordered*, This 15th day of February 1967, that the provisions of § 74.1107 of the rules are waived in order to permit Video Vision, Inc., to carry the signals from Channels 19 and 25 in Columbia, S.C., on its CATV system in Lancaster, S.C.

6. We are not persuaded however, that a case has been made for waiver of hearing with respect to the importation of distant signals from Greenville, Spartanburg, and High Point. The reasons advanced in support of the petition do not meet our concern for the public interest in the preservation of UHF potential, particularly in view of UHF activity in Charlotte. Absent a hearing, impact on the future growth of UHF in Charlotte and Columbia cannot be ascertained.

Accordingly, it is further ordered, Pursuant to sections 4(i), 303, and 307(b) of the Communications Act and § 74.1107 of the Commission's rules, that hearing is ordered on the following issues with respect to the signals sought to be imported from Greenville, Spartanburg, and High Point, as requested in the petition filed by Video Vision, Inc.:

1. To determine the present and proposed penetration and extent of CATV service in the Charlotte, N.C., and Columbia, S.C., television markets.

2. To determine the effects of current and proposed CATV service in the two markets upon existing, proposed, and potential television broadcast stations in the markets.

3. To determine (1) the present policy and proposed future plans of respondents with respect to the furnishing of any

[1] WCCB-TV, formerly on Channel 36, has been on program tests since Oct. 26, 1966 (authority extended on Nov. 30, 1966) operating on Channel 18 with increased power. WCTU-TV has a construction permit pending for Channel 36 conditioned on the commencement of WCCB-TV's regular operation on Channel 18.

service other than the relay of the signals of broadcast stations; (2) the potential for such services; and (3) the impact of such services upon television broadcast stations in the markets.

4. To determine whether the CATV proposal is consistent with the public interest.

Video Vision, Inc., and Mecklenburg Television Broadcasters, Inc., are parties to this proceeding and, to participate, must comply with the applicable provisions of § 1.221 of the Commission's rules. The burden of proof is upon petitioner. A time and place for the hearing will be specified in another order.

Released: Feburary 24, 1967.

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

[F.R. Doc. 67-2256; Filed, Feb. 28, 1967; 8:48 a.m.]

FEDERAL MARITIME COMMISSION

[Docket No. 67-5; Agreement No. 9584]

U.S. OCEAN CARRIERS' RATE AGREEMENT

Order for Further Hearing

This is a show cause proceeding to determine the approvability under section 15 of Agreement 9584. The agreement as originally submitted would permit the parties thereto, all U.S.-flag carriers,[1a] to agree upon rates, terms and conditions, and other matters relating to the carriage of cargoes of household, personal effects, and unaccompanied baggage shipped by U.S. Government agencies.

The Department of Defense lodged a protest to approval of the agreement, and this proceeding was instituted. The order instituting the proceeding, served January 12, 1967, contained three modifications which the Commission's staff suggested were necessary before the agreement could be approved under section 15. These modifications would: (1) Limit the initial effective period of the agreement to 1 year; (2) permit any party to exercise independent action on 48 hours' notice to the other parties; and (3) require the publication by the parties to the agreement of a berth term rate that is based upon a composite of the FIO rates offered MSTS under its competitive ocean rate procurement system plus a factor for terminal and stevedoring services. Briefs were filed, and we heard oral argument.

The Department of Defense is opposed to approval of the agreement whether or not modified as proposed by the staff, on the ground that the agreement is contrary to the public interest because it would eliminate competitive procurement of ocean rates for the movement in question. The respondent ocean carriers as a condition to approval accept the first two proposed modifications, but oppose the third on the ground that the proposed formula is inequitable because not based on "commercial costs." Intervener, the Household Goods Forwarders Association, urges approval of the agreement as proposed to be modified by the staff. Finally, Hearing Counsel calls for an evidentiary hearing to resolve certain disputed issues of material fact.

The present posture of the record in this proceeding will not permit action on Agreement 9584. Therefore, we will transmit the record to the Chief Examiner for assignment, further hearings, and the issuance of an initial decision.

We desire that the parties, in addition to the issues presented in our order of January 12, 1967, pay particular attention to the resolution of the following questions:

1. What are the circumstances and conditions presently existing in the trades in question which call for approval of Agreement 9584?

2. Should approval of Agreement 9584 be conditioned upon a requirement that the rates published under it bear a relationship to any other rates, and if so what rates and what relationship?

Therefore it is ordered, That this proceeding be assigned for hearing before an Examiner of the Commission's Office of Hearing Examiners at a date and place to be determined by the Chief Examiner.

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

It is is further ordered, That any persons, other than respondents, Department of Defense and Household Goods Forwarder Association, who desire to become a party to this proceeding and to participate therein, shall file a petition to intervene with the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before March 10, 1967, with copy to the aforementioned parties and Hearing Counsel.

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.

By the Commission.[1]

[SEAL] THOMAS LISI,
Secretary.

[F.R. Doc. 67-2262; Filed, Feb. 28, 1967; 8:48 a.m.]

[1] Statements of Commissioners Bartley and Cox, concurring and dissenting in part, filed as part of original document; Commissioners Loevinger and Johnson concurring in result; Commissioner Wadsworth absent.

[1a] The carriers party to the agreement are Bloomfield Steamship Co.; Lykes Bros. Steamship Co., Inc.; Moore-McCormack Lines, Inc.; States Marine Lines, Inc.; United States Lines; and Waterman Steamship Corp.

[1] Commissioner Day's dissenting opinion filed as part of the original document.

SEAPORT SHIPPING CO. ET AL.

Notice of Agreements Filed for Approval and Agreements Subject to Cancellation

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

Interested parties may inspect and obtain a copy of the agreements at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609. 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 or request for a hearing should also be forwarded to each of the parties to the agreement (as indicated hereinafter), and the comments should indicate that this has been done.

Unless otherwise indicated, these agreements are nonexclusive, cooperative working agreements under which the parties may perform freight forwarding services for each other. Forwarding and service fees are to be agreed upon on each transaction. Ocean freight compensation is to be divided as agreed between the parties.

Seaport Shipping Co., Portland, Oreg., and Wehrli Shipping Co., Inc., New York, N.Y.	FF-3265
Coastal Forwarders, Charleston, S.C., and H. Z. Bernstein Co., Inc., New York, N.Y.	FF-3266
7 Brothers International, Inc., Miami, Fla., and Southern Shipping Co., Jacksonville, Fla.	FF-3268
Geo. M. Leininger Co., New Orleans, La., and P. John Hanrahan, Inc., New York, N.Y.	FF-3269
Freedman & Slater, Inc., New York, N.Y., and American Enterprises, Inc., Baltimore, Md.	FF-3270
Hemisphere Air Freight, New York, N.Y., and Enterprise Shipping Corp., San Francisco, Calif.	FF-3271
Brito Forwarding Co., Brownsville, Tex., and Schenkers International Forwarders, Inc., Houston, Tex.	FF-3272
J. T. Steeb & Co., Inc., Portland, Oreg., and J. R. Michels, Inc., Houston, Tex.	FF-3273
York Forwarding Corp., New York, N.Y., and Arthur J. Fritz & Co., San Francisco, Calif.	FF-3274
A. L. Harden Agencies, Jacksonville, Fla., and George W. Wise, Jr., Savannah, Ga.	FF-3276
Heide Co., Inc., Wilmington, N.C. (Branch), and D. C. Andrews & Co., Inc., New York, N.Y. (Branches)	FF-3277
Donald R. Winter, Atlanta, Ga., and United Forwarders Service, Miami, Fla.	FF-3279
R. F. Downing & Co., Inc., New York, N.Y., and Frontier Freight Forwarders, Inc., Miami, Fla.	FF-3280
Donald R. Winter, Atlanta, Ga., and Norton & Ellis, Inc., Norfolk, Va.	FF-3281

Agreement No. FF-3267 between McLendon Forwarding Co., Houston, Tex., and G. S. Doyle Co., Inc., New York, N.Y.,

is a cooperative working agreement whereunder forwarding and service fees are subject to negotiations and agreement on each transaction depending upon the services to be performed. Ocean freight brokerage is to be divided equally (50–50) between the parties. This division of brokerage will be restricted to those shipments handled on behalf of each other.

Agreement No. FF–3278 between Alonso Shipping Co., New Orleans, La., and S. G. Scott Co., Tampa, Fla., is a cooperative working agreement whereunder forwarding and service fees are to be as follows: $7.50 per shipment. Ocean freight brokerage is to be divided equally on a 50–50 basis between both parties. This division of brokerage will be restricted to those shipments handled on behalf of each other.

Notice of agreements subject to cancellation. Notice is hereby given that the following independent ocean freight forwarder cooperative working agreements approved by the Commission pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814) are scheduled for cancellation inasmuch as in accordance with the terms therein the parties to the agreements have requested in writing that the agreements be terminated.

The Interport Co., Chicago, Ill., and Cosdel International Co., San Francisco, Calif.	FF–556
The Interport Co., Chicago, Ill., and Win-Mar, Inc., New Orleans, La.	FF–933
The Interport Co., Chicago, Ill., and Adolf Blum & Popper, Inc., New York, N.Y.	FF–1156
The Interport Co., Chicago, Ill., and American Union Transport, Inc., New York, N.Y.	FF–1631
Loretz & Co., Los Angeles, Calif. (Branches), and Seabird Forwarders, Inc., New York, N.Y.	FF–3128

Dated: February 24, 1967.

THOMAS LISI,
Secretary.

[F.R. Doc. 67–2263; Filed, Feb. 28, 1967; 8:48 a.m.]

FEDERAL AVIATION AGENCY

[OE Docket No. 66–SO–4]

BAY VIDEO, INC.

Grant of Additional Extension to Comment Period

On December 22, 1966, a notice of petition for and grant of review was issued in response to a petition received by the Federal Aviation Agency in opposition to a determination of hazard to air navigation concerning the proposed construction by Bay Video, Inc., of a tower 1,942 feet above mean sea level (1,797 feet above ground) near Woods, Fla.

On January 27, 1967, a grant of extension of comment period to February 23, 1967, was issued in response to a request by the proponent. Subsequently, because of a delay in negotiations between the proponent and Florida State University, an additional 30-day extension has been requested. The grant of extension is considered to be in the public interest.

Therefore, pursuant to the authority delegated to me by the Administrator, notice is hereby given that the comment period for submitting relevant information for consideration in this review is extended to expire on March 23, 1967. Submission must be filed in triplicate with the Federal Aviation Agency, Obstruction Evaluation Branch, 800 Independence Avenue SW., Washington, D.C. 20553, and must be relevant to the effect of the proposed structure on safe air navigation.

Issued in Washington, D.C., on February 21, 1967.

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

[F.R. Doc. 67–2218; Filed, Feb. 28, 1967; 8:45 a.m.]

CIVIL SERVICE COMMISSION

CORRECTIONAL PROGRAM OFFICER (CHIEF, RESEARCH, STATISTICS, AND DEVELOPMENT)

Manpower Shortage

Under the provisions of 5 U.S.C. 5723 the Civil Service Commission has found, effective February 17, 1967, that there is a manpower shortage for the single position of Correctional Program Officer (Chief, Research, Statistics, and Development), GS–006–15, Bureau of Prisons, Department of Justice, Washington, D.C. This finding will terminate when the position is filled.

The appointee to this position may be paid for the expense of travel and transportation to the first post of duty.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 67–2278; Filed, Feb. 28, 1967; 8:49 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G–6195 etc.]

GULF OIL CORP.

Findings and Order After Statutory Hearing

FEBRUARY 16, 1967.

Findings and order after statutory hearing issuing certificates of public convenience and necessity, amending orders issuing certificates, accepting FPC gas rate schedules for filing, redesignating FPC gas rate schedules, substituting respondent, redesignating proceedings, and accepting agreements and undertakings for filing.

The British-American Oil Producing Co. (British-American), predecessor in interest to Gulf Oil Corp. (Gulf), has filed in Docket Nos. CI63–1156, CI64–573, and CI66–72 applications pursuant to section 7(c) of the Natural Gas Act for certificates of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce all as more fully set forth in the applications. Concurrently with the applications British-American submitted copies of the related gas purchase contracts which have heretofore been accepted for filing as its FPC gas rate schedules. By order issued December 28, 1966, in Docket No. G–10615 et al., the Commission accepted a settlement proposal by British-American, and the certificates issued in the subject dockets are subject to the terms and conditions of said proposal and order.

On September 19, 1966, Gulf filed in all of British-American's certificate dockets a petition to amend the orders issuing certificates by substituting Gulf in lieu of British-American as certificate holder to reflect the acquisition of British-American by Gulf. Gulf proposes to continue the same service without change or interruption. Gulf has submitted notices of succession to British-American's FPC gas rate schedules, and said rate schedules will be redesignated as those of Gulf. Gulf has also submitted the contract between British-American and the gas purchaser related to the certificate heretofore issued in Docket No. G–16093. This will be accepted for filing as a rate schedule of Gulf.

Gulf has requested to be substituted as respondent in British-American's rate proceedings and has submitted agreements and undertakings to assure the refund of any amounts collected by it in excess of the amounts determined to be just and reasonable in said proceedings. Therefore, Gulf will be substituted in lieu of British-American; the proceedings will be redesignated accordingly; and the agreements and undertakings will be accepted for filing.

Gulf's petition to amend includes the certificate order issued in Docket No. G–9814. Said certificate has been terminated by the order permitting and approving abandonment of service in Docket No. CI66–972. Therefore, Gulf's petition will be dismissed as moot with respect to the certificate issued in Docket No. G–9814.

Gulf's motion to be substituted as respondent includes certain rate proceedings which were terminated in the aforementioned settlement order in Docket No. G–10615, et al. Therefore, the motion to be substituted as respondent in the following dockets will be dismissed as moot:

G–10615	RI60–159	RI62–328
G–13471	RI60–214	RI64–662
G–14630	RI61–174	RI65–194
G–17286	RI61–540	RI65–412
G–18472	RI62–184	RI65–530
G–18950	RI62–215	
G–19024	RI62–274	

After due notice petitions for leave to intervene were filed in the initial certificate proceedings in Docket No. CI64–573 by United Fuel Gas Co. and Long Island Lighting Co. and in Docket No. CI66–72 by the Philadelphia Gas Works Division of The United Gas Improvement Co. and

Long Island Lighting Co. The petition of Long Island Lighting Co. in the latter docket has been withdrawn. A notice of intervention was filed in the initial certificate proceeding in Docket No. CI66–72 by the Public Service Commission of the State of New York. A petition for leave to intervene in the proceeding on the petition of Gulf to continue sales from the interests of British-American was filed and withdrawn in Docket Nos. G–6813, G–13636, and CI63–1156 by Long Island Lighting Co. None of the petitioners in Docket Nos. CI64–573 and CI66–72 have objected to the issuance of certificates in said dockets at the rates and under the terms and conditions set forth in the settlement order in Docket No. G–10615, et al.

At a hearing held on February 9, 1967, the Commission on its own motion received and made a part of the record in this proceeding all evidence, including the certificate applications, petition to amend, and exhibits thereto, submitted in support of the authorization sought herein, and upon consideration of the record,

The Commission finds:

(1) Applicant in Docket Nos. CI63–1156, CI64–573, and CI66–72 is engaged in the sale for resale of natural gas in interstate commerce for ultimate public consumption subject to the jurisdiction of the Commission and is, therefore, a "natural-gas company" within the meaning of the Natural Gas Act as heretofore found by the Commission.

