

FEDERAL REGISTER

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Pages 13629-13688

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Atomic Energy Commission
Business and Defense Services
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Civil Aeronautics Board
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List of CFR Parts Affected

(Codification Guide)

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

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1967, and specifies how they are affected.

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Presidential Documents

Title 3—THE PRESIDENT

Proclamation 3808

LEIF ERIKSON DAY, 1967

By the President of the United States of America

A Proclamation

Nearly ten centuries ago, Leif Erikson sailed across uncharted Northern seas, a captain in one of history's greatest periods of exploration. Earlier, Norsemen had discovered and settled Iceland and Greenland, where stone houses and churches still bear witnesses to their presence.

The courage and determination of these intrepid seamen have inspired hundreds of thousands of Americans who trace their ancestry back to the Vikings. These qualities have long been a part of the American character, and have preserved and defended our Nation since its inception.

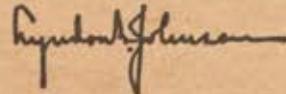
It is appropriate that we give national recognition to Leif Erikson today, when men of similar courage and imagination are confronting equally formidable challenges in the heavens and under the seas.

I am honored to comply with the request of the Congress of the United States, in a joint resolution approved September 2, 1964 (78 Stat. 849), that the President proclaim October 9 in each year as Leif Erikson Day.

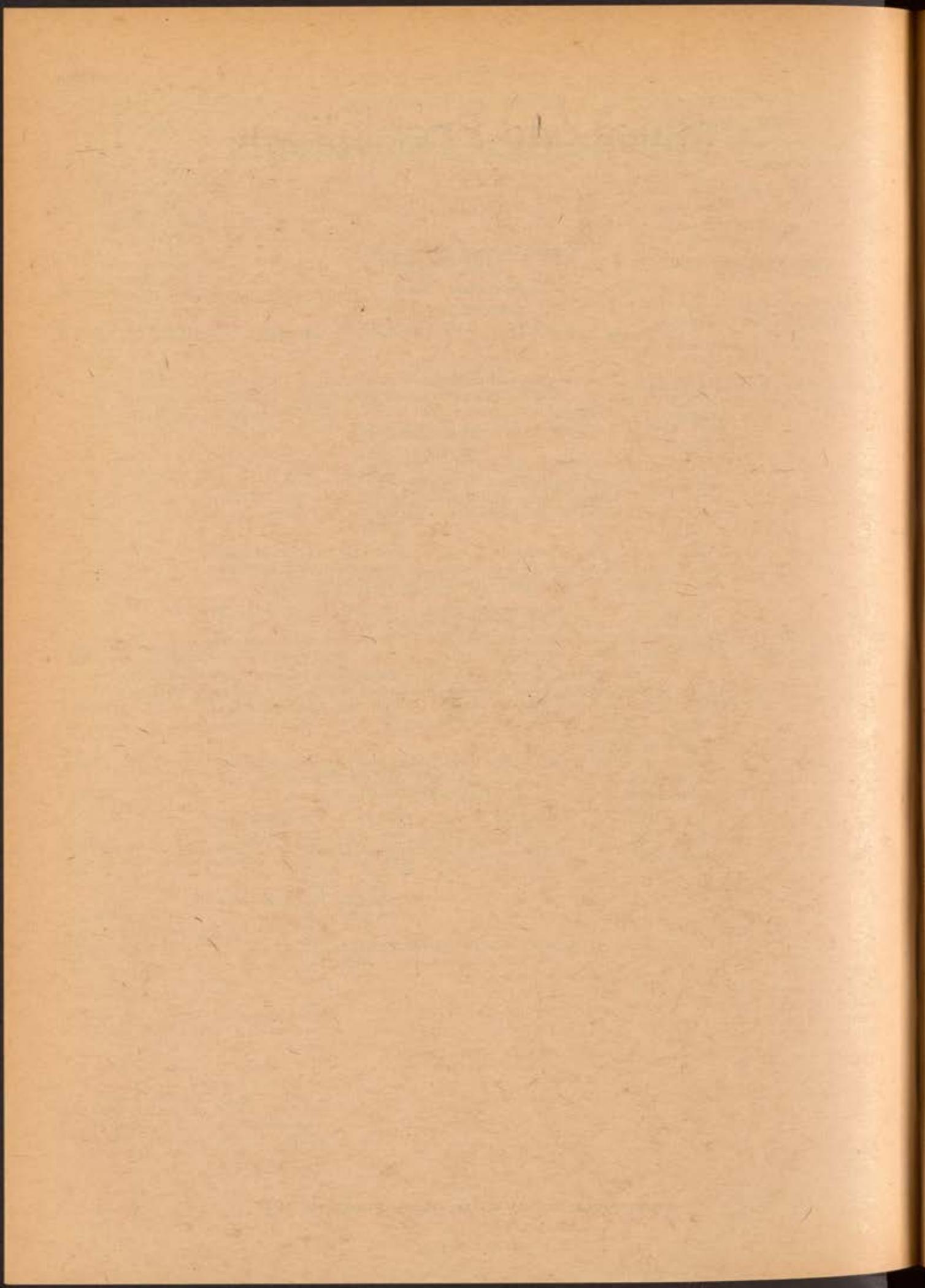
NOW, THEREFORE, I, LYNDON B. JOHNSON, President of the United States of America, do hereby designate Monday, October 9, 1967, as Leif Erikson Day; and I direct the appropriate Government officials to display the flag of the United States on all Government buildings on that day.

I also invite the people of the United States to honor the memory of Leif Erikson on that day by holding appropriate exercises and ceremonies in schools and churches, or other suitable places.

IN WITNESS WHEREOF, I have hereunto set my hand this twenty-seventh day of September, in the year of our Lord nineteen hundred and sixty-seven, and of the Independence of the United States of America the one hundred and ninety-second.



[F.R. Doc. 67-11530; Filed, Sept. 28, 1967; 10:00 a.m.]



Rules and Regulations

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

Proposed License Agreement for Process Patent

§ 15.144 Proposed license agreement for process patent.

(a) The Commission rendered an advisory opinion in which it informed the owner of patented process for preparing food that it could see no objection to the form of a proposed licensing agreement with the food processing industry.

(b) The proposed agreement, which was the only form of agreement to be used, was described as nonexclusive in nature and provided for the licensees to use the process and machinery at one uniform rental rate regardless of the physical location of the licensee. Although the process patent contemplates the use of the machinery and the agreement contemplates use by the licensees of that machinery, there is no absolute requirement that the licensees use any particular machinery in connection with the process.

(c) The hourly rental to be charged all licensees was to be measured by a meter attached to the machine and the licensor reserved the right to cancel the license if the annual rental due from operation of the machinery fell below a stated minimum amount, unless the licensee paid the difference between the actual rental due and the required minimum. The duration of the agreement was to be for a period of 5 years.

(d) The Commission advised that while it did not purport to pass upon the purely contractual aspects of the agreement, it could see no objection to the form of the agreement from the standpoint of the laws it administered, as distinguished from matters pertaining to the implementation thereof.

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

Issued: September 28, 1967.

By direction of the Commission.

[SEAL]

JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 67-11452; Filed, Sept. 28, 1967;
8:47 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 101—Federal Property Management Regulations

SUBCHAPTER E—SUPPLY AND PROCUREMENT

PART 101-29—FEDERAL SPECIFICATIONS AND STANDARDS

Revocation of Federal Standard No. 515; Standard Safety Devices for Automotive Vehicles

This amendment of the Federal Property Management Regulations revokes § 101-29.303 which heretofore prescribed Federal Standard No. 515, Standard Safety Devices for Automotive Vehicles. The standard was issued pursuant to Public Law 88-515, approved August 30, 1964 (40 U.S.C. 701-703), and the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 471), as amended, and published in the *FEDERAL REGISTER* on June 30, 1965 (30 F.R. 8319), and amended July 15, 1966 (31 F.R. 9628). This revocation does not, however, affect the rights and obligations of the parties with respect to such standards incorporated in any contract entered into or any formally advertised solicitation which has been publicly opened, prior to or on the effective date of this revocation.

Revocation of the standard is in recognition of the issuance by the Department of Transportation and the Department of Health, Education, and Welfare of standards for automotive vehicles. Motor vehicle standards not presently covered by the regulations and orders of these Departments will be set forth in procurement specifications, where appropriate.

The table of contents for Part 101-29 is amended by deleting the entry for § 101-29.303.

Subpart 101-29.3—Standards

Sec. 101-29.303 [Deleted]

Section 101-29.303 is deleted. The effect of this change is to revoke Federal Standard No. 515, Standard Safety Devices for Automotive Vehicles, previously provided by this section.

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

Effective date. This regulation is effective upon publication in the *FEDERAL REGISTER*.

Dated: September 25, 1967.

LAWSON B. KNOTT, Jr.,
Administrator of General Services.

[F.R. Doc. 67-11435; Filed, Sept. 28, 1967;
8:45 a.m.]

SUBCHAPTER G—TRANSPORTATION AND MOTOR VEHICLES

PART 101-39—INTERAGENCY MOTOR VEHICLE POOLS

Subpart 101-39.5—Services REIMBURSEMENT RATES

This amendment provides that the rates for use of interagency motor vehicle pools services and facilities will be announced by the publication of GSA regional bulletins.

Section 101-39.504(b) is revised to read as follows:

§ 101-39.504 Reimbursement.

(a) *

(b) GSA Regional Administrators will issue, from time to time, GSA regional bulletins announcing the rates applicable in their respective regions.

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

Effective date. The regulations are effective upon publication in the *FEDERAL REGISTER*.

Dated: September 25, 1967.

LAWSON B. KNOTT, Jr.,
Administrator of General Services.

[F.R. Doc. 67-11436; Filed, Sept. 28, 1967;
8:45 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

SUBCHAPTER C—AIRCRAFT

[Docket No. 7522; Amdt. 25-15]

PART 25—AIRWORTHINESS STANDARDS: TRANSPORT CATEGORY AIRPLANES

Crashworthiness and Passenger Evaluation Standards; Transport Category Airplanes

Correction

In F.R. Doc. 67-11032, appearing in the issue for Wednesday, September 20, 1967, at page 13255, in § 25.2(b), fourth line, the reference to "(b)" should read "(f)".

SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 67-EA-47]

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

Alteration of Control Zone

On page 10661 of the *FEDERAL REGISTER* for July 20, 1967, the Federal Aviation Administration published a proposed amendment to § 71.171 of Part 71 of the Federal Aviation Regulations which would alter the New Bedford, Mass., control zone.

RULES AND REGULATIONS

Interested parties were given 30 days after publication in which to submit written data or views. No objections to the proposed regulations have been received.

In view of the foregoing, the proposed amendment is adopted 0001 e.s.t., November 9, 1967, as follows:

1. Amend § 71.171 of Part 71 of the Federal Aviation Regulations so as to alter the New Bedford, Mass., control zone by deleting the period after the word "daily" and adding the phrase "or during the specific dates and times established in advance by a Notice to Airmen which thereafter will be continuously published in the Airman's Information Manual."

(Sec. 307(a) of the Federal Aviation Act of 1958; 72 Stat. 749; 49 U.S.C. 1348)

Issued in Jamaica, N.Y., on September 14, 1967.

WAYNE HENDERSHOT,
Acting Director, Eastern Region.

[F.R. Doc. 67-11443; Filed, Sept. 28, 1967; 8:46 a.m.]

[Airspace Docket No. 67-EA-48]

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

Alteration of Control Zone

On page 10661 of the *FEDERAL REGISTER* of July 20, 1967, the Federal Aviation Administration published a proposed amendment to § 71.171 of Part 71 of the Federal Aviation Regulations which would alter the Hyannis, Mass., control zone.

Interested parties were given 30 days after publication in which to submit written data or views. No objections to the proposed regulations have been received.

In view of the foregoing, the proposed amendment is adopted 0001 e.s.t. November 9, 1967, as follows:

1. Amend § 71.171 of Part 71 of the Federal Aviation Regulations so as to alter the Hyannis, Mass., control zone by deleting the period after the word "daily" and adding the phrase "or during the specific dates and times established in advance by a Notice to Airmen which thereafter will be continuously published in the Airman's Information Manual."

(Sec. 307(a) of the Federal Aviation Act of 1958; 72 Stat. 749; 49 U.S.C. 1348)

Issued in Jamaica, N.Y., on September 14, 1967.

WAYNE HENDERSHOT,
Acting Director, Eastern Region.

[F.R. Doc. 67-11444; Filed, Sept. 28, 1967; 8:46 a.m.]

[Airspace Docket No. 67-SW-50]

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

Designation of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regula-

tions is to designate the Uvalde, Tex., transition area.

On August 1, 1967, a notice of proposed rule making was published in the *FEDERAL REGISTER* (32 F.R. 11168) stating the Federal Aviation Administration proposed to designate a transition area at Uvalde, Tex.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., December 7, 1967, as herein set forth.

In § 71.181 (32 F.R. 2148) the following transition area is added:

UVALDE, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Garner Field (lat. 29°12'54" N., long. 99°44'30" W.) and within 2 miles each side of the 171° bearing from the Uvalde RBN (lat. 29°13'06" N., long. 99°44'29" W.) extending from the 5-mile radius area to 8 miles south of the RBN; that airspace extending upward from 1,200 feet above the surface within a 23-mile radius of Garner Field; and that airspace extending upward from 4,500 feet MSL bounded by a line beginning at lat. 29°19'50" N., long. 99°09'30" W., to lat. 28°54'00" N., long. 99°05'00" W., to lat. 28°52'00" N., long. 99°25'00" W., to lat. 28°20'00" N. at the United States-Mexico border, thence northwest along the United States-Mexico border to and counterclockwise along the arc of a 60-mile radius circle centered at lat. 29°21'33" N., long. 100°46'35" W. to lat. 30°10'00" N., to and counterclockwise along the arc of a 75-mile radius circle centered at lat. 29°38'37.7" N., long. 98°27'39.7" W. to lat. 29°24'00" N., thence to point of beginning.

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

Issued in Fort Worth, Tex., on September 22, 1967.

HENRY L. NEWMAN,
Director, Southwest Region.

[F.R. Doc. 67-11445; Filed, Sept. 28, 1967; 8:46 a.m.]

[Airspace Docket No. 67-WE-63]

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

Revocation of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to revoke a transition area that is no longer required for air traffic control purposes.

Since this action imposes no additional burden on any person, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, effective 0001 e.s.t., December 7, 1967, Part 71 of the Federal Aviation Regulations is amended as hereinafter set forth:

In § 71.181 (32 F.R. 2241) the following transition area is revoked:

Prosser, Wash.

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

LEE E. WARREN,
Acting Director, Western Region.
[F.R. Doc. 67-11446; Filed, Sept. 28, 1967; 8:46 a.m.]

[Airspace Docket No. 67-SO-92]

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

Alteration and Designation of Control Zone

The purpose of these amendments to Part 71 of the Federal Aviation Regulations is to alter the Greenville, S.C., and designate the Greer, S.C. (Greenville-Spartanburg Airport), control zones.

The Greenville control zone is described in § 71.171 (32 F.R. 2071).

The Greenville control zone includes Greenville-Spartanburg, Greenville Downtown, and Donaldson Center Airports. Operations at the Greenville Downtown and Donaldson Center Airports are governed, except with respect to visibility, by weather conditions reported at the Greenville-Spartanburg Airport.

On approximately January 1, 1968, the Federal Aviation Administration plans to establish weather observation and reporting service at the Greenville Downtown Airport from 0700 to 2300 hours, local time, daily, to alleviate any limitations which may have been imposed on aeronautical activity due to the absence of this service. In conjunction with the establishing of this additional service, it is necessary to redesignate the Greenville control zone to be effective 0700 to 2300 hours, local time, daily, to designate a Greer, S.C. (Greenville-Spartanburg Airport), control zone to be effective on a continuous basis, and to include the Greenville control zone from 2300 to 0700 hours, local time, daily.

Additionally, a review of controlled airspace requirements for Greenville-Spartanburg Airport disclosed that the extension based on the ILS localizer southwest course is no longer required. This extension will be omitted from the control zone description.

Since these amendments are either editorial or less restrictive in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., January 4, 1968, as hereinafter set forth.

In § 71.171 (32 F.R. 2071), the Greenville, S.C., control zone is amended to read:

GREENVILLE, S.C.

Within a 5-mile radius of Greenville Downtown Airport (lat. 34°50'52" N., long. 82°21'04" W.); within a 5-mile radius of Donaldson Center Airport (lat. 34°45'30" N., long. 82°22'35" W.); within 2 miles each side of the Runway 4 extended centerline, extending from the Donaldson Center Airport 5-mile radius zone to 5.5 miles northeast of the airport; excluding the portion

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within a 5-mile radius of Greenville-Spartanburg Airport (lat. 34°53'45" N., long. 82°13'04" W.), effective from 0700 to 2300 hours, local time, daily.

In § 71.171 (32 F.R. 2071), the following control zone is added:

GREER, S.C. (GREENVILLE-SPARTANBURG AIRPORT)

Within a 5-mile radius of Greenville-Spartanburg Airport (lat. 34°53'45" N., long.

82°13'04" W.); within a 5-mile radius of Greenville Downtown Airport (lat. 34°50'52" N., long. 82°21'04" W.); within a 5-mile radius of Donaldson Center Airport (lat. 34°45'30" N., long. 82°22'35" W.); within 2 miles each side of the Greenville-Spartanburg ILS localizer northeast course, extending from the 5-mile radius zone to 5.5 miles northeast of the airport; within 2 miles each side of the Runway 4 extended centerline, extending from the Donaldson Center Airport 5-mile radius zone to 5.5 miles northeast of

the airport, excluding the portion within the Greenville, S.C., control zone.

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

Issued in East Point, Ga., on September 20, 1967.

GORDON A. WILLIAMS, Jr.,
Acting Director, Southern Region.

[F.R. Doc. 67-11464; Filed, Sept. 28, 1967; 8:48 a.m.]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 8404; Amdt. 555]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

The amendments to the standard instrument approach procedures contained herein are adopted to become effective when indicated in order to promote safety. The amended procedures supersede the existing procedures of the same classification now in effect for the airports specified therein. For the convenience of the users, the complete procedure is republished in this amendment indicating the changes to the existing procedures.

As a situation exists which demands immediate action in the interests of safety in air commerce, I find that compliance with the notice and procedure provisions of the Administrative Procedure Act is impracticable and that good cause exists for making this amendment effective within less than 30 days from publication.

In view of the foregoing and pursuant to the authority delegated to me by the Administrator (24 F.R. 5662), Part 97 (14 CFR Part 97) is amended as follows:

1. By amending the following automatic direction finding procedures prescribed in § 97.11(b) to read:

ADF STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

From—	To—	Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
					2-engine or less	More than 2-engine, more than 65 knots	
65 knots or less	More than 65 knots						
Central Int.	ALX RBn.	Direct	2200	T-dn.	300-1	300-1	NA
Miner Int.	ALX RBn.	Direct	2200	C-dn.	500-1	500-1	NA
Fayetteville Int.	ALX RBn.	Direct	2300	S-dn-36#	500-1	500-1	NA
				A-dn.	NA	NA	NA

Procedure turn E side of crs, 168° Outbnd, 348° Inbnd, 2200' within 10 miles.

Minimum altitude over facility on final approach crs, 1300'.

Crs and distance, facility to airport, 348°—1.5 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 1.5 miles after passing ALX RBn, make left-climbing turn to 2200', proceed direct to ALX RBn and hold S, 168° Outbnd, 348° Inbnd, 1-minute right turns.

NOTE: (1) Aircraft will cancel flight plan with MGM approach control when landing assured or upon reaching visual flight conditions. Aircraft will not take off under IFR conditions without prior ATC approval. (2) Use Montgomery, Ala., altimeter setting. (3) Airport weather information not available.

#Reduction not authorized.

MSA within 25 miles of facility: 000°—090°—2100'; 090°—180°—2000'; 180°—270°—2100'; 270°—360°—2800'.

City, Alexander City; State, Ala.; Airport name, Thomas C. Russell Field; Elev., 683'; Fac. Class., NHW; Ident., ALX; Procedure No. NDB (ADF) Runway 36, Amdt. Orig.; Eff. date, 14 Oct. 67.

T-dn*	300-1	300-1	200-1½
C-dn	700-1½	700-1½	700-2
S-dn-36	400-1	500-1	500-1
A-dn	800-2	800-2	800-2

Procedure turn E side of crs, 187° Outbnd, 007° Inbnd, 3000' within 10 miles.

Minimum altitude over facility on final approach crs, 1200'.

Crs and distance, facility to airport, 007°—1.2 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 1.2 miles after passing BTT NDB, turn left, climb to 2000' on crs of 187° within 15 miles.

CAUTION: High terrain E of airport, all maneuvering to be accomplished W of airport, 1600' terrain, 2 miles NNE; 2000' terrain, 7 miles E.

AIR CARRIER NOTE: Sliding scale not authorized.

*Takeoff Runway 36, 500-2 day and night. Right turn after takeoff, Runway 36 not authorized.

MSA within 25 miles of facility: 220°—050°—7000'; 030°—220°—6000'.

City, Bettles; State, Alaska; Airport name, Bettles; Elev., 643'; Fac. Class., BHZ; Ident., BTT; Procedure No. NDB (ADF) Runway 36, Amdt. 3; Eff. date, 14 Oct. 67; Sup. Amdt. No. ADF1, Amdt. 2; Dated, 14 Dec. 63.

T-dn	300-1	300-1	200-1½
C-dn	700-1½	700-1½	700-2
S-dn-36	400-1	500-1	500-1
A-dn	800-2	800-2	800-2

Radar available.

Procedure turn N side of crs, 038° Outbnd, 218° Inbnd, 5000' within 10 miles.

Minimum altitude over facility on final approach crs, 5400'.

Crs and distance, facility to airport, 218°—3.7 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.7 miles after passing LOM, turn left to 125°, climb to 6000', intercept and proceed SE on 150° bearing from EL LOM within 20 miles.

MSA within 25 miles of facility: 000°—090°—7800'; 090°—180°—6400'; 180°—360°—8200'.

City, El Paso, State, Tex.; Airport name, El Paso International; Elev., 3956'; Fac. Class., LOM/H-SAB; Ident., EL; Procedure No. NDB (ADF) Runway 20, Amdt. 20; Eff. date, 14 Oct. 67; Sup. Amdt. No. ADF1, Amdt. 19; Dated, 11 Jan. 64.