(2) The sales of natural gas hereinbefore described, as more fully described in the applications in Docket Nos. CI63–1156, CI64–573, and CI66–72 and in the tabulation herein, will be made in interstate commerce, subject to the jurisdiction of the Commission, and such sales by Gulf, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are subject to the requirements of subsections (c) and (e) of section 7 of the Natural Gas Act.

(3) Gulf is able and willing properly to do the acts and to perform the service proposed and to conform to the provisions of the Natural Gas Act and the requirements, rules, and regulations of the Commission thereunder.

(4) The sales of natural gas by Gulf, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are required by the public convenience and necessity, and certificates therefore should be issued in Docket Nos. CI63–1156, CI64–573, and CI66–72 as hereinafter ordered and conditioned.

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the FPC gas rate schedule related to the sale authorized in Docket No. G–16093 should be accepted for filing.

(6) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the orders issuing certificates of public convenience and necessity to British-American should be amended by substituting Gulf as certificate holder and that the related rate schedules should be redesignated accordingly.

(7) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Gulf should be substituted as respondent in British-American's rate proceedings, that said proceedings should be redesignated accordingly, and that the agreements and undertakings submitted by Gulf in said proceedings should be accepted for filing.

(8) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the motion to substitute repsondent and petition to amend a certificate order in terminated proceedings should be dismissed as moot.

The Commission orders :

(A) Certificates of public convenience and necessity are issued in Docket Nos. CI63–1156, CI64–573, and CI66–72 upon the terms and conditions of this order, authorizing the sales by Gulf of natural gas in interstate commerce for resale, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary for such sales, all as hereinbefore described and as more fully described in the applications and in the tabulation herein. Said certificates are subject to the terms and conditions set forth in the order issued December 28, 1966, in Docket No. G–10615 et al.

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

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

(D) The orders issuing certificates of public convenience and necessity to British-American are amended by substituting Gulf as certificate holder, and in all other respects said orders shall remain in full force and effect.

(E) The contract for the sale of natural gas authorized in Docket No. G–16093 is accepted for filing and designated as set forth in the tabulation herein.

(F) The FPC gas rate schedules of British-American are redesignated as those of Gulf and the related notices of succession and assignments are accepted for filing and designated as set forth in the tabulation herein. The ratification agreements related to the sales authorized to be continued by Gulf in Docket Nos. G–18963 and CI66–72 are accepted for filing and designated as set forth in the tabulations herein.

(G) The petition to amend filed by Gulf in Docket No. G–9814 is dismissed as moot.

(H) The motion to be substituted as respondent in the following proceedings is dismissed as moot:

G–10615	RI60–159	RI62–328
G–13471	RI60–214	RI64–662
G–14630	RI61–174	RI65–194
G–17286	RI61–540	RI65–412
G–18472	RI62–184	RI65–530
G–18950	RI62–215	
G–19024	RI62–274	

(I) Gulf is substituted in lieu of British-American in the proceedings pending in Docket Nos. G–14028,[1] G–19254,[1] RI63–292,[2] RI64–32, RI64–123,[2] and RI64–522; said proceedings are redesignated accordingly, and the agreements and undertakings submitted by Gulf in said proceedings are accepted for filing.

(J) Gulf shall comply with the refunding and reporting procedure required by the Natural Gas Act and section 154.102 of the regulations thereunder, and the agreements and undertakings filed in Docket Nos. G–14028, G–19254, RI63–292, RI64–32, RI64–123, and RI64–522 by Gulf shall remain in full force and effect until discharged by the Commission.

By the Commission.

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

[1] Consolidated in the initial proceeding in Docket No. AR61–1 et al.

[2] Consolidated in the proceeding on the order to show cause issued Aug. 5, 1965, in Docket No. AR61–1 et al., 34 FPC 424.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
G-6195 E 9-19-66	Gulf Oil Corp. (successor to The British-American Oil Producing Co.)	Kansas-Nebraska Natural Gas Co., Inc., acreage in Logan County, Colo.	The British-American Oil Producing Co., FPC GRS No. 9.	329	
			Supplement Nos. 1-16	329	1-16
			Notice of succession 9-15-66.		
			Assignment 7-28-66	329	17
			The British-American Oil Producing Co., FPC GRS No. 55.	358	
			Supplement No. 1	358	1
			Notice of succession 9-15-66.		
			Assignment 7-28-66	358	2
G-6198 E 9-19-66	do	Southern Natural Gas Co., Gwinville Field, Jefferson Davis County, Miss.	The British-American Oil Producing Co., FPC GRS No. 30.	337	
			Supplement No. 1	337	1
			Notice of succession 9-15-66.		
			Assignment 7-28-66	337	2
G-6199 E 9-19-66	do	Lone Star Gas Co., Northeast Elmore Field, Garvin County, Okla.	The British-American Oil Producing Co., FPC GRS No. 11.	330	
			Supplement Nos. 1-3	330	1-3
			Notice of succession 9-15-66.		
			Assignment 7-28-66	330	4
G-6200 E 9-19-66	do	Cities Service Gas Co., West Edmond Field, Oklahoma County, Okla.	The British-American Oil Producing Co., FPC GRS No. 12.	331	
			Supplement No. 1	331	1
			Notice of succession 9-15-66.		
			Assignment 7-28-66	331	2
G-6202 E 9-19-66	Gulf Oil Corp (Operator), et al. (successor to The British-American Oil Producing Co. (Operator) et al.).	United Gas Pipe Line Co., Carthage Field, Panola County, Tex.	The British-American Oil Producing Co. (Operator) et al., FPC GRS No. 3.	323	
			Supplement Nos. 1-8	323	1-8
			Notice of succession 9-15-66.		
			Assignment 7-28-66	323	9
G-6203 E 9-19-66	Gulf Oil Corp. (successor to The British-American Oil Producing Co.).	Iroquois Gas Corp., Sheridan Field, Colorado County, Tex.	The British-American Oil Producing Co., FPC GRS No. 8.	328	
			Supplement Nos. 1-7	328	1-7
			Notice of succession 9-15-66.		
			Assignment 7-28-66	328	8
C-6204 E 9-19-66	do	El Paso Natural Gas Co., South Fullerton Plant, Andrews County, Tex.	The British-American Oil Producing Co., FPC GRS No. 4.	324	
			Supplement Nos. 1-9	324	1-9
			Notice of succession 9-15-66.		
			Assignment 7-28-66	324	10
G-6205 E 9-19-66	do	El Paso Natural Gas Co., Spraberry Field, Glasscock County, Tex.	The British-American Oil Producing Co., FPC GRS No. 5.	325	
			Supplement Nos. 1-7	325	1-7
			Notice of succession 9-15-66.		
			Assignment 7-28-66	325	8
G-6206 E 9-19-66	do	El Paso Natural Gas Co., Payton Devonian Field, Pecos and Ward Counties, Tex.	The British-American Oil Producing Co., FPC GRS No. 6.	326	
			Supplement Nos. 1-8	326	1-8
			Notice of succession 9-15-66.		
			Assignment 7-28-66	326	9
G-6207 E 9-19-66	do	Mississippi River Transmission Corp., Waskom Field, Harrison County, Tex.	The British-American Oil Producing Co., FPC GRS No. 7.	327	
			Supplement Nos. 1-8	327	1-8
			Notice of succession 9-15-66.		
			Assignment 7-28-66	327	9
G-6813 E 9-19-66	do	Michigan Wisconsin Pipe Line Co., Cameron Field, Cameron Parish, La.	The British-American Oil Producing Co., FPC GRS No. 17.	334	
			Supplement Nos. 1-3	334	1-3
			Notice of succession 9-15-66.		
			Assignment 7-28-66	334	4
G-8567 E 9-19-66	do	El Paso Natural Gas Co., Headlee Field, Ector County, Tex.	The British-American Oil Producing Co., FPC GRS No. 14.	332	
			Supplement Nos. 1-7	332	1-7
			Notice of succession 9-15-66.		
			Assignment 7-28-66	332	8
G-8764 E 9-19-66	do	Panhandle Eastern Pipe Line Co., Greenough Field, Beaver County, Okla.	The British-American Oil Producing Co., FPC GRS No. 15.	333	
			Supplement Nos. 1-2	333	1-2
			Notice of succession 9-15-66.		
			Assignment 7-28-66	333	3
G-12753 E 9-19-66	do	United Gas Pipe Line Co., Cadeville Field, Ouachita Parish, La.	The British-American Oil Producing Co., FPC GRS No. 28.	335	
			Supplement Nos. 1-7	335	1-7
			Notice of succession 9-15-66.		
			Assignment 7-28-66	335	8
G-13636 E 9-19-66	Gulf Oil Corp. (Operator) et al. (successor to The British-American Oil Producing Co. (Operator) et al.).	Southern Natural Gas Co., West Bay Field, Plaquemines Parish, La.	The British-American Oil Producing Co. (Operator) et al., FPC GRS No. 29.	336	
			Supplement Nos. 1-2	336	1-2
			Notice of succession 9-15-66.		
			Assignment 7-28-66	336	3
G-14515 E 9-19-66	do	Texas Gas Transmission Corp., Romos Field, St. Mary Parish, La.	The British-American Oil Producing Co. (Operator) et al., FPC GRS No. 31.	338	
			Supplement Nos. 1-3	338	1-3
			Notice of succession 9-15-66.		
			Assignment 7-28-66	338	4
G-15894 E 9-19-66	Gulf Oil Corp. (successor to The British-American Oil Producing Co.).	Colorado Interstate Gas Co., Armstrong Field, Logan County, Okla.	The British-American Oil Producing Co., FPC GRS No. 32.	339	
			Supplement Nos. 1-2	339	1-2
			Notice of succession 9-15-66.		
			Assignment 7-28-66	339	3
G-16091 E 9-19-66	do	Transwestern Pipeline Co., Panhandle Area, Lipscomb, Hemphill and Hansford Counties, Tex.	The British-American Oil Producing Co., FPC GRS No. 64.	366	
			Supplement No. 1	366	1
			Notice of succession 9-15-66.		
			Assignment 7-28-66	366	2

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

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
G-14053 [1] E 9-19-66	do	Transwestern Pipeline Co., Panhandle Area, Beaver, Ellis, and Woodward Counties, Okla.	Contract 7-30-58 [2]	370	
			Amendment 9-19-58	370	1
			Amendment 11-14-58	370	2
			Amendment 3-12-59	370	3
			Amendment 6-5-59	370	4
			Amendment 8-26-59	370	5
			Letter agreement 10-8-59 [3]	370	6
			Letter agreement 10-8-59 [4]	370	7
			Letter agreement 2-22-60.	370	8
			Letter agreement 5-4-61.	370	9
			Letter agreement 6-5-62.	370	10
			Letter agreement 3-1-66.	370	11
			Effective date: [5]		
			Assignment 7-28-66	370	12
G-14163 E 9-19-66	do	Transwestern Pipeline Co., Crawar and Heiner Fields, Crane, Pecos, and Ward Counties, Tex.	The British-American Oil Producing Co., FPC GRS No. 35.	342	
			Supplement Nos. 1-8	342	1-8
			Notice of succession 9-15-66.	342	
			Assignment 7-28-66	342	9
G-17789 E 9-19-66	do	Cities Service Gas Co., North Wakita Field, Grant County, Okla.	The British-American Oil Producing Co., FPC GRS No. 33.	340	
			Supplement Nos. 1-2	340	1-2
			Notice of succession 9-15-66.	340	
			Assignment 7-28-66	340	3
G-17865 E 9-19-66	do	Lone Star Gas Co., Knox Field, Grady and Stephens County, Okla.	The British-American Oil Producing Co., FPC GRS No. 34.	341	
			Supplement No. 1	341	1
			Notice of succession 9-15-66.	341	
			Assignment 7-28-66	341	2
G-18437 E 9-19-66	do	El Paso Natural Gas Co., Santa Rosa Field, Pecos County, Tex.	The British-American Oil Producing Co., FPC GRS No. 39.	345	
			Supplement Nos. 1-4	345	1-4
			Notice of succession 9-15-66.	345	
			Assignment 7-28-66	345	5
G-18445 E 9-19-66	do	Florida Gas Transmission Co., Shuteston Field, St. Landry Parish, La.	The British-American Oil Producing Co., FPC GRS No. 38.	344	
			Supplement Nos. 1-2	344	1-2
			Notice of succession 9-15-66.	344	
			Assignment 7-28-66	344	3
G-18823 E 9-19-66	do	Colorado Interstate Gas Co., Greenwood Field, Baca County, Colo.	The British-American Oil Producing Co., FPC GRS No. 41.	346	
			Supplement Nos. 1-4	346	1-4
			Notice of succession 9-15-66.	346	
			Assignment 7-28-66	346	5
G-18963 E 9-19-66	do	Transcontinental Gas Pipe Line Corp., Wildcat Bayou Field, Terrebonne Parish, La.	The British-American Oil Producing Co., FPC GRS No. 42.	347	
			Supplement Nos. 1-3	347	1-3
			Notice of succession 9-15-66.	347	
			Assignment 7-28-66	347	4
			Ratified 10-8-66	347	5
G-19108 E 9-19-66	do	El Paso Natural Gas Co., Bisti-Gallup Field, San Juan County, N. Mex.	The British-American Oil Producing Co., FPC GRS No. 45.	348	
			Supplement Nos. 1-3	348	1-3
			Notice of succession 9-15-66.	348	
			Assignment 7-28-66	348	4
G-20329 E 9-19-66	do	Kansas-Nebraska Natural Gas Co., Inc., Mount Hope East Field, Logan County, Colo.	The British-American Oil Producing Co., FPC GRS No. 36.	343	
			Supplement Nos. 1-2	343	1-2
			Notice of succession 9-15-66.	343	
			Assignment 7-28-66	343	3
C160-322 E 9-19-66	do	Tennessee Gas Pipeline Co., a division of Tenneco Inc., Block 29 Field, Cameron Parish, Offshore Louisiana.	The British-American Oil Producing Co., FPC GRS No. 46.	349	
			Supplement No. 1	349	1
			Notice of succession 9-15-66.	349	
			Assignment 7-28-66	349	2
C161-600 E 9-19-66	do	United Fuel Gas Co., Valentine Field, Lafourche Parish, La.	The British-American Oil Producing Co., FPC GRS No. 47.	350	
			Supplement No. 1	350	1
			Notice of succession 9-15-66.	350	
			Assignment 7-28-66	350	2
C161-607 E 9-19-66	do	El Paso Natural Gas Co., West Kutz Canyon Field, San Juan County, N. Mex.	The British-American Oil Producing Co., FPC GRS No. 48.	351	
			Supplement Nos. 1-6	351	1-6
			Notice of succession 9-15-66.	351	
			Assignment 7-28-66	351	7
C161-649 E 9-19-66	do	Texas Gas Transmission Corp., Bayou Sale Field, St. Mary Parish, La.	The British-American Oil Producing Co., FPC GRS No. 49.	352	
			Supplement No. 1	352	1
			Notice of succession 9-15-66.	352	
			Assignment 7-28-66	352	2
C162-307 E 9-19-66	Gulf Oil Corp. et al. (successor to The British-American Oil Producing Co. et al.).	Arkansas Louisiana Gas Co., South Marlow Field, Stephens County, Okla.	The British-American Oil Producing Co. et al., FPC GRS No. 50.	353	
			Supplement No. 1	353	1
			Notice of succession 9-15-66.	353	
			Assignment 7-28-66	353	2
C162-964 E 9-19-66	Gulf Oil Corp. (Operator) et al. (successor to The British-American Oil Producing Co. (Operator) et al.).	Lone Star Gas Co., Doyle Field, Stephens County, Okla.	The British-American Oil Producing Co. (Operator) et al., FPC GRS No. 51.	354	
			Supplement Nos. 1-3	354	1-3
			Notice of succession 9-15-66.	354	
			Assignment 7-28-66	354	4
C162-1016 E 9-19-66	do	Texas Gas Transmission Corp., Ramos Field, St. Mary Parish, La.	The British-American Oil Producing Co. (Operator) et al., FPC GRS No. 52.	355	
			Supplement Nos. 1-3	355	1-3
			Notice of succession 9-15-66.	355	
			Assignment 7-28-66	355	4
C162-1433 E 9-19-66	do	Kansas-Nebraska Natural Gas Co., Inc., Armstrong Field, Logan County, Colo.	The British-American Oil Producing Co. (Operator) et al., FPC GRS No. 53.	356	
			Notice of succession 9-15-66.	356	
			Assignment 7-28-66	356	1