T-dn	300-1	300-1	200-1½
C-dn	400-1	500-1	500-1½
S-dn-22	400-1	400-1	400-1
A-dn	800-2	800-2	800-2

RULES AND REGULATIONS

ADF STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

From—	To—	Transition		Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
		Course and distance	65 knots or less			2-engine or less	More than 2-engine, more than 65 knots	
Fort Wayne VOR	LOM	Direct	2100	T-dn.	300-1	300-1	200-14	
Whitely Int.	LOM	Direct	2300	C-dn.	400-1	500-1	500-15	
New Haven Int.	LOM	Direct	2200	S-dn-31*	400-1	400-1	400-1	
Rock Creek Int.	LOM	Direct	2200	A-dn.	800-2	800-2	800-2	
<p>Radar available. Procedure turn E side of crs, 135° Outbnd, 315° Inbnd, 2100' within 10 miles. Minimum altitude over LOM on final approach crs, 1900'. Crs and distance, LOM to approach end of Runway 31, 315°—3.8 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.8 miles after passing LOM, climb to 2600' on crs of 315° and proceed to Whitely Int westbound on R 281° FWA VOR or, when directed by ATC, climb to 2600' on 315° crs and proceed direct to Wolf Lake VOR.</p>								
<p>* When tower advises there is a train crossing the approach area, 1-mile visibility is required. MSA within 25 miles of facility: 000°-090°—2200'; 270°-090°—2600'.</p>								
<p>City, Fort Wayne; State, Ind.: Airport name, Baer Field; Elev., 801'; Fac. Class., LOM; Ident., FW; Procedure No. NDB (ADF) Runway 31, Amdt. 12; Eff. date, 14 Oct. 67; Sup. Amdt. No. ADF 1, Amdt. II; Dated, 16 July 66</p>								
Huron NDB	LOM	Direct	2600	T-dn.	300-1	300-1	200-15	
Huron VOR	LOM	Direct	2800	C-dn.	500-1	500-1	500-15	
<p>Procedure turn W side of crs, 208° Outbnd, 118° Inbnd, 2500' within 10 miles. Minimum altitude over facility on final approach crs, 2400'. Crs and distance, facility to airport, 118°—3.9 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.9 miles after passing HO LOM, climb to 2800' on 118° bearing from LOM within 10 miles and return to LOM or, when directed by ATC, climb to 3000' on 045° bearing from HON NDB within 10 miles.</p>								
<p>CAUTION: Runways 17-35 unlighted. MSA within 25 miles of facility: 000°-090°—2500'; 090°-180°—2600'; 180°-270°—3400'; 270°-360°—2400'.</p>								
<p>City, Huron; State, S. Dak.: Airport name, W. W. Howes Municipal; Elev., 1287'; Fac. Class., LOM; Ident., HO; Procedure No. NDB (ADF) Runway 12, Amdt. 9; Eff. date, 14 Oct. 67; Sup. Amdt. No. ADF 1, Amdt. 8; Dated, 14 Jan. 67</p>								
Florence Int.	LOM	Direct	1900	T-dn.	300-1	300-1	200-15	
Byram Int.	LOM	Direct	2800	C-dn.	400-1	500-1	500-15	
Trace Int.	LOM	Direct	1900	S-dn-15L	400-1	400-1	400-1	
Branch Int.	LOM	Direct	1900	A-dn.	800-2	800-2	800-2	
Rankin Int.	LOM (final)	Direct	1900					
<p>JAN VORTAC.</p>								
<p>Radar available. Procedure turn W side of crs, 333° Outbnd, 153° Inbnd, 1900' within 10 miles. Minimum altitude over facility on final approach crs, 1900'. Crs and distance, facility to airport, 153°—5.5 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.5 miles after passing JA LOM, turn right, climbing to 2000' and proceed direct to JA LOM or, when directed by ATC, climb to 2000' on JAN VORTAC R 164° within 15 miles. MSA within 25 miles of facility: 000°-090°—1700'; 090°-180°—1800'; 180°-270°—3500'; 270°-360°—1700'.</p>								
<p>City, Jackson; State, Miss.: Airport name, Allen C. Thompson Field; Elev., 345'; Fac. Class., LOM; Ident., JA; Procedure No. NDB (ADF) Runway 15L, Amdt. 6; Eff. date, 14 Oct. 67; Sup. Amdt. No. NDB (ADF) Runway 15L, Amdt. 5; Dated, 28 Jan. 67</p>								
Nashville Int.	LOM	Direct	2900	T-dn*	300-1	300-1	200-15	
EOS VOR	LOM	Direct	3000	C-dn	400-1	500-1	500-15	
Granby Int.	LOM	Direct	2700	S-dn-13	400-1	400-1	400-1	
		Direct	1900	A-dn	800-2	800-2	800-2	
<p>Procedure turn N side of crs, 311° Outbnd, 131° Inbnd, 2500' within 10 miles. Minimum altitude over facility on final approach, 2100'. Crs and distance, facility to airport, 131°—3.8 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.8 miles after passing LOM, climb to 2800' on 131° crs, proceed to Granby Int or, when directed by ATC, make left turn, climbing to 2500' and proceed to LOM.</p>								
<p>NOTE: Final approach from holding pattern at JL LOM not authorized, procedure turn required. * When weather is below 1100-8, southwestbound IFR departures climb to 2500' within 4 miles of the municipal airport before proceeding on crs, due to 204° tower, 4.5 miles SSW of airport. MSA within 25 miles of facility: 000°-090°—2400'; 060°-180°—3100'; 180°-270°—3000'; 270°-360°—3100'.</p>								
<p>City, Joplin; State, Mo.: Airport name, Joplin Municipal; Elev., 980'; Fac. Class., LOM; Ident., JL; Procedure No. NDB (ADF) Runway 13, Amdt. 13; Eff. date, 14 Oct. 67; Sup. Amdt. No. NDB (ADF) Runway 13, Amdt. 12; Dated, 11 Feb. 67</p>								
MIA VOR	PRR RBn.	Direct	1600	T-dn	300-1	300-1	200-15	
BSY VOR	PRR RBn.	Direct	2000	C-dn	500-1	500-1	500-15	
MF RBn/LOM	PRR RBn.	Direct	1600	S-dn-9L	500-1	500-1	500-1	
		Direct	1600	A-dn	NA	NA	NA	
<p>Radar available. Procedure turn N side of crs, 232° Outbnd, 052° Inbnd, 1600' within 10 miles. Minimum altitude over facility on final approach crs, 1600'. Crs and distance, facility to Runway 9L, 052°—5.4 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.4 miles after passing PRR RBn, make climbing left turn to 1600' and return to Perrine RBn, Hold SW, 1-minute left turns, 052° Inbnd. NOTES: (1) Tamiami Tower normally operating 0700-2300 daily. (2) Use Miami International altimeter setting when control zone not effective. (3) Night operations authorized for 9L and 27R only. MSA within 25 miles of facility: 000°-180°—2100'; 180°-360°—1700'.</p>								
<p>City, Miami; State, Fla.: Airport name, Tamiami (New); Elev., 9'; Fac. Class., HW; Ident., PRR; Procedure No. NDB (ADF) Runway 9L, Amdt. 1; Eff. date, 14 Oct. 67; Sup. Amdt. No. NDB (ADF) Runway 9L, Orig.; Dated, 15 July 67</p>								

ADF STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Liberty VHF Int.	Prospect VHF Int.	Via Radar vectors to JFK VOR R 290° and 043° bearing to LG LOM.	2500	T-dn..... C-dn..... S-dn-4..... A-dn.....	300-1 700-1 600-1 800-2	300-1 700-2 600-1 800-2	200-1½ 700-2 600-1 800-2
Prospect VHF Int. LGA VOR.	LG LOM (final) LG LOM	Direct..... Direct.....	1300 2500				

Radar available.

Procedure turn S side of crs, 223° Outbnd, 043° Inbnd, 2500' S of Prospect Int within 10 miles of LG LOM.

Minimum altitude over facility on final approach crs, 1300'.

Crs and distance, facility to airport, 043°—3.9 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.9 miles after passing LG LOM, climb to 4000' on LGA VOR R 045° to Stamford Int. Cross Scarsdale Int at 3000' or above. Hold NE Stamford Int, 1-minute left turns, Inbnd crs, 225°.

AIR CARRIER NOTE: Sliding scale not authorized.

CAUTION: Unlighted obstructions in approach zone (Runway 4) protruding 40' above lights at beginning of approach; lightlane decreasing to 10' above lights at 1100' from approach end of runway.

(Maintain 2500' Inbnd on final approach crs until crossing Prospect Int.

MSA within 25 miles of facility: 060°—090°—2000'; 060°—180°—1600'; 180°—270°—2600'; 270°—360°—2600'.

City, New York; State, N.Y.; Airport name, LaGuardia; Elev., 21'; Fac. Class., LOM; Ident., LG; Procedure No. NDB (ADF) Runway 4, Amdt. 26; Eff. date, 14 Oct. 67; Sup. Amdt. No. NDB (ADF) Runway 4, Amdt. 25; Dated, 29 Apr. 67

Ithaca Int.	LOM (final).....	Direct.....	2200	T-dn..... C-dn..... S-dn-5..... A-dn.....	300-1 400-1 400-1 800-2	300-1 500-1 400-1 800-2	200-1½ 500-1½ 400-1 800-2
MBS VOR	LOM.....	Direct.....	2200				
Ashley Int.	LOM (final).....	Direct.....	2200				
Wheeler Int.	LOM.....	Direct.....	2200				
Fosters Int.	LOM.....	Direct.....	2200				

Procedure turn S side of crs, 229° Outbnd, 049° Inbnd, 2200' within 10 miles.

Minimum altitude over facility on final approach crs, 2200'.

Crs and distance, facility to airport, 049°—5.6 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.6 miles after passing LOM, climb to 2600', and proceed to Reese Int via MBS VOR R 108° or, when directed by ATC, make left-climbing turn to 2200' and proceed to Wheeler Int.

MSA within 25 miles of facility: 060°—270°—2000'; 270°—360°—2400'.

City, Saginaw; State, Mich.; Airport name, Tri-City; Elev., 667'; Fac. Class., LOM; Ident., MB; Procedure No. NDB (ADF) Runway 5, Amdt. Orig.; Eff. date, 12 Oct. 67

ACT VOR	AC LOM.....	Direct.....	1800	T-dn..... C-dn..... S-dn-18..... A-dn.....	200-1 400-1 400-1 800-2	200-1 500-1 400-1 800-2	200-1½ 500-1½ 400-1 800-2
Brandon Int	Int 185° bearing to LOM and ACT VOR R 028°	Direct.....	1900				
Int 185° bearing to LOM and ACT VOR R 028°	AC LOM (final).....	Direct.....	1800				
Boisie Int	Int 005° bearing to LOM and ACT VOR R 164°	Direct.....	2000				
Int 005° bearing to LOM and ACT VOR R 164°	AC LOM.....	Direct.....	2000				

Procedure turn W side of crs, 005° Outbnd, 185° Inbnd, 1800' within 10 miles.

Minimum altitude over facility on final approach crs, 1800'.

Crs and distance, facility to airport, 185°—4.6 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.6 miles after passing LOM, climb to 2700' on 185° within 20 miles or, when directed by ATC, (1) turn right, climb to 2000' proceeding to AC LOM or, (2) turn left, climb to 2000' and intercept R 136°, ACT VOR within 20 miles.

MSA within 25 miles of facility: 060°—180°—2200'; 180°—090°—2100'.

City, Waco; State, Tex.; Airport name, Municipal; Elev., 515'; Fac. Class., LOM; Ident., AC; Procedure No. NDB (ADF) Runway 18, Amdt. 5; Eff. date, 14 Oct. 67; Sup. Amdt. No. ADF 1, Amdt. 4; Dated, 16 Apr. 66

PROCEDURE CANCELED, EFFECTIVE 14 OCT. 1967.

City, Yakutat; State, Alaska; Airport name, Yakutat; Elev., 37'; Fac. Class., SB RAZ; Ident., YK; Procedure No. 1; Amdt. 6; Eff. date, 28 May 66; Sup. Amdt. No. 5; Dated, 16 Nov. 63

RULES AND REGULATIONS

2. By amending the following very high frequency omnirange (VOR) procedures prescribed in § 97.11(c) to read:

VOR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

From—	To—	Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
					2-engine or less	More than 2-engine, more than 65 knots	More than 2-engine, more than 65 knots
Bronwood Int.	ABY VOR (final)	Direct	2000	T-dn..... C-dn..... S-dn-164..... A-dn..... Radar minimums: C-dn..... S-dn-164.....	300-1 600-1 600-1 800-2 500-1 500-1	300-1 600-1 600-1 800-2 500-1 500-1	*300-1 600-1 600-1 800-2 500-1 500-1

Radar available.
Procedure turn W side of crs, 324° Outbnd, 144° Inbnd, 2000' within 10 miles.
Minimum altitude over facility on final approach crs, 2000'; over 5-mile Radar Fix, R 144°, 700'.

Crs and distance, facility to airport, 144°—8.3 miles; 5-mile DME Fix, R 144° to airport, 144°—3.3 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 8.3 miles after passing ABY VOR or 3.3 miles after passing 5-mile Radar Fix, R 144°, climb to 2000' on ABY VOR R 157° within 15 miles.

*200-14 authorized for takeoff Runways 3-21 only.

#Visibility reduction not authorized.

@Visibility reduction below $\frac{1}{2}$ mile not authorized.

MSA within 25 miles of facility: 000°—090°—170°; 090°—180°—240°; 180°—270°—170°; 270°—300°—260°.

City, Albany; State, Ga.; Airport name, Municipal; Elev., 196'; Fac. Class., L-BVOR; Ident., ABY; Procedure No. VOR Runway 16, Amdt. 12; Eff. date, 12 Oct. 67; Sup. Amdt. No. VOR 1, Amdt. 11; Dated, 15 Jan. 66

PROCEDURE CANCELED, EFFECTIVE 14 OCT. 1967.

Canton Island; Phoenix Islands; Airport name, Canton; Elev., 9'; Fac. Class., VOR-W; Ident., CIS; Procedure No. Ter VOR-9, Amdt. 1; Eff. date, 5 Sept. 64; Sup. Amdt. No. Orig.; Dated, 8 Nov. 58

PROCEDURE CANCELED, EFFECTIVE 14 OCT. 1967.

Canton Island; Phoenix Islands; Airport name, Canton; Elev., 9'; Fac. Class., VOR-W; Ident., CIS; Procedure No. Ter VOR-27, Amdt. 1; Eff. date, 5 Sept. 64; Sup. Amdt. No. Orig.; Dated, 8 Nov. 58

Huron NDB	HON VOR	Direct	2000	T-dn..... C-dn..... S-dn-128..... A-dn.....	300-1 500-1 400-1 800-2	300-1 500-1 400-1 800-2	*300-1 500-1 400-1 800-2
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Procedure turn W side of crs, 304° Outbnd, 124° Inbnd, 2400' within 10 miles.
Minimum altitude over facility on final approach crs, 2400'.

Crs and distance, facility to airport, 124°—4.5 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.5 miles after passing HON VOR, climb to 2000' on R 124° within 10 miles HON VOR, return to VOR.

CAUTION: Runways 17/35 unlighted.

*2400-14 authorized with operative HIRL, except for 4-engine turbojets.

MSA within 25 miles of facility: 000°—090°—250°; 090°—180°—260°; 180°—270°—340°; 270°—360°—240°.

City, Huron; State, S. Dak.; Airport name, W. W. Howes Municipal; Elev., 128'; Fac. Class., L-BVOR; Ident., HON; Procedure No. VOR Runway 12, Amdt. 9; Eff. date, 14 Oct. 67; Sup. Amdt. No. VOR 1, Amdt. 8; Dated 17 July 65

R 134°, JVL VOR clockwise	R 236°, JVL VOR	Via 7-mile DME Arc	2000	T-dn..... C-dn*..... S-dn-48*..... A-dn*.....	300-1 600-1 400-1 800-2	300-1 600-1 400-1 800-2	*300-1 600-1 400-1 800-2
R 291°, JVL VOR counterclockwise	R 236°, JVL VOR	Via 7-mile DME Arc	2000	T-dn..... C-dn*..... S-dn-48*..... A-dn*.....	300-1 600-1 400-1 800-2	300-1 600-1 400-1 800-2	*300-1 600-1 400-1 800-2
7-mile DME Fix, R 236°, JVL VOR	JVL VOR (final)	Direct	2100				

Procedure turn W side of crs, 236° Outbnd, 056° Inbnd, 2400' within 10 miles.
Minimum altitude over facility on final approach crs, 2100'.

Crs and distance, facility to airport, 035°—4.3 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.3 miles after passing JVL VOR, climb to 2000' on R 035° within 10 miles, return to VOR.

NOTE: Use Rockford, Ill., altimeter setting when control zone not effective.

CAUTION: Runways 15/36 unlighted.

*Circling ceiling minimums are raised 100 feet and alternate minimums not authorized when control zone not effective.

*2400-14 authorized with operative REIL or HIRL, except for 4-engine turbojets.

*These minimums apply at all times for air carriers with approved weather reporting service.

MSA within 25 miles of facility: 000°—270°—200°; 270°—360°—240°.

City, Janesville; State, Wisc.; Airport name, Rock County; Elev., 808'; Fac. Class., L-BVORTAC; Ident., JVL; Procedure No. VOR Runway 4, Amdt. 12; Eff. date, 14 Oct. 67; Sup. Amdt. No. VOR Runway 4, Amdt. 11; Dated, 26 Aug. 67

MKK VORTAC	Channel Int	Direct	2000	T-d*..... C-d..... A-d.....	500-1 1000-2 NA	500-1 1000-2 NA	500-1 1000-2 NA
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Procedure turn not authorized. Approach crs MKK R 115° to missed approach point.
Minimum altitude on final approach crs, 2000' over Channel Int; descend to 1000' within 4 miles after passing Channel Int via MKK R 115°. Proceed to airport in VFR conditions.

Crs and distance, MAP to airport, 070°—0.9 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4 miles after passing Channel Int, reverse crs to the left, climbing to 2000'. Return to Channel Int hold NW on MKK R 115°, right turns, 115° Inbnd.

NOTE: (1) Kaanapali weather and altimeter setting available on 122.8 MHz. (2) Private airport. Prior approval required for landing.

CAUTION: (1) Dual VOR required. (2) Procedure not wholly within controlled airspace.

*Departures climb on heading 250° to intercept and proceed via MKK R 115° to Channel Int at 4000'.

MSA within 25 miles of facility: 045°—135°—700'; 135°—225°—5400'; 225°—045°—3500'.

City, Kaanapali, Maui; State, Hawaii; Airport name, Kaanapali; Elev., 10'; Fac. Class., H-BVORTAC; Ident., MKK; Procedure No. VOR-1, Amdt. Orig.; Eff. date, 12 Oct. 67

LFR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Hartsfield Int.	MGR VOR	Direct	1800	T-dn. C-dn. S-dn-48 A-dn*	300-1 500-1 500-1 800-2	300-1 500-1 500-1 800-2	200-1½ 500-1½ 500-1 800-2
<p>Radar available.</p> <p>Procedure turn S side of crs. 229° Outbnd, 049° Inbnd, 1800' within 10 miles.</p> <p>Minimum altitude over facility on final approach crs. 794°.</p> <p>Crs and distance, breakoff point to runway, 038°—0.5 mile.</p> <p>If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of MGR VOR, climb to 1800' on R 049° MGR VOR within 10 miles, return to MGR VOR. Hold SW 239° Outbnd, 049° Inbnd, 1-minute right turns.</p> <p>NOTE: Night operation authorized only on Runways 4-22 and from sunset to 2200. Advance notice required for operation of runway lights after 2200.</p> <p>*Authorized only for air carriers.</p> <p>Reduction below ½ mile not authorized.</p> <p>MSA within 25 miles of facility: 000°-090°—2400'; 090°-180°—1700'; 180°-360°—2600'.</p>							
<p>City, Moultrie; State, Ga.; Airport name, Moultrie-Thomasville; Elev., 294'; Fac. Class., L-BVOR; Ident., MGR; Procedure No. VOR Runway 4, Amdt. 3; Eff. date, 12 Oct. 67; Sup. Amdt. No. TerVOR-4, Amdt. 2; Dated, 2 July 66</p>							
Hartsfield Int.	MGR VOR	Direct	2000	T-dn. C-dn. A-dn*	300-1 500-1 800-2	300-1 500-1 800-2	200-1½ 500-1½ 800-2
<p>Radar available.</p> <p>Procedure turn S side of crs. 279° Outbnd, 090° Inbnd, 2000' within 10 miles.</p> <p>Minimum altitude over facility on final approach crs. 794°.</p> <p>Crs and distance, breakoff point to end of runway, 008°—0.5 mile.</p> <p>If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of MGR VOR, turn right, climb to 1800' on R 180° of MGR VOR within 10 miles, return to MGR VOR. Hold E, 090° Outbnd, 270° Inbnd, 1-minute right turns.</p> <p>NOTE: Night operations authorized only on Runways 4-22 and from sunset to 2200. Advance notice required for operation of runway lights after 2200.</p> <p>*Authorized only for air carriers.</p> <p>MSA within 25 miles of facility: 000°-090°—2400'; 090°-180°—1700'; 180°-360°—2600'.</p>							
<p>City, Moultrie; State, Ga.; Airport name, Moultrie-Thomasville; Elev., 294'; Fac. Class., L-BVOR; Ident., MGR; Procedure No. VOR Runway 10, Amdt. 4; Eff. date, 12 Oct. 67; Sup. Amdt. No. TerVOR-10, Amdt. 3; Dated, 2 July 66</p>							
Hartsfield Int.	MGR VOR	Direct	1800	T-dn. C-dn. S-dn-228 A-dn*	300-1 700-1 700-1 800-2	300-1 700-1 700-1 800-2	200-1½ 700-1½ 700-1 800-2
<p>Radar available.</p> <p>Procedure turn W side of crs. 030° Outbnd, 210° Inbnd, 1800' within 10 miles.</p> <p>Minimum altitude over facility on final approach crs. 994°.</p> <p>Crs and distance, breakoff point to runway, 218°—0.5 mile.</p> <p>If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of MGR VOR, turn left, climb to 1800' on R 180° of MGR VOR within 10 miles, return to MGR VOR. Hold NE, 030° Outbnd, 210 Inbnd, 1-minute right turns.</p> <p>NOTE: Night operations authorized only on Runways 4-22 and from sunset to 2200. Advance notice required for operation of runway lights after 2200.</p> <p>*Authorized only for air carriers.</p> <p>Reduction not authorized.</p> <p>MSA within 25 miles of facility: 000°-090°—2400'; 090°-180°—1700'; 180°-360°—2600'.</p>							
<p>City, Moultrie; State, Ga.; Airport name, Moultrie-Thomasville; Elev., 294'; Fac. Class., L-BVOR; Ident., MGR; Procedure No. VOR Runway 22, Amdt. 2; Eff. date, 12 Oct. 67; Sup. Amdt. No. TerVOR-22, Amdt. 1; Dated, 2 July 66</p>							
				T-dn. C-dn&S S-dn-31@&S A-dn&S Min. with Norfolk Fan Marker received: S-dn-31@&S	300-1 500-1 500-1 800-2 400-1	300-1 500-1 500-1 800-2 400-1	200-1½ 500-1½ 500-1 800-2 400-1

Procedure turn E side of crs. 135° Outbnd, 315° Inbnd, 3000' within 10 miles.

Minimum altitude over Norfolk Fan Marker on final approach crs. 2071'.

Facility on airport.

Crs and distance. Fan Marker to airport, 315°—2.9 miles. Breakoff point to Runway 31, 312°—0.9 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile after passing OFK VOR, climb to 3000' on OFK R 312° within 10 miles and return to OFK VOR.

NOTE: Use Sioux City, Iowa, altimeter setting when control zone not effective.

Reduction not authorized for nonstandard REIL.

These minimums apply at all times for air carriers with approved weather reporting service.

Circle and straight-in ceiling minimums are raised 200' and alternate minimums are not authorized when control zone not effective.

MSA within 25 miles of the facility: 000°-360°—3100'.

City, Norfolk; State, Nebr.; Airport name, Karl Stefan Memorial; Elev., 1571'; Fac. Class., L-BVOR; Ident., OFK; Procedure No. VOR Runway 31, Amdt. 2; Eff. date, 14 Oct. 67; Sup. Amdt. No. TerVOR-31, Amdt. 1; Dated, 1 Oct. 66

RULES AND REGULATIONS

VOR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

From—	To—	Transition		Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
		Course and distance	65 knots or less			2-engine or less	More than 65 knots	More than 2-engine, more than 65 knots
Bruce Int.	PFN VOR	Direct	1600	T-dn.....	300-1	300-1	200-1	
Greenhead Int.	PFN VOR	Direct	1800	C-dn.....	600-1	600-1	600-1	
Chason Int.	PFN VOR	Direct	2000	S-dn-14*.....	600-1	600-1	600-1	
Orange Int.	PFN VOR	Direct	1800	A-dn*.....	NA	NA	NA	
Wilma Int.	PFN VOR	Direct	1600	Radar minimums: C-dn..... S-dn-14.....	500-1 400-1	500-1 400-1	500-1	500-1

Radar available.
 Procedure turn N side of crs, 307° Outbnd, 127° Inbnd, 1600' within 10 miles.
 Minimum altitude over 2-mile Radar Fix on final approach crs, 620'.
 Facility on airport. Breakoff point to Runway 14, 140°—0.4 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of PFN VOR, left-climbing turn to 100° on R 328° within 15 miles.
 *VOR ceiling minimum reduction of 100' and alternate minimum day/night 800-2 is authorized when local weather service is available.
 MSA within 25 miles of the facility: 000°-060°—2100'; 090°-180°—1500'; 180°-270°—1600'; 270°-360°—1600'.

City, Panama City; State, Fla.; Airport name, Panama City-Bay County; Elev., 20'; Fac. Class., L-BVOR; Ident., PFN; Procedure No. VOR Runway 14, Amdt. 1; Eff. date, 14 Oct. 67; Sup. Amdt. No. VOR Runway 14, Orig.; Dated, 29 July 67

Bruce Int.	PFN VOR	Direct	1600	T-dn.....	300-1	300-1	200-1	
Greenhead Int.	PFN VOR	Direct	1800	C-dn.....	700-1	700-1	700-1	
Chason Int.	PFN VOR	Direct	2000	S-dn-22.....	700-1	700-1	700-1	
Orange Int.	PFN VOR	Direct	1800	A-dn*.....	NA	NA	NA	
Wilma Int.	PFN VOR	Direct	1600	Radar minimums: C-dn..... S-dn-22*	500-1 500-1	500-1 500-1	500-1	500-1

Radar available.
 Procedure turn N side of crs, 056° Outbnd, 236° Inbnd, 1600' within 10 miles.
 Minimum altitude over 1.8-mile Radar Fix on final approach crs, 720'.
 Facility on airport. Breakoff point to Runway 22, 223°—0.5 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of PFN VOR, right-climbing turn to 100° on R 328° within 15 miles.
 *Radar ceiling minimum reduction of 100' and alternate minimum day/night 800-2 is authorized when local weather service is available.
 MSA within 25 miles of the facility: 000°-060°—2100'; 090°-180°—1500'; 180°-270°—1600'; 270°-360°—1600'.

City, Panama City; State, Fla.; Airport name, Panama City-Bay County; Elev., 20'; Fac. Class., L-BVOR; Ident., PFN; Procedure No. VOR Runway 22, Amdt. 1; Eff. date, 14 Oct. 67; Sup. Amdt. No. VOR Runway 22, Orig.; Dated, 29 July 67

R 105°, MBS VOR clockwise	R 236°, MBS VOR	Via 8-mile DME Arc.	2600	T-dn.....	300-1	300-1	200-1	
R 320°, MBS VOR counterclockwise	R 236°, MBS VOR	Via 8-mile DME Arc.	2200	S-dn-5*.....	500-1	500-1	300-1	
R 236°, MBS VOR 8-mile DME Fix	R 236°, MBS VOR 3-mile DME Fix (final)	Direct	1167	A-dn..... Minimum with DME: C-dn..... S-dn-5**.....	800-2 800-1	800-2 800-1	800-2	

Procedure turn S side of crs, 236° Outbnd, 056° Inbnd, 2200' within 10 miles.
 Minimum altitude over 3-mile DME Fix on final approach crs, 1167'.
 Facility on airport.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile after passing MBS VOR, climb to 2200' and proceed to Reese Int via MBS, R 105°.
 *500-1/2 authorized with operative HIRL, except for 4-engine turboprops.
 **400-1/2 authorized with operative HIRL, except for 4-engine turboprops.
 MSA within 25 miles of facility: 000°-270°—2900'; 270°-360°—2400'.

City, Saginaw; State Mich.; Airport name, Tri-City; Elev., 667'; Fac. Class., L-BVORTAC; Ident., MBS; Procedure No. VOR Runway 5, Amdt. 3; Eff. date, 12 Oct. 67; Sup. Amdt. No. Ter VOR-5, Amdt. 4; Dated 8 Jan. 66

R 100°, MBS VOR clockwise	R 313°, MBS VOR	Via 8-mile DME Arc.	2200	T-dn.....	300-1	300-1	200-1	
R 050°, MBS VOR counterclockwise	R 313°, MBS VOR	Via 8-mile DME Arc.	2200	S-dn-14.....	600-1	600-1	600-1	
R 313°, MBS VOR 8-mile DME Fix	R 313°, MBS VOR 3-mile DME Fix (final)	Direct	1267	A-dn..... Minimum with DME: C-dn..... S-dn-14.....	800-2 800-1	800-2 800-1	800-2	

Procedure turn W side of crs, 313° Outbnd, 123° Inbnd, 2200' within 10 miles.
 Minimum altitude over 3-mile DME Fix on final approach crs, 1267'.
 Facility on airport.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of MBS VOR, climb to 2600' and proceed to Reese Int via MBS, R 105°.
 MSA within 25 miles of facility: 000°-270°—2600'; 270°-360°—2400'.

City, Saginaw; State, Mich.; Airport name, Tri-City; Elev., 667'; Fac. Class., L-BVORTAC; Ident., MBS; Procedure No. VOR Runway 14, Amdt. 4; Eff. date, 12 Oct. 67; Sup. Amdt. No. Ter VOR-14, Amdt. 3; Dated, 17 Dec. 66

VOR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
R 280°, MBS VOR clockwise	R 033°, MBS VOR	Via 8-mile DME Arc	2200	T-dn.	300-1	300-1	200-1½
R 130°, MBS VOR counterclockwise	R 033°, MBS VOR	Via 8-mile DME Arc	2600	C-dn.	700-1	700-1	700-1½
R 033°, MBS VOR 8-mile DME Fix	R 033°, MBS VOR 3-mile DME Fix (final)	Direct	1367	S-dn-23°	700-1	700-1	700-1
				A-dn.	800-2	800-2	800-2
					Minimums with DME:		
				C-dn.	400-1	500-1	500-1½
				S-dn-23°	400-1	400-1	400-1

Procedure turn E side of crs. 033° Outbnd, 213° Inbnd, 2200' within 10 miles.
Minimum altitude over 3-mile DME Fix on final approach crs. 1367°.

Facility on airport.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of MBS VOR, climb to 2200' and proceed to Wheeler Int via MBS, R 220°.

*Reduction below 1 mile not authorized for high-intensity runway lights.

MSA within 25 miles of facility: 000°-270°-2600'; 270°-360°-2400'.

City, Saginaw; State, Mich.; Airport name, Tri-City; Elev., 667'; Fac. Class., L-BVORTAC; Ident., MBS; Procedure No. VOR Runway 23, Amdt. 6; Eff. date, 12 Oct. 67; Sup. Amdt. No. TerVOR-23, Amdt. 5; Dated, 8 Jan. 66

R 063°, MBS VOR clockwise	R 159°, MBS VOR	Via 8-mile DME Arc	2600	T-dn.	300-1	300-1	200-1½
R 280°, MBS VOR counterclockwise	R 159°, MBS VOR	Via 8-mile DME Arc	2600	C-dn.	700-1	700-1	700-1½
R 159°, MBS VOR 8-mile DME Fix	R 159°, MBS VOR 3-mile DME Fix (final)	Direct	1367	S-dn-32°	700-1	700-1	700-1
				A-dn.	800-2	800-2	800-2
					Minimums with DME:		
				C-dn.	600-1	600-1	600-1½
				S-dn-32°	600-1	600-1	600-1

Procedure turn W side of crs. 159° Outbnd, 339° Inbnd, 2200' within 10 miles.
Minimum altitude over 3-mile DME Fix on final approach crs. 1367°.

Facility on airport.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of MBS VOR, climb to 2200' and proceed to Wheeler Int via MBS, R 220°.

MSA within 25 miles of facility: 000°-270°-2600'; 270°-360°-2400'.

City, Saginaw; State, Mich.; Airport name, Tri-City; Elev., 667'; Fac. Class., L-BVORTAC; Ident., MBS; Procedure No. VOR Runway 32, Amdt. 1; Eff. date, 12 Oct. 67; Sup. Amdt. No. TerVOR-32, Orig.; Dated, 17 Dec. 66

AMP R/Bn Landfall 8-mile DME/Radar Fix R 123°, PIE VORTAC clockwise	PIE VORTAC PIE VORTAC (final) R 243°, PIE VORTAC	Direct Direct 8-mile Arc PIE R 228° lead radial	1600	T-dn.	300-1	300-1	200-1½
R 234°, PIE VORTAC counterclockwise	R 243°, PIE VORTAC	8-mile Arc PIE R 258° lead radial	1600	C-dn@ S-dn-6°	600-1 500-1	600-1 500-1	600-1½
8-mile DME, R 243°	PIE VORTAC (final)	R 243°	1600				

Radar available.

Procedure turn S side of crs. 243° Outbnd, 063° Inbnd, 1600' within 10 miles.

Minimum altitude over facility on final approach crs. 1600'; over 5-mile DME/Radar Fix, R 063, 627'.

Crs and distance, facility to airport, 063°—8.7 miles; 5-mile DME/Radar Fix, R 063° to airport, 063°—3.7 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.7 miles after passing 5-mile DME/Radar Fix, or 8.7 miles after passing PIE VORTAC, climbing left turn to 1600', return direct to PIE VORTAC; or, when directed by ATC, climbing left turn to 2000' and proceed direct to TP LOM.

CAUTION: 210' radio towers, 1 mile WSW of airport.

200-1½ absolute minimum for takeoff, Runway 27.

*Visibility reduction not authorized.

©Climbing ceiling minimum 500' authorized W of centerline extended of Runways 18L-36R.

MSA within 25 miles of facility: 000°-060°-2200'; 060°-180°-2600'; 180°-270°-1600'; 270°-360°-1600'.

City, Tampa; State, Fla.; Airport name, Tampa International; Elev., 27'; Fac. Class., H-BVORTAC; Ident., PIE; Procedure No. VOR Runway 9, Amdt. 2; Eff. date, 14 Oct. 67; Sup. Amdt. No. VOR 1, Amdt. 1; Dated, 7 Jan. 67

				T-dn.	300-1	300-1	200-1½
				C-dn.	600-1	600-1	600-2
				S-dn-16	500-1	500-1	500-1
				A-dn.	800-2	800-2	800-2

Procedure turn W side of crs. 336° Outbnd, 156° Inbnd, 5800' within 10 miles of RLY VOR.

Minimum altitude over facility on final approach crs. 4714'.

Facility on airport. Breakoff point to runway, 0.8 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished over RLY VOR, make left-climbing turn to 7000', hold N on R 336°, right turns, 156° Inbnd.

MSA within 25 miles of facility: 000°-090°-5000'; 090°-180°-5000'; 180°-270°-5000'; 270°-360°-5000'.

City, Worland; State, Wyo.; Airport name, Worland Municipal; Elev., 4214'; Fac. Class., L-BVOR; Ident., RLY; Procedure No. VOR Runway 16, Amdt. Orig.; Eff. date, 12 Oct. 67

RULES AND REGULATIONS

3. By amending the following very high frequency omnirange—distance measuring equipment (VOR/DME) procedures prescribed in § 97.15 to read:

VOR/DME STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
JVL VOR, R 341°, JVL VOR clockwise	10-mile DME Fix, R 035°, JVL VOR	Direct..... Via 16-mile DME Are.....	2500 2500 2500	T-dn..... C-dn*..... S-dn-22°#..... A-dn*.....	300-1 600-1 600-1 800-2	300-1 600-1 600-1 800-2	200-1 600-1 600-1 800-2
R 108°, JVL VOR counterclockwise	R 035°, JVL VOR	Via 16-mile DME Are.....	2500	A-dn*.....	800-2	800-2	800-2
16-mile DME Fix, R 035° JVL VOR	10-mile DME Fix (final), R 035°	Direct.....	2200				

Procedure turn N side of crs, 035° Outbnd, 215° Inbnd, 2500' between 10- and 20-mile DME Fix, R 035°.

Minimum altitude over 10-mile DME Fix, R 035° on final approach crs, 2200'.

Crs and distance, 16-mile DME Fix, R 035° to airport, 215°—4.8 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at 5.2-mile DME Fix, R 035°, climb to 2400' on R 236° within 10 miles, return to VOR.

NOTE: Use Rockford, Ill., altimeter setting when control zone not effective.

CAUTION: Runways 18/36 unlighted.

¶Circling and straight-in ceiling minimums are raised 100 feet and alternate minimums not authorized when control zone not effective.

*These minimums apply at all times for air carriers with approved weather reporting service.

#600-14 authorized with operative IFR, except for 4-engine turbojets.

MSA within 25 miles of facility: 000°—270°—2600'; 270°—360°—2400'.

City, Janesville; State, Wis.; Airport name, Rock County; Elev., 808'; Fac. Class., L-BVORTAC; Ident., JVL; Procedure No. VOR/DME Runway 22, Amdt. 3; Eff. date, 14 Oct. 67; Sup. Amdt. No. VOR/DME Runway 22, Amdt. 2; Dated, 26 Aug. 67

TOP VOR	7-mile DME Fix, R 108°, TOP VOR	Direct.....	2700	T-dn*.....	300-1	300-1	300-1
Endora Int.	Perry Int.	Direct.....	2700	C-dn.....	600-1	600-1	600-1
7-mile DME Fix, R 022°, TOP VOR clockwise	7-mile DME Fix, R 108°, TOP VOR	Via 7-mile DME Are.....	2700	A-dn.....	NA	NA	NA
7-mile DME Fix, R 108°, TOP VOR	Perry Int (final)	Direct.....	2700				

Radar available.

Procedure turn N side of crs, 288° Outbnd, 108° Inbnd, 2700' within 10 miles of Perry Int.

Minimum altitude over Perry Int on final approach crs, 2700'.

Crs and distance, facility to airport, 108°—17.3 miles; Perry Int to airport, 108°—5.3 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at 17.3-mile DME Fix, make left turn, climbing to 2700', turn to Perry Int. Hold E, left turns.

NOTES: (1) Lights on Runways 1-19 only. (2) Use Topeka, Kans., altimeter setting.

*When IFR flight planned to S or SW, climb to 1700' on 155° heading before turning toward 1634' tower, 3.8 miles SSW of airport.

MSA within 25 miles of facility: 000°—090°—2400'; 090°—180°—2700'; 180°—270°—3600'; 270°—360°—2700'.

City, Lawrence; State, Kans.; Airport name, Lawrence Municipal; Elev., 832'; Fac. Class., H-BVORTAC; Ident., TOP; Procedure No. VOR/DME-1, Amdt. Orig.; Eff. date, 12 Oct. 67

FAM VOR, R 351°, FAM VOR clockwise	7-mile DME Fix, R 052°, FAM VOR	Direct..... Via 7-mile DME Are.....	3000 3000 3000	T-dn*..... C-dn..... A-dn.....	300-1 700-1 NA	300-1 700-1 NA	300-1 700-1 NA
R 115°, FAM VOR counterclockwise	R 002°, FAM VOR	Via 7-mile DME Are.....	3000				
7-mile DME Fix, R 052°, FAM VOR	13-mile DME Fix, R 052°, FAM VOR (final)	Direct.....	2700				
13-mile DME Fix, R 052°, FAM VOR	17-mile DME Fix, R 052°, FAM VOR	Direct.....	1600				

Procedure turn not authorized. Final approach crs, FAM R 052°.

Minimum altitude over facility on final approach crs, 3000'; over 7-mile DME Fix, FAM R 052°, 3000'; over 13-mile DME Fix, FAM R 052°, 2700'; over 17-mile DME Fix, 1600'.

Crs and distance, facility to airport, 052°—20.9 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 20.9 miles after passing FAM VORTAC, make right turn, climbing to 3000' and return to FAM VORTAC on R 052° (232° Inbnd).

NOTES: (1) Use Cape Girardeau, Mo., altimeter setting. (2) Lights on Runways 1R-19L only.

*When IFR flight planned to NE or E, climb to 700' on runway heading before turning toward 603' tower, 1.2 miles E of airport.

MSA within 25 miles of facility: 000°—180°—2400'; 180°—360°—2400'.

City, Perryville (McBride); State, Mo.; Airport name, Perryville Municipal; Elev., 372'; Fac. Class., H-BVORTAC; Ident., FAM; Procedure No. VOR/DME-1, Amdt. Orig.; Eff. date, 12 Oct. 67

4. By amending the following instrument landing system procedures prescribed in § 97.17 to read:

ILS STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

From—	To—	Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
					2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Holton Mountains VORTAC	Int BLA, R 200° and 310° bearing to LOM.	Direct.....	6000	T-dn#.....	300-1	300-1	*200-1½
Int BLA, R 200° and 310° bearing to LOM.	LOM (MHW)	Direct.....	3600	C-dn.....	300-1	300-1½	800-2
Telford Int.	LOM (MHW)	Direct.....	3600	S-dn-22***#.....	200-½	200-½	200-½
Yuma Int.	LOM (MHW)	Direct.....	4000	A-dn.....	800-2	800-2	800-2
Hilltop Int.	LOM (MHW)	Direct.....	5000				
Greendale Int.	LOM (final) #	Direct.....	6000				
Damascus Int.	Int HMV, R 008° and 271° bearing to LOM.	Direct.....	3600				
Int HMV, R 008° and 271° bearing to LOM.	LOM (MHW)	Direct.....	3600				
BON RBN	LOM (MHW)	Direct.....	3600				

Radar available.

Procedure turn E side of crs. 044° Outbnd, 224° Inbnd, 3600' within 10 miles.

Minimum altitude at glide slope interception Inbnd, 3600' #.

Altitude of glide slope and distance to approach end of runway at OM, 3462°—6 miles; at MM, 1742°—0.5 mile. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6 miles after passing LOM, climb to 4000' on crs. 224° from LOM within 20 miles or, when directed by ATC, turn right, climb to 4000' on HMV, R 233° to Yuma Int.

CAUTION: Abrupt changes in terrain elevations adjacent to procedure areas NW. Due high terrain, aircraft with limited climb capability departing on routes via HMV VORTAC should request clearance to climb on a track of 044° from Boone RBN or 224° from LOM to 4000' before continuing climb on crs.

NOTE: Back crs unusable.

*Runways 4 and 22 only.

**RVR 2400'. Descent below 1719' not authorized unless approach lights are visible.

#600-1 required when approach lights inoperative. 600-1 (reduction not authorized) required when glide slope not utilized and aircraft must maintain 2400' or above until passing Beaver Int.

#RVR 2400' authorized Runway 22.

#Descent from 5000' may be made on glide slope or SW of HMV VORTAC, R 348° on final.

City, Bristol; State, Tenn.; Airport name, Tri-City; Elev., 1510'; Fac. Class., ILS; Ident., I-TRI; Procedure No. ILS Runway 22, Amdt. 13, Eff. date, 14 Oct. 67; Sup. Amdt. No. ILS-22, Amdt. 12; Dated, 21 Jan. 67.

El Paso VOR.....	LOM.....	Direct.....	5900	T-dn.....	300-1	300-1	200-½
Int R 259° ELP VOR and NE crs ILS.	LOM.....	Direct.....	5900	C-dn.....	400-1	300-1	200-1½
Newman VOR.....	LOM.....	Direct.....	5900	S-dn-22.....	200-½	200-½	200-½

Radar available.

Procedure turn N side of NE crs. 038° Outbnd, 218° Inbnd, 3900' within 10 miles.

Minimum altitude at glide slope interception Inbnd, 5400'.

Altitude of glide slope and distance to approach end of runway at OM, 5000'—3.7 miles; at MM, 4130°—0.5 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished turn left to 125°, climb to 6000', intercept and proceed SE on R 125° ELP VOR within 20 miles.

MSA within 25 miles of LOM: 000°—090°—7800'; 090°—180°—6400'; 180°—360°—8200'.

City, El Paso; State, Tex.; Airport name, El Paso International; Elev., 3600'; Fac. Class., ILS; Ident., I-ELP; Procedure No. ILS Runway 22, Amdt. 19; Eff. date, 14 Oct. 67; Sup. Amdt. No. ILS-22, Amdt. 18; Dated, 21 Jan. 64.

5-mile DME Fix FWA VOR, R 134°.	LOM (final).....	Via LOC crs.....	2100	T-dn @.....	300-1	300-1	200-½
Whitely Int.	LOM.....	Direct.....	2200	C-dn.....	400-1	500-1	500-1½
New Haven Int.	LOM.....	Direct.....	2200	S-dn-3 ***#.....	300-½	300-½	300-½
Rock Creek Int.	LOM.....	Direct.....	2200	A-dn.....	600-2	600-2	600-2
Fort Wayne VOR.	LOM.....	Direct.....	2100				
R 067°, FWA VOR clockwise.	R 134°, FWA VOR.....	Via 10-mile DME Arc.....	2600				
R 233°, FWA VOR counterclockwise.	R 134°, FWA VOR.....	Via 10-mile DME Arc.....	2600				

Radar available.

Procedure turn E side of SE crs. 133° Outbnd, 315° Inbnd, 2100' within 10 miles.

Minimum altitude at glide slope interception Inbnd, 2100'.

Altitude of glide slope and distance to approach end of runway at OM, 2045°—3.8 miles; at MM, 1075°—0.7 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2600' on NW crs ILS and proceed to Whitely Int westbound on R 261°, FWA VOR or, as directed by ATC, climb on NW crs ILS to 2600' and proceed direct to Wolf Lake VOR.

NOTE: Glide slope unusable below 100'.

**When tower advises there is a train crossing the approach area, 1 mile visibility minimum is required.

#600-1 required when glide slope not utilized, 400-½ authorized with operative SALs, except for 4-engine turbojets.

800' ceiling required, RVR as sole operating minimum not authorized.

**RVR 4000' authorized Runway 31.

400-½ authorized with operative SALs, except for 4-engine turbojets.

MSA within 25 miles of LOM: 060°—270°—2200'; 270°—090°—2600'.

City, Fort Wayne; State, Ind.; Airport name, Baer Field; Elev., 801'; Fac. Class., ILS; Ident., I-FWA; Procedure No. ILS Runway 31, Amdt. 18; Eff. date, 14 Oct. 67; Sup. Amdt. No. ILS Runway 31, Amdt. 14; Dated 5 Aug. 67.

RULES AND REGULATIONS

ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

From—	To—	Transition		Condition	Ceiling and visibility minimums		More than 2-engine, more than 65 knots
		Course and distance	Minimum altitude (feet)		65 knots or less	More than 65 knots	
Huron NDB	LOM	Direct	2600	T-dn	300-1	300-1	200-1
Huron VOR	LOM	Direct	2500	C-dn	500-1	500-1	500-1

Procedure turn W side of crs, 298° Outbnd, 118° Inbnd, 2500' within 10 miles.

Minimum altitude at glide slope interception Inbnd, 2500'.

Altitude of glide slope and distance to approach end of runway at OM, 246°—3.9 miles; at MM, 1488°—0.5 mile. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.9 miles after passing LOM, climb to 2800' on SE on ILS within 10 miles and return to LOM or, when directed by ATC, climb to 3000' on 045° bearing from HON NDB within 10 miles.

CAUTION: Runways 17-35 unlighted.

*No approach lights.

*400-1 required when glide slope not utilized. 400-1/4 authorized, with operative HIRL, except for 4-engine turbojets.

MSA within 25 miles of LOM: 000°-090°—2500'; 090°-180°—2600'; 180°-270°—3400'; 270°-360°—2400'.

City, Huron; State, S. Dak.; Airport name, W. W. Howes Municipal; Elev., 1287'; Fac. Class., ILS; Ident., I-HON; Procedure No. ILS Runway 12, Amdt. 11; Eff. date, 14 Oct. 67; Sup. Amdt. No. ILS-12, Amdt. 10; Dated 14 Jan. 67

Granby Int.	LOM	Direct	2700	T-dn*	300-1	300-1	200-1
Nashville Int.	LOM	Direct	2900	C-dn	400-1	500-1	500-1
EOS VOR	LOM	Direct	3000	S-dn-13&*	300-1/4	300-1/4	300-1/4

Procedure turn N side of crs, 311° Outbnd, 131° Inbnd, 2500' within 10 miles.

Minimum altitude at glide slope interception Inbnd, 2500'.

Altitude of glide slope and distance to approach end of runway at LOM, 2132°—3.8 miles; at LMM, 1158°—0.4 mile. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.8 miles after passing JL LOM, climb to 2800' on SE on ILS, proceed to Granby Int or, when directed by ATC, make left turn, climbing to 2500' and proceed to LOM.

NOTE: Glide slope unusable below 1158'.

*When weather is below 1100-3, southwestbound IFR departures climb to 2500' within 4 miles of the municipal airport before proceeding on crs, due to 204° tower, 4.5 miles SSW of airport.

*400-1 required when glide slope not utilized. 400-1/4 authorized with operative HIRL, except for 4-engine turbojets.

MSA within 25 miles of JL LOM: 000°-090°—2400'; 090°-180°—3100'; 180°-270°—3000'; 270°-360°—3100'.

City, Joplin; State, Mo.; Airport name Joplin Municipal; Elev., 980'; Fac. Class., ILS; Ident., I-JLN; Procedure No. ILS Runway 13, Amdt. 12; Eff. date, 14 Oct. 67; Sup. Amdt. No. ILS Runway 13, Amdt. 11; Dated, 11 Feb. 67

Wheeler Int.	LOM	Direct	2200	T-dn	300-1	300-1	200-1
Fosters Int.	LOM	Direct	2300	C-dn	400-1	500-1	500-1
R 108°, MBS VOR clockwise	MBS VOR, R 231°	Via 12-mile DME	2600	S-dn-5*	200-1/4	200-1/4	200-1/4
MBS VOR	LOM	Direct	2200	Arc	600-2	600-2	600-2
R 320°, MBS VOR counterclockwise	MBS VOR, R 231°	Via 12-mile DME	2200				
12-mile DME Fix MBS, R 231°	LOM (final)	Arc	2200				
Ashley Int.	LOM (final)	Via LOC crs.	2200				
Ithaca Int.	LOM (final)	360 me and LOC crs.	2200				
		110 me and LOC crs.	2200				

Procedure turn S side of crs, 229° Outbnd, 049° Inbnd, 2200' within 10 miles.