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
C165-253	Gulf Oil Corp. (successor to The British-American Oil Producing Co.).	Arkansas Louisiana Gas Co., Cheniere Field, Ouachita Parish, La.	The British-American Oil Producing Co., FPC GRS No. 54.	357	
E 9-19-66			Supplement Nos. 1-2	357	1-2
			Notice of succession 9-15-66.		
			Assignment 7-28-66	357	3
C165-918	do	Cities Service Gas Co., Panhandle Field, Gray County, Tex.	The British-American Oil Producing Co., FPC GRS No. 56.	359	
E 9-19-66			Notice of succession 9-15-66.		
			Assignment 7-28-66	359	1
C165-1156	do	Southern Natural Gas Co., Section 28 "Dome" Field, St. Martin Parish, La.	The British-American Oil Producing Co., FPC GRS No. 57.	360	
A 3-14-63			Notice of succession 9-15-66.		
E 9-19-66			Assignment 7-28-66	360	1
C165-1476	do	Michigan Wisconsin Pipe Line Co., Woodward Area, Major County, Okla.	The British-American Oil Producing Co., FPC GRS No. 58.	361	
E 9-19-66			Supplement No. 1	361	1
			Notice of succession 9-15-66.		
			Assignment 7-28-66	361	2
C164-573	do	United Fuel Gas Co., Deep Lake Field, Cameron Parish, La.	The British-American Oil Producing Co., FPC GRS No. 61.	363	
A 11-8-63			Supplement Nos. 1-4	363	1-4
E 9-19-66			Notice of succession 9-15-66.		
			Assignment 7-28-66	363	5
C164-1088	do	Kansas-Nebraska Natural Gas Co., Inc., Riverside Field, Weld County, Colo.	The British-American Oil Producing Co., FPC GRS No. 62.	364	
E 9-19-66			Supplement No. 1	364	1
			Notice of succession 9-15-66.		
			Assignment 7-28-66	364	2
C164-1400	do	Cascade Natural Gas Corp., Divide Creek Field, Garfield County, Colo.	The British-American Oil Producing Co., FPC GRS No. 63.	365	
E 9-19-66			Supplement No. 1	365	1
			Notice of succession 9-15-66.		
			Assignment 7-28-66	365	2
C165-923	do	El Paso Natural Gas Co., Payton-Simpson Field, Pecos County, Tex.	The British-American Oil Producing Co., FPC GRS No. 65.	367	
E 9-19-66			Supplement No. 1	367	1
			Notice of succession 9-15-66.		
			Assignment 7-28-66	367	2
C165-1224	do	Montana-Dakota Utilities Co., Wind River Basin Field, Fremont County, Wyo.	The British-American Oil Producing Co., FPC GRS No. 66.	368	
E 9-19-66			Supplement Nos. 1-2	368	1-2
			Notice of succession 9-15-66.		
			Assignment 7-28-66	368	3
C166-72	do	Transcontinental Gas Pipe Line Co., Block 71-Block 52 Field, Vermilion Parish, La.	The British-American Oil Producing Co., FPC GRS No. 67.	369	
A 7-28-65			Notice of succession 9-15-66.		
E 9-19-66			Assignment 7-28-66	369	1
			Ratified 9-8-66	369	2

[1] Certificate was issued on Aug. 10, 1959, in Opinion No. 328, however, rate schedule was never filed by The British-American Oil Producing Co.
[2] Basic contract between The British-American Oil Producing Co. and buyer.
[3] Changes dates in basic contract.
[4] Amends basic contract to provide for an initial rate of 17.0 cents.
[5] Date of this order (for Supplement Nos. 1 through 11).

[F.R. Doc. 67-2119; Filed, Feb. 28, 1967; 8:45 a.m.]

[Docket No. G-3735, etc.]

TIDEWATER OIL CO. ET AL.

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

FEBRUARY 17, 1967.

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

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 10, 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 all applications in which no protest or petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given: *Provided, however,* That pursuant to § 2.56, Part 2, Statement of General Policy and Interpretations, Chapter I of Title 18 of the Code of Federal Regulations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after April 15, 1965, without further notice, will contain a condition precluding any filing of an increased rate at a price in excess of that designated

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

for the particular area of production for the period prescribed therein unless at the time of filing such certificate application, or within the time fixed herein for the filing of protests or petitions to intervene the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

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

JOSEPH H. GUTRIDE,
Secretary.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
G-8735 1-23-67 [1]	Tidewater Oil Co., P. O. Box 1404, Houston, Tex. 77001.	El Paso Natural Gas Co., Levelland Gasoline Plant, Hockley County, Tex.	[1] 14.21	14.65
G-4533 E 2-9-67	Sells Petroleum Inc., Post Office Box 336, Tyler, Tex. 75701 (partial abandonment).	Arkansas Louisiana Gas Co., South Hallsville Field, Harrison County, Tex.	(2)	
G-8743 E 1-20-67	C. G. Glasscock, Jr. (successor to C. V. Lyman, d.b.a. Lyman Damascus Operations), Suite 1213, 2016 Main St., Houston, Tex. 77002.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., Captain Lucy (Bentonville) and North Alice Fields, Nueces and Jim Wells Counties, Tex.	14.38089	14.65
G-9935 E 2-19-65	Anchorage Oil Co. et al. (successor to B. H. Putnam, Operator).	Gas Transport, Inc., Grant District, Jackson County, W. Va.	[1] 25.0 [3] 27.0	15.025
C160-160 C 2-1-67	Merchants Petroleum Co., 1638 West 8th St., Room 319, Los Angeles, Calif. 90017.	Equitable Gas Co., Henry District, Clay County, W. Va.	25.0	15.325
C160-323 C 1-23-67	Jonnell Gas, Inc. (Operator) et al., D-205 Petroleum Center, 900 Northeast Loop Expressway, San Antonio, Tex.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., Lockhart Field, Starr County, Tex.	16.0	14.65
C161-819 C 2-6-67	Skelly Oil Co., Post Office Box 1650, Tulsa, Okla. 74102.	Michigan Wisconsin Pipe Line Co., acreage in Major County, Okla.	[1] 15.0	14.65
C163-1561 E 1-31-67	Martin B. Klenda (successor to Allen Oldham (Operator) et al.), c/o Edward J. Costello, attorney, Tampa State Bank Bldg., Tampa, Kans. 67483.	Cities Service Gas Co., Antelope East Mississippi Gas Pool, Marion County, Kans.	15.0	14.65
C165-215 C 2-2-67	Union Oil Co. of California, Union Oil Center, Los Angeles, Calif. 90057.	Arkansas Louisiana Gas Co., Arkoma Area, Le Flore, Latimer, and Sequoyah Counties, Okla.	15.0	14.65
C164-175 C 2-6-67	Pan American Petroleum Corp. (Operator) et al., Post Office Box 591, Tulsa, Okla. 74102.	El Paso Natural Gas Co., Basin Dakota Field, San Juan County, N. Mex.	13.0	15.025
C164-1130 12-8-66 [7]	Atlantic Richfield Co., Post Office Box 2819, Dallas, Tex. 75221.	El Paso Natural Gas Co., Gomez Field, Pecos County, Tex.	[4] 16.5	14.65
C164-1339 D 2-8-67	Worldwide Petroleum Corp., 4150 East Mexico Ave., Denver, Colo. 80222 (partial abandonment).	Lake Shore Pipe Line Co., Bushnell Field, Erie County, Pa.	(2)	
C165-578 C 12-13-66 C 9-29-66	Warren Petroleum Corp.,[5] Post Office Box 1589, Tulsa, Okla. 74102.	El Paso Natural Gas Co., Caliche Plant, Lea County, N. Mex.	[1] 14.51 [3] [8] 16.66	14.65
C166-482 A 12-8-65 C 7-5-66 C 7-21-66	Delta Drilling Co. (Operator) et al.,[5] Post Office Box 2012, Tyler, Tex. 75202.	Northern Natural Gas Co., Meytin Ranch Area, Crockett County, Tex.	16.0 16.5	14.65 14.65
C166-942 C 1-30-67	Pan American Petroleum Corp.	Northern Natural Gas Co., various fields, Ellis County, Okla.	[10] 19.55	14.65
C166-1016 1-30-67 [11]	Union Oil Co. of California (Operator) et al.	Texas Gas Transmission Corp., Welsh Field, Jefferson Davis Parish, La.	16.25	15.025
C167-465 A 10-13-66	Mobil Oil Corp.,[5] Post Office Box 2444, Houston, Tex. 77001.	Natural Gas Pipeline Co. of America, Indian Basin Gas Plant, Eddy County, N. Mex.	[3] 16.328	14.65
C167-466 A 10-13-66	Northern Natural Gas Producing Co.,[5] Post Office Box 2444, Houston, Tex. 77001.	do	[3] 16.328	14.65
C167-653 A 11-4-66 2-3-67 [12]	Eastern Kentucky Exploration Co., c/o Clara Queen, Agent, 2806 Panola St., Catlettsburg, Ky. 41129.	United Fuel Gas Co., Holly Creek and Emily Branch, Martin County, Ky.	16.0	15.325
C167-881 A 1-18-67	William D. Lewis, Jr., et al., 7 East Fern Rd., Charleston, W. Va. 25314.	United Fuel Gas Co., Duval District, Lincoln County, W. Va.	15.0	15.325
C167-960 (G-17197) (G-17779) A&F 2-1-67 [13]	Austral Oil Co., Inc. (successor to Union Texas Petroleum, a division of Allied Chemical Corp.,[5] and Texaco, Inc.), 2700 Humble Bldg., Houston, Tex. 77002.	Transcontinental Gas Pipe Line Corp., Bancker Field, Vermilion Parish, La.	19.05	15.025
C167-961 A 1-31-67	J. William McElvain, 310 Jefferson St., Morris, Ill. 60450.	El Paso Natural Gas Co., Basin Dakota Field, Rio Arriba County, N. Mex.	[9] 13.0	15.02
C167-965 A 2-3-67	Lee E. Minter, 9 Florence St., Bradford, Pa. 61421.	The Manufacturers Light & Heat Co., Buffington Township, Indiana County, Pa.	27.5	15.025
C167-966 A 2-3-67	do	The Manufacturers Light & Heat Co., Houston Township, Clearfield County, Pa.	27.5	15.025
C167-967 A 2-3-67	Rhoades Oil Co., 900 Mid-Continent Bldg., Tulsa, Okla. 74103.	Cities Service Gas Co., West Merrick Field, Logan County, Okla.	12.0	14.65
C167-968 A 2-3-67	Pan American Petroleum Corp.	Panhandle Eastern Pipe Line Co., Northeast Selling Field, Dewey County, Okla.	[3] 16.5	14.65
C167-970 A 2-3-67	Keener Oil Co., c/o Wilbur J. Hallerman, attorney, 325 National Bank of Tulsa Bldg., Tulsa, Okla. 74103.	Northern Natural Gas Co., Southeast Catesby and Southwest May Fields, Ellis County, Okla.	[3] 17.0	14.65
C167-971 (C163-739) 2-1-67 [14]	Amerada Petroleum Corp., Post Office Box 2040, Tulsa, Okla. 74102.	Lone Star Gas Co., Pestown Field, Gregg County, Tex.	16.56	14.65
C167-972 (C163-740) 2-1-67 [14]	do	do	16.56	14.65
C167-973 A 2-7-67	Mobil Oil Corp.	El Paso Natural Gas Co., Pleasance Creek Field, Rio Blanco County, Colo.	15.0	15.025
C167-974 A 2-6-67	Wessely Petroleum, Ltd., 2002 Republic Bank Bldg., Dallas, Tex. 75201.	Michigan Wisconsin Pipe Line Co., Mocane-Laverne Field, Harper County, Okla.	[1] 17.0	14.65
C167-975 A 2-6-67	Newmont Oil Co., Capital National Bank Bldg., Houston, Tex. 77002.	Florida Gas Transmission Co., Arnaudville Field, St. Martin and St. Landry Parishes, La.	20.0	15.025
C167-976 A 2-6-67	Smith Drilling Contractors, Inc., et al., Rural Delivery No. 1, Box 66, Chester, W. Va. 26034.	Consolidated Gas Supply Corp., Meade District, Tyler County, W. Va.	23.0	15.325
C167-977 A 2-6-67	Mobil Oil Corp.	Panhandle Eastern Pipe Line Co., Mocane Field, Beaver County, Okla.	[3] 18.70	14.65
C167-978 A 2-6-67	Pioneer Production Corp., Post Office Box 2542, Amarillo, Tex. 79105.	Panhandle Eastern Pipe Line Co., West Panhandle Field, Moore County, Tex.	12.0	14.65
C167-980 B 2-6-67	P. P. Gunn, Post Office Box 281, Grantsville, W. Va. 26147.	Consolidated Gas Supply Corp., Washington District, Calhoun County, W. Va.	Uneconomical	
C167-981 A 2-6-67	Northwestern Oil & Gas Co., c/o John M. Sawyer, agent, Post Office Box 186, Mt. Morris, N.Y. 14510.	The Manufacturers Light & Heat Co., Benezette Township, Elk County, Pa.	27.5	15.025
C167-982 B 2-3-67	Lyons Petroleum, et al., 1800 Beck Bldg., Shreveport, La. 71102.	Texas Eastern Transmission Corp., acreage in Harrison County, Tex.	[9]	
C167-983 A 2-6-67	Jones & Pellow Oil Co., et al., 101 Northeast 26th St., Oklahoma City, Okla. 73105.	Panhandle Eastern Pipe Line Co., Valley Center West Area, Dewey County, Okla.	[1] 17.0	14.65