Minimum altitude over facility on final approach crs, 2200'.

Minimum altitude at glide slope interception Inbnd, 2200'.

Altitude of glide slope and distance to approach end of runway at OM, 2192°—5.6 miles; at MM, 864°—0.5 mile. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.6 miles after passing the LOM, climb to 2000' and proceed to Reese Int via MBS VOR, R 108° or, when directed by ATC, make left-climbing turn to 2200' and proceed to Wheeler Int.

*400-1/4 required when glide slope not utilized and 400-1/2 authorized with operative ALS, except for 4-engine turbojets.

MSA within 25 miles of LOM: 000°-270°—2600'; 270°-360°—2400'.

City, Saginaw; State, Mich.; Airport name, Tri-City; Elev., 667'; Fac. Class., ILS; Ident., I-MBS; Procedure No. ILS Runway 5, Amdt. Orig.; Eff. date, 12 Oct. 67

ACT VOR	AC LOM	Direct	1800	T-dn	300-1	300-1	200-1
Brandon Int.	N crs ILS	Via ACT VOR, R 028°	1900	C-dn	400-1	500-1	500-1
N crs ILS and ACT VOR, R 028°	AC LOM (final)	S crs ILS	1800	S-dn-15*	200-1/4	200-1/4	200-1/4
Bostic Int.	AC LOM (final)	Direct	1800	A-dn	600-2	600-2	600-2
S crs ILS and ACT VOR, R 164°	AC LOM	Via ACT VOR, R 164°	2000				
		Direct	2000				

Procedure turn W side of N crs, 005° Outbnd, 185° Inbnd, 1800' within 10 miles.

Minimum altitude at glide slope interception Inbnd, 1800'.

Altitude of glide slope and distance to approach end of runway at OM, 1760°—4.6 miles; at MM, 700°—0.6 mile. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2700' on S crs of ILS (185°) within 20 miles or, when directed by ATC (1) turn right and climb to 2000', proceeding to ACT VOR, or (2) turn left, climb to 2000' and intercept R 130° of ACT VOR within 20 miles.

CAUTION: 174° tower, 12 miles S of airport.

*With glide slope inoperative: 300-1/4 with operative ALS or 300-1/4 with operative HIRL, except for 4-engine turbojets.

MSA within 25 miles of LOM: 090°-180°—2700'; 180°-090°—2100'.

City, Waco; State, Tex.; Airport name, Municipal; Elev., 515'; Fac. Class., ILS; Ident., I-ACT; Procedure No. ILS Runway 18, Amdt. 1; Eff. date, 14 Oct. 67; Sup. Amdt. No. ILS-18, Orig.; Dated, 10 Apr. 65

5. By amending the following radar procedures prescribed in § 97.19 to read:

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet, MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If a radar instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitude(s) shall correspond with those established for en route operation in the particular area or as set forth below. Positive identification must be established with the radar controller. From initial contact with radar to final authorized landing minimums, the instructions of the radar controller are mandatory except when (A) visual contact is established on final approach at or before descent to the authorized landing minimums, or (B) at pilot's discretion if it appears desirable to discontinue the approach, except when the radar controller may direct otherwise prior to final approach, a missed approach shall be executed as provided below when (A) communication on final approach is lost for more than 5 seconds during a precision approach, or for more than 30 seconds during a surveillance approach; (B) directed by radar controller; (C) visual contact is not established upon descent to authorized landing minimums; or (D) if landing is not accomplished.

From—	To—	Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
					2-engine or less	More than 2-engine, more than 65 knots	More than 2-engine, more than 65 knots
Surveillance approach							
247°	113°	0-15 miles	*2200	T-dn-A11	300-1	300-1	200-14
113°	147°	0-15 miles	2100	C-dn-228	500-1	500-1	500-114
147°	247°	0-15 miles	**2000	C-dn-4, 13, 9,	400-1	500-1	500-114
000°	360°	15-30 miles	2300	27, 31, S-dn-22# S-dn-4, 13, 9, 27, 31, #99#	500-1 400-1 A-dn-A11	500-1 400-1 800-2	500-1 400-1 800-2

All bearings are from radar site with sector azimuths progressing clockwise.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb straight ahead to 2600' and proceed southwestbound on FWA R 218° to Rock Creek Int or, when directed by ATC, climb to 2600' and proceed northeastbound on FWA R 068° to New Haven Int.

CAUTION: Do not descend below 1500' until radar advises passing Radar Fix 3 miles from end of Runway 22 due to 115° tower, 3.8 miles NE.

#400-14 authorized Runways 4, 13, 31 with operative HIRL, except for 4-engine turbojets.

#400-15 authorized Runway 31 with operative SALS, except for 4-engine turbojets.

2000' within 3 miles of 1049° tower, 0.6 miles N.

2200' within 3 miles of 1190° tower, 17 miles SE.

When tower advises there is a train crossing the approach area, 1 mile visibility minimum is required.

City, Fort Wayne; State, Ind.; Airport name, Bair Field; Elev., 801'; Fac. Class. and Ident., Fort Wayne Radar; Procedure No. 1, Amdt. 5; Eff. date, 14 Oct. 67; Sup. Amdt. No. 1, Amdt. 4; Dated, 26 Feb. 66

	360°	Within: 0-15 miles 15-25 miles 15-25 miles	2000 2500 3300	T-dn C-dn S-dn-3 A-dn	Surveillance approach		
					300-1	300-1	NA
000°	255°	360°	NA	NA	NA	NA	NA

All bearings and distances are from radar antenna site on Douglas Municipal Airport with sector azimuths progressing clockwise.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished: Runway 3—Make right turn, proceeding direct to CLT VORTAC, climbing to 3000'.

NOTES: (1) Radar control will provide 1000' vertical clearance within a 3-mile radius of the following towers: 1932', 10 miles NE; 1866', 10 miles NW; 1733', 16.5 miles W. (2) No weather reporting service. Use CLT altimeter setting.

City, Gastonia; State, N.C.; Airport name, Gastonia; Elev., 803'; Fac. Class. and Ident., Charlotte Radar; Procedure No. 1, Amdt. Orig.; Eff. date, 14 Oct. 67

All directions 160° clockwise 250°	Radar site Radar Site	Within: 25 miles 25-40 miles	1500 3000	T-dn C-dn S-dn-9L, 27L, 60 S-dn-9R# S-dn-27R* S-dn-30 S-dn-12 A-dn	Surveillance approach		
					300-1	300-1	200-14
					500-1 500-1 500-1 400-1 400-1 500-1 500-1 500-1 800-2	500-1 500-1 500-1 400-1 400-1 500-1 500-1 500-1 800-2	500-1 500-1 500-1 400-1 400-1 500-1 500-1 500-1 800-2

Radar terminal area transition altitudes—Radar control will provide 1000' vertical clearance within 3-mile radius of antenna towers 1049', 997', and 734', 11 miles NNE and 653', 20 miles SW and 1049', 17 miles SSW. All bearings are from the radar site with sector azimuths progressing clockwise.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb straight ahead to 1500', then proceed direct to the CLT VORTAC.

NOTE: Radar will not descend aircraft below 900' until 4 miles from approach end of 27L, 27L, and 30.

997L, 27L: 500-14 (RVR 4000') authorized with operative HIRL, except for 4-engine turbojets. 500-14 (RVR 2400') authorized with ALS, except for 4-engine turbojets.

27L: 500-14 authorized with operative HIRL, except for 4-engine turbojets. Visibility reduction below 3/4 mile not authorized.

1049: 500-14 authorized with operative HIRL, except for 4-engine turbojets.

City, Miami; State, Fla.; Airport name, Miami International; Elev., 9'; Fac. Class. and Ident., Miami Radar; Procedure No. 1, Amdt. 9; Eff. date, 14 Oct. 67; Sup. Amdt. No. 1 Amdt. 8; Dated, 29 Jan. 66

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

From—	To—	Transition		Condition	Ceiling and visibility minimums		
		Course and distance	Minimum altitude (feet)		2-engine or less	More than 2-engine, more than 65 knots	
65 knots or less	More than 65 knots						
Radar vector: 300°	060°	10 miles	2500	T-dn.	300-1	300-1	300-1
		20 miles	3500	C-dn*	500-1	500-1	500-1
		30 miles	8000	S-dn-10/28	200-1½	200-1½	200-1½
		30 miles	1000	A-dn	600-2	600-2	600-2
060°	200°	30 miles	3000				
200°	244°	15 miles	4100	T-dn	300-1	300-1	300-1
265°	300°	25 miles	4100	C-dn*	500-1	500-1	500-1
				S-dn-28/36	400-1	400-1	400-1
				S-dn-10	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished: Runway 10—Climb to 1700' on 103° bearing SYA RBn within 15 miles. Runway 28—Turn left, climb to 1700' on 103° bearing SYA RBn within 15 miles, turn left, climb to 1700' on 180° bearing within 15 miles.

CAUTION: 440' obstruction 1.1 miles N of approach end of Runway 10 and 330' obstruction 1 mile N of approach end of Runway 28. Restricted area R-2204, 1.1 miles N of Runways 10/28.

*All maneuvering to Runways 10/28 to be conducted S of runway. All maneuvering to Runway 36 to be conducted S and W of Runway 36. Circling minimums to Runway 18 not authorized.

City, Shemya; State, Alaska; Airport name, Shemya AFS; Elev., 95'; Fac. Class. and Ident., Shemya Radar; Procedure No. 1, Amdt. 1; Eff. date, 14 Oct. 67; Sup. Amdt. No. 1, Orig.; Dated, 25 Feb. 67

These procedures shall become effective on the dates specified therein.

(Secs. 307(c), 313(a), 601, Federal Aviation Act of 1958; 49 U.S.C. 1348(c), 1354(a), 1421; 72 Stat. 749, 752, 775)

Issued in Washington, D.C., on September 6, 1967.

R. S. SLIFF,
Acting Director, Flight Standards Service.

[F.R. Doc. 67-10849; Filed, Sept. 28, 1967; 8:45 a.m.]

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission PART 550—PAY ADMINISTRATION (GENERAL)

Coverage; Employees

Section 550.701(b) is amended by adding subparagraph (5) to exclude from the severance pay regulations any employee whose employment is assured when the department in which he is employed is replaced by a public non-Federal organization, and to clarify the exceptions referred to in the paragraph. Effective upon publication in the FEDERAL REGISTER, paragraph (b)(1) is amended and a new subparagraph (5) is added as set out below.

§ 550.701 Coverage.

(b) *Employees.* (1) Except as provided by this paragraph and section 9(b) of the act, this subpart applies to each full-time and part-time employee of a department, with a regularly prescheduled tour of duty within each administrative workweek, to each seasonal employee with a regularly prescheduled tour of duty within each administrative workweek during the season for which he is employed, and to each hourly employee in the postal field service, who is serving (i) under a career or career-conditional appointment in the competitive service or under their equivalent in the excepted service; (ii) under an indefinite appointment in the competitive service made under the indefinite-appointment system that preceded the career-condi-

tional appointment system; (iii) under an indefinite appointment without time limitation in the excepted service; (iv) under an overseas limited appointment without time limitation; (v) as a status quo employee including one who becomes an indefinite employee upon promotion, demotion, or reassignment.

(5) This subpart does not apply to an employee of a department or a subdivision thereof who, when the department or a subdivision thereof is replaced by a public non-Federal organization created in whole or in part pursuant to an Act of Congress, is offered employment comparable to his employment in the department at the time of replacement, or within 90 days of the date of replacement accepts any employment with the successor public non-Federal organization. (Sec. 9, P.L. 89-301; 79 Stat. 1118; E.O. 11287, 30 F.R. 14353, 3 CFR 1965 Supp.)

ERAL REGISTER (32 F.R. 108, Part II) a notice of proposed rule making to amend § 26.29(m) of the regulations (7 CFR 26.29(m)) under the U.S. Grain Standards Act (7 U.S.C. 71 et seq.). It was proposed that the requirements under § 26.29(m) for showing detailed factor information on certificates of grade be amended so that the requirements would be applicable to all cargo shipments of grain in interstate and foreign commerce.

Interested persons were given until July 21, 1967, to submit written data, views, or arguments.

One comment was received supporting the proposed amendment. No adverse comments were received. Therefore, pursuant to the authority contained in section 8 of the U.S. Grain Standards Act, as amended (7 U.S.C. 84), the amendments of § 26.29(m) of the regulations are hereby adopted without change as follows:

1. Section 26.29(m)(2) is revised to read:

(2) The factor information for the moisture content of the grain whenever the grain is graded "Tough" or whenever the moisture factor determines the grade of the grain: *Provided*, That each certificate of grade issued for a cargo shipment shall contain the factor information for the moisture content regardless of the grade of the grain. (The moisture content shall be stated in terms of whole percent and tenths of a percent.)

2. The first sentence in § 26.29(m)(3) is amended to read:

(3) In case of a certificate of grade for a cargo shipment of grain, the factor information for each of the following factors in the official grain standards of the United States for the grain, in addition to the factor information required

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

[F.R. Doc. 67-11535; Filed, Sept. 28, 1967; 9:25 a.m.]

Title 7—AGRICULTURE

Chapter I—Consumer and Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 26—GRAIN STANDARDS

Form of Grain Inspection Certificates

Statement of considerations. On June 6, 1967, there was published in the FED-

by subparagraphs (1) and (2) of this paragraph. * * *

3. The following wording is deleted in § 26.29(m)(3):

WHEAT (HARD RED SPRING, HARD RED WINTER, SOFT RED WINTER, WHITE, AND DURUM)

Heat-damaged kernels.

Damaged kernels (total).

Foreign material.

Shrunken and broken kernels.

Defects (total).

Contrasting classes.

Wheat of other classes (total).

FLAXSEED

Damaged flaxseed.

4. The following wording is inserted in § 26.29(m)(3) in lieu of the wording deleted by Amendment 3.

WHEAT (HARD RED SPRING, HARD RED WINTER, SOFT RED WINTER, AND WHITE)

Heat-damaged kernels.

Damaged kernels (total).

Foreign material.

Shrunken and broken kernels.

Defects (total).

Contrasting classes.

Wheat of other classes (total).

WHEAT (DURUM)

Heat-damaged kernels.

Damaged kernels (total).

Foreign material.

Shrunken and broken kernels.

Defects (total).

Contrasting classes.

Note: Wheat of other classes (total) shall not be shown.

FLAXSEED

Heat-damaged flaxseed.

Damaged flaxseed (total).

5. Section 26.29(m)(4) is revised to read:

(4) In case the grain in a cargo shipment is graded a grade other than No. 1 and the grade is determined by a factor or factors other than those listed in subparagraphs (1), (2), and (3) of this paragraph, the factor information for the factor or factors which determined the grade.

6. Section 26.29(m)(5) is revised to read:

(5) In case of a certificate of grade for other than a cargo shipment of grain, the factor information for one or more of the factors which determined the grade, if the grain is graded other than No. 1, and the factor information for the musty or sour factor, if the grain is musty or sour. (See also subpars. (1) and (2) of this par.)

7. The last paragraph in § 26.29(m)(6) is amended by adding the following sentences at the end of said paragraph:

(6) * * * The term "cargo shipment" shall mean grain shipped via water-borne carrier in interstate or foreign commerce and shall include, but not be limited to, grain loaded aboard ocean-going vessels, tankers, barges, bay boats and other water-borne carriers. It shall not include grain loaded aboard rail-

road cars, trucks, trailers, and similar land carriers for shipment aboard a water-borne carrier.

(Sec. 8, 39 Stat. 485; 7 U.S.C. 84; 29 F.R. 16210, as amended)

Done at Washington, D.C. this 25th day of September 1967, to become effective 30 days after publication in the **FEDERAL REGISTER**: *Provided*, That the requirements set forth in § 26.29(m)(2), (3), (4), (5), and (6) for showing detailed factor information on interstate cargo shipments of grain shall not be effective with respect to such grain shipped in fulfillment of contracts, orders, or commitments made on or before said effective date if there is a satisfactory showing by one or more interested parties that the terms of the contracts, orders, or commitments specify limited factor information on the certificates of grade issued for such grain.

G. R. GRANGE,
Deputy Administrator.

[F.R. Doc. 67-11450; Filed, Sept. 28, 1967;
8:47 a.m.]

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

SUBCHAPTER A—AGRICULTURAL CONSERVATION PROGRAMS

[Amendt. 1]

PART 707—PAYMENTS DUE PERSONS WHO HAVE DIED, DISAPPEARED, OR HAVE BEEN DECLARED INCOMPETENT

Applicability

Section 707.1 of the regulations governing payments due persons who have died, disappeared, or have been declared incompetent, is amended to read as follows:

§ 707.1 Applicability.

This part is applicable to the following programs set forth in this Title 7:

(a) Agricultural Conservation Program (Part 701);

(b) Land Use Adjustment Programs (Part 751);

(c) Conservation Reserve Program (Part 750);

(d) Feed Grain Diversion Programs (Part 775);

(e) Wheat Stabilization Programs (Part 776);

(f) Wheat Diversion and Certificate Programs (Part 728);

(g) CCC Loan and Purchase Programs for Grains and Similarly Handled Commodities (Part 1421), Cotton (Part 1427), Honey (Part 1434), Oilseeds (Part 1443), Peanuts (Part 1446), Mohair (Part 1468), Wool (Part 1472), and Farm Storage Facilities (Part 1474);

(h) Naval Stores Conservation Program (Part 706);

(i) Upland Cotton Program (Part 772); and

(j) All other programs to which this part is made applicable by individual program regulations.

(Sec. 385, 52 Stat. 68, as amended; 7 U.S.C. 1385; sec. 602(n), 79 Stat. 1209, 7 U.S.C. 1838; sec. 4, 62 Stat. 1070, 15 U.S.C. 714b(d), (j), (k); sec. 121, 70 Stat. 197, 7 U.S.C. 1809; sec. 704, 68 Stat. 911, 7 U.S.C. 1783)

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

Signed at Washington, D.C., on September 26, 1967.

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

[F.R. Doc. 67-11473; Filed, Sept. 28, 1967;
8:48 a.m.]

Chapter VIII—Agricultural Stabilization and Conservation Service (Sugar), Department of Agriculture

SUBCHAPTER E—DETERMINATION OF SUGAR COMMERCIALLY RECOVERABLE

[831.14, Rev. 1, Supp. 4, Amdt. 1]

PART 831—BEET SUGAR AREA

Rates of Recoverability; 1967 Crop

Pursuant to section 302(a) of the Sugar Act of 1948, as amended, § 831.14 of this title is amended by amending the table in paragraph (a) and the table in paragraph (c) to read as follows:

§ 831.14 Rates of recoverability, 1967 crop.

Settlement areas by factories within States	1960-60 average sugar content	Rate of commercially recoverable sugar
Idaho, Oregon: Idaho Falls	Percent 15.94	Hundred-weight 2.911
Rupert (Mini-Cassia)		
Twin Falls, including beets delivered from Glenns Ferry, Hammett, and Reverse Stations in Elmore County, Idaho	16.41	2.996
Utah: Lewiston (Ogden)	15.66	2.860
Minnesota, Iowa, North Dakota: East Grand Forks, Moorhead, Crookston, Drayton	15.67	2.861
Chaska, Mason City	14.78	2.099
Great Lake States: Bay City	15.10	2.768
Michigan Sugar Co. factories—Illinois area	14.46	2.646
Ottawa, including beets delivered to the factories of the Michigan Sugar Co. from its Southern Michigan area	15.17	2.770

RULES AND REGULATIONS

(c) • • •

Settlement areas by factories within States	1960-66 average sugar content (percent)
Idaho, Oregon, Washington: Nyssa-Nampa, including beets delivered from Grandview and Murphy Flats Stations in Owyhee County, Idaho.	15.16
Toppenish, Moses Lake.	15.20
Utah: North and South Utah area (Centerfield, Garland, Layton, West Jordan).	15.59
Wyoming, Montana: Worland.	16.01
Hardin.	16.17
Sidney.	15.94
Billings-Lovel.	16.36
Great Lakes States: Alma.	15.36
Caro.	15.61
Carrolton.	14.80
Crowell.	15.10
Schewaing.	15.40

Statement of bases and considerations.

The purpose of this amendment of section 831.14 is to establish rates for determining amounts of sugar commercially recoverable from sugar beets, applicable to new or changed settlement areas within the States of Idaho and Utah, and because of changes in contractual agreement between processors and growers in the State of Michigan, effective for the 1967 crop of sugar beets. The regulation is issued in accordance with and subject to the provisions of § 831.4 of this title.

The Amalgamated Sugar Co. has established two new contracting areas in Idaho, the Elmore area and the Owyhee area. Producers of sugar beets in Elmore County, Idaho, will deliver their beets to receiving stations at Reverse, Hammette, and Glenna's Ferry. These beets will be processed at the company's Rupert (Mini Cassia) factory. Producers of sugar beets in Owyhee County, Idaho, will deliver their beets to receiving stations at Grandview and Murphy Flats. These beets will be processed at the company's Nampa factory. Separate factory cosette tests will be made on these beets and will be the basis for processor-payments to growers in the Elmore and Owyhee areas. Inasmuch as no historical data exists on which to base Sugar Act payments, it is determined that the 7-year (1960-66) factory cosette average to be used in computing such payments shall be that of the factory where such beets will be processed. Thus, the Elmore area has been assigned a 1960-66 average sugar content of 16.41 and a rate of commercially recoverable sugar 2.966, the same as that for Rupert (Mini Cassia), Twin Falls. The Owyhee area has been assigned a 1960-66 average sugar content of 15.16, the same as that for Nyssa-Nampa.

Producers of sugar beets in southern Michigan formerly contracted with the Buckeye Sugar Co., the beets being processed at the company's factory in Ottawa, Ohio. Currently, these growers have contracted with the Michigan Sugar Co. to process the 1967 crop of sugar beets. The sugar beets will be processed at one of the company's factories in Michigan. Inasmuch as there is no separate historical data for beets produced in this area and

since the producers in the area contributed to the historical data for the Ottawa area, it is determined that the data to be used in computing Sugar Act payments for these producers shall be that used in computing payments for producers in the Ottawa area.

Heretofore, Centerfield, Garland, Layton, and West Jordan in Utah were separate settlement areas. For the 1967 crop, the Utah-Idaho Sugar Co. has combined the four areas into a single settlement area, called the "North and South Utah Area". This amendment makes this combination for Sugar Act payment purposes. A 7-year factory cosette average of 15.59 percent was determined for the new area on the basis of the weighted cosette test averages of all beets processed in the Centerfield, Garland, Layton, and West Jordan areas for the 1960-66 crops.

The amendment also establishes a new rate of commercially recoverable sugar for the Bay City, Mich., settlement area. The change from 2.755 cwt. to 2.768 cwt. resulted from an increase in the 1960-66 average sugar content for the area from 15.09 percent to 15.16 percent. This increase was due to revised 1966-crop data for the area.

Accordingly, I hereby find and conclude that the foregoing amendment will effectuate the applicable provisions of the Act.

(Sec. 403, 61 Stat. 932, 7 U.S.C. 1153; secs. 302, 303, 304, 61 Stat. 930, as amended, 931; 7 U.S.C. 1132, 1133, 1134)

Effective date: Date of publication.

Signed at Washington, D.C., on September 25, 1967.

CHAS. M. COX,
Acting Deputy Administrator,
State and County Operations.

[F.R. Doc. 67-11474; Filed, Sept. 28, 1967;
8:49 a.m.]

1967 (32 F.R. 6021), and August 26, 1967 (32 F.R. 12441), prescribing the commuted travel time that shall be included in each period of overtime or holiday duty, are hereby amended by adding to or deleting from the respective "lists" therein, as follows:

WITHIN METROPOLITAN AREAS
ONE HOUR

Beltsville, Md.

This commuted travel time period has 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 or holiday duty when such travel is performed solely on account of such overtime or holiday duty. Such establishment depends upon facts within the knowledge of the Animal Health Division.

It is to the benefit of the public that these instructions be made effective at the earliest practicable date. Accordingly, pursuant to 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)

These revised administrative instructions shall be effective upon publication in the *FEDERAL REGISTER*.

Done at Hyattsville, Md., this 20th day of September 1967.

R. E. OMOHUNDRO,
Acting Director, Animal Health
Division, Agricultural Research Service.

[F.R. Doc. 67-11475; Filed, Sept. 28, 1967;
8:49 a.m.]

Title 9—ANIMALS AND
ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

PART 97—OVERTIME SERVICES
RELATING TO IMPORTS AND EXPORTSAdministrative Instructions Prescribing
Commuting Travel Time Allowances

Pursuant to the authority conferred upon the Director of the Animal Health Division by § 97.1 of the regulations concerning overtime services relating to imports and exports, effective July 31, 1966 (9 CFR 97.1), administrative instructions (9 CFR 97.2) effective July 30, 1963, as amended May 18, 1964 (29 F.R. 6318), December 7, 1964 (29 F.R. 16316), April 12, 1965 (30 F.R. 4609), June 18, 1965 (30 F.R. 7893), June 7, 1966 (31 F.R. 8020), October 11, 1966 (31 F.R. 13114), November 1, 1966 (31 F.R. 13939), November 23, 1966 (31 F.R. 14826), February 14, 1967 (32 F.R. 2843), April 15,

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy
Commission

PART 0—CONDUCT OF EMPLOYEES

Miscellaneous Amendments

Part 0 is amended as follows:

Section 0.735-24(d) is amended to make reference to chapter 41 of title 5, United States Code, pertaining to acceptance of contributions, awards, or other expenses for training; § 0.735-28(a), Annex B and Annex C are amended to restrict the requirement relative to reporting employment and financial interests to those employees in positions in which the possibility of conflicts-of-interest is clear; § 0.735-28(c) is amended to provide that for Headquarters employees their respective reviewing officials instead of the Assistant General Manager for Administration shall notify employees of the requirement for submitting statements; § 0.735-28(d) (4) and (5) are amended to exclude the reporting of remote and inconsequential interests and, for regular Government

employees, to eliminate quarterly supplementary statements; § 0.735-28(f) is amended to insure the confidentiality of statements submitted; § 0.735-28(h) is amended to add the positions of the Chairman, Atomic Safety and Licensing Board Panel and Director, Office of Safeguards and Materials Management, to those positions reporting to the Commission and the General Manager, respectively, to conform to organizational changes; § 0.735-28(i) is added to evidence the availability of an agency's grievance procedure for review of a complaint by an employee concerning the applicability of the reporting requirement; § 0.735-30 is amended to correct statutory references made obsolete by the codification of title 5, United States Code; § 0.735-40(e) is amended to make reference to section 4111 of title 5, United States Code; § 0.735-40(g) is amended to show that its provisions do not apply to non-Government reimbursement when proscribed by Decision B-128527 of the Comptroller General dated March 7, 1967; § 0.735-42(d) is amended to indicate the circumstances under which a gift to an official superior may be allowed; § 0.735-42(e) is added to include reference to Public Law 89-673, 90 Stat. 952, authorizing the acceptance of souvenirs from a foreign government under certain circumstances; and § 0.735-49a is transferred from former § 0.735-42(d). These amendments to Part 0 were approved by the Civil Service Commission on September 19, 1967, and are effective upon publication in the **FEDERAL REGISTER**.

Part 0 is amended as set out below:

§ 0.735-24 Receiving salary from source other than the U.S. Government (based on 18 U.S.C. 209).

(d) Paragraph (a) of this section does not prohibit acceptance of contributions, awards, or other expenses for training or to attend meetings under the terms of chapter 41 of title 5, United States Code. See AEC Appendix 4150.

§ 0.735-28 Confidential statements of employment and financial interests.

(a) *Categories of employees required to submit statements.* The following employees shall submit statements of employment and financial interests, prepared in accordance with paragraph (d) of this section:

(1) Employees paid at a level of the Executive Schedule in subchapter II of chapter 53 of title V, United States Code.

*Section 401 of Executive Order 11222 establishes separate reporting requirements for an agency head, a Presidential appointee in the Executive Office of the President who is not subordinate to the head of an agency in that Office, and a full-time member of a committee, board, or commission appointed by the President.

²As used in § 0.735-28, the term "employee", except as otherwise indicated, includes regular Government employees, special Government employees, and members of the Uniformed Services and employees of other Government agencies assigned or detailed to the AEC.

(2) Employees in positions or categories of positions regardless of their official titles, identified in Annex B to this part.

(3) All consultants (including advisers and experts) (see AEC Manual Chapter 4139) and special Government employees. (A special Government employee who is not a consultant is not required to submit a statement of employment and financial interests when the operating (appointing) official finds that the duties of the position held by the special Government employee are of a nature and at such a level of responsibility that the submission of the statement by the incumbent is not necessary to protect the integrity of the Government. For this purpose, "consultant" and "expert" have the meaning given those terms by Chapter 304 of the Federal Personnel Manual but do not include a physician, dentist, or allied medical specialist whose services are procured to provide care and service to the patients.)

(c) *Notice to employees of time and place to submit statements.* Regular Government employees required to submit statements shall be notified in writing of that fact by their respective reviewing officials (see paragraph (h)), or by persons designated by them. The notice shall be accompanied by three copies of the statement form. By copy of the notification, the counselor or appropriate deputy counselor shall be informed by reviewing officials of those employees required to submit statements. Each employee notified hereunder shall submit his statement to his reviewing official not later than:

(1) 90 days after the effective date of the regulations in this part if employed on or before that effective date; or

(2) 30 days after his entrance on duty but not earlier than 90 days after the effective date of the regulations in this part, if appointed after that effective date.

Statements of special Government employees other than consultants (including experts and advisers) shall be submitted in accordance with the foregoing. Notice to such individuals shall also be in accordance with the foregoing. Statements of consultants (including experts and advisers) shall be submitted prior to appointment, and notice to same shall be in accordance with AEC Manual Chapter 4139.

(d) *Preparation of statement.* Statements shall be prepared in accordance with the following:

(4) *Information not required to be submitted.* This section does not require an employee to submit on a statement or supplementary statement the following:

(1) Any information relating to the employee's connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or a similar organization not conducted as a business enterprise and which is not engaged in the ownership or conduct of a business enterprise. For the

purpose of this section, educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed "business enterprises" and are required to be included in an employee's statement.

(ii) Precise amounts of financial interests, indebtedness, or value of real property. The employee may, however, at a later time be required to reveal precise amounts if the AEC needs that information in order to carry out its responsibilities under applicable laws and regulations.

(iii) Remote or inconsequential financial interests, as set forth in § 0.735-21(c).

(iv) For special Government employees: Those financial interests which are determined by the official responsible for such employee's appointment as not to be related either directly or indirectly to the duties and responsibilities of said employee.

(5) *Supplementary statements.* Changes in, or additions to, the information contained in a regular Government employee's statement shall be reported by the employee in a supplementary statement as of June 30 each year, filed within 10 days thereof. Changes in, or additions to, the information contained in a special Government employee's statement shall be reported by the special Government employee in a supplementary statement within 10 days following the end of the calendar quarter in which the changes occur. Quarters end March 31, June 30, September 30, and December 31. The forms prescribed in subparagraph (1) of this paragraph shall be used for this purpose and plainly marked "Supplementary". The changes and additions shall be identified in terms of the specific part(s) of the statement being modified. All changes or additions occurring during the reporting period are to be reported, not merely employment and financial interests status as of the reporting date. If there are no changes in or additions to a special Government employee's statement, a negative quarterly report is not required. However, for the purpose of annual review, a supplementary statement by regular and special Government employees, negative or otherwise, is required as of June 30 of each year. The employee shall submit his supplementary statement to the official who would be the recipient of an initial statement from the employee, as identified in paragraph (h) of this section. Notwithstanding the filing of the report(s) required by this section, each employee shall at all times avoid acquiring a financial interest that could result, or taking an action that would result, in a violation of the conflicts-of-interest provisions of section 205 of title 18, United States Code, or this Part 0.

(f) *Confidentiality of employees' statements.* AEC shall hold each statement of employment and financial interests, and each supplementary statement, in confidence. To insure this confidentiality only the AEC counselor,

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deputy counselor(s), and those officials to whom reports are to be submitted under paragraph (h) of this section (including those employees specifically designated by them to assist in the review as may be necessary) are authorized to review the statements as provided in this section. The foregoing employees are responsible for maintaining the statements in confidence and shall not allow access to, or allow information to be disclosed from, a statement except to carry out the purpose of this part. AEC shall not disclose information from a statement except in accordance with procedures set forth in paragraph (e) of this section, or as the General Manager, or the Director of Regulation, as appropriate, or the Civil Service Commission shall determine for good cause shown.

(h) *To whom statements are to be submitted.* Submission of required statements shall be in accordance with the following:

- (1) Submitted to the Commission:
 - (i) The General Manager.
 - (ii) The Deputy General Manager.
 - (iii) The Director of Regulation.
 - (iv) The Deputy Director of Regulation.
 - (v) The Secretary.
 - (vi) The Chairman, Atomic Safety and Licensing Board Panel.
 - (vii) The Chairman, Contract Appeals Board.
 - (viii) The General Counsel.
 - (ix) Director, Division of Inspection.
 - (2) Submitted to the Individual Commissioners: Special Assistants.
 - (3) Submitted to the General Manager:
 - (i) Members of his immediate staff.
 - (ii) Assistant General Managers.
 - (iii) Director, Division of Military Application.
 - (iv) Managers of Operations Offices.
 - (v) The Controller.
 - (vi) Director, Office of Safeguards and Materials Management.
 - (4) Submitted to the Assistant General Managers and the Director of Regulation:
 - (i) Members of their immediate staffs.
 - (ii) Heads of Divisions and Offices, Headquarters, reporting directly to them.
 - (5) Submitted to the Assistant General Manager: Heads of Divisions and Offices, Headquarters, not reporting directly to an Assistant General Manager.
 - (6) Submitted to Managers of Field Offices and Heads of Divisions and Offices, Headquarters: Employees under their respective jurisdiction.
 - (7) Submitted to officials responsible for their appointments: Special Government employees, including consultants, experts, and advisers.

(i) *Availability of review.* Any employee who believes that his position has been improperly included under this section as one requiring the submission of a statement of employment and financial interests may utilize the grievance procedure in AEC Manual, Chapter 4157, for review of his complaint.

Subpart C—Other Restrictions Imposed by Statute on Conduct of Employees
§ 0.735-30 Description of statutory provisions.

Each employee has a positive duty to acquaint himself with each statute that relates to his ethical and other conduct as an employee of the AFC and of the Government. Certain of these statutes are referred to in §§ 0.735-21—0.735-27. Attention of employees is also directed to the following statutory provisions:

(a) The prohibitions contained in the following sections of the Atomic Energy Act of 1954, as amended: Section 222, "Violation of Specific Sections"; Section 223, "Violation of Sections Generally"; Section 224, "Communication of Restricted Data"; Section 225, "Receipt of Restricted Data"; Section 226, "Tampering With Restricted Data"; and Section 227, "Disclosure of Restricted Data" (42 U.S.C. 2272 through 2277).

(b) The prohibitions against the disclosure of classified information (18 U.S.C. 798, 50 U.S.C. 783).

(c) The prohibition against the disclosure of confidential information (18 U.S.C. 1905).

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

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

(f) The prohibition against proscribed political activities in subchapter III of chapter 73 of title 5, United States Code and 18 U.S.C. 602, 603, 607, and 608. (See AEC Manual Chapter 4122, "Political Activity.")

(g) The prohibition against bribery of public officials and witnesses (18 U.S.C. 201).

(h) The prohibition against acceptance or solicitation to obtain appointive public office (18 U.S.C. 211).

(i) The prohibitions against disloyalty and striking (5 U.S.C. 7311, 18 U.S.C. 1918). (See also AEC Manual Chapter 4121, "Oath of Office" and AEC Manual Chapter 4166, "Employee-Management Cooperation.")

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

(k) The prohibition against the misuse of a Government vehicle (31 U.S.C. 638a(c)). (See also AEC Manual Chapter 5142, "Motor Vehicle and Aircraft Management.")

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

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

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

(o) The prohibition against mutilating or destroying a public record (18 U.S.C. 2071). (See also AEC Appendix 0230, "Records Disposition.")

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

(q) The prohibition against embezzlement of Government money or property (18 U.S.C. 641). (See also AEC Manual Chapter 5101, "Personal Property and Supply Management.")

(r) The prohibition against failing to account for public money (18 U.S.C. 643).

(s) The prohibition against an employee's private use of public money (18 U.S.C. 653).

(t) The prohibition against embezzlement of the money or property of another person in the possession of an employee by reason of his employment (18 U.S.C. 654).

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

(v) The prohibition against making false entries in official records with intent to defraud or making false reports concerning moneys and securities with such intent (18 U.S.C. 2073).

(w) The prohibition against an employee acting as the agent of a foreign principal registered under the Foreign Agents Registration Act (18 U.S.C. 219).

(x) House Concurrent Resolution 175, 85th Congress, 2d session, 72 Stat. B 12, the "Code of Ethics for Government Service."

§ 0.735-40 Outside employment and other outside activity.

(e) Except as allowed for training or to attend meetings under section 4111 of title 5, United States Code, and Executive Order 10800, no employee shall accept a fee from an outside source on account of a public appearance, a speech, or lecture, if the public appearance or the preparation or delivery of the speech or lecture was a part of the official duties of the employee, if the public appearance, the speech, or the lecture was made during official working hours, or if travel for the purpose of the public appearance, speech, or lecture was made at Government expense. In addition, no employee shall accept a fee for the preparation, publication, or review of an article, story, or book if it was prepared during official working hours and/or was a part of the official duties of the employee.

(g) An employee is not precluded by this § 0.735-40 or § 0.735-42 from:

(1) Receipt of bona fide reimbursement for expenses of travel and such other necessary subsistence for which no Government payment or reimbursement is made except when reimbursement from a person for travel on official business under AEC orders is proscribed by Decision B-128527 of the Comptroller General dated March 7, 1967, or otherwise prohibited by law. Questions concerning application of the Comptroller General's decision should be referred to the counselor or appropriate deputy counselor. However, this paragraph does not allow an employee to be reimbursed, or payment to be made on his behalf, for excessive personal living expenses, gifts, entertainment, or other personal benefits.

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

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

§ 0.735-42 Gifts, entertainment, and favors.

(d) An employee shall not solicit a contribution from another employee for a gift to an official superior, make a donation as a gift to an official superior, or accept a gift from an employee receiving less pay than himself (5 U.S.C. 7351). However, this paragraph does not prohibit a voluntary gift of nominal value or donation in a nominal amount made on a special occasion such as marriage, illness, or retirement.

(e) An employee shall not accept a gift, present, decoration, or other thing from a foreign government unless authorized by Congress as provided by the Constitution and in Public Law 89-673, 80 Stat. 952.

§ 0.735-49a Other proscribed actions.

An employee shall avoid any action, whether or not specifically prohibited by this Part 0, which might result in, or create the appearance of:

(a) Using a public office for private gain;

(b) Giving preferential treatment to any person;

(c) Impeding Government efficiency or economy;

(d) Losing complete independence or impartiality;

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

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

ANNEX B—POSITION CATEGORIES REQUIRING STATEMENTS OF EMPLOYMENT AND FINANCIAL INTERESTS BY INCUMBENTS

(1) Heads of Divisions and Offices, Headquarters, and Managers of Field Offices;

(2) Contracting officers (GS-13 and above);

(3) Contract administrators (GS-13 and above);

(4) Procurement officers (GS-13 and above);

(5) Auditors (GS-14 and above);

(6) Attorneys, including patent attorneys (GS-15 and above);

(7) Positions (in grades GS-13 and above unless otherwise indicated), the incumbents of which are responsible for making decisions or taking actions (not merely recommending a decision or action) in regard to:

(a) Evaluation, appraisal, or selection of contractors or subcontractors, prospective contractors or prospective subcontractors, proposals of such contractors or subcontractors, the activities performed by such contractors or subcontractors, or determination of the extent of compliance of such contractors or subcontractors with contract provisions.

(b) Negotiation, modification, or approval of contracts of subcontracts.

(c) Evaluation, appraisal, or selection of prospective project sites, or locations of work

or activities, including real property proposed for acquisition by purchase or otherwise.

(d) Inspection and quality assurance of material, products or components for acceptability.

(e) Review or approval of applications for access permits.

(f) Engineering planning and design which involves preparation of specifications and technical requirements.

(g) Negotiation of agreements for cooperation or implementing arrangements with foreign countries.

(h) Analysis, evaluation, or review of licensees' and prospective licensees' compliance with AEC regulations and requirements.

(i) Analysis, evaluation, or review of license applications.

(j) Utilization or disposal of excess or surplus property.

(k) Procurement of materials, services, supplies, or equipment.

(l) Authorization or monitoring of grants to educational institutions or other non-Federal enterprises.

(m) Audit of financial transactions.

(n) Promulgation of safety standards, procedures and hazards evaluation systems.

(o) Nuclear materials management.

(p) Activities, other than those covered above, where the decision or action has an economic impact on the interests of any non-Federal enterprise.

Positions in the above-enumerated categories (1-7) may be excluded when it is determined by the Commission, the General Manager, the Director of Regulation or Field Office Manager, as appropriate, that: (a) The duties of a position are such that the likelihood of the incumbent's involvement in a conflict-of-interest situation is remote; or (b) the duties of a position are at such a level of responsibility that the submission of a statement is not necessary because of the degree of supervision and review over the incumbent or the inconsequential effect on the integrity of the Government.

ANNEX C—CRITERIA FOR DETERMINING POSITIONS OR CATEGORIES OF POSITIONS LISTED IN ANNEX B

Annex B shall be maintained and changes therein made by the Atomic Energy Commission in accordance with the following criteria:

1. Positions shall be included, the basic duties and responsibilities of which require the incumbent to make a Government decision or take a Government action in regard to:

a. Contracting or procurement;

b. Administering or monitoring grants or subsidies;

c. Regulating or auditing private or other non-Federal enterprise; or

d. Other activities where the decision or action has an economic impact on the interests of any non-Federal enterprise.

Generally, such duties and responsibilities will have been spelled out in local statements of delegation of authority and responsibility and the degree of responsibility for decisions will be reflected in the Position Evaluation records under the factor "Decisions". Inclusion of positions classified below GS-13 which meet the criteria of this paragraph 1 or paragraph 3 below must be specifically justified by the AEC in writing to the Civil Service Commission as an exception that is essential to protect the integrity of the Government and avoid employee involvement in a possible conflict-of-interest situation.

2. Positions in 1., above, may be excluded when:

a. The duties of a position are such that the likelihood of the incumbent's involve-

ment in a conflict-of-interest situation is remote; and

b. The duties are at such a level of responsibility that the submission of a statement is not necessary because of the degree of supervision and review over the incumbent and the remote and inconsequential effect on the integrity of the Government.

3. In addition to 1., above, those positions classified GS-13 or above shall be included which are determined by the Atomic Energy Commission as requiring the incumbents to report employment and financial interests in order to avoid involvement in a possible conflict-of-interest situation and to carry out the purpose of law, Executive Order 11222, and Civil Service Commission and AEC regulations.

(E.O. 11222 of May 8, 1965, 30 F.R. 6469, 3 CFR, 1965 Supp.; 5 CFR 735.104)

Dated at Germantown, Md., this 25th day of September 1967.

For the Atomic Energy Commission.

W. B. McCool,
Secretary.

[F.R. Doc. 67-11458; Filed, Sept. 28, 1967; 8:47 a.m.]

Title 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Administration, Department of Health, Education, and Welfare

[Reg. 22]

PART 422—ORGANIZATION AND PROCEDURES

To comply with the provisions of section 552 of title 5, United States Code, as amended by Public Law 90-23, Part 422 of Chapter III of Title 20 of the Code of Federal Regulations, Statements of Procedure (Regulations No. 22 of the Social Security Administration) is amended to read as follows:

Subpart A—Organization and Functions of the Social Security Administration

Sec.

422.1 Organization and functions.
422.5 District offices and branch offices.

Subpart B—General Procedures

422.101 Material included in this subpart.
422.103 Social Security numbers for employees and self-employed persons.
422.105 Individual's request for change in records.
422.110 Employer identification numbers.
422.115 Earnings reported without a number.
422.120 Earnings reported under incorrect name or number.
422.125 Statements of earnings; resolving earnings discrepancies.
422.130 Claims procedure.
422.135 Reports by beneficiaries.
422.140 Reconsideration of initial determination.

Subpart C—Procedures of the Bureau of Hearings and Appeals

422.201 Material included in this subpart.
422.203 Hearing before hearing examiner.
422.205 Review by Appeals Council.
422.210 Court review.

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Subpart D [Reserved]

Subpart E [Reserved]

Subpart F [Reserved]

AUTHORITY: The provisions of this Part 422 issued under secs. 205, 218, 221, 1102, 1869, and 1871, 53 Stat. 1368, as amended, 64 Stat. 514, as amended, 68 Stat. 1081, as amended, 49 Stat. 647, as amended, 70 Stat. 330, 331; sec. 5 of Reorganization Plan No. 1 of 1963, 67 Stat. 18, 631; 42 U.S.C. 405, 418, 421, 1302, 1395ff, and 1395hh.

Subpart A—Organization and Functions of the Social Security Administration

§ 422.1 Organization and functions.

(a) Pursuant to Public Law 90-23, the Public Information Act, there was published in the *FEDERAL REGISTER* of July 15, 1967 (32 F.R. 10458), a statement of the organization and functions of the Social Security Administration together with a description of the organization and functions of each of its bureaus and other components. Included in the statement is a listing of all district offices and branch offices within the organization of the Bureau of District Office Operations and a listing of field offices within the organization of the Bureau of Hearings and Appeals where the public may secure information, make submittals or requests, or obtain decisions. Such description is incorporated herein by reference.

(b) The description of the organization and functions of the Social Security Administration is also published in the Department Staff Manual on Organization, Department of Health, Education, and Welfare, Part 8, Chapter 8-000, a copy of which is maintained in each district office and branch office of the Social Security Administration.

§ 422.5 District offices and branch offices.

There are over 700 social security district offices and branch offices located in the principal cities and other urban areas or towns of the United States. In addition, there are over 3,300 contact stations, located in population and trading centers, which are visited on a regularly, recurring, preannounced basis. A schedule of these visits can be obtained from the nearest district office or branch office. The address of the nearest district office or branch office can be obtained from the local telephone directory or from the post office. Each district office and branch office has a list of all district offices and branch offices throughout the country and their addresses. The principal officer in each district office is the manager. The principal officer in each branch office is the officer-in-charge. Each district office and branch office also has a list of field offices of the Bureau of Hearings and Appeals and their addresses. The administrative hearing examiner is the principal officer in each field office. For procedures relating to claims see § 422.130, Subpart J of Part 404 of this chapter, and § 404.1520 of this chapter (the latter relating to disability determinations). For procedures on request for hearing by hearing examiner

and review by the Appeals Council see Subpart C of this Part 422.

Subpart B—General Procedures

§ 422.101 Material included in this subpart.

This subpart describes the procedures relating to applications for and assignment of social security numbers, maintenance of earnings records of individuals by the Social Security Administration, requests for statements of earnings or for revision of earnings records, and general claims procedures, including filing of applications, submission of evidence, determinations, and reconsideration of initial determinations.

§ 422.103 Social Security numbers for employees and self-employed persons.

(a) *General.* The Social Security Administration maintains a record of the earnings reported for each individual. (When an individual obtains a social security card, a social security earnings record (or account) is set up for him.) The individual's name, together with the number on his card, identifies his account so that the wages or self-employment income reported for or by him can be properly posted to his record. Additional procedures concerning social security numbers may be found in 26 CFR 31.6011(b)-2.

(b) *Applying for numbers.* Any person who is required to have a social security number may apply for one by filing Treasury Department Form SS-5, "Application for Social Security Number," at any social security district office or branch office, or, if the individual is in the Philippines, at the Veterans' Administration Regional Office, Manila, Philippines. The Form SS-5 may be obtained at any social security district office or branch office, the Bureau of Data Processing and Accounts of the Social Security Administration, Baltimore, Md. 21235, offices of District Directors of Internal Revenue, post offices (except the main post office in cities having a social security district office or branch office), offices of the U.S. Employment Service in cities which do not have a social security district office or branch office, and the Veterans' Administration Regional Office, Manila, Philippines. Upon request, the social security district office or branch office will distribute a quantity of Forms SS-5 to labor unions, employers, or other representative organizations.