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

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
C167-984 ..... B 2-6-67	Edwin L. Cox, 3800 First National Bank Bldg., Dallas, Tex. 75202.	Cities Service Gas Co., acreage in McClain County, Okla.	Depleted	.....
C167-985 ..... A 2-6-67	Explorer Oil Co., First National Bldg., Oklahoma City, Okla. 73102.	Transwestern Pipeline Co., Mammoth Creek Field, Lipscomb County, Tex.	[2] 23.0	14.65
C167-986 ..... B 2-8-67	J. F. Deem, Harrisville, W. Va. 26362.	Consolidated Gas Supply Corp., Troy District, Gilmer County, W. Va.	Uneconomical	.....
C167-987 ..... B 2-8-67	Cox's Delight, c/o Robert L. Holland, agent, West Union, W. Va. 26456.	Consolidated Gas Supply Corp., New Milton District, Doddridge County, W. Va.	Uneconomical	.....
C167-988 ..... A 2-8-67	Ralph L. Warner, 105 Lee St., Gassaway, W. Va. 26624.	Equitable Gas Co., Salt Lick District, Braxton County, W. Va.	25.0	13.325
C167-989 ..... A 2-8-67	Hundred Gas Co., Hundred, W. Va. 26575.	The Manufacturers Light & Heat Co., acreage in Wetzel County, W. Va.	21.5	15.325
C167-990 ..... A 2-6-67	W. E. Burchett, Cherry Lawn Rd., Route No. 60, Huntington, W. Va. 25701.	United Fuel Gas Co., acreage in Mingo County, W. Va.	16.0	15.325
C167-991 ..... A 2-7-67	George H. Daggett & Co., Agent, for Harry W. Brunt, et al., c/o Harry W. Brunt, tenant-in-common, Post Office Box 232, Bradford, Pa. 73102.	The Manufacturers Light & Heat Co., Brush Valley Township, Indiana County, Pa.	27.5	15.025
C167-992 ..... A 2-6-67	W. M. Connolly, et al., c/o Alex E. Booth, Jr., president, Booth Coal Co., Box 310, Kenova, W. Va. 25530.	United Fuel Gas Co., Johns Creek Field, Pike County, W. Va.	16.0	15.325
C167-993 ..... A 2-6-67	Yale Oil Association, c/o Harry C. Marberry, attorney, 2207 First National Bldg., Oklahoma City, Okla. 73102.	Panhandle Eastern Pipe Line Co., Seiling Field, Dewey County, Okla.	17.0	14.65
C167-995 ..... A 2-8-67	Jones & Pellow Oil Co., et al., 101 Northeast 26th St., Oklahoma City, Okla. 73105.	Panhandle Eastern Pipe Line Co., Southeast Arnett Field, Ellis County, Okla.	[3] 17.0	14.65
C167-996 ..... B 2-8-67	Ferrell L. Prior, et al., d.b.a. Prior Oil Co., 224 Washington Blvd., Belpre, Ohio 45714.	Consolidated Gas Supply Corp., Central District, Doddridge County, W. Va.	Uneconomical	.....
C167-997 ..... B 2-8-67	Creslenn Oil Co., Inc., 1111 Mercantile Dallas Bldg., Dallas, Tex. 75221.	Consolidated Gas Supply Corp., Washington District, Calhoun County, W. Va.	Uneconomical	.....
C167-998 ..... B 2-8-67	Tuscarora Oil & Gas Corp., 330 First National Bank Bldg., Jackson, Miss. 39205.	Consolidated Gas Supply Corp., Troy District, Gilmer County, W. Va.	Uneconomical	.....

[1] Amendment to the certificate filed to increase contract volumes.
[2] Price established for sales by the Commission's Opinion Nos. 468 and 468-A at Docket No. AR61-1.
[3] Deletes the W. T. Cock Well No. 1, which has ceased to produce gas in commercial quantities.
[4] Including Berea formation and up.
[5] From Berea formation down.
[6] Subject to upward and downward B.t.u. adjustment.
[7] Amendment to the certificate filed to reflect removal of reserve limitation.
[8] Subject to reductions for quality deviations pursuant to Opinion No. 484.
[9] No production has ever been obtained from the properties covered by subject application and leases have terminated.
[10] Applicant has advised willingness to accept permanent authorization containing conditions similar to those imposed by Opinion No. 468, as modified by Opinion No. 468-A.
[11] Residue from casinghead gas.
[12] Residue from gas-well gas.
[13] Subject to quality adjustment in accordance with Opinion No. 468.
[14] Includes 2.55 cents upward B.t.u. adjustment. Subject to upward and downward B.t.u. adjustment.
[15] Amendment to the certificate filed to add interests of co-owners and to redesignate rate schedule to read "Operator, et al," and to delete certain leasehold interests of Union's which have been utilized with other producers' leases to form units operated by Gulf Oil Corp.
[16] Includes 0.528 cent upward B.t.u. adjustment. Subject to upward and downward B.t.u. adjustment.
[17] Filing completed.
[18] In addition to acquired leases, Applicant seeks authorization for sales of gas from various leases not covered by Predecessors' certificates.
[19] Union's interest was formerly covered under J. Ray McDermott & Co., Inc. (Operator), et al., FPC GRS No. 6, Docket No. G-17197.
[20] Plus liquid products.
[21] Includes 1.5 cents upward B.t.u. adjustment. Subject to upward and downward B.t.u. adjustment.
[22] Subject to upward B.t.u. adjustment.
[23] Applicant is filing for certificate to cover its own interest which was previously covered under the certificate issued to Robbins Petroleum Corp. (Operator), et al., Docket No. CI63-759.
[24] Applicant is filing for certificate to cover its own interest which was previously covered under the certificate issued to Robbins Petroleum Corp. (Operator), et al., Docket No. CI63-760.
[25] Includes 1.70 cents upward B.t.u. adjustment. Subject to upward and downward B.t.u. adjustment.
[26] Well ceased to produce.

[F.R. Doc. 67-2163; Filed, Feb. 28, 1967; 8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[812-2050]

BLAIR FUND, INC.

Notice of Filing of Application for Order of Exemption

FEBRUARY 23, 1967.

Notice is hereby given that The Blair Fund, Inc. ("applicant"), 20 Broad Street, New York, N.Y. 10005, a registered open-end nondiversified investment company chartered under the laws of Delaware, has filed an application pursuant to section 17(b) of the Investment Company Act of 1940 ("Act") for an order of the Commission exempting from the provisions of section 17(a) of the Act certain proposed transactions.

All interested persons are referred to the application on file with the Commission for a statement of applicant's representations which are summarized below.

As a means of providing applicant with the initial net worth of $100,000 required by section 14(a) of the Act, applicant proposes to issue shares of its common stock at net asset value in exchange for all of the assets of Digby Associates ("Digby"), an unincorporated joint venture, the participants of which will acquire applicant's common stock for investment and not with a view toward distribution or redemption. On September 30, 1966, these assets had a value of $1,600,823 including securities with a cost of $1,647,197 and a market value of $1,598,640. In addition, applicant may assume all of Digby's disclosed obligations and liabilities which as of September 30, 1966, amounted to $125,429. It is anticipated by applicant that the transfer will be considered a tax-free exchange and that the basis of the securities received by applicant will be their basis in the hands of Digby. Digby's tax basis on such securities was $1,647,197 as of September 30, 1966.

Applicant will be managed by Blair Advisory Co., Inc., 90 percent of the capital stock of which is owned by Blair & Co., Inc. ("Blair") which will be applicant's principal underwriter.

There are 23 participating accounts in Digby (including four joint accounts). The manager of Digby is Mr. Jay B. Samson who, pursuant to written agreement, has full authority to act on behalf of Digby in the conduct of its business, no participant being authorized to take part in the management or control of Digby. The investment adviser and regular broker for Digby is Blair. Mr. Samson is president and a director of applicant, will be president, director, and a 10 percent stockholder of Blair Advisory Co., Inc., and is a vice president and stockholder of Blair. Mr. Samson's wife, Mrs. Sue G. Samson, is a 2.2 percent participant in Digby.

Mr. R. Percy Nugent, Jr., a director and affiliated person of applicant, holds a large participating interest in Digby. Members of his family also hold interests. It is expected that Mr. Nugent and the various members of his family will consent to the exchange with the Fund.

It is contemplated that all of the Digby participants will agree to the transfer of all of the assets of Digby to applicant. If, however, holders of Digby interests amounting to more than 75 percent thereof do not consent to the proposed transfer, it will not be consummated.

Applicant intends to offer its capital stock to the public on a continuous basis through its principal underwriter. It is anticipated, however, that immediately upon completion of the proposed transactions with Digby, applicant may be subject to taxation as a "personal holding company" under the Internal Revenue Code and therefore will not qualify as a regulated investment company under Subchapter M of the Internal Revenue Code so that all its net income and realized capital gains whether or not distributed will be subject to Federal income taxes in the hands of applicant. In order to insure that the public investors will not bear an unfair tax bur-

den in the event of the sale of any appreciated security obtained from Digby in the tax-free exchange, applicant will establish on its books, immediately after the proposed transfer of assets, a reserve for Federal income taxes equal to 10 percent of the net aggregate unrealized appreciation, if any, in the portfolio securities of Digby, existing at the date of their transfer to applicant which reserve shall be reduced pro tanto by the amount allocable to any of such securities disposed of by applicant. In addition, Digby and its participants who consent to the exchange with applicant will agree to indemnify applicant in amounts not to exceed 15 percent of the lessor of (1) unrealized appreciation with respect to the security sold or (2) the capital gain realized by applicant with respect to such security upon which a Federal income tax is paid by applicant. The indemnification agreement is subject to certain conditions precedent one of which would be satisfied if the Fund acquires the status of a personal holding company under the Interal Revenue Code immediately upon completion of the proposed transaction. At such time as the Fund ceases to be a personal holding company under the Internal Revenue Code the indemnification agreement will terminate.

Section 17(a) of the Act, in relevant part, prohibits the sale of securities to a registered investment company by an affiliated person or promoter of such company, or by an affiliated person of such a person. Under section 17(b) of the Act, the Commission shall grant an exemption from the prohibitions of section 17(a) if it finds that the terms of the proposed transactions are reasonable and fair and do not involve overreaching on the part of any person concerned; and that the proposed transactions are consistent with the policy of the registered investment company concerned as recited in its registration statement and reports filed under the Act, and with the several purposes of the Act.

Notice is further given that any interested person may, not later than March 15, 1967, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address stated above. Proof of such service by affidavit (or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0–5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-2233; Filed, Feb. 28, 1967; 8:46 a.m.]

[812-2070]

CONTINENTAL ASSURANCE CO. SEPARATE ACCOUNT (B)

Notice of Application for Exemption

FEBRUARY 23, 1967.

Notice is hereby given that Continental Assurance Co. Separate Account (B) ("Applicant"), 310 South Michigan Avenue, Chicago, Ill. 60605, a registered open-end investment company, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order exempting the applicant from section 27(a)(4) of the Act to permit the offering of Applicant's group variable annuity contracts with a minimum initial payment of $10. Applicant has previously been exempted from various sections of the Act with respect to its group variable annuity contracts (Investment Company Act Release No. 4798). All interested persons are referred to the application on file with the Commission for a statement of the representations therein, which are summarized below.

Section 27(a)(4) of the Act requires that the first payment on any periodic payment plan certificate shall be not less than $20 and any subsequent payment shall be not less than $10. While Applicant's variable annuity contract provides a minimum payment of $10 on all supplemental payments, the minimum for the initial payment is also $10.

Applicant states that payments on its variable annuity contracts, which are issued to school districts and other tax exempt institutions included in section 403(b) of the Internal Revenue Code, must be made through payroll deductions by the employer to meet section 403(b) requirements. Applicant represents that such payroll deductions will frequently be made through electronic computer programs where a change between the first and second payment would be an unnecessary complication, increasing administrative expenses. Accordingly, Applicant requests exemption from the requirement that the first payment be not less than $20.

Section 6(c) of the Act authorizes the Commission to exempt any person, security or transaction, or any class or classes of persons, securities, or transactions, from any provision of the Act or of any rule or regulation thereunder if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than March 16, 1967, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0–5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-2234; Filed, Feb. 28, 1967; 8:46 a.m.]

[812-2075]

HORNBLOWER & WEEKS-HEMPHILL, NOYES

Notice of Filing of Application for Order of Exemption

FEBRUARY 23, 1967.

Notice is hereby given that Hornblower & Weeks-Hemphill, Noyes ("Applicant"), 8 Hanover Street, New York, N.Y. 10004, the prospective managing underwriter of an offering of shares of Income and Capital Shares, Inc. ("Company"), a closed-end diversified management investment company registered on November 22, 1966, under the Investment Company Act of 1940 ("Act"), has filed an application for an order pursuant to section 6(c) of the Act. Applicant seeks to exempt proposed transactions in connection with the underwriting of the offering from the provisions of section 30(f) of the Act insofar as the applicant, any of its partners and, to the extent necessary, any of applicant's counderwriters and selling dealers are involved.

All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

The Company proposes to make a public offering and sale of an equal number of its cumulative income shares and its capital shares through an underwriting group to be managed by applicant and has filed a registration statement covering both classes of these shares under the Securities Act of 1933. The shares of each class of stock are to be purchased by the underwriters from the Company at a price of $9.15 per share and will be re-offered and sold to the public at a maximum public offering price of $10 per share.

Set forth below is a description of the marketing and distribution procedures proposed to be followed in connection with the public offering of the shares. It is in connection only with these transactions that applicant has requested the exemption.

(a) Each underwriter will agree with the Company, on or prior to the effective date of the Securities Act registration statement, to purchase his "expected commitment" which may be shares of either or both classes of stock, and, if both classes of stock, need not be equal in number.

(b) The offering is to commence upon the date the registration statement becomes effective and the closing between the Company and the underwriters is scheduled to take place seven to 10 days after commencement of the offering.

(c) No later than the third business day prior to the closing the expected commitment of each underwriter will be reduced by the number of shares which are not the subject of purchase orders theretofore received by him and each underwriter (other than applicant) whose expected commitment is so reduced will pay to the Company 15 cents per share for the number of shares by which his expected commitment is reduced, and applicant will have the option of purchasing any of said shares.

(d) The agreement among underwriters will provide that sales to selected dealers who will resell to the public may be made only by the applicant for its sole account.

(e) Applicant, in its individual capacity, may engage in stabilizing transactions and overallot shares of either class, and it may dispose of any shares of such stock acquired as a result of stabilization activities and may purchase shares of either class of such securities to cover any such overallotments.

One limited partner of applicant is one of the 12 directors of the Company. He owns 500 cumulative income shares and 500 capital shares of the fund. There are 10,011 shares of each class presently outstanding. No other partner of applicant is affiliated with the Company or with its investment adviser, John P. Chase, Inc.

Applicant expects to purchase from the Company, as an underwriter, more than 50 percent of each class of stock of the Company to be issued and sold in the proposed public offering.

Section 30(f) of the Act imposes the duties and liabilities of section 16 of the Securities Exchange Act of 1934 upon, among others, beneficial owners of more than 10 percent of any class of outstanding securities of, and directors of, a registered closed-end investment company. Section 16 of the Securities Exchange Act contains reporting requirements, prohibitions against profits from purchases and sales or sales and purchases within 6 months and against short sales by those persons covered thereby. Applicant represents that the requested exemption from the provisions of section 30(f) of the Act is necessary and appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act. It states that the transactions sought to be exempted cannot lend themselves to the practices which section 16 was enacted to proscribe.

Section 6(c) authorizes the Commission to exempt any person, security or transaction, or any class or classes of persons, securities, or transactions, from the provisions of the Act and rules promulgated thereunder if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than March 13, 1967, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-2235; Filed, Feb. 28, 1967; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATION FOR RELIEF

Correction

FEBRUARY 24, 1967.

FSA No. 40900 filed by Western Trunk Line Committee, agent (No. A-2490) for interested rail carriers, published in 32 F.R. 3035, issue of February 17, 1967, erroneously titled LCL class rates from or to western trunkline territory, and territory shown as, between points in western trunkline territory, on the one hand, to points in official, Illinois, southern and southwestern territories, on the other. Correct title is, LCL class rates between points in the United States, and territory is, from and to points in the United States located in ICC Docket 28300 territory, except those points within western trunkline and southern territories.