(c) *Assignment of number.* Upon receipt of a completed Form SS-5, the district office or branch office assigns a social security number to the applicant, prepares and gives to him a Form OA-702, "Account Number Card." However, if it appears that a number may have been assigned to him previously, his application is forwarded to the Bureau of Data Processing and Accounts of the Social Security Administration in Baltimore, Md., for checking against the Administration's central files. In such case, if the applicant states that he needs a social security card immediately the district office or branch office, pending the check of the central files, prepares

and gives to him a temporary unnumbered card (Form OAAN-5028), to be used as proof that he has applied for a number. If the investigation discloses a previously assigned number, the district office or branch office prepares and delivers to the applicant a Form OA-7021, "Duplicate Account Number Card." If the investigation does not disclose a previously assigned number, a number is assigned to him. The social security card, whether it is an original or a duplicate shows the applicant's name and the number of his social security account. The applicant should keep the lower portion of the card (or "stub") in a safe place so that it will be available in case of loss of the card. If the application for a number is filed at the Veterans' Administration Regional Office, Manila, Philippines, that office forwards the Form SS-5 to the Bureau of Data Processing and Accounts of the Social Security Administration in Baltimore, Md., for assignment of the number, or for preparation of a duplicate card, whichever is appropriate.

(d) *Use of Form SS-5 and carbon copy of Form OA-702.* The Bureau of Data Processing and Accounts uses the Forms SS-5 and the carbon copies of the Form OA-702 to establish the necessary records for the maintenance of individual records of earnings. The Forms SS-5 are retained by the Bureau of Data Processing and Accounts for use in identifying the individuals to whom the numbers are assigned.

(e) *Where individual alleges loss of or damage to social security card.* When an individual loses his social security card, or his card becomes damaged, he may obtain at once a duplicate card (Form OA-702.1) bearing the same number from any social security district office or branch office, upon presentation of the lower portion of the social security card previously issued to him, or upon presentation of the damaged card, if it is still legible. If an individual does not have the lower portion of the social security card previously issued to him or the card itself in legible condition, he may request a duplicate social security card by submitting a properly completed Form SS-5, "Application for Social Security Number," to any social security district office or branch office. The Social Security Administration will attempt to locate his number on the basis of the identifying information he has furnished. If the number is located, the district office or branch office will issue a duplicate card to the individual. If the number cannot be located on the basis of the information furnished, the district office or branch office will question the individual in an attempt to ascertain and resolve any possible differences between the identifying information furnished on the current Form SS-5 and information he may have furnished on a previous application. If the Social Security Administration is still unable to locate a previously assigned number, or if it is found that the individual was mistaken in his belief that he had applied previously for a social security number, the district office or branch office will then assign a number to him. If an individual in the Philippines

requests a duplicate social security card through the Veterans' Administration Regional Office, Manila, Philippines, that office will forward the request to the Bureau of Data Processing and Accounts for appropriate processing.

§ 422.105 Individual's request for change in records.

Form OAAN-7003, "Request for Change in Social Security Records," should be completed by any person who wishes to change the name or other personal identifying information he submitted previously. This form may be obtained from any social security district office or branch office, from the Bureau of Data Processing and Accounts, Social Security Administration, Baltimore, Md. 21235, or from one of the sources noted in § 422.103(b). The completed request for change in records may be submitted to any office of the Social Security Administration, or, if the individual is in the Philippines, to the Veterans' Administration Regional Office, Manila, Philippines. If the request is for a change in name a new social security card will be issued to the person making the request bearing the same number previously assigned to him. After the requested change has been made in the Social Security Administration's records, the Form OAAN-7003 is retained in the Bureau of Data Processing and Accounts along with the Form SS-5.

§ 422.110 Employer identification numbers.

(a) *State and local governments.*

(1) In the case of a State which enters into an agreement with the Secretary of Health, Education, and Welfare under section 218 of the Social Security Act, the Bureau of Data Processing and Accounts, in conformance with § 404.1240 of this chapter, will assign an identification number to the State (if State employees are covered under the agreement) and to each political subdivision included in the agreement. Similarly, in the case of such an agreement with an instrumentality of two or more States (interstate instrumentality), the Bureau of Data Processing and Accounts will assign an identification number to such interstate instrumentality. The Bureau of Data Processing and Accounts sends to the appropriate official of the State or instrumentality a Form OAR-S14, "Notice of Identifying Number Assigned Under Agreement Made Pursuant to Section 218 of the Social Security Act," for each number assigned.

(2) If wages for covered transportation service (as determined under section 210(k) of the Social Security Act, as amended) are paid by a State or political subdivision of a State, which are subject to tax under the Federal Insurance Contributions Act, the Internal Revenue Service Center will assign an identification number to such State or political subdivision for the purpose of reporting such wages. In these cases the procedures for issuance of identification numbers by Internal Revenue Service Centers to State or political subdivisions are the

same as the procedures for issuing identification numbers to employers other than State and local governments. See paragraph (b) of this section for the reference to such procedures.

(b) *Employers other than State and local governments.* In the case of all employers and other entities who are required to have an identification number, other than States, political subdivisions, or interstate instrumentalities, such numbers are issued by Internal Revenue Service Centers. The appropriate procedures for issuance of identification numbers may be found in 26 CFR 31.6011(b)-1.

§ 422.115 Earnings reported without a number.

If an employer reports an employee's wages without a social security number, the Bureau of Data Processing and Accounts writes to the employer regarding each of the incompletely reported wage items. The employer is asked to furnish the missing number or other identifying information. When an employer is unable to furnish the employee's number or satisfactory identifying information and does furnish an address for the employee, the Bureau of Data Processing and Accounts writes to the employee and requests him to furnish the necessary information so that the earnings reported may be properly posted to his account. If self-employment income is reported without a number, the Bureau of Data Processing and Accounts writes to the self-employed individual to obtain the missing number. In some cases, at the request of the Bureau of Data Processing and Accounts, the district office or branch office contacts the employer or self-employed person to obtain the account number or other identifying information and to inform him of the importance of using the number when reporting wages or self-employment income. Where wages are involved the district office or branch office may also need to contact the employee. Earnings items which are not identified are maintained in file and are available for crediting to the proper accounts upon receipt of correct identifying information.

§ 422.120 Earnings reported under incorrect name or number.

If an employer reports an employee's wages under a social security number or name different from that shown on the employee's social security card and the Bureau of Data Processing and Accounts is unable to identify the employee from its records, the Bureau of Data Processing and Accounts writes to the employer regarding such unidentified wage items. Where an employer is unable to furnish the correct information but does furnish an address for the employee, the Bureau of Data Processing and Accounts writes to the employee requesting him to furnish the necessary information so that the earnings reported may be properly posted to his account. Where a self-employed individual reports his self-employment income under an incorrect name or number and the Bureau of Data Processing and Accounts is unable to as-

sociate such report with an account in its records, the Bureau of Data Processing and Accounts writes to the self-employed individual to obtain the necessary identifying information. In some cases, at the request of the Bureau of Data Processing and Accounts, the district office or branch office contacts the employer or self-employed person to obtain the correct name or number and to inform him of the importance of using the correct name or number when reporting wages or self-employment income. Where wages are involved the district office or branch office may also need to contact the employee. Earnings items which are not identified are maintained in file and are available for crediting to the proper accounts upon receipt of correct identifying information.

§ 422.125 Statements of earnings; resolving earnings discrepancies.

(a) *Requesting a statement of earnings.* An individual may obtain a statement of earnings recorded in his social security account by mailing to the Social Security Administration, Post Office Box 57, Baltimore, Md. 21203, a completed Form OAR-7004, "Request for Statement of Earnings," or in lieu of a Form OAR-7004, a signed written request showing his social security number and date of birth.

(b) *Statement of earnings, Form OAR-7014.* Upon receipt of such request or Form OAR-7004, the Administration will forward to the individual, without charge, a Form OAR-7014, "Statement of Earnings Recorded in Your Old-Age and Survivors Insurance Account," containing the requested information. The Form OAR-7014 will show the total of earnings credited to date, the total for each of the last 3 complete calendar years, the total credited since the last complete year, and the total credited for each of the periods of 1937 through 1950, and 1951 through the year preceding the first year for which an annual total is shown. See paragraph (e) of this section for information regarding a more detailed earnings statement.

(c) *Insured Status Reply, Form OAR-7014a.* Where the individual asks for a statement as to his insured status, the Administration will forward a Form OAR-7014a, "Insured Status Reply." The Form OAR-7014a shows the same earnings information as the Form OAR-7014 and, in addition, contains a statement as to the insured status of the individual based on the earnings information recorded in his account. Where the individual is not fully insured for retirement benefits, according to such information, the Form OAR-7014a shows the number of quarters of coverage he requires and the number of quarters of coverage he has acquired.

(d) *Earnings information for recent periods.* Because of the time it takes to receive and record reports, and because earnings are reported quarterly, semi-annually, or annually, pursuant to the reporting procedures governing the particular reporting entities, the total earnings credited to an individual's account

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may not include all he has earned in recent months or, in some cases, in the current and preceding calendar years.

(e) *Detailed earnings statements.* (1) A more detailed statement of earnings will be furnished upon request, without charge, where it is required for a purpose related to title II of the Social Security Act.

(2) If the more detailed statement of earnings is requested for a purpose not related to title II of the Social Security Act, there will be a charge according to the following schedule of fees:

Type I—Earnings, period of employment or self-employment, and the names and addresses of reporting employers:	
First calendar year or any part thereof requested	\$3.25
Each additional calendar year or any part thereof requested	2.25
Type II—Yearly totals only:	
First calendar year requested	2.50
Each additional year requested	.25
Type III—Calendar quarter or first employment with a specified employer	3.25

If the individual requests that the information be certified by the custodian of the records there will be an additional charge of \$5.

(f) *Request for revision of earnings records.* If an individual disagrees with a statement of earnings credited to his social security account, he may request a revision by writing to the Bureau of Data Processing and Accounts, Social Security Administration, Baltimore, Md. 21235, or by calling at or writing to any social security district office or branch office or, if the individual is in the Philippines, by calling at or writing to the Veterans' Administration Regional Office, Manila, Philippines. Upon receipt of a request for revision, the Social Security Administration will initiate an investigation of the individual's record of earnings. Form OAR-7008, "Statement of Employment for Wages and Self-Employment," is used by the Social Security Administration for obtaining information from the individual requesting a revision to aid the Administration in the investigation. These forms are available at any of the sources listed in this paragraph. If an individual receives a form OAR-7008 from the Bureau of Data Processing and Accounts, the completed form should be returned to that office. In the course of the investigation the district office or branch office, where appropriate, contacts the employer and the employee or the self-employed individual, whichever is applicable, for the purpose of obtaining the information and evidence necessary to reconcile any discrepancy between the allegations of the individual and the records of the Administration. See Subpart I of Part 404 of this chapter for requirements for filing requests for revision, and for limitation on the revision of records of earnings.

(g) *Notice to individual of determination.* After the investigation has been completed and a determination affecting the individual's earnings record has been made, the Social Security Administration will notify the individual in writing of the status of his earnings record and

inform him at the same time of the determination made in his case and of his right to a reconsideration if he is dissatisfied with such determination (see § 422.140).

(h) *Notice to individual of adverse adjustment of his account.* Written notice is given to an individual or his survivor in any case where the Social Security Administration adversely adjusts the individual's self-employment income. Where, subsequent to the issuance of a statement of earnings to an individual, an adverse adjustment is made of an amount of wages included in the statement, written notice of the adverse adjustment is given to the individual or his survivor. Written notice of the adverse adjustment is also given to the survivor if the statement of earnings had been given to such survivor. The individual or his survivor is requested to notify the Social Security Administration promptly if he disagrees, and he is informed that the adjustment will become final unless he notifies the Administration of his disagreement (if any) within 6 months from the date of the letter, or within 3 years, 3 months, and 15 days after the year to which the adjustment relates, whichever is later.

§ 422.130 Claim procedure.

(a) *General.* The Social Security Administration provides facilities for the public to file claims and to obtain assistance in completing them. An appropriate application form and related forms for use in filing a claim for monthly benefits, the establishment of a period of disability, a lump-sum death payment, or entitlement to hospital insurance benefits or supplementary medical insurance benefits can be obtained from any district office, branch office, contact station, or resident station of the Social Security Administration, from the Division of Foreign Claims, Post Office Box 1756, Baltimore, Md. 21203, or from the Veterans' Administration Regional Office, Manila, Philippines. See § 404.608 of this chapter for offices at which applications may be filed. See § 405.102 of this chapter for conditions for entitlement to hospital insurance benefits and § 405.202 et seq. of this chapter for information relating to enrollment under the supplementary medical insurance benefits program.

(b) *Submission of evidence.* An individual who files an application for monthly benefits, the establishment of a period of disability, a lump-sum death payment, or entitlement to hospital insurance benefits or supplementary medical insurance benefits, either on his own behalf or on behalf of another, must establish by satisfactory evidence the material allegations in his application, except as to earnings shown in the Social Security Administration's records (see Subpart H of Part 404 of this chapter for evidence requirements in nondisability cases and Subpart P of Part 404 of this chapter for evidence requirements in disability cases). Instructions, report forms, and forms for the various proofs necessary are available to the public in district offices, branch offices, contact stations, and resident stations of the Social

Security Administration, and the Veteran's Administration Regional Office, Manila, Philippines. These offices assist individuals in preparing their applications and in obtaining the proofs required in support of their applications.

(c) *Determinations and notice to individuals.* In the case of an application for benefits, the establishment of a period of disability, a lump-sum death payment, a recomputation of a primary insurance amount, or entitlement to hospital insurance benefits or supplementary medical insurance benefits, the Social Security Administration, after obtaining the necessary evidence, will make a determination as to the entitlement of the individual claiming or for whom is claimed such benefits, and will notify the applicant of the determination and of his right to a reconsideration if he is dissatisfied with the determination (see § 422.140). Also see § 404.1520 of this chapter for a discussion of the respective roles of State agencies and the Administration in the making of disability determinations and § 404.1521 of this chapter for information regarding initial determinations as to entitlement or termination of entitlement in disability cases. See section 1869(a) of the Social Security Act for determinations under the health insurance for the aged program and sections 1816 and 1842 of the Act for the role of intermediaries, carriers, and State agencies in performing certain functions under such program, e.g., payment of claims pursuant to an agreement with the Social Security Administration.

§ 422.135 Reports by beneficiaries.

(a) A recipient of monthly benefits and a person for whom a period of disability has been established are obligated to report to the Social Security Administration the occurrence of certain events which may suspend or terminate benefits or which may cause a cessation of a period of disability. (See §§ 404.419 et seq. and 404.1531 of this chapter.)

(b) A person who files an application for benefits receives oral and written instructions about events which may cause a suspension or termination, and also appropriate forms and instruction cards for reporting such events. Pursuant to section 203(h)(1)(A) of the Act, under certain conditions a beneficiary must, within 3 months and 15 days after the close of a taxable year, submit to the Social Security Administration an annual report of his earnings and of any substantial services in self-employment performed during such taxable year. The purpose of the annual report is to furnish the Social Security Administration with information for making final adjustments in the payment of benefits for that year. An individual may also be requested to submit other reports to the Social Security Administration from time to time.

§ 422.140 Reconsideration of initial determination.

Any party who is dissatisfied with an initial determination with respect to entitlement to monthly benefits, a lump-sum death payment, a period of disability, a revision of an earnings record, with respect to any other right under title II

of the Social Security Act, or with respect to entitlement to hospital insurance benefits or supplementary medical insurance benefits, or the amount of hospital insurance benefits, may request that the Social Security Administration reconsider such determination. The information in § 404.1520 of this chapter as to the respective roles of State agencies and the Social Security Administration in the making of disability determinations is also applicable to the reconsideration of initial determinations involving disability. After such initial determination has been reconsidered, the Social Security Administration will mail to each of the parties written notice of the reconsidered determination and inform him of his right to a hearing (see § 422.201). Regulations relating to the details of reconsideration of initial determinations with respect to rights under title II of the Act or with respect to entitlement to hospital insurance benefits or supplementary medical insurance benefits may be found in §§ 404.909-404.916 of this chapter.

Subpart C—Procedures of the Bureau of Hearings and Appeals

§ 422.201 Material included in this subpart.

This subpart describes in general the procedures relating to hearings before a hearing examiner, review by the Appeals Council of hearing examiner's decision or dismissal, and court review. It also describes the procedures for requesting such hearing or Appeals Council review, and for instituting a civil action for court review.

§ 422.203 Hearing before hearing examiner.

After (a) a reconsidered or a revised determination of a claim for benefits or any other right under title II or title XVIII of the Social Security Act (for there to be a right to a hearing as to the amount of benefits for hospital, extended care, or home health services, or outpatient hospital diagnostic services under Part A of title XVIII the matter in controversy must be \$100 or more), or (b) a reconsidered or revised determination on an application for certification as a provider of services, or (c) a determination terminating certification as a provider of services, or (d) a reconsidered or revised determination that an independent laboratory does not meet the conditions for coverage of its services or a determination that an independent laboratory no longer meets such conditions has been made, any party to one of such determinations may, pursuant to section 205, 221, or 1869 of the Act, as applicable, file a written request for a hearing on the subject claim. (For proper parties to a hearing see §§ 404.919 and 404.920 of this chapter.) A request for a hearing under title II or section 1869 of title XVIII of the Act may be made on Form HA-501, "Request for Hearing," or by any other writing requesting a hearing. The request shall be filed at an office of the Social Security Administration, usually a district office or a branch office.

or at the Veterans' Administration Regional Office in the Philippines, or with a hearing examiner or the Appeals Council. Form HA-501 may be obtained from any social security district office or branch office, from the Bureau of Hearings and Appeals, SSA, Washington, D.C. 20203, or from any other office where a request for a hearing may be filed. (See § 404.918 of this chapter.) The hearing examiner will either decide the case after hearing (unless hearing is waived) or, if appropriate, dismiss the request for hearing. (See §§ 404.921-404.938 of this chapter.) Hearing examiner decisions must be based on the evidence of record, under applicable provisions of the law and regulations and appropriate precedents. (For detailed information about the right to a hearing, the time and place for filing a request for a hearing, and the rights of parties to a hearing, see §§ 404.917-404.940 of this chapter.)

§ 422.205 Review by Appeals Council.

Any party to a hearing examiner's decision or dismissal may request a review of such action by the Appeals Council. This request may be made on Form HA-520, "Request for Review of Hearing Examiner's Action," or by any other writing specifically requesting review. Form HA-520 may be obtained from any social security district office or branch office, from the Bureau of Hearings and Appeals, SSA, Washington, D.C. 20203, or at any other office where a request for a hearing may be filed.

(a) Whenever the Appeals Council reviews a hearing examiner's decision in accordance with § 404.947 of this chapter and the claimant does not appear personally or through representation before the Council in Washington, D.C., such review will be conducted by a panel of not less than two members of the Council designated in the manner prescribed by the Chairman or Deputy Chairman of the Council. In the event of disagreement between a panel composed of only two members, the Chairman or Deputy Chairman, or his delegate, who must be a member of the Council, shall participate as a third member of the panel. When the claimant appears in person or through representation before the Council in Washington, D.C., the review will be conducted by a panel of not less than three members of the Council designated in the manner prescribed by the Chairman or Deputy Chairman. Concurrence of a majority of a panel shall constitute the decision of the Appeals Council unless the case is considered as provided under paragraph (d) of this section.

(b) The denial or dismissal of a request for review or the refusal of a request to reopen a hearing examiner's or Appeals Council's decision concerning individual entitlement to benefits as provided by §§ 404.947 and 404.952 of this chapter shall be by such member or members of the Appeals Council as may be designated in the manner prescribed by the Chairman or Deputy Chairman.

(c) A review or a denial of review of a hearing examiner's decision or a dismissal of a request for review with respect to (1) denial of certification or

termination of an agreement of a provider of services, or (2) whether an independent laboratory does not meet or no longer meets the conditions for coverage of its services under Title XVIII will be conducted by a panel of at least two members of the Appeals Council designated by the Chairman or Deputy Chairman and one person from the U.S. Public Health Service designated by the Surgeon General, Public Health Service, Department of Health, Education, and Welfare, or his delegate. Concurrence of a majority of the panel shall constitute the decision of the Appeals Council unless the case is considered as provided under paragraph (d) of this section.

(d) On call of the Chairman, or upon request of any of its members approved by the Chairman or Deputy Chairman, the Council may consider any case arising under paragraph (a), (b), or (c) of this section en banc. A majority vote of the Appeals Council members present and voting is required for disposition of any case considered by the entire Council.

(e) For detailed information about the time and place for filing a request for review, the functions of the Appeals Council and the rights of parties to the review, see §§ 404.938, 404.941-404.952, 404.954, and 404.955 of this chapter.

§ 422.210 Court review.

A claimant may obtain a court review of a decision by a hearing examiner if the Appeals Council has denied the claimant's request for review, or of a decision by the Appeals Council when that is the final decision of the Secretary. (For court review as to the amount of benefits for hospital, extended care, or home health services, or outpatient hospital diagnostic services under Part A of title XVIII of the Social Security Act the amount in controversy must be \$1,000 or more, as provided under section 1869(b) of the Act.) An institution or agency may obtain a court review of a decision by the Appeals Council that it is not a provider of services or with a decision by the Appeals Council terminating an agreement entered into by the institution or agency with the Secretary (see § 1866(b)(2) of the Act). (The Social Security Act does not provide for a right to court review of a final decision of the Secretary regarding the status of an independent laboratory.) The civil action must be instituted in the district court of the United States for the judicial district in which the claimant resides or where such individual or institution or agency has his principal place of business, or if he does not reside, or if such individual or institution or agency does not have his principal place of business within any such judicial district, in the District Court of the United States for the District of Columbia. Such action must be filed within 60 days after the mailing of the Appeals Council's notice of denial of request for review of the hearing examiner's decision or notice of the decision by the Appeals Council, except that this time may be extended by the Appeals Council upon a showing of good cause. Where such civil action is instituted, the person holding the office of

Secretary of Health, Education, and Welfare shall, in his official capacity, be the proper defendant. Any such civil action properly instituted shall survive notwithstanding any change of the person holding the office of Secretary or any vacancy in such office. If the complaint is erroneously filed against the United States or any agency, officer, or employee of the United States, instead of against the Secretary, the plaintiff will be notified that he has named an incorrect defendant and will be granted 60 days from the date of mailing of such notice to commence the action against the correct defendant, the Secretary. (See sections 205(g) and 1869 (b) and (c) of the Act and §§ 404.931, 404.940, 404.951, and 404.954 of this chapter.)

Effective date. The foregoing regulations shall become effective upon publication in the *FEDERAL REGISTER*.

Dated: August 31, 1967.

[SEAL] ROBERT M. BALL,
Commissioner of Social Security.

Approved: September 23, 1967.

WILBUR J. COHEN,
Acting Secretary of
Health, Education, and Welfare.

[F.R. Doc. 67-11463; Filed, Sept. 28, 1967;
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Title 32—NATIONAL DEFENSE

Chapter V—Department of the Army

SUBCHAPTER B—CLAIMS AND ACCOUNTS

PART 536—CLAIMS AGAINST THE UNITED STATES

Claims Incident to Use of Government Vehicles and Other Property of the United States Not Cognizable Under Other Law

Sections 536.161, 536.162, 536.163, 536.164, 536.167, and 536.169 are revised, § 536.170 is redesignated as 536.171, and a new § 536.170 is added, as follows:

§ 536.161 Statutory authority.

The statutory authority for §§ 536.161–536.171 is contained in the act of October 9, 1962 (76 Stat. 767, 10 U.S.C. 2737), commonly known as the "Non-Scope of Employment Claims Act."

§ 536.162 Definitions.

The definitions of terms set forth in § 536.3 of this part are applicable to §§ 536.161–536.171 unless otherwise defined herein:

(a) *Government installation.* A U.S. Government facility having fixed boundaries owned or controlled by the Government.

(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).

§ 536.163 Scope.

Sections 536.161–536.171 have been approved by the Secretary of Defense pursuant to title 10, United States Code,

section 2737(h), and prescribes the substantive bases and special procedural requirements for the administrative settlement and payment, in an amount not more than \$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 a member of the Army or a civilian official or employee of the Department of the Army, or of the Army, incident to the use of a vehicle of the United States at any place or incident to the use of other property of the United States on a Government installation.

§ 536.164 Claims payable.

(a) *General.* A claim for personal injury, death, or damage to or loss of property, real or personal, is payable under §§ 536.161–536.171 when—

(1) Caused by the act or omission, negligent, wrongful, or otherwise involving fault, of a member of the Army, or the Army National Guard, or a civilian employee of the Department of the Army, the Army, or the Army National Guard—

(i) Incident to the use of a vehicle of the United States at any place.

(ii) Incident to the use of any other property of the United States on a Government installation.

(2) The claim may not be approved under any other claims statute and claims regulation available to the Department of the Army for the administrative settlement of claims.

(3) The claim has been determined to be meritorious, and the approving or settlement authority has obtained a settlement agreement in an amount not in excess of \$1,000 in full satisfaction of the claim prior to approval of the claim for payment.

(b) *Personal injury or death.* A claim for personal injury or death is allowable only for the cost of reasonable medical, hospital, and burial expenses actually incurred and not otherwise furnished or paid by the United States.

§ 536.167 Procedures.

So far as not inconsistent with this regulation the procedures for the investigation and processing of claims contained in AR 27-20 will be followed.

§ 536.169 Delegation of authority.

(a) *Settlement authority.* (1) Subject to such limitations as may be imposed by the Judge Advocate General, the Chief, U.S. Army Claims Service, and all officers of the Judge Advocate General's Corps assigned to the U.S. Army Claims Service, subject to such limitations as may be imposed by the Chief of that Service, are delegated authority under §§ 536.161–536.171 to pay up to \$1,000 in settlement of claims, and to disapprove claims regardless of the amount claimed.

(2) Subject to such limitations as may be imposed by the Judge Advocate General, the commander, or the staff judge advocate, of each of the following commands is delegated authority to:

(i) Approve and pay in full or in part, or disapprove, claims presented for \$1,000 or less, and

(ii) Pay claims regardless of the amount claimed provided an award of \$1,000 or less is accepted by claimant in full satisfaction and final settlement of the claim:

(a) Each of the numbered Armies within the continental United States.

(b) Military District of Washington, U.S. Army.

(c) U.S. Army Forces, Southern Command.

(d) U.S. Army, Alaska.

(e) U.S. Army, Pacific.

(f) U.S. Army, Europe.

(3) *Delegation of authority.* The Judge Advocate General may delegate claims approving or settlement authority to other commands where the need for such authority can be demonstrated. Requests for delegation of authority will be forwarded to the Judge Advocate General, Attention: Chief, U.S. Army Claims Service, Fort Holabird, Md. 21219, through command channels, with justification and recommendations.

(b) *Approving authority.* (1) Each of the following is delegated authority to:

(i) Approve and pay in full claims presented for \$1,000 or less.

(ii) Pay claims regardless of the amount claimed provided an award of \$1,000, or less, is accepted by claimant in full satisfaction and final settlement of the claim.

(a) The commander, or the staff judge advocate, of any command authorized to exercise general courts-martial jurisdiction.

(b) An officer of the Judge Advocate General's Corps assigned to a maneuver claims service or a disaster claims office when designated by the commander of a command listed in § 536.4a of this part, and subject to such limitation as the designating commander may prescribe.

(c) Officers of the Judge Advocate General's Corps assigned to the U.S. Claims Office, France, subject to such limitations as the Commanding Officer, U.S. Claims Office, France may prescribe.

(d) Officers of the Judge Advocate General's Corps assigned to the U.S. Army Claims Office, Germany, subject to such limitations as the Commanding Officer, U.S. Army Claims Office, Germany, may prescribe.

(e) Officers of the Judge Advocate General's Corps assigned to the U.S. Armed Forces Claims Service, Korea, subject to such limitations as the Chief, U.S. Armed Forces Claims Service, Korea, may prescribe.

(f) The chief of a command claims service established pursuant to § 536.4b of this part.

(g) A district or division engineer, Corps of Engineers, or the Chief of Engineers.

(2) The commanding officer of a command not authorized to exercise general courts-martial jurisdiction, but having a judge advocate assigned to his staff, or his judge advocate, is delegated authority to:

(i) Approve and pay in full claims presented for \$500, or less, and
 (ii) Pay claims regardless of the amount claimed, provided an award of \$500, or less, is accepted by claimant in full satisfaction and final settlement of the claim.

§ 536.170 Reconsideration.

(a) An approving or settlement authority may reconsider a claim upon request of the claimant or someone acting in his behalf. In the absence of such a request, an approving or settlement authority may on his own initiative reconsider a claim. He may reconsider a claim which he previously disapproved in whole or in part (even though a settlement agreement has been executed) when it appears that his original action was incorrect in law or fact based on the evidence of record at the time of the action or subsequently received. If he determines that his original action was incorrect, he will modify the action and, if appropriate, make a supplemental payment. The basis for a change in action will be stated in a memorandum included in the file.

(b) A successor or supervisory approving or settlement authority may also reconsider the original action on a claim but only on the basis of fraud or collusion, new and material evidence, or manifest error of fact such as errors in calculation or factual misinterpretation of applicable law.

(c) A request for reconsideration should indicate fully the legal or factual basis asserted as grounds for relief. Following completion of any investigation or other action deemed necessary for an informed disposition of the request, the approving or settlement authority will reconsider the claim and attempt to settle it by granting such relief as may appear warranted. When further settlement efforts appear unwarranted, the entire file with a memorandum of opinion will be forwarded through claims channels, as outlined in § 536.10(d). If a claims supervisory authority (§ 536.4a) is unable to grant the relief requested, he will forward the claim with his recommendation to the Chief, U.S. Army Claims Service, Office of the Judge Advocate General, Fort Holabird, Md. 21219, and inform the claimant of such reference.

§ 536.171 Claims over 1,000.

A claim presented in an amount over \$1,000 which the claimant declines to settle for an amount not in excess of \$1,000 under §§ 536.161-536.171 will be forwarded with the related file and a seven-paragraph memorandum of opinion to the Chief, U.S. Army Claims Service, Office of the Judge Advocate General, Fort Holabird, Md. 21219.

[AR 27-23, August 10, 1967] (Sec. 3012, 70A Stat. 157, sec. 2736, 76 Stat. 767; 10 U.S.C. 2736, 3012)

For the Adjutant General:

J. W. HURD,
 Colonel, AGC Comptroller, TAGO.
 [F.R. Doc. 67-11426; Filed, Sept. 28, 1967;
 8:45 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

MISCELLANEOUS AMENDMENTS TO CHAPTER

The regulations of the Post Office Department are amended as follows:

PART 123—ADDRESSES

I. In Part 123, make the following changes:

A. In § 123.1, a new paragraph (e) is inserted to provide for enclosing a slip in parcels showing the name of the sender and addressee. Present paragraphs (e), (f), (g), and (h) are redesignated as paragraphs (f), (g), (h), and (i) respectively. Newly designated paragraph (i) is revised to show a new cross reference. Accordingly, new paragraphs (e) and (i) now reads:

§ 123.1 General information.

(e) A slip should be attached to articles enclosed in parcels showing the name and address of the sender and addressee.

NOTE: The corresponding Postal Manual section is 123.15.

(1) See § 123.8 for special instructions on addressing overseas military mail; and §§ 221.1(b) and 231.3(e)(1) of this chapter for addressing international mail.

NOTE: The corresponding Postal Manual section is 123.19.

C. In § 123.8, paragraph (b)(3) is revised to update examples of addressing mail to dependents of military personnel.

§ 123.8 Military mail.

(b) *Military mail within United States.*

(3) *Dependents residing with military personnel.*

(i) Mail addressed to dependents for delivery through the sponsor's military unit should be addressed in care of the sponsor.

Example:

Master Robert Brown, c/o Sgt. Michael Brown RA 18000000, Company A, 6th Bn., 10th Inf., Fort Gordon, Ga., 30905.

(ii) Mail addressed to dependents for delivery at the sponsor's military quarters need not be addressed in care of the sponsor.

Example:

Master Robert Brown, 2519 C Street, Wright-Patterson AFB, Ohio 45433.

NOTE: The corresponding Postal Manual section is 123.823.

PART 125—MATTER MAILABLE UNDER RULES

II. In Part 125, make the following changes:

A. In § 125.3 paragraphs (c)(2)(i) and (d)(2) are amended to provide for the inspection of animals, insects, and plants mailed into the Trust Territory of the Pacific.

§ 125.3 Perishable matter.

(c) *Live animals.*

(2) *Other animals*—(1) *Mailable.* Small, harmless, cold-blooded animals (except snakes) which do not require food or water or attention during handling in the mail and which do not create sanitary problems or obnoxious odors are mailable. For example, the following are mailable: Baby alligators and cayman not exceeding approximately 20 inches in length, baby terrapin and baby turtles not exceeding approximately 2½ inches in length, bloodworms, earthworms, mealworms, chameleons, frogs, toads, goldfish, hellgrammies, newts, salamanders, leeches, lizards, snails, and tadpoles. Animals mailed into the Trust Territory of the Pacific Islands are subject to permit issued by the Director of Agriculture of that territory.

(d) *Insects.*

(2) Other live, nonpoisonous and non-disease-conveying insects may be sent through the mail when properly prepared and packaged and when shipped in accordance with regulations of the U.S. Department of Agriculture. When such insects are mailed into the Trust Territory of the Pacific Islands, they are also subject to regulations of the Director of Agriculture of that territory.

NOTE: The corresponding Postal Manual sections are 123.332a and 125.342 respectively.

B. In § 125.4 *Plant quarantines*, make the following changes:

1. Paragraphs (d) and (e) are revised to provide for the inspection of animals, insects, and plants mailed into the Trust Territory of the Pacific.

§ 125.4 Plant quarantines.

(d) *Plant materials to, from, and between, certain territories and possessions*—(1) *From Canal Zone and Samoa.* Plant material from Tutuila, Manua, and the Canal Zone, moving to the continental United States, Hawaii, and Puerto Rico, is subject to the plant quarantines that affect the importation of plant material from foreign countries.

(2) *Islands in the Trust Territory of the Pacific.* Plants and plant materials, including fruits and vegetables, and living cultures of bacteria, fungi, or viruses are subject to plant quarantines established by the government of the Trust Territory. Plants and plant materials originating in the Trust Territory, when moving within the territory, may require a plant and animal quarantine permit issued by a local District Agriculturist. Items originating outside the Trust Territory should be accompanied with a dispatch permit issued by the Staff Entomologist or Director of Agriculture of the Trust Territory.

NOTE: The corresponding Postal Manual section is 125.44.

RULES AND REGULATIONS

(e) *Terminal inspection for plants and plant products—(1) States and territories requiring inspection.* Packages containing plants and plant products addressed to Alabama, Arizona, Arkansas, California, District of Columbia, Florida, Hawaii, Idaho, Louisiana, Minnesota, Mississippi, Montana, Puerto Rico, Utah, Washington, and islands in the Trust Territory of the Pacific must be examined by State inspectors at the places listed in subparagraph (6) of this paragraph. The packages must be plainly marked on the outside to show the exact nature of their contents.

(2) *Addressee must pay additional postage.* The addressee must pay postage to send the package to the inspection place and must arrange with the State plant inspector to pay postage to return the package to the office of address after inspection.

(3) *Packages addressed in care of State plant inspector.* Packages may be addressed in care of a State plant inspector at a place other than where the addressee lives. The addressee must arrange for the inspector to pay postage to forward the package to the addressee after inspection.

(4) *Disposition of infected shipments.* When the inspector finds that plants or plant products are infested or infected with injurious insects or diseases and are incapable of satisfactory treatment, or they are found to have been moved in violation of a plant quarantine law or regulation of the U.S. Department of Agriculture or of the State or territory of destination pertaining to such injurious pests, parcels will be returned to the sender and payment of postage for return collected on delivery. If the sender has marked the parcel to be abandoned, if undelivered, the package will be turned over to State authorities for destruction.

(5) *Information about quarantines.* Alabama, Arizona, Arkansas, California, Florida, Mississippi, Montana, Washington, and the Trust Territory of the Pacific Islands have arranged for enforcement of some State quarantines. When regulated plants or plant products are found to have been mailed in violation of quarantines, delivery may be withheld. Summaries of those quarantines may be obtained from the Plant Quarantine Division, Agricultural Research Service, U.S. Department of Agriculture, Washington, D.C. 20250.

(6) *List of products and places of inspection—(i) Alabama—Plants and plant products subject to inspection.* All sweet-potato roots, tubers, plants, and vines, and parts thereof, which are not accompanied by a valid certificate tag issued by the Alabama Department of Agriculture and Industries; and other vines, trees, and shrubs, and cuttings and grafts thereof, and strawberry plants, which are not accompanied by a valid nursery inspection certificate of the State of origin.

Terminal inspection place—Birmingham.

(ii) *Arizona—Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees or

shrubs, and other plants and plant products for propagation, except vegetable and flower seeds.

Terminal inspection places—

Coolidge.	Kingman.	Fillmore.	Pixley.
Cottonwood.	Parker.	Fontana.	Placerville.
Douglas.	Phoenix.	Fort Bragg.	Pleasanton.
Ehrenberg.	Safford.	Fort Jones.	Pomona.
Fredonia.	Solomon.	Fowler.	Porterville.
Globe.	Tucson.	Fresno.	Port Hueneme.
Holbrook.	Yuma.	Fullerton.	Quincy.
		Gazelle.	Red Bluff.
		Gilroy.	Redlands.
		Goshen.	Redding.
		Gridley.	Redwood City.
		Gustine.	Reedley.
		Half Moon Bay.	Rescue.
Bisbee.	Lowell.	Hanford.	Rialto.
Bowie.	Mesa.	Hayward.	Richgrove.
Casa Grande.	Nogales.	Healdsburg.	Richmond.
Chandler.	Frescott.	Hemet.	Ripon.
Duncan.	Tempe.	Highland.	Riverside.
Eloy.	Warren.	Hollister.	Roseville.
Flagstaff.	Williams.	Hollywood.	Sacramento.
Florence.	Winslow.	Holtville.	Saint Helena.
Glandale.		Hornbrook.	Salinas.

(III) *Arkansas—Plants and plant products subject to inspection.* Sweetpotatoes, sweetpotato plants, vines, draws, and slips.

NOTE: Under a State quarantine on account of the sweetpotato weevil, the articles named are prohibited entry into Arkansas unless accompanied by an inspection certificate issued by the State of origin showing the plants and plant products to be free of infestation. Parcels accompanied by a certificate will be delivered to the addressee without inspection. Parcels not accompanied with a certificate will be returned to the office of mailing endorsed: Unmailable—Not accompanied with required certificate. Postage will be collected for return.

(iv) *California—Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees or shrubs, and other plants and plant products in the raw or unmanufactured state, and vegetable and flower seeds.

Terminal inspection places—

Alameda.	Coachella.	Marysville.	South San Francisco.
Alturas.	Colfax.	McFarland.	Springville.
Anaheim.	Colma.	Menlo Park.	Stockton.
Anderson.	Colton.	Merced.	Strathmore.
Antioch.	Colusa.	Millbrae.	Sultana.
Arbuckle.	Concord.	Mill Valley.	Sunol.
Arlington.	Corcoran.	Mission San Jose.	Susanville.
Aromas.	Corning.	Modesto.	Tehachapi.
Atascadero.	Corona.	Montalvo.	Terra Bella.
Auburn.	Cucamonga.	Monterey.	Tipton.
Bakersfield.	Cutler.	Moorpark.	Tracy.
Banning.	Daly City.	Napa.	Tulare.
Bard.	Davis.	National City.	Turlock.
Barstow.	Delano.	Nevada City.	Ukiah.
Beaumont.	Del Rosa.	Newman.	Upland.
Belmont.	Diamond Springs.	Novato.	Vacaville.
Berkeley.	Dinuba.	Oakdale.	Vallejo.
Bieber.	Dorris.	Oakland.	Ventura.
Biggs.	Dos Palos.	Oceanside.	Victorville.
Bloomington.	Ducor.	Ojai.	Visalia.
Blythe.	Earlimart.	Ontario.	Walnut Creek.
Broderick.	East Highlands.	Orange.	Wasco.
Bryn Mawr.	El Cajon.	Orinda.	Waterford.
Burlingame.	El Centro.	Orland.	Watsonville.
Calexico.	El Cerrito.	Orosi.	Watts.
Calipatria.	El Dorado.	Oroville.	West Sacramento.
Callistoga.	Elainore.	Oxnard.	Williams.
Camarillo.	Escalon.	Pacifica.	Willows.
Carpinteria.	Escondido.	Paradise.	Winters.
Chico.	Etiwanda.	Paso Robles.	Woodlake.
Chino.	Etna.	Patterson.	Woodland.
Chowchilla.	Eureka.	Penryn.	Yettem.
Chula Vista.	Exeter.	Perris.	Yueka.
Clovia.	Fairfax.	Pescadero.	Yuba City.
	Fairfield.	Piru.	Yucaipa.
	Farmersville.	Pittsburg.	

(v) *Carolina Islands*—See *Trust Territory of the Pacific Islands*.

(vi) *District of Columbia*—*Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees or shrubs, and other plants and plant products in the raw or unmanufactured state, except vegetable and flower seeds and succulent plants such as tomato, pepper, and cabbage.

Inspection place—Washington, D.C.

(vii) *Florida*—*Plants and plant products subject to inspection.* All florists' stock such as plants of dieffenbachia, dracaena, and philodendron; trees, shrubs, and vines of a woody nature such as rose bushes, hibiscus plants, grape and blackberry vines, and the cuttings, grafts, scions, and buds of all such plants; sweetpotato and orchid plants.

NOTE: Inspection is not required of disease- and insect-free vegetable, field crop, strawberry, or flowering annual plants; lawn or pasture grass plants; seeds, corms, tubers, or bulbs; cut flowers, ferns, or foliage; or other plant material not intended for growing or propagation.

Terminal inspection places—

Gainesville.	Pensacola.
Jacksonville.	Tampa.
Miami.	West Palm Beach.

(viii) *Hawaii*—*Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees and shrubs, and other plants and plant products in the raw or unmanufactured state, except vegetable and flower seeds.

Inspection place—Honolulu.

(ix) *Idaho*—*Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees or shrubs, and other plants and plant products in the raw or unmanufactured state, except vegetable and flower seeds and succulent plants such as tomato, pepper, and cabbage: *Provided*. That this list of plants and plant products shall not apply to plants and plant products shipped either under the certificate of the U.S. Department of Agriculture or of the Idaho State Department of Agriculture.

Terminal inspection places—

Blackfoot.	Parma.
Bolse. ¹	Payette. ¹
Burley.	Pocatello. ¹
Caldwell.	Rexburg.
Emmett. ¹	Rupert.
Idaho Falls. ¹	Sandpoint.
Lewiston. ¹	Twin Falls. ¹
Nampa. ¹	

Burley, Pocatello, and Rexburg terminal inspection points operate from September 15 through July 1 of each year. All other points operate on a year-round basis.

(x) *Louisiana*—*Plants and plant products subject to inspection.* All seed sweetpotatoes and sweetpotato plants, if not accompanied by a certificate issued by an appropriate agricultural official of the

State of origin declaring the true quality of the seed or plants contained in the shipment and showing the variety, lot number, and the year the sweetpotatoes were grown. Certification by the State of origin shall be based on specific requirements of inspection standards in the appropriate Louisiana certified seed regulation. Shippers should tie sweetpotato plants in bundles of approximately 100 with official tape issued by the official certification agency of the State of origin.

NOTE: All seed sweetpotatoes and sweetpotato plants from any place in the State of Alabama or Georgia, whether or not accompanied by a certificate, are subject to terminal inspection.

Terminal inspection place—Monroe.

(xi) *Mariana Islands*. See *Trust Territory of the Pacific Islands*.

(xii) *Marshall Islands*. See *Trust Territory of the Pacific Islands*.

(xiii) *Minnesota*—*Plants and plant products subject to inspection.* All wild and cultivated trees, shrubs, and woody vines; perennial roots, such as peonies and iris; small-fruit plants, such as strawberries and raspberries; herbaceous perennials, such as hollyhocks and other hardy flowering plants; cuttings, buds, grafts, and scions for or capable of propagation.

Inspection place—St. Paul.

(xiv) *Mississippi*—*Plants and plant products subject to inspection.* Sweetpotatoes, sweetpotato plants, vines, and cuttings; morning-glory vines and roots, and tomato plants: *Provided*. That this list of plants and plant products shall not apply to any of the above plants, roots, or tubers, the shipment of which originates within the State of Mississippi and are addressed to places within the State, when accompanied with a certificate of inspection issued by the State Plant Board of Mississippi. The importation of tomato plants from other States is prohibited.

NOTE: Sweetpotato tubers, plants, vines, cuttings, roots, and slips and morning-glory plants are regulated and will not be permitted entry from the States of Alabama and Georgia unless the duly authorized plant inspection official of the State of origin has filed with the State Plant Board of Mississippi a Certificate of Inspection certifying that it has been determined by competent, official survey that the regulated products were inspected during their growing period and were found to be free of the sweetpotato mosaic and that this virus disease is not known to exist in the county or parish in which the products were grown or originated.

Terminal inspection places—

Aberdeen.	Leland.
Booneville.	Meridian.
Brookhaven.	Moss Point.
Grenada.	Poplarville.
Gulfport.	Senatobia.
Jackson.	Starkville.
Kosciusko.	State College.
Laurel.	Stoneville.

(xv) *Montana*—*Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees or

shrubs and other plants and plant products in the raw or unmanufactured state, except vegetable and flower seeds and succulent plants such as tomato, pepper, and cabbage.

Terminal inspection places—

Billings.	Havre.
Butte.	Helena.
Culbertson.	Kalispell.
Glasgow.	Laurel.
Glendive.	Livingston.
Great Falls.	Missoula.

(xvi) *Puerto Rico*—*Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees or shrubs, and other plants and plant products in the raw or unmanufactured state, including field, vegetable, and flower seeds; also cotton lint.

Inspection place—San Juan.

(xvii) *Trust Territory of the Pacific Islands*—*Plants and plant products subject to inspection.* All plants, seeds, fruits, vegetables, cuttings, or other plant parts, animals and living cultures of bacteria, fungi, or viruses.

Terminal inspection places—
Caroline Islands—

Koror.	Truk.
Kusale.	Yap.
Ponape.	

Mariana Islands—
Rota.

Marshall Islands—
Ebeye.

Mauro.

(xviii) *Utah*—*Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits, and other seeds of fruit and ornamental trees or shrubs, and other plants and plant products in the raw or unmanufactured state, except vegetable and flower seeds.

Terminal inspection places—
Brigham City.

Price.

Cedar City.

Provo.

Farmington.

Ridgefield.

Logan.

Salt Lake City.

Ogden.

(xix) *Washington*—*Plants and plant products subject to inspection.* All florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits and other seeds of fruit and ornamental trees or shrubs, and other plants and plant products in the raw or unmanufactured state, except vegetable and flower seeds.

Terminal inspection places—
Bellingham.

Olympia.

Brewster.

Oroville.

Cashmere.

Pateros.

Chehalis.

Port Angeles.

Chelan.

Prosser.

Clarkston.

Puyallup.

Colville.

Seattle.

Dryden.

Spokane.

Ellensburg.

Vancouver.

Ephrata.

Walla Walla.

Everett.

Wenatchee.

Grandview.

White Salmon.

Kennewick.

Yakima.

Mount Vernon.

Zillah.

Okanogan.

¹ Places to which parcels may be sent in care of a plant inspector for onward transmission to the ultimate addressee.

RULES AND REGULATIONS

Shippers desiring Washington permits must make application direct to the Supervisor of Horticulture, State Department of Agriculture, Olympia, Wash.

NOTE: The corresponding Postal Manual section is 125.45.

PART 127—MAIL ADDRESSED TO MILITARY POST OFFICES OVERSEAS

III. In § 127.2 *Conditions prescribed by the Defense Department applicable to mail addressed to certain military post offices overseas*, make the following changes:

A. Insert in proper numerical order the following post office numbers and their accompanying data:

Military post office number	See footnotes	Military post office number	See footnotes
09035	B-C-D	96333	M
09031	B-C-D	96374	A-F
09033	B-C-D	96375	A-F
09040	A-B-F-I	96379	A-F
09158	B-C-D	96388	A-F
96216	A-F	96555	M

B. Delete the following post office numbers and their accompanying data:

Military post office number	See footnotes	Military post office number	See footnotes
09007	A-B-C-E	99181	B-C-E
09063	A-B-C-E	99258	A-B-C-E
09122	A-B-C-E	99679	A-B-C-E

C. Amend the data opposite the following post office numbers to read:

Military post office number	See footnotes	Military post office number	See footnotes
96202	A-B	96271	A-B
96206	A-B	96276	A-B
96207	A-B	96301	A-B
96208	A-B	96302	A-B
96212	A-B	96335	A-B
96218	A-B	96358	A-B
96220	nA-B	96455	A-B
96231	A-B	96460	A-B
96234	A-B	96570	A-B
96251	A-B	96571	A-B
96259	A-B	96680	A-B-H-Q
96264	A-B		

D. A new footnote Q is added following the tabular material to provide for an increase in the weight limit to 66 pounds for certain military post offices.