By the Commission.

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

[F.R. Doc. 67-2245; Filed, Feb. 28, 1967; 8:47 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

FEBRUARY 24, 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. 40908—*Commodities between points in Texas.* Filed by Texas-Louisiana Freight Bureau, agent (No. 596), for interested rail carriers. Rates on vinyl dentist aprons and vinyl baby pants, 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 64 to Texas-Louisiana Freight Bureau, agent, tariff ICC 998.

FSA No. 40910—*Superphosphate from Ewell, Fla.* Filed by O. W. South, Jr., agent (No. A4988), for interested rail carriers. Rates on superphosphate, not defluorinated superphosphate, nor feed grade superphosphate, in carloads, and in multiple carload shipments, from Ewell, Fla., to points in southwestern, southern, official, Illinois Freight Association, and western trunkline territories.

Grounds for relief—Rate relationship.

Tariffs—Supplements 77, 24, and 10, to Southern Freight Association, agent, tariffs ICC S-548, S-632, and S-642, respectively.

FSA No. 40912—*Superphosphate from Prairie Junction, Fla.* Filed by O. W. South, Jr., agent (No. A4990), for interested rail carriers. Rates on superphosphate, not defluorinated superphosphate, nor feed grade superphosphate, in bulk, in carloads, minimum 100,000 pounds, from Prairie Junction, Fla., to Cincinnati, Ohio, Louisville, Ky., Jeffersonville, New Albany, Ind., and Nashville, Tenn.

Grounds for relief—Rate relationship.

Tariff—Supplement 77 to Southern Freight Association, agent, tariff ICC S–548.

AGGREGATE-OF-INTERMEDIATES

FSA No. 40909—*Commodities between points in Texas.* Filed by Texas-Louisiana Freight Bureau, agent (No. 597), for interested rail carriers. Rates on vinyl dentist aprons, and baby pants, in carloads, also liquefied chlorine gas, in tankcar loads, 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 64 to Texas-Louisiana Freight Bureau, agent, tariff ICC 998.

FSA No. 40911—*Superphosphate from Ewell, Fla., to New England points.* Filed by O. W. South, Jr., agent (No. A4989), for interested rail carriers. Rates on superphosphate, not defluorinated superphosphate, nor feed grade superphosphate, in bulk, in carloads, from Ewell, Fla., to specified points in Connecticut, Massachusetts, and Rhode Island.

Grounds for relief—Maintenance of depressed rates established to meet rail-water-truck competition without having to use such rates as factors in constructing combination rates.

Tariff—Supplement 24 to Southern Freight Association, agent, tariff ICC S–632.

By the Commission.

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

[F.R. Doc. 67-2246; Filed, Feb. 28, 1967; 8:47 a.m.]

[Notice No. 344]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

FEBRUARY 24, 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 3062 (Sub-No. 25 TA), filed February 21, 1967. Applicant: L. A. TUCKER TRUCK LINES, INCORPORATED, Post Office Box 538, Cape Girardeau, Mo. 63701. Applicant's representative: G. F. Gunn, Jr., Suite 1230, Boatmen's Bank Building, St. Louis, Mo. 63102. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, as follows: *General commodities* (except household goods, commodities in bulk, class A and B explosives and commodities which, because of size or weight require use of special equipment), serving Arlington, Ky., as an off-route point in connection with applicant's regular route operations to and from Cairo, Ill., for 180 days. Supporting shipper: DEENA of Arlington (George Weiner, President), Arlington, Ky. Send protests to: J. P. Werthmann, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 3248–B, 1520 Market Street, St. Louis, Mo. 63103.

No. MC 19945 (Sub-No. 26 TA), filed February 21, 1967. Applicant: BEHNKEN TRUCK SERVICE, INC., Route 13, New Athens, Ill. 62264. Applicant's representative: Ernest A. Brooks II, 1301–02 Ambassador Building, St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Dry fertilizer and fertilizer materials*, from the plantsite of W. R. Grace & Co., located at or near Henry, Ill., to points in Iowa, Indiana, Kentucky, Michigan, Minnesota, Missouri, Ohio, and Wisconsin, for 180 days. Supporting shipper: W. R. Grace & Co., Nitrogen Products Division, Post Office Box 277, 147 Jefferson Avenue, Memphis, Tenn. 38101. 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 55236 (Sub-No. 147 TA), filed February 21, 1967. Applicant: OLSON TRANSPORTATION COMPANY, 1970 South Broadway, Post Office Box 1187, Green Bay, Wis. 54306. Applicant's representative: G. R. Richmond (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Dry fertilizer and fertilizer materials*, from the plantsite of W. R. Grace & Co., at Henry, Ill., to points in Indiana, Iowa, Kentucky, Michigan, Minneapolis, Missouri, Ohio, and Wisconsin, for 180 days. Supporting shipper: W. R. Grace & Co., 147 Jefferson Avenue, Memphis, Tenn. 38101 (C. W. Drewry, Traffic Manager—Central Operations). Send protests to: W. F. Sibbald, Jr., District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Bureau of Operations and Compliance, 133 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 66562 (Sub-No. 2217 TA), filed February 21, 1967. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York, N.Y. 10017. Applicant's representative: Elmer F. Slovacek, Suite 1008, 105 West Madison Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, as follows: *General commodities* moving in express service (1) between Helena and Great Falls, Mont., from Helena over U.S. Highway 91/Interstate, Highway 15 to Great Falls, and return over same route: Serving the intermediate and/or off-route points of Wolf Creek and Cascade, Mont., and (2) between Butte, Helena, Butte, Montana (a "loop" route) from Butte over U.S. Highway 91/Interstate Highway 15 to Helena, thence west via U.S. Highway 12 to Garrison, thence south over U.S. Highway 10/Interstate Highway 90 to Butte, Mont., in either direction: Serving the intermediate and/or off-route points of Boulder, Helena, Elliston, Avon, Garrison, Deer Lodge, and Warm Springs, Mont. (1) The service to be performed by the applicant shall be limited to that which is auxiliary to or supplemental of express service of the Railway Express Agency, Inc.; (2) shipments transported by applicant shall be limited to those on through bills of lading or express receipts; (3) such further specific conditions as the Commission in the future, may find necessary to impose in order to restrict applicant's operations to a service which is auxiliary to or supplemental of express service which is auxiliary to or supplemental of express service of the Railway Express Agency, Inc., for 180 days. Supporting shipper: The application is supported by statements from 12 shippers which are on file here at the Interstate Commerce Commission, in Washington, D.C. Send protests to: Anthony Chiusano, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 346 Broadway, New York, N.Y. 10013.

No. MC 74857 (Sub-No. 25 TA), filed February 21, 1967. Applicant FULLER MOTOR DELIVERY CO., a corporation, 802 Plum Street, Cincinnati, Ohio 45202. Applicant's representative: Donald Fuller, 802 Plum Street, Cincinnati, Ohio, 45202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, as follows: *Salt*, from the site of Kentucky Asphalt Sales Terminal, Jefferson County, Ky., near Louisville, Ky., to points in Indiana on and south of Indiana Highway 28 and points in Brown, Butler, Clermont, Clinton, Greene, Hamilton, Highland, Montgomery, Preble, and Warren Counties, Ohio, for the account of Cargill, Inc., for 180

days. Supporting shipper: Cargill, Inc., Cargill Building, Minneapolis, Minn. 55402. Send protests to: Emil P. Schwab, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 1010 Federal Building, 550 Main Street, Cincinnati, Ohio 45202.

No. MC 87720 (Sub-No. 59 TA), filed February 21, 1967. Applicant: BASS TRANSPORTATION CO., INC., Star Route A, Old Croton Road, Post Office Box 391, Flemington, N.J. 08822. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, as follows: *Office furniture, crated and uncrated*, from Nashville, Tenn., to points in Ohio, New York, Connecticut, and New Jersey, for 180 days. Supporting shipper: The Globe-Wernicke Co., Cincinnati, Ohio 45225. Send protests to: Raymond T. Jones, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 410 Post Office Building, Trenton, N.J. 08608.

No. MC 103880 (Sub-No. 380 TA), filed February 21, 1967. Applicant: PRODUCERS TRANSPORT, INC., 215 East Waterloo Road, Akron, Ohio. Applicant's representative: T. J. Bird (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Dry fertilizer, and fertilizer materials*, from the plantsite of W. R. Grace & Co., at Henry, Ill., to Minnesota, Wisconsin, Iowa, Missouri, Indiana, Kentucky, Ohio, and Michigan, for 180 days. Supporting shipper: W. R. Grace & Co., 147 Jefferson Avenue, Memphis, Tenn. 38101 (Post Office Box 277). Sent protests to: G. J. Baccei, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 435 Federal Building, Cleveland, Ohio 44114.

No. MC 107403 (Sub-No. 704 TA), filed February 21, 1967. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: C. W. Zook, vice president (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Silica gel catalyst*, in bulk, in tank vehicles, from Paulsboro, N.J., to Bay City, Mich., for 150 days. Supporting shipper: Mobil Oil Corp., 150 East 42d Street, New York, N.Y. 10017. Send protests to: Ross A. Davis, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 900 U.S. Customhouse, Philadelphia, Pa. 19106.

No. MC 108449 (Sub-No. 251 TA), filed February 21, 1967. Applicant: INDIANHEAD TRUCK LINE, INC., 1947 West County Road C, St. Paul, Minn. 55113. Applicant's representative: W. A. Myllenbeck (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Dry fertilizer, and fertilizer materials*, from Henry, Ill., to points in Minnesota, Wisconsin, Iowa, Missouri, Indiana, Kentucky, Ohio, and Michigan, for 180 days. Supporting shipper: W. R. Grace & Co., Nitrogen Products Division, Post Office Box 277, 147 Jefferson Avenue, Memphis, Tenn. 38101. Send protests to: A. E. Rathert, District 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 116763 (Sub-No. 110 TA), filed February 21, 1967. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380 (mailing address) and 906 Magnolia Avenue, Auburndale, Fla. (legal address). Applicant's representative: W. J. Bohman, Post Office Box 81, North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Tile facing, earthenware*, glazed or not glazed, *mastics, grouts, cements, bathroom accessories, and tools*, from Wrightsville, Ga., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, West Virginia, and Wisconsin, and return of *empty pallets*, for 180 days. Supporting shipper: Doric Corp., Post Office Box 295, Wrightsville, Ga. 31096. Send protests to: Emil P. Schwab, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 1010 Federal Building, 550 Main Street, Cincinnati, Ohio 45202.

No. MC 117698 (Sub-No. 4 TA) (Correction), filed February 16, 1967, published in notice No. 341, and republished as corrected this issue. Applicant: LEO H. SEARLES, doing business as L. H. SEARLES, South Worcester, N.Y. 12197. Applicant's representative: Harold C. Vrooman, 140 Main Street, Oneonta, N.Y. 13820. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Ice cream and ice cream products, ice confections, and ice mix* such as ice cream in bulk or in small containers, fudgsicles, popsicles, cones, candied ice cream, sherbets in bulk or in small containers, or on sticks, from Suffield, Conn., to Lake George, Ravena, Utica, Buffalo, N.Y., Pittsburgh, Pa., and Boston, Mass. for 180 days. Supporting shipper: Simonson Bros. Ice Cream, Inc., Oneonta, N.Y.; H. P. Hood and Sons, Inc., Ravena, N.Y. Send protests to: Charles F. Jacobs, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 215–217 Post Office Building, Binghamton, N.Y. 13902. NOTE: The purpose of this republication is to add the territory proposed to be served inadvertently omitted from previous publication.

No. MC 124417 (Sub-No. 9 TA), filed February 21, 1967. Applicant: ALPHONSE HINDERMAN and VINCENT HINDERMAN, a partnership, doing business as HINDERMAN BROTHERS, Dickeyville, Wis. 53808. Applicant's representative: John T. Porter, 708 First National Bank Building, Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: (1) *Dry fertilizer*, in bags from the plantsite of Mobil Chemical Co., a division of Mobil Oil Corp. at Dubuque, Iowa, to points in Illinois on and north of Illinois Highway 24, points in Minnesota on and south of U.S. Highway 12 and points in Wisconsin north of Wisconsin Highway 29, except Langlade and Shawano Counties; and (2) *dry fertilizer*, in bulk, from the plantsite of Mobil Chemical Co., a division of Mobil Oil Corp. at Dubuque, Iowa, to points in Wisconsin north of Wisconsin Highway 29, except Langlade and Shawano Counties, Wis., for 150 days. Supporting shipper: Mobil Chemical Co., 410 East Main Street, Richmond, Va. 23208. Send protests to: C. W. Buckner, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 214 North Hamilton Street, Madison, Wis. 53703.

No. MC 124679 (Sub-No. 9 TA), filed February 21, 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: *Frozen foods*, from Morgantown, and Pottstown, Pa., to points in Washington, Idaho, Montana, Oregon, Wyoming, Nevada, Utah, Colorado, California, Arizona, and New Mexico, for 180 days. Supporting shipper: Mrs. Smith's Pie Co., Charlotte and Water Streets, Pottstown, Pa. 19464. 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 124998 (Sub-No. 2 TA), filed February 17, 1967. Applicant: STEPHEN L. KULOVITS, 1141 Mickley Avenue, Fullerton, Pa. 18052. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Shale derived aggregate*, in bulk, from Plains Township, Luzerne County, Pa., to Ewing, Irvington, Kearney, Kenvil, Newark, and North Arlington, N.J.; New York and Hawthorne, N.Y.; Dover and Wilmington, Del.; Aberdeen, Baltimore, and Silver Hill, Md.; and Washington, D.C., for 150 days. Supporting shipper: Bylite Corp., Post Office Box 1628 North End Station, Wilkes-Barre, Pa. 18705. Send protests to: F. W. Doyle, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 900 U.S. Customhouse, Philadelphia, Pa. 19106.

No. MC 127524 (Sub-No. 3 TA), filed February 21, 1967. Applicant: QUADREL BROS. TRUCKING COMPANY, INC., 1603 Hart Street, Rahway, N.J. 07065. Applicant's representative: Stephen T. Sliker (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Dry dextrose*, in bulk, in hopper type vehicles, from the Flexi-Flo Terminal of the New York Central Railroad at North Bergen, N.J., to Edison, N.J., restricted to shipments having a prior rail movement, for 150 days.

Supporting shipper: A. E. Staley Manufacturing Co., Decatur, Ill. 62521. Send protests to: Walter J. Grossmann, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 1060 Broad Street, Room 363, Newark, N.J. 07102.

No. MC 128884 TA, filed February 21, 1967. Applicant: TOMMY A. GOLLOTT, doing business as AAA TRANSFER & STORAGE, 1050 Gouevas Street, Biloxi, Miss. 39530. Applicant's representative: Alan F. Wohlstetter, 1 Farragut Square South, Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor carrier, over irregular routes, as follows: *Household goods*, as defined by the Commission, (a) between points in Mississippi, and (b) between points in Mississippi, on the one hand, and, on the other, the ports of New Orleans, La., and Mobile, Ala., restricted to shipments having a prior or subsequent movement beyond said points in containers, and further restricted to pickup and delivery services incidental to and in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such shipments, over irregular routes, for 180 days. Supporting shippers: American Red Ball Transit Co., Inc., 427 Third Avenue West, Seattle, Wash. 98119; Jet Forwarding, Inc., 2945 Columbia Street, Torrence, Calif. 90503; Trans Ocean Van Service, Post Office Box 7331, Long Beach, Calif. 90807. Send protests to: Floyd A. Johnson, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 312–A, U.S. Post Office Building, Jackson, Miss. 39201.

No. MC 128885 TA, filed February 21, 1967. Applicant: ROBERT EDWARDS, SR. AND ROBERT F. EDWARDS, JR., a partnership, doing business as R. F. EDWARDS & SON TRANSPORTATION, 1434 North Etting Street, Philadelphia, Pa. 19121. Applicant's representative: L. W. Harris and Associates, 515 Schaff Building, 1505 Race Street, Philadelphia, Pa. 19102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *General commodities*, between Philadelphia, Pa., to points in New York, New Jersey, Delaware, Ohio, Virginia, and the District of Columbia, for 180 days. Supporting shippers: Nu-Way Auto Supply Co., 6450 Ardleigh Street, Philadelphia, Pa. 19119; Charles Gordon & Sons, 114 Market Street, Philadelphia, Pa. 19106; Julius Gordon & Co., Inc., 240 Market Street, Philadelphia, Pa. 19106. Send protests to: Ross A. Davis, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 900 U.S. Customhouse, Philadelphia, Pa. 19106.

By the Commission.

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

[F.R. Doc. 67-2247; Filed, Feb. 28, 1967; 8:47 a.m.]

[Notice 435]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

FEBRUARY 24, 1967.

The following letter-notices of proposals to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR 211.1(c)(8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1 (d)(4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(e)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC 906 (Deviation No. 6), CONSOLIDATED FORWARDING CO., INC., 1300 North 10th Street, St. Louis, Mo. 63106, filed February 17, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Tulsa, Okla., over Oklahoma Highway 51 to Wagoner, Okla., thence over U.S. Highway 69 to Muskogee, Okla., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: Between Tulsa, Okla., and Muskogee, Okla., over U.S. Highway 64.

No. MC 2202 (Deviation No. 93), ROADWAY EXPRESS, INC., 1077 Gorge Boulevard, Post Office Box 471, Akron, Ohio 44309, filed February 14, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over deviation routes as follows: (1) From junction U.S. Highway 1 and Virginia Highway 10 over Virginia Highway 10 to Hopewell, Va., and (2) from junction U.S. Highway 1 and Willis Road over Willis Road to junction Interstate Highway 95, thence over Interstate Highway 95 to junction Virginia Highway 10, thence over Virginia Highway 10 to Hopewell, Va., and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Richmond, Va., over U.S. Highway 1 to Petersburg, Va., and return over the same route.

No. MC 29120 (Deviation No. 6), ALL-AMERICAN TRANSPORT, INC., 1500 Industrial Avenue, Sioux Falls, S. Dak. 47104, filed February 16, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Chicago, Ill., over Interstate Highway 55 to junction Interstate Highway 80, near Joliet, Ill., thence over Interstate Highway 80 to junction Interstate Highway 29, near Missouri Valley, Iowa, thence over Interstate Highway 29 to Sioux City, Iowa, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Chicago, Ill., over Alternate U.S. Highway 30 to junction U.S. Highway 30, thence over U.S. Highway 30 to junction unnumbered highway southeast of Marshalltown, Iowa, thence over unnumbered highway to Marshalltown, Iowa, thence over Iowa Highway 330 to junction U.S. Highway 30, thence over U.S. Highway 30 to Denison, Iowa, thence over U.S. Highway 59 to junction Iowa Highway 141, thence over Iowa Highway 141 to Sioux City, Iowa, and return over the same route.

No. MC 29120 (Deviation No. 7), ALL-AMERICAN TRANSPORT, INC., 1500 Industrial Avenue, Sioux Falls, S. Dak. 57104, filed February 16, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Sioux City, Iowa, over Interstate Highway 29 to junction Interstate Highway 90 near Sioux Falls, S. Dak., thence over Interstate Highway 90 to Oacoma, S. Dak., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Oacoma, S. Dak., over U.S. Highway 16 to Sioux Falls, S. Dak., thence over U.S. Highway 77 to Sioux City, Iowa, and return over the same route.

No. MC 44592 (Sub-No. 1) (Deviation No. 12), MIDDLE ATLANTIC TRANSPORTATION CO., INC., 976 West Main Street, Post Office Box 1296, New Britain, Conn. 06053, filed February 14, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Kingston, N.Y., over U.S. Highway 209 to junction U.S. Highway 611, thence over U.S. Highway 611 to junction U.S. Highway 22, thence over U.S. Highway 22 to junction of the Northeast Extension of the Pennsylvania Turnpike, thence over the Northeast Extension of the Pennsylvania Turnpike to junction with the Pennsylvania Turnpike at or near Fort Washington, Pa., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent serv-

ice route as follows: From Kingston, N.Y., over U.S. Highway 9W to junction U.S. Highway 1, thence over U.S. Highway 1 to junction with the Pennsylvania Turnpike, thence over the Pennsylvania Turnpike to junction with the Northeast Extension of the Pennsylvania Turnpike, and return over the same route.

MOTOR CARRIERS OF PASSENGERS

No. MC 1515 (Deviation No. 357) (Cancels Deviation No. 72), GREYHOUND LINES, INC. (Southern Division), 219 East Short Street, Lexington, Ky. 40507, filed February 14, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle of *passengers and their baggage*, and *express* and *newspapers* in the same vehicle with passengers, over a deviation route as follows: Between Knoxville, Tenn., and junction Interstate Highway 40 and Tennessee Highway 61, over Interstate Highway 40, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over pertinent service routes as follows: (1) From Nashville, Tenn., over U.S. Highway 41 to Murfreesboro, Tenn., thence over U.S. Highway 70S to Crossville, Tenn., thence over U.S. Highway 70 to Knoxville, Tenn., (2) from Harriman, Tenn., over Tennessee Highway 61 via Oliver Springs and Oak Ridge, to Clinton, Tenn., and (3) from Knoxville, Tenn., over the Solway Road to the Solway Gate of the Oak Ridge Area, Tenn., and return over the same routes.

No. MC 1515 (Deviation No. 358) (Cancels Deviation No. 253), GREYHOUND LINES, INC. (Southern Division), 219 East Short Street, Lexington, Ky. 40507, filed February 14, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, and *express* and *newspapers*, in the same vehicle with passengers, over deviation routes as follows: (1) From junction Alabama Highway 106 and U.S. Highway 31, at Georgianna, Ala., over Alabama Highway 106 (access highway) to junction Interstate Highway 65, thence over Interstate Highway 65 to Mobile, Ala., with the following access routes: (a) From junction Interstate Highway 65 and Alabama Highway 83 over Alabama Highway 83 to Evergreen, Ala., (b) from junction Interstate Highway 65 and U.S. Highway 84 over U.S. Highway 84 to Evergreen, Ala., (c) from junction Interstate Highway 65 and Alabama Highway 21 over Alabama Highway 21 to Atmore, Ala., (d) from junction Interstate Highway 65 and County Road 47, near Bay Minette, Ala., over County Highway 47 to junction Alabama Highway 59, and (e) from junction Interstate Highway 65 and Alabama Highway 59 over Alabama Highway 59 to Bay Minette, Ala., and (2) from Mobile, Ala., over Interstate Highway 10 to the Alabama-Mississippi State line, and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over a pertinent service route as follows: from Montgomery, Ala., over U.S. Highway 31 via Flomaton, Ala., to Mobile, Ala., thence over U.S. Highway 90 to New Orleans, La., and return over the same route.

No. MC 1515 (Deviation No. 359) (Cancels Deviation No. 164), GREYHOUND LINES, INC. (Southern Division), 219 East Short Street, Lexington, Ky. 40507, filed February 14, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, and *express* and *newspapers*, in the same vehicle with passengers, over deviation routes as follows: (1) From junction Louisiana Highway 95 and Interstate Highway 10 over Interstate Highway 10 to Lake Charles, La., with the following access routes: (a) From Duson, La., over Louisiana Highway 95 to junction Interstate Highway 10, (b) from Rayne, La., over Louisiana Highway 35 to junction Interstate Highway 10, (c) from Crowley, La., over Louisiana Highway 13 to junction Interstate Highway 10, (d) from junction Interstate Highway 10 and Louisiana Highway 97 over Louisiana Highway 97 to junction U.S. Highway 90, (e) from junction Interstate Highway 10 and Louisiana Highway 26 over Louisiana Highway 26 to junction U.S. Highway 90, and (f) from junction Interstate Highway 10 and U.S. Highway 165 over U.S. Highway 165 to junction U.S. Highway 90, and (2) from Baton Rouge, La., over Interstate Highway 10 to junction U.S. Highway 61, and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over a pertinent service route as follows: From New Orleans, La., over U.S. Highway 90 to junction Louisiana Highway 30, thence over U.S. Highway 30 to Luling, La., thence over unnumbered highway to Boutte, La., thence over U.S. Highway 90 to Lake Charles, La., and return over the same route.

No. MC 1515 (Deviation No. 360), GREYHOUND LINES, INC. (Eastern Division), 1400 West Third Street, Cleveland, Ohio 44113, filed February 14, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, and *express* and *newspapers* in the same vehicle with passengers, over a deviation route as follows: Between Rochester, N.Y., and junction Interstate Highway 490 and the New York State Thruway, at Interchange No. 47, over Interstate Highway 490, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over pertinent services routes as follows: (1) From Suffern, N.Y. (Interchange No. 15), over New York State Thruway to Buffalo, N.Y. (Interchange No. 50), and (2) from Rochester, N.Y., over U.S. Highway 15 to Interchange No. 46 on the New York State Thruway, and return over the same routes.

By the Commission.

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

[F.R. Doc. 67-2248; Filed, Feb. 28, 1967; 8:47 a.m.]

[Notice 1032]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

FEBRUARY 24, 1967.

The following publications are governed by Special Rule 1.247 of the Commission's rules of practice, published in the FEDERAL REGISTER issue of April 20, 1966, which became effective May 20, 1966.

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

APPLICATIONS ASSIGNED FOR ORAL HEARING

MOTOR CARRIERS OF PROPERTY

No. MC 95084 (Sub-No. 60) (Amendment), filed January 31, 1967, published in FEDERAL REGISTER issue of February 16, 1967, and republished as amended, this issue. Applicant: HOVE TRUCK LINE, a corporation, Stanhope, Iowa 50246. Applicant's representative: Kenneth F. Dudley, 901 South Madison Avenue, Post Office Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay and clay filled panels*, from Belle Fourche, S. Dak., Colloid Spur, Wyo. (near Upton, Wyo.); Aberdeen and White Springs, Miss., and Sandy Ridge, Ala., to points in Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Ohio, and Wisconsin. NOTE: The purpose of this republication is to (1) delete Pennsylvania as a destination State, and (2) to reflect the hearing information.

HEARING: March 9, 1967, at the U.S. Courthouse and Federal Office Building, 219 South Dearborn Street, Chicago, Ill., before Examiner Edwin J. Martenet.

No. MC 68539 (Sub-No. 25), (Amendment), filed February 12, 1967, published FEDERAL REGISTER, issue of February 23, 1967, and republished as amended, this issue. Applicant: ROMANS MOTOR FREIGHT, INC., Ord, Nebr. Applicant's representatives: Duane W. Acklie, Post Office Box 2028, Lincoln, Nebr., and Jack Romans, Box 278, Broken Bow, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plastic articles* (except foam, cellular or expanded, and commodities in bulk), from the plantsite of Plasti-Vac Corp. at Montgomery, Pa., to Broken Bow, Columbus, and Holdrege, Nebr.; and (2) *glass tubing*, from the plantsite of Owens-Illinois Glass Co. at Vineland, N.J., to Broken Bow, Columbus, and Holdrege, Nebr. NOTE: Applicant states that the above proposed operations will be restricted to traffic originating at the two above mentioned plantsites. The purpose of this republication is to show the application has been amended to seek authority only to Broken Bow, Columbus, and Holdrege,

Nebr., and also to reflect hearing information.

HEARING: March 14, 1967, at the offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Alvin H. Schutrumpf.

No. MC 1753 (Sub-No. 3) (Republication), filed October 6, 1966, published FEDERAL REGISTER issue of October 27, 1966, and republished this issue. Applicant: RENZ TRUCK LINES, INC., 231 Walnut Street, Pacific, Mo. 63069. Applicant's representative: Thomas P. Rose, Jefferson Building, Jefferson City, Mo. 65101. By application filed October 6, 1966, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, over regular routes, of general commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving the new generating plant of Union Electric Co. northeast of Labadie, in Franklin County, Mo., and all facilities, including substations, of Union Electric Co. located within 5 miles of the site of said new generating plant, as off-route points in connection with applicant's regular-route operations between Union, Mo., and National Stockyards, Ill.

An order of the Commission, Operating Rights Board No. 1, dated January 27, 1967, and served February 16, 1967, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over regular routes, of *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), serving those plantsites, facilities, and substations of Union Electric Co. located in that portion of Franklin County, Mo., north of Interstate Highway 44 and west of Missouri Highway 100 as off-route points in connection with carrier's present regular-route operations between Union, Mo., and East St. Louis, Ill.; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file an appropriate protest or other pleading.

No. MC 3647 (Sub-No. 390) (Republication), filed July 21, 1966, published FEDERAL REGISTER issue of September 9, 1966, and republished this issue. Applicant: PUBLIC SERVICE COORDINATED TRANSPORT, 180 Boyden Avenue, Maplewood, N.J. 07040. Applicant's representative: Richard Fryling (same address as applicant). By application filed July 21, 1966, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, over regular routes, of express and newspapers essentially between the same points and over the same routes as now authorized to applicant for the transportation of passengers and their baggage by certificates of public convenience and necessity in Nos. MC 3647 (Sub-No. 2, 6, 28, 29, 93, 111, and 372). An order of the Commission, Operating Rights Board No. 1, dated January 31, 1967, and served February 21, 1967, finds that in certificates of public convenience and necessity Nos. MC-3647 (Sub-No. 2, 6, 28, 29, 93, 111, and 372), applicant holds authority to operate as a common carrier by motor vehicle of passengers and their baggage, over specified routes, between all points and over the same routes sought herein. That the present and future public convenience and necessity require modification of Certificate Nos. MC-3647 (Sub-No. 2, 6, 28, 29, 93, 111, and 372) so as to include the authority herein sought by substituting in lieu of the descriptions appearing on sheet 1 of each respective certificate and, additionally on sheet 2 of certificate No. MC-3647 (Sub-No. 372), the following:

Passengers and their baggage, and express and newspapers in the same vehicle with passengers, over regular routes; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder; and that appropriate amended certificates be issued to applicant authorizing operations, in interstate or foreign commerce, as a common carrier by motor vehicle of the commodities described, and in the manner described above. Because it is possible that other parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file an appropriate petition for leave to intervene in this proceeding.