Q. Mail may not exceed 66 pounds and size is limited to 42 inches maximum length and 72 inches maximum length and girth combined.

NOTE: The corresponding Postal Manual section is 127.2.

PART 144—PERMIT IMPRINTS

IV. Section 144.7 is revised to make it consistent with §§ 144.3(c) and 144.8.

§ 144.7 Improper use of permit imprints.

(a) *Distributed outside the mail and as enclosures.* Since permit imprints indicate that the matter on which they appear has had postage paid thereon under the permit imprint system, they must not ordinarily appear on matter which has

not had postage so paid thereon, as, for example, matter which is circulated by means other than mail or which is circulated as an enclosure with other matter either by mail or by means other than mail. Permit imprints may appear on address labels, wrappers, envelopes, and other containers, and on complete mailing pieces, which have not had postage paid thereon under the permit imprint system, provided it would be impracticable to omit the permit imprint, as, for example, when envelopes are shipped from a printer to a permit imprint permit holder.

(b) *Place of acceptance.* Permit imprint matter will be accepted for mailing only at the post office shown in the permit imprint except when company permit imprints are used as provided for by § 144.3(c) or when arrangements for acceptance at other post offices are made under the provisions of § 144.8.

(c) *Nonpermit mailings.* Permit imprints must be obliterated from matter which is mailed as nonpermit imprint matter prepaid with postage by means of stamps or meter stamps.

NOTE: The corresponding Postal Manual section is 144.7.

PART 164—PAYMENT FOR LOSSES

V. Paragraphs (a) and (b) in § 164.6 are revised to provide postal insurance coverage up to \$100 for official registered mail sent under the postage and fees paid indicia.

§ 164.6 Official mailings.

(a) *Registered mail.* Postal indemnity coverage is provided up to \$100 for articles sent as registered mail under the "Postage and Fees Paid" indicia. Postal indemnity coverage is also provided, within the limit fixed for the fees paid, for penalty or franked mail on which the registry fee has been paid by stamps affixed, subject to the limitations of the Government Losses in Shipment Act administered by the Treasury Department. See § 137.4 of this chapter.

(b) *Insured mail.* Postal indemnity is provided, up to the maximum of \$200, for the value of an article properly sent as insured mail under the "Postage and Fees Paid" indicia, or with stamps affixed to cover the postal charges. Government agencies must comply with postal regulations relating to establishing value of goods lost or damaged in the insured mail. Agencies should refrain from requesting postal indemnity when trivial amounts are involved which would probably be less than the cost of processing and paying a claim.

NOTE: The corresponding Postal Manual sections are 164.1 and 164.62 respectively.

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

TIMOTHY J. MAY,
General Counsel.

SEPTEMBER 25, 1967.

[F.R. Doc. 67-11439; Filed, Sept. 28, 1967;
8:46 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 16418; FCC 67-1055]

PART 81—STATIONS ON LAND IN MARITIME SERVICES

PART 83—STATIONS ON SHIPBOARD IN MARITIME SERVICES

PART 85—PUBLIC FIXED STATIONS AND STATIONS OF MARITIME SERVICES IN ALASKA

Operator Requirements and Geneva Radio Regulations

Report and order. 1. A notice of proposed rule making in the above-captioned matter was released on January 13, 1966, and was published in the *FEDERAL REGISTER* on January 20, 1966 (31 F.R. 759). The dates for filing comments and replies thereto have passed.

2. Timely comments were filed by American Merchant Marine Institute, Inc. (AMMI), and Mr. William S. Danforth, West Southport, Maine. No reply comments were filed. After close of the comment period, comments were received from the Pacific American Tankship Association (PATA). These comments are considered to contain relevant information and have been taken into account in this rule making.

3. AMMI directs attention to the requirement proposed in § 83.104(a) that the transmitting apparatus be protected so that it is not accessible or capable of operation by other than authorized persons. AMMI contends that this is an impractical requirement which cannot be reasonably accomplished. Present rules provide that the transmitter be so protected only if the operator is on duty at a control point at some other location than the transmitter. The purpose of the proposed requirement is to insure that appropriate precautions are taken so that the transmitter is not placed in operation by unauthorized persons. This may include locking of the spaces housing the transmitter or its controls and instruction of crew members using the spaces for other purposes, against use of the equipment. The Commission believes that compliance with the rule as proposed is practical.

4. Mr. Danforth requested clarification of § 83.153 concerning the location of the operator at principal operating position. AMMI suggested that this section be changed to permit the operator to be on duty at the position from which the station is being operated so that radiotelephone equipment on oceangoing telegraph equipped ships, which is usually installed in the radiotelegraph room, can be operated from the bridge of the ship without the radiotelegraph operator being on duty in the radio room. To clarify the rule, and to meet the AMMI suggestion, §§ 83.104(a) and 83.153 have been modified to include control points from which the transmitters may be operated.

5. With respect to proposed § 83.164(b) concerning waivers of operator requirements for survival craft stations while being used for survival purposes, AMMI questions the meaning of the provision reading "Provided, That all transmitter adjustments must be performed by or under the immediate supervision and responsibility of a person holding a first or second-class commercial radio operator license". For clarification this provision is being deleted. It is considered that proposed § 83.162 adequately covers licensing of operators for adjustment of radio transmitters of survival craft stations while not being used for survival purposes. It is not considered practicable to require a licensed operator while the station is actually being used for survival purposes.

6. Mr. Danforth and PATA objected to the 100 watt carrier power limitation imposed by § 83.159 on operators holding restricted permits. Mr. Danforth stated that § 83.134 permits transmitters of 150 watts power for intership communication. PATA asserted that vessels of its member companies use transmitters of 150 watts power output and § 83.159, as proposed, would require an operator with a higher grade license than is now required. As stated by Mr. Danforth, § 83.134 permits transmitter powers of 150 watts for intership communications. However, this is input power, not carrier power, and would be the equivalent of a carrier power of 100 watts into the ship's antenna. It is assumed that PATA erroneously characterized its member companies' transmitters as having a 150 watt power output since, for intership communications, the limit of 150 watts is applied to the input power. The proposed 100 watt carrier power limitation is consistent with the requirements of the Geneva Radio Regulations for operator licenses corresponding to the Commission's restricted radiotelephone operator permit. Since the 100 watt carrier power limitation will not preclude the operation of transmitters having the maximum allowable power for intership use by persons holding restricted radiotelephone operator permits, and, since the limitation is in accord with the Geneva Radio Regulations, § 83.159 will be adopted as proposed.

7. With respect to proposed § 83.165, Mr. Danforth objects to the requirement that the operator authorization be posted near the principal operating position. He stated that on some small craft this would mean exposure to weather. Moreover, according to Mr. Danforth, vessels owners that have fine paneling aboard ship do not want to clutter up the bulkhead with posted licenses. He suggested that on noncompulsory equipped vessels the operator permit be kept with the ship's papers readily available for inspection. Mr. Danforth's recommendation is reasonable and, therefore, the rules herein adopted will allow an operator on board a noncompulsory equipped ship to have in his personal possession a restricted radiotelephone operator permit or an operator license verification card (Form 758-F) in lieu of posting the operator license. By the amendments

herein, these same alternatives are permitted for operators who are on board solely for the purpose of servicing the radio equipment and for operators of stations of a portable nature. Inasmuch as these are minor rule changes, a further rule making proposal with respect to them is not required.

8. The Commission's proposal assumed a one-to-one conversion factor when relating peak envelope power for single sideband emissions to carrier power for double sideband emissions in radiotelephone stations for determining the required class of operator license. This value appears to be unnecessarily restrictive. Therefore, in light of today's best engineering judgment, it would be more reasonable to adopt the latter four-to-one conversion factor for determining the proper class of operator license required herein.

9. By Commission order released September 16, 1966, Part 13 of the Commission's rules was amended to establish and provide for a new class of operator license designated "Temporary Limited Radiotelegraph Second Class Operator License". The rules, therefore, have been amended to incorporate this class of operator license in Part 83.

10. In view of the foregoing: *It is ordered*. That, pursuant to the authority contained in sections 303 (1) and (r), and sections 318, 353, and 354 of the Communications Act of 1934, as amended, Parts 81, 83, and 85 of the Commission's rules are amended, effective November 3, 1967, as set forth below.

11. *It is further ordered*. That the proceeding in Docket No. 16418 is terminated.

12. Part 13 of the Commission's rules will be appropriately amended to conform to these amendments.

(Secs. 303, 318, 48 Stat. 1082, 1089, as amended; 353, sec. 10(b), 50 Stat. 193, as amended; 354, sec. 2(b), 68 Stat. 706; 47 U.S.C. 303, 318, 353, 353a)

Adopted: September 20, 1967.

Released: September 26, 1967.

FEDERAL COMMUNICATIONS
COMMISSION

[SEAL] BEN F. WAPLE,
Secretary.

A. Part 81, Stations on Land in the Maritime Services, is amended as follows:

1. Subpart F (§§ 81.151-81.156) is deleted and the following new Subpart F (including new §§ 81.151-81.159) is inserted to read:

Subpart F—Operator Requirements

Sec. 81.151 Graded values of commercial radio operator authorizations.
81.152 Operator required.
81.154 Limitations applicable to commercial radio operator permits.
81.155 Control by operator.
81.156 Adjustment of transmitting apparatus.
81.158 Waivers of operator requirement.
81.159 Posting of operator authorization.

Commissioners Bartley and Wadsworth absent.

AUTHORITY: The provisions of this Subpart F issued under secs. 303, 318, 48 Stat. 1082, 1089, as amended; 353, sec. 10(b), 50 Stat. 193, as amended; 354, sec. 2(b), 68 Stat. 706; 47 U.S.C. 303, 318, 353, 353a.

Subpart F—Operator Requirements

§ 81.151 Graded values of commercial radio operator authorizations.

(a) The classes of commercial radio operator authorizations are arranged in order of descending value for the purposes of this part, as follows:

T-1, Radiotelegraph first-class operator license.

T-2, Radiotelegraph second-class operator license.

P-1, Radiotelephone first-class operator license.

P-2, Radiotelephone second-class operator license.

T-3, Radiotelegraph third-class operator permit.

P-3, Radiotelephone third-class operator permit.

RP, Restricted radiotelephone operator permit.

§ 81.152 Operator required.

(a) As used in this subpart, "operator" means a person holding a commercial radio operator license or permit of the proper class, as prescribed and issued by the Commission.

(b) [Reserved]

(c) Except as otherwise provided in § 81.158, the actual operation of transmitting apparatus in any radio station subject to this part shall be performed only by a person holding a commercial radio operator license or permit of the required class, who shall be on duty at an authorized control point of the station and shall be responsible for the proper operation of the station as controlled from that position. The minimum class of radio operator license or permit required for operation of each specific classification of station is set forth in paragraphs (d), (e), and (f) of this section; subject, however, to the provisions of §§ 81.154, 81.155, and 81.156.

Minimum
operator
authori-
ty

(d) Description of station: zation
Public coast telegraph, all classes..... T-2
Limited coast telegraph, all classes..... T-3
Coast telephone, all classes, except in

Alaska:	
Exceeds 250 watts carrier power or 1,000 watts peak envelope power.....	P-2
250 watts or less carrier power; or 1,000 watts or less peak envelope power operating on frequencies below 30 Mc/s.....	P-3
250 watts or less carrier power; or 1,000 watts or less peak envelope power operating on frequencies above 30 Mc/s.....	RP
Coast telephone, in Alaska:	
Exceeds 250 watts carrier power; or 1,000 watts peak envelope power, Class I station.....	P-2
Exceeds 250 watts carrier power; or 1,000 watts peak envelope power, Class II or Class III station.....	P-3
250 watts or less carrier power; or 1,000 watts or less peak envelope power, all classes.....	RP
Marine fixed, except in Alaska.....	P-3
Marine fixed, in Alaska.....	RP
Marine utility coast.....	RP
Shipyard base.....	RP

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(e) When a coast telephone station of any class is used to transmit manual telegraphy solely for identification, testing, or brief operating signals and brief traffic lists, the telegraph key shall be manipulated only by a person who holds a radiotelegraph third-class operator permit or higher class of radiotelegraph operator authorization.

(f) The minimum class of operator authorization required for operation of a marine control station is the same as the minimum required for the coast station being controlled.

(g) The operation of a marine relay station, a marine repeater station, or a marine receiver-test station is authorized to be performed by the operator of the associated coast station: *Provided*, That the activation and deactivation of the fixed station is controlled from a control point at the associated coast station.

§ 81.154 Limitations applicable to commercial radio operator permits.

(a) With respect to any station subject to this part which the holder of a radiotelegraph or radiotelephone third-class operator permit or restricted radiotelephone operator permit may operate, the following provisions shall apply:

(1) The holder of such a permit is prohibited from making any equipment adjustments that may result in improper transmitter operation; and

(2) The operation of the transmitter shall require only the use of simple external switching devices, excluding all manual adjustment of frequency determining elements, and the stability of the frequencies shall be maintained by the transmitter itself within the limits of tolerance specified by § 81.131 or the station license.

§ 81.155 Control by operator.

(a) When the station is used for telephony an unlicensed person may, if authorized by the station licensee, speak into a station microphone, which may be located at a dispatch point (see § 81.7 (n)): *Provided*, That such operation shall be under the direct supervision and responsibility of the operator on duty at an authorized control point (see § 81.7 (m)).

(b) When the station is used for telegraphy, transmitted manually by any type of the Morse code, the transmitting telegraph key shall, wherever its location, be manipulated only by a person who holds a radiotelegraph operator license or permit of the proper class.

§ 81.156 Adjustment of transmitting apparatus.

Notwithstanding any other provisions of this subpart, all adjustments of radio transmitting apparatus in any station subject to this part during or coincident with the installation, servicing, or maintenance of such apparatus which may affect the proper operation of such station, must be performed by or under the immediate supervision and responsibility of a person holding a first- or second-class commercial radio operator license, either radiotelegraph or radiotelephone,

who shall be responsible for the proper functioning of the station equipment: *Provided, however*, That only persons holding a radiotelegraph first- or second-class operator license shall perform such functions at radiotelegraph stations transmitting by any type of the Morse code.

§ 81.158 Waivers of operator requirement.

(a) No radio operator authorization is required for the operation, during the course of normal rendition of service, of any shipyard mobile station.

(b) No radio operator authorization is required for the operation during the course of normal rendition of service, of a shore radar, a shore radiolocation, a shore radiolocation training, a shore radiolocation test, or a shore radiolocation station.

§ 81.159 Posting of operator authorization.

When an operator is required for the operation of a station subject to this part, the original authorization (or FCC Form 759) of each such operator while he is employed or designated as radio operator of the station shall be posted in a conspicuous place at an authorized control point at which the operator is stationed: *Provided, however*, That if the operator holds a restricted radiotelephone operator permit, or in the case of stations of a portable nature if the operator holds a valid license verification card (FCC Form 758-F) attesting to the existence of a commercial radio operator authorization, he may in lieu of posting have such permit or verification card in his personal possession immediately available for inspection upon request by a Commission representative.

2. Section 81.213 is amended by revising subparagraph (a) (2) to read:

§ 81.213 Station documents.

(a) *

(2) The necessary operator license(s), available in accordance with the provisions of § 81.159.

3. Section 81.313 is amended by revising subparagraph (a) (2) to read:

§ 81.313 Station documents.

(a) *

(2) The necessary operator license(s), available in accordance with the provisions of § 81.159.

4. Section 81.369 is amended by revising subparagraph (a) (2) to read:

§ 81.369 Station documents.

(a) *

(2) The necessary operator license(s), available in accordance with the provisions of § 81.159.

5. Section 81.535 is amended by revising subparagraph (b) (2) to read:

§ 81.535 Station documents.

(b) *

(2) The necessary operator license(s), available in accordance with the provisions of § 81.159 (this requirement is not applicable when the station is operated under the provision of § 81.158).

B. Part 83, Stations on Shipboard in the Maritime Services, is amended as follows:

1. Section 83.104 is amended by revising paragraph (a) to read:

§ 83.104 Operating controls.

(a) In each ship station subject to this part, the transmitting apparatus shall be so installed and protected that it is not capable of operation by other than duly authorized persons. Operating controls shall be installed at the principal operating position and each control point which are capable of:

(1) Starting and discontinuing operation of the station;

(2) Changing frequencies within the same characteristic portion of the spectrum when necessary;

(3) Changing from transmission to reception and vice versa.

2. Subpart F (§§ 83.151-83.158) is deleted and the following new Subpart F (including new §§ 83.151-83.165) is inserted to read:

Subpart F—Operator Requirements	
Sec.	
83.151	Graded values of commercial radio operator authorizations.
83.152	Operator required.
83.153	Location of operator.
83.155	Operator(s) required by Title III of Communications Act of 1934.
83.156	Operator(s) required by the Safety Convention.
83.157	Certified persons required by the Great Lakes Radio Agreement.
83.159	Operator requirements for noncompulsory stations.
83.160	Limitations applicable to commercial radio operator permits.
83.161	Control by operator.
83.162	Adjustment of transmitting apparatus.
83.164	Waivers of operator requirement.
83.165	Posting of operator authorization.

AUTHORITY: The provisions of this Subpart F issued under secs. 303, 318, 48 Stat. 1082, 1089, as amended; 353, sec. 10(b), 50 Stat. 193, as amended; 354, sec. 2(b), 68 Stat. 706; 47 U.S.C. 303, 318, 353, 353a.

Subpart F—Operator Requirements

§ 83.151 Graded values of commercial radio operator authorizations.

(a) The classes of commercial radio operator authorizations are arranged in order of descending value for the purposes of this part, as follows:

T-1, Radiotelegraph first-class operator license.
T-2, Radiotelegraph second-class operator license.
TLT, Temporary limited radiotelegraph second-class operator license.
P-1, Radiotelephone first-class operator license.
P-2, Radiotelephone second-class operator license.
T-3, Radiotelegraph third-class operator permit.

P-3. Radiotelephone third-class operator permit.
RP. Restricted radiotelephone operator permit.

§ 83.152 Operator required.

(a) Except as otherwise provided in § 83.164, the actual operation of transmitting apparatus in any radio station in the maritime mobile or maritime radiodetermination service on board a ship of the United States shall be performed only by a person holding a commercial radio operator license or permit of the required class. The minimum class of radio operator authorization required for operation of each specific classification of station is set forth in this subpart; subject, however, to the provisions of §§ 83.160, 83.161, and 83.162.

(b) As used in this subpart, "radio officer" on a ship of the United States means a person holding at least a first- or second-class radiotelegraph operator license, as prescribed and issued by the Commission.

(c) As used in this subpart, "qualified operator," "operator," or "certified person" on a ship of the United States means a person holding a commercial radio operator license or permit of the proper class, as prescribed and issued by the Commission.

§ 83.153 Location of operator.

When an operator is required for the operation of a station subject to this part, such operator shall, whenever the transmitting apparatus is being operated, be on duty at the principal operating position or a control point of the station and, subject to the lawful authority of the master, shall be in charge of the station.

§ 83.155 Operator(s) required by Title III of Communications Act of 1934.

(a) Each passenger ship of the United States which in accordance with Part II of Title III of the Communications Act is equipped with a radiotelegraph station shall for safety purposes carry at least one radio officer holding a radiotelegraph first-class operator license, and in addition at least one radio officer holding a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license: *Provided*, That the holder of a radiotelegraph second-class operator license or a temporary limited radiotelegraph operator license may not act as chief radio officer.

(b) Each cargo ship of the United States which in accordance with Part II of Title III of the Communications Act is equipped with a radiotelegraph station, which is not fitted with a radiotelegraph auto alarm in proper operating condition, shall for safety purposes carry at least two radio officers, each of whom shall hold a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license: *Provided*, That the holder of a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license may not act as chief radio officer until he has had

at least 6 months satisfactory service in the aggregate as a qualified radiotelegraph operator in a station on board a ship or ships of the United States.

(c) Each cargo ship of the United States which in accordance with Part II of Title III of the Communications Act is equipped with a radiotelegraph station, which is fitted with a radiotelegraph auto alarm in proper operating condition, shall for safety purposes carry at least one radio officer holding a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license, who has had at least 6 months satisfactory service in the aggregate as a qualified radiotelegraph operator in a station on board a ship or ships of the United States.

(d) Each cargo ship of the United States which in accordance with Part II of Title III of the Communications Act is equipped with a radiotelephone station shall for safety purposes carry at least one qualified operator. Where the power of the station does not exceed 250 watts carrier power or 1,000 watts peak envelope power, such operator shall hold a radiotelephone third-class operator permit or higher class of operator authorization. Where the power of the station exceeds 250 watts carrier power or 1,000 watts peak envelope power, such operator shall, as a minimum, hold a radiotelephone second-class operator license.

(e) Each vessel of the United States transporting more than six passengers for hire, which in accordance with Part III of Title III of the Communications Act is equipped with a radiotelephone installation, shall for safety purposes carry at least one qualified operator. Where the power of the station does not exceed 250 watts carrier power or 1,000 watts peak envelope power, such operator shall hold a radiotelephone third-class operator permit or higher class of operator authorization. Where the power of the station exceeds 250 watts carrier power or 1,000 watts peak envelope power, such operator shall, as a minimum, hold a radiotelephone second-class operator license.

§ 83.156 Operator(s) required by the Safety Convention.

(a) Each ship of the United States which is not subject to Part II of Title III of the Communications Act but which in accordance with the radio provisions of the Safety Convention is equipped with a radiotelegraph station, shall for safety purposes carry at least the number of radio officers specified in subparagraphs (1) and (2) of this paragraph:

(1) If fitted with a radiotelegraph auto alarm in proper operating condition:

(i) Each cargo ship, and each passenger ship carrying or certificated to carry 250 passengers or less, or more than 250 passengers but engaged on a voyage of less than 16 hours duration between two consecutive ports, shall carry at least one radio officer holding a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license.

Provided, That the holder of a radiotelegraph second-class operator license or a temporary limited radiotelegraph operator license may not act as chief radio officer until he has had at least 6 months satisfactory service in the aggregate as a qualified radiotelegraph operator in a station on board a ship or ships of the United States:

(ii) Each passenger ship carrying or certificated to carry more than 250 passengers and engaged on a voyage exceeding 16 hours duration between two consecutive ports, shall carry at least two radio officers, each of whom shall hold a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license: *Provided*, That the holder of a radiotelegraph second-class operator license or a temporary limited radiotelegraph operator license may not act as chief radio officer until he has had at least 6 months satisfactory service in the aggregate as a qualified radiotelegraph operator in a station on board a ship or ships of the United States:

(2) If not fitted with a radiotelegraph auto alarm in proper operating condition:

(i) Each cargo ship shall carry at least two radio officers, each of whom shall hold a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license: *Provided*, That the holder of a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license may not act as chief radio officer until he has had at least 6 months satisfactory service in the aggregate as a qualified radiotelegraph operator in a station on board a ship or ships of the United States:

(ii) Each passenger ship shall carry at least one radio officer holding a radiotelegraph first-class operator license, and in addition at least one radio officer holding a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license: *Provided*, That the holder of a radiotelegraph second-class operator license or a temporary limited radiotelegraph operator license may not act as chief radio officer.

(b) Each cargo ship of the United States which is not subject to part II of Title III of the Communications Act but which in accordance with the radio provisions of the Safety Convention is equipped with a radiotelephone station, shall for safety purposes carry at least one qualified operator. Where the power of the station does not exceed 250 watts carrier power or 1,000 watts peak envelope power such operator shall hold a radiotelephone third-class operator permit or higher class of operator authorization. Where the power of the station exceeds 250 watts carrier power or 1,000 watts peak envelope power such operator shall, as a minimum, hold a radiotelephone second-class operator license.

§ 83.157 Certified persons required by the Great Lakes Radio Agreement.

(a) For the purpose of complying with Article 7, paragraph 1(a) of the Great Lakes Radio Agreement, there shall be on board each United States vessel while subject to said Agreement, as an officer

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or member of the crew, at least one person whose qualifications for radiotelephone operation for safety purposes on the Great Lakes have been certified. Where the power of the station does not exceed 250 watts carrier power or 1,000 watts peak envelope power such certified person shall hold a radiotelephone third-class operator permit or higher class operator authorization