No. MC 29910 (Sub-No. 63), pursuant to MC-F-8314, filed December 12, 1962. Applicant: ARKANSAS-BEST FREIGHT, INC., 301 South 11th Street, Fort Smith, Ark. Applicant's representative: Thomas Harper, Post Office Box 43, Kelley Building, Fort Smith, Ark. Applicant was issued a certificate of public convenience and necessity, pursuant to MC-F-8314, in MC 29910 (Sub-No. 63), authorizing the transportation by motor vehicle, over regular routes, of general commodities, except those of unusual value, classes A and B explosives, livestock, and household goods as defined by the Commission, which reads in part as follows: Between Milwaukee, Wis., and Hutchinson, Kans., serving the intermediate points of Chicago and East Moline, Ill., *St. Joseph* and Kansas City, Mo., and Kansas City, Abilene, Salina, and McPherson, Kans., over certain specified routes. By petition filed April 22, 1965, applicant seeks the partial revocation of its certificate by eliminating therefrom the authority to serve St. Joseph, Mo. A report of the Commission, Division 1, decided February 1, 1967, and served February 16, 1967, finds that the present and future public convenience and necessity require a partial revocation of applicant's certificate No. MC 29910 (Sub-No. 63), dated November 4, 1963, by deletion of the words "St. Joseph" from lines 3 and 4 of the first subparagraph describing the territorial limits of the regular routes described on sheet 1 of said certificate, and that an amended certificate with the matter described above deleted should be issued; that applicant is fit, willing and able properly to conduct the operation authorized in the certificate so amended and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. It is possible that other parties may have an interest in and would be prejudiced by the lack of proper notice of the authority partially revoked in the findings herein. Accordingly, notice of the relief granted will be published in the FEDERAL REGISTER, and the partial revocation of the said certificate will not be effective for a period of 30 days from the date of such publication, during which period any proper party in interest may request reconsideration.

No. MC 53965 (Sub-No. 50) (Republication), filed March 18, 1966, published FEDERAL REGISTER issue of April 7, 1966, and republished this issue. Applicant: GRAVES TRUCK LINE, INC., Salina, Kans. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. By application filed March 18, 1966, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of commodities requiring refrigeration, between points in Kansas. An Order of the Commission, Operating Rights Board No. 1, dated January 31, 1967, and served February 21, 1967, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of *foods*, in vehicles equipped with mechanical refrigeration, between points in Kansas; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other parties, who have relied upon the notice of the application as published, may have interest in and

would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication during which period any proper party in interest may file an appropriate petition for leave to intervene in this proceeding.

No. MC 58692 (Sub-No. 11) (Republication), filed October 12, 1966, published FEDERAL REGISTER issue of October 27, 1966, and republished this issue. Applicant: AUSTIN ROBBINS, doing business as CHENANGO VALLEY TRANSIT, 123 Eldredge Street, Binghamton, N.Y. Applicant's representative: Harry H. Frank, 12th Floor, Commerce Building, Post Office Box 432, Harrisburg, Pa. By application filed October 12, 1966, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of passengers and their baggage, in special operations, from points in Chenango County, N.Y., to points in the United States, including ports of entry on the international boundary line between the United States and Canada, but excluding Hawaii and Alaska. An order of the Commission, Operating Rights Board No. 1, dated January 31, 1967, and served February 21, 1967, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of *passengers and their baggage*, in the same vehicle with passengers, in special and charter operations, in round trip tours, beginning and ending at points in Chenango County, N.Y., and extending to points in the United States (except Hawaii and Alaska), subject to the right of the Commission, which is hereby expressly reserved, to impose, after final determination of the proceeding in Ex Parte No. MC-29 (Sub-No. 1), such terms and conditions, if any, as may be deemed necessary to insure that the operations of applicant are limited to bona fide special operations, in sightseeing and pleasure tours; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file an appropriate protest or other pleading.

No. MC 113828 (Sub-No. 111) (Republication), filed March 10, 1966, published FEDERAL REGISTER issue of March 31, 1966, and republished this issue. Applicant: O'BOYLE TANK LINES, INCORPORATED, 4848 Cordell Avenue NW., Washington, D.C. Applicant's representative: William P. Sullivan, 1825 Jefferson Place NW., Washington, D.C. In the above-specified proceeding, the examiner recommended the granting to applicant a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of liquid sugar, corn syrup and blends thereof, in bulk, in tank vehicles, from Ridgely, Md., to points in Delaware, Maryland, North Carolina, Virginia, West Virginia, Pennsylvania, New Jersey, New York, and the District of Columbia, restricted against service to points in Pennsylvania, New Jersey, and New York within 100 miles of Columbus Circle, N.Y. A decision and order of the Commission, Operating Rights Review Board No. 3, dated December 30, 1966, and served January 16, 1967, as amended, finds that operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of *liquid sugar, corn syrup, and blends thereof*, in bulk, in tank vehicles, from Ridgely, Md., to the District of Columbia and points in Maryland, North Carolina, Virginia, and West Virginia, points in that portion of Delaware lying on and south of Delaware Highway 273, points in that portion of Pennsylvania lying in and west of Susquehanna, Wyoming, Luzerne, Schuylkill, Berks, and Lancaster Counties, Pa., points in Salem, Cumberland, and Cape May Counties, N.Y., and points in that portion of New York lying north and west of the northerly boundaries of Sullivan, Ulster, and Dutchess Counties, N.Y.; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. A notice of the authority actually granted in this proceeding should be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication during which period any proper party in interest which might have an interest in or be prejudiced by lack of proper notice of the authority described in this order, may file an appropriate pleading.

No. MC 123038 (Sub-No. 2) (Republication), filed February 1, 1966, published FEDERAL REGISTER issue of February 17, 1966, and republished, this issue. Applicant: E. & D. TRANSPORTATION CO., INC., 147 West King Street, Malvern, Pa. Applicant's representative: Edward M. Alfano, 2 West 45th Street, New York, N.Y. In the above-specified proceeding, the examiner recommended the granting to applicant a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of liquid sugar, corn syrup and blends thereof, in bulk, in tank vehicles, from Ridgely, Md., to points in Delaware, Maryland, North Carolina, Virginia, West Virginia, Pennsylvania, New Jersey, New York, and the District of Columbia, restricted against service to points in Pennsylvania, New Jersey and New York within 100 miles of Columbus Circle, N.Y. A decision and order of the Commission, Operating Rights Review Board No. 3, dated December 30, 1966, and served January 16, 1967, as amended, finds that operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of *liquid sugar, corn syrup, and blends thereof*, in bulk, in tank vehicles, from Ridgely, Md., to the District of Columbia and points in Delaware, Maryland, North Carolina, Virginia, and West Virginia, points in that portion of Pennsylvania lying in and west of Susquehanna, Wyoming, Luzerne, Schuylkill, Berks, and Lancaster Counties, Pa., points in Salem, Cumberland, and Cape May Counties, N.J., and points in that portion of New York lying north and west of the northerly boundaries of Sullivan, Ulster, and Dutchess Counties, N.Y.; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. A notice of the authority actually granted in this proceeding should be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication during which period any proper party in interest which might have an interest in or be prejudiced by lack of proper notice of the authority described in this order, may file an appropriate pleading.

No. MC 128076 (Sub-No. 4) (Republication), filed July 22, 1966, published FEDERAL REGISTER issue of September 1, 1966, and republished this issue. Applicant: PROTECTIVE SERVICE COMPANY, 725-29 South Broad Street, Philadelphia, Pa. 19147. Applicant's representative: Peter Platten, 1035 Land Title Building, Philadelphia, Pa. 19110. By application filed July 22, 1966, applicant seeks a permit authorizing operations in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes, of business papers, records and audit and accounting media of all kinds (excluding plant removals), between Harrisburg, Pa., Baltimore, Md., and Washington, D.C., under contract with the Service Bureau Corp. NOTE: Common control may be involved. An order of the Commission, Operating Rights Board No. 1, dated January 31, 1967, and served February 16, 1967, as amended, finds that applicant is a wholly owned subsidiary of Protective Motor Service Co., Inc., which holds permits No. MC 111103 and subs thereunder, said control and common management not having been subject to prior Commission approval; that operations by applicant, in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes, of *business papers, records, and audit and accounting media*, between Harrisburg, Pa., on the one hand, and, on the other, Washington, D.C.,

under a continuing contract with the Service Bureau Corp., of New York, N.Y., will be consistent with the public interest and the national transportation policy; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder; that an appropriate permit should be issued, subject to the condition that the person or persons who control the operations both of applicant and any other carrier operating in interstate or foreign commerce shall first obtain approval of such control under the provisions of section 5(2) of the Act or if such approval is not needed, shall so inform the Commission by affidavits, indicating why such approval is unnecessary, within 90 days after the date of service hereof, or within such additional time as may be authorized by the Commission. Because it is possible that other parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a permit in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file an appropriate protest or other pleading.

No. MC 128532 (Sub-No. 1) (Republication), filed October 7, 1966, published FEDERAL REGISTER issue of October 27, 1966, and republished this issue. Applicant: ORVILLE LAMBE, doing business as LAMBE'S TRUCKING, Box 414, Claresholm, Alberta, Canada. Applicant's representative: J. F. Meglen, Post Office Box 1581, Billings, Mont. 59103. By application filed October 7, 1966, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of mobile home supplies from Grand Island, Nebr., to the port of entry on the international boundary line between the United States and Canada, located at or near Sweetgrass, Mont., on traffic destined to Claresholm, Alberta, Canada. An order of the Commission, Operating Rights Board No. 1, dated January 31, 1967, and served February 16, 1967, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes of *materials and supplies* used in the manufacture of mobile homes, from Grand Island, Nebr., to the port of entry on the international boundary line between the United States and Canada, located at or near Sweetgrass, Mont.; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file an appropriate petition for leave to intervene in this proceeding.

NOTICE OF FILING OF PETITION

No. MC 127827 (Subs No. 1, 3, 5, and 4 TA) (Notice of filing of petition to amend permit by adding additional shipper at Calhoun City, Miss.), filed January 20, 1967. Petitioner: G. C. COONER, JR., doing business as COONER TRUCK LINE, Calhoun City, Miss. Petitioner's representative: Donald B. Morrison, 829 Deposit Guaranty Bank Building, Box 961, Jackson, Miss. 39205. Petitioner states that it holds authority to transport as follows: (a) MC 127827 (Sub-1), *furniture*, new, cartoned and uncartoned, from the plantsite of Calhoun Industries, Inc., near Calhoun City, Miss., to points in Alabama, Arkansas, Delaware, Florida, Georgia, Indiana, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, North Carolina, North Dakota, Pennsylvania, Ohio, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin. The operations authorized above are limited to a transportation service to be performed, under a continuing contract, or contracts, with Calhoun Industries, Inc., (b) MC 127827 (Sub-3), *new furniture*, from the plantsite of Calhoun Industries, Inc., near Calhoun City, Miss., to points in Connecticut, Illinois, Kansas, Massachusetts, Oklahoma, South Dakota, and Mississippi. The operations authorized above are limited to a transportation service to be performed, under a continuing contract, or contracts, with Calhoun Industries, Inc.

(c) MC 127827 (Sub-4 TA), *new furniture*, from Aberdeen, Miss., to points in Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Virginia, West Virginia, and Wisconsin. The operations authorized above are limited to a transportation service to be performed, under a continuing contract, or contracts, with Mastercraft Chair Co., (d) MC 127827 (Sub-5), *new furniture*, from Aberdeen, Miss., to points in Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Virgina, West Virginia, and Wisconsin. The operations authorized above are limited to a transportation service to be performed, under a continuing contract, or contracts, with Mastercraft Chair Co., Inc. By the instant petition, petitioner seeks to modify its existing authority by adding Mastercraft Chair Co., Inc., as an additional contracting shipper for which petitioner may transport *new furniture*, from the plantsite of Mastercraft Chair Co., Inc., located near Calhoun City, Miss., to States set forth above. Any interested person desiring to participate may file an original and six copies of his written representations, views or argument in support of, or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

APPLICATIONS FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5 GOVERNED BY SPECIAL RULE 1.240 TO THE EXTENT APPLICABLE

No. MC 1977 (Sub-No. 12) (Republication), filed August 31, 1966, published FEDERAL REGISTER issue of September 12, 1966, and correction republished February 15, 1967, and republished this issue. Applicant: GOLDSTEIN TRANSPORTATION AND STORAGE, INC., 1420 38th Street, Denver, Colo. 80205. Applicant's representative: John H. Lewis, The 1650 Grant Street Building, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, between points in Colorado. NOTE: Common control may be involved. This application is a matter directly related to Docket No. MC-F-9518, published FEDERAL REGISTER issue of September 14, 1966. The purpose of this republication is to reflect the hearing information.

HEARING: March 20, 1967, Room 545, Federal Court Building, 1929 Stout Street, Denver, Colo., before Joint Board No. 126 on a join record with MC-F-9518.

No. MC 33807 (Sub-No. 5), filed February 13, 1967. Applicant: NASHUA MOTOR EXPRESS, INC., 270 Amherst Street, Nashua, N.H. Applicant's representative: George C. O'Brien, 33 Broad Street, Boston, Mass. 02109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, household goods as defined by the Commission, class A and B explosives, commodities in bulk and those requiring special equipment, between points in Massachusetts. NOTE: The application is directly related to MC-F9673, published in the FEDERAL REGISTER issue of February 23, 1967. If a hearing is deemed necessary, applicant requests it be held at Nashua, N.H., or Boston, Mass.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other

proceedings with respect thereto. (49 CFR 1.240)

MOTOR CARRIERS OF PROPERTY

No. MC-F-9674. (LYNDEN TRANSFER, INC.—Purchase—WILLIAM A. HOOD ET AL.), published in the February 22, 1967, issue of the FEDERAL REGISTER on page 3202. Application filed February 15, 1967, for temporary authority under section 210a(b).

No. MC-F-9676. Authority sought for purchase by PIERCETON TRUCKING COMPANY, INC., Post Office Box 233, Laketon, Ind. 46943, of the operating rights of SPURLING TRUCKING, INC. (CLIFFORD BATTREALL, RECEIVER), 1101 West 26th Street, Indianapolis, Ind., and for acquisition by ROBERT H. LEIFER and PHILLIP A. FLINN, both of Laketon, Ind., of control of such rights through the purchase. Applicants' attorney: Donald W. Smith, 511 Fidelity Building, Indianapolis, Ind. 46204. Operating rights sought to be transferred: *Brick*, as a *common carrier*, over irregular routes, from Danville, Ill., to certain specified points in Indiana; *prefabricated cement slabs* and *allied products* used in the installation of prefabricated cement slabs, from Indianapolis, Ind., to points in Illinois, Michigan, Ohio, and that part of Kentucky east of U.S. Highway 31W; and *empty containers* used in transporting the immediately above-specified commodities, from points in the immediately above-specified destination territory to Indianapolis, Ind. Vendee is authorized to operate as a *common carrier* in Illinois, Indiana, Ohio, and Michigan. Application has been filed for temporary authority under section 210a (b). NOTE: Order by the Transfer Board, dated November 30, 1966, approved the application in MC-FC-69185, Allied Motor Express, Inc., Transferee, and Spurling Trucking, Inc., Clifford Battreall, Receiver, Transferor.

No. MC-F-9677. Authority sought for control by CROUCH BROS., INC. (Mailing Address: Post Office Box 1059, St. Joseph, Mo. 64502), Elwood, Doniphan County, Kans., of JACKSON TRUCK LINE, INC., Post Office Box 496, Topeka, Kans., through acquisition by CROUCH BROS., INC., of the outstanding capital stock of VICTORIA TRUCKING CORP., a noncarrier holding company, and for purchase by CROUCH BROS., INC., of the operating rights and property of JACKSON TRUCK LINE, INC., and for acquisition by CLEO CROUCH, ARTHUR CROUCH, and ROBER M. CROUCH, all also of Elwood, Doniphan County, Kans., of control of such rights and property through the transaction. Applicants' attorney: Clarence D. Todd, 1825 Jefferson Place NW., Washington, D.C. 20036. Operating rights sought to be controlled and purchased: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier*, over regular routes, between St. Joseph, Mo., and Shambaugh, Iowa, serving the intermediate points of Clearmont, and Elmo, Mo., and Blanchard, and Braddyville, Iowa, and the off-route points of Coin and College Springs, Iowa, serving Burlington Junction, Fillmore, Forest City, and Oregon, Mo., as intermediate or off-route points in connection with carrier's authorized regular-route operation from and to St. Joseph, Mo., between Maryville, Mo., and Clarinda, Iowa, serving all intermediate points and the off-route points of Elmo, Mo., and Blanchard and College Springs, Iowa, between Maryville, Mo., and Hopkins, Mo., serving all intermediate points, between Maryville, Mo., and Mound City, Mo., serving all intermediate points, and the off-route points of Graham and Maitland, Mo., between junction Missouri Highway 113 and U.S. Highway 136 and junction Missouri Highway 113 and 46, between junction Missouri Highways 46 and 113 and Fairfax, Mo., serving all intermediate points, from and to St. Joseph, Mo., serving the intermediate points of Maryville, Tarkio, Fairfax, Craig, and Mound City, Mo., and the off-route point of Rockport, Mo., over a circuitous route; with restrictions.

General commodities, excepting among others, commodities in bulk, but not excepting household goods, over irregular routes, between Clearmont, Mo., and points in Missouri and Iowa within 20 miles of Clearmont (except Maryville and Tarkio, Mo.) on the one hand, and, on the other, points in Missouri, Iowa, Nebraska, and Kansas, with restrictions; and in pending No. MC-8582 Sub-10, seeking a certificate of public convenience and necessity, covering the transportation of general commodities, excepting, among others, household goods and commodities in bulk, as a common carrier, over regular routes, between Maryville, Mo., and Salina, Kans., serving the intermediate points of Wamego, Manhattan, Fort Riley, Junction City, and Abilene, Kans., and the off-route point of Enterprise, Kans., between Maryville, Mo., and Wichita, Kans., serving the intermediate point of Topeka, Kans., and the off-route point of Emporia, Kans., between Topeka, Kans., and Junction City, Kans., between Topeka, Kans., and St. Marys, Kans., serving no intermediate points, as an alternate route for operating convenience only, but serving Topeka for the purpose of joinder only; with restrictions. CROUCH BROS., INC., is authorized to operate as a *common carrier* in Missouri, Kansas, Illinois, Iowa, Nebraska, Arkansas, Oklahoma, Minnesota, and Indiana. NOTE: Application has not been filed for temporary authority under section 210a(b).

No. MC-F-9678. Authority sought for purchase by LEONARD BROS. TRUCKING CO., INC., 2595 Northwest 20th Street, Miami, Fla. 33142, of a portion of the operating rights of UNDERHILL TRANSFER COMPANY, 1965 Factor Avenue, Yuma, Ariz., and for acquisition by ARMLON LEONARD (by virtue of voting trust agreement), also of Miami, Fla., of control of such rights through the purchase. Applicants' representatives: J. F. Dewhurst, 2595 Northwest 20th Street, Miami, Fla., and John T. Underhill, 1965 Factor Avenue, Yuma, Ariz. Operating rights sought to be transferred: *Machinery*, as a *common carrier*, over regular routes, between Yuma, Ariz., and Calexico, Calif., between Yuma, Ariz., and Westmoreland, Calif., serving all intermediate and certain off-route points; *general commodities*, except liquids in bulk, and articles of unusual value, over irregular routes, between points in California and Arizona within 25 miles of Yuma, Ariz., including Yuma. Vendee is authorized to operate as a *common carrier* in Texas, Alabama, Georgia, Kentucky, Kansas, Nebraska, New Mexico, Maryland, New Jersey, North Carolina, South Carolina, Tennessee, Virginia, West Virginia, Oklahoma, Wisconsin, Iowa, Arkansas, Louisiana, California, Connecticut, Delaware, Florida, Maine, Massachusetts, Mississippi, Missouri, New Hampshire, New York, Ohio, Rhode Island, Pennsylvania, Vermont, Indiana, Michigan, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-9679. Authority sought for purchase by BEKINS VAN LINES OF CALIFORNIA, INC. (which is a wholly owned subsidiary of BEKINS VAN & STORAGE CO.), 1335 South Figueroa Street, Los Angeles, Calif., of the operating rights and property of BEKINS VAN & STORAGE CO. (California, Corp.), 1335 South Figueroa Street, Los Angeles, Calif. Applicants' attorneys and representative: Vernon Baker, Irving Raley, both of 1411 K Street, NW., Washington, D.C., Eldon R. Clawson, and Norman S. Marshall, both of 1335 South Figueroa Street, Los Angeles, Calif. 90015. Operating rights sought to be transferred: *General commodities*, except those of unusual value, classes A and B explosives, livestock, petroleum products in tank trucks, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, as a *common carrier*, over irregular routes, between points in the Los Angeles Harbor commercial zone and points in the Los Angeles, Calif., commercial zone as defined by the Commission; *household goods* as defined by the Commission, between points in California; and *cereal*, from points in Fresno County, Calif., to Fresno, Calif; and *household goods* as defined in *Practices of Motor Common Carriers of Household goods*, 17 M.C.C. 467, and *theatrical and motion picture equipment*, as a *broker*, between points in the United States; *household goods* as defined in *Practices of Motor Common carriers of Household Goods*, 17 M.C.C. 467, between all points in the United States; and *household goods*, as defined by the Commission, between points in the United States, including Alaska and Hawaii. Vendee is authorized to operate as a *common carrier* in California. Application has not been filed for temporary authority under section 210a(b).

MOTOR CARRIER OF PASSENGERS

No. MC-F-9680. Authority sought for purchase by RED-YELLOW CAB CO., of the operating rights and property of BUCKEYE STAGES, INC., 128 East Tiffin Street, Fostoria, Ohio, and for acquisition by J. L. KEESHIN, 876 First National Bank Building, Chicago, Ill., of

control of such rights and property through the purchase. Applicants' attorney and representative: Paul F. Beery, 100 East Broad Street, Suite 1800, Columbus, Ohio 43215, and Andrew Douglas, 1045 Spitzer Building, Toledo, Ohio 43604. Operating rights sought to be transferred: Passengers and their baggage, and express and newspapers in the same vehicle with passengers, as a *common carrier*, over regular routes, between Sandusky, Ohio, and Lima, Ohio, between Fostoria, Ohio, and Toledo, Ohio, between Tiffin, Ohio, and Toledo, Ohio, between Genoa, Ohio, and Marblehead, Ohio, between Fremont, Ohio, and Port Clinton, Ohio, serving all intermediate points. RED-YELLOW CAB CO., hold no authority from this Commission. However, its controlling stockholder is affiliated with (1) KEESHIN TRANSPORT SYSTEM, INC., 511 Phillips Avenue, Toledo, Ohio 43612, which is authorized to operate as a *common carrier* in Michigan, Ohio, Wyoming, Indiana, Illinois, Iowa, New York, Pennsylvania, and Missouri; and (2) KEESHIN CHARTER SERVICE, INC., 705 South Jefferson, Chicago, Ill. 60607, which is authorized to operate as a *common carrier* in Arkansas, Connecticut, Delaware, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Missouri, Montana, Nebraska, New Jersey, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

MOTOR CARRIER OF PROPERTY

No. MC-F-9681. Authority sought for purchase by TERMINAL TRANSPORT COMPANY, INC., 248 Chester Avenue SE., Atlanta, Ga. 30316, of a portion of the operating rights of DIXIE HIGHWAY EXPRESS, INC., 1900 Vanderbilt Road, Birmingham, Ala. 35202, and for acquisition by AMERICAN COMMERCIAL LINES, INC., 1701 East Market Street, Jeffersonville, Ind., of control of such rights through the purchase. Applicants' attorneys: T. Randolph Buck, K. Edward Wolcott, both of 1701 East Market Street, Jeffersonville, Ind., and Guy H. Postell, Suite 693, 1375 Peachtree Street NE., Atlanta, Ga. 30309. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods, and commodities in bulk, as a *common carrier*, over regular routes, between Paducah, Ky., and Cairo, Ill., serving certain intermediate points; and the sites of the Tennessee Valley Authority plant and of the Atomic Energy Commission plant located approximately 12 miles west of Paducah, near Kevil, Ky., as off-route points; *general commodities*, excepting, among others, commodities in bulk, but not excepting household goods, between Nashville, Tenn., and Paducah, Ky., serving certain intermediate points, between Hardin, Ky., and Nashville, Tenn., serving the intermediate point of Clarksville, Tenn.; and *general commodities*, except livestock and commodities which require special equipment, between St. Louis, Mo., and Paducah, Ky., serving certain intermediate points; and the sites of the Tennessee Valley Authority plant and of the Atomic Energy Commission plant located approximately 12 miles west of Paducah, near Kevil, Ky., as off-route points; serving two alternate routes for operating convenience only. Vendee is authorized to operate as a *common carrier* in Florida, Georgia, Illinois, Indiana, Kentucky, Tennessee, and Alabama. Application has been filed for temporary authority under section 210a(b).

By the Commission.

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

[F.R. Doc. 67-2249; Filed, Feb. 28, 1967; 8:47 a.m.]

[Notice 1482]

MOTOR CARRIER TRANSFER PROCEEDINGS

FEBRUARY 24, 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 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-69424. By order of February 16, 1967, the Transfer Board approved the transfer to Columbia Transport, Inc., a Delaware corporation, Columbia, N.J., of certificate No. MC-124905 (Sub-No. 1), issued January 15, 1964, to Maurice Albee, doing business as Albee Trucking, White Haven, Pa., authorizing the transportation of used wire, with insulation, in dump vehicles, from Staten Island, N.Y., and Newark, N.J., to points in Luzerne County, Pa., and used wire, without insulation, in dump vehicles, from points in Luzerne County, Pa., to Baltimore, Md., points in New Jersey (except points in certain counties), and New York. Christian V. Graf, 407 North Front Street, Harrisburg, Pa. 17101, attorney for applicants.

No. MC-FC-69425. By order of February 16, 1967, the Transfer Board approved the transfer to Coastal Van Lines, Inc., Brooklyn, N.Y., of certificates Nos. MC-73365 and MC-73365 (Sub-No. 1), issued September 23, 1949, and February 26, 1953, respectively, to Joseph Goltzman and Morris Goltzman, a partnership, doing business as Goltzman's Moving Vans, New York (Brooklyn), N.Y., and authorizing the transportation of household goods, as defined by the Commission, over irregular routes, between New York, N.Y., on the one hand, and on the other, points and places in Massachusetts, Connecticut, New Jersey, New York, Pennsylvania, Maryland, Virginia, and the District of Columbia. Morris Honig, 150 Broadway, New York, N.Y. 10038, attorney for applicants.

No. MC-FC-69427. By order of February 16, 1967, the Transfer Board approved the transfer to Delmont E. Hartt, Carmel, Maine, of the operating rights of Robert B. West, Somers, Conn. in permit No. MC-123939, issued May 7, 1963, authorizing the transportation, over irregular routes, of bathroom and lavatory fixtures, and materials and equipment used in the installation and maintenance of plumbing and heating system, from Boston, Mass., to points in a described portion of Maine, and return shipments of the commodities specified. Ruben H. Klainer, 185 Devonshire Street, Boston, Mass. 02110, and Mary E. Kelley, 10 Tremont Street, Boston, Mass. 02108, attorney for applicants.

No. MC-FC-69428. By order of February 20, 1967, the Transfer Board approved the transfer to Ronald B. Sundrup, doing business as Ron Sundrup Transfer, Arcadia, Iowa, of the operating rights of William Sundrup, Arcadia, Iowa, in certificate No. MC-60235, issued March 14, 1942, authorizing the transportation, over irregular routes, of oil and grease, in containers, new furniture, building materials, agricultural implements, fertilizer, feed, coal, fencing materials, farm tanks, farm machinery, animal disinfectants, and seed, over irregular routes, from Omaha, Nebr., to Arcadia, Iowa, and points in Iowa within 15 miles of Arcadia, and livestock and agricultural commodities, over irregular routes, between Arcadia, Iowa, and points in Iowa within 15 miles of Arcadia, on the one hand, and, on the other, Omaha, Nebr.

No. MC-FC-69442. By order of February 20, 1967, the Transfer Board approved the transfer to Jack and Jill Express, Inc., Canajoharie, N.Y., of certificate of registration in No. MC-97995 (Sub-No. 2), issued April 14, 1964, to Richard E. Kelley, doing business as Kelley's Transportation, Canajoharie, N.Y., and evidencing a right to engage in transportation in interstate or foreign commerce corresponding in scope to the grant of authority in certificate of public convenience and necessity No. 3587, dated June 13, 1962, issued by the New York Public Service Commission. Pasquale C. Bernardi, 218 Rutger Street, Utica, N.Y. 13501, attorney for applicants.

No. MC-FC-69449. By order of February 20, 1967, the Transfer Board approved the transfer to R. C. Mason Movers, Inc., Lynn, Mass. 01905, of the operating rights of Roland C. Mason, doing business as R. C. Mason—Movers, Lynn, Mass. 01905, in certificate No. MC-100537, issued July 21, 1949, authorizing the transportation, over irregular routes, of household goods, as defined, between Lynn, Mass., and points within 10 miles of Lynn, on the one hand, and, on the other, points in New Hampshire, New York, Rhode Island, Maine, New Jersey, Connecticut, and Vermont. Richard L.

Reynolds, 480 Lincoln Avenue, Saugus, Mass. 01906, attorney for applicants.

No. MC-FC-69450. By order of February 20, 1967, the Transfer Board approved the transfer to Merchants Delivery & Transfer, Inc., Boise, Idaho 83706, of the operating rights of E. B. Sheets, doing business as Merchants Delivery & Transfer, Boise, Idaho 83706, in certificate No. MC-120635 (Sub-No. 1), issued March 17, 1964, authorizing the transportation, over irregular routes, of crated household goods, as defined, between points in Idaho within 50 miles of Boise, Idaho. Kenneth G. Berquist, Post Office Box 1775, Boise, Idaho 83701, attorney for applicants.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 67-2250; Filed, Feb. 28, 1967; 8:47 a.m.]

[3d Rev. S.O. 562; ICC Order 218]

BOSTON AND MAINE CORP.

Rerouting and Diversion of Traffic

Because of derailment on its Fitchburg Division between Mechanicville, N.Y. and Greenfield, Mass., the Boston and Maine Corp., in the opinion of R. D. Pfahler, agent, is unable to transport traffic routed over this line.

It is ordered, That:

(a) Rerouting traffic: Because of derailment on its Fitchburg Division between Mechanicville, N.Y. and Greenfield, Mass., the Boston and Main Corp. is unable to transport traffic over this line in accordance with shippers' routing. The Boston and Maine Corp. and its connections are hereby authorized to reroute or divert such traffic via any available route. The billing covering each car so rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The Boston and Maine Corp. and its connections shall receive the concurrence of other railroads to which such traffic is to be diverted or rerouted, before the rerouting or diversion is ordered.

(c) Notification to shippers: The Boston and Maine Corp. and its connections shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

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

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

(f) Effective date: This order shall become effective at 9:30 a.m., February 23, 1967.

(g) Expiration date: This order shall expire at 11:59 p.m., February 28, 1967, unless otherwise modified, changed, or suspended.

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

Issued at Washington, D.C., February 23, 1967.

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

[F.R. Doc. 67-2244; Filed, Feb. 28, 1967; 8:47 a.m.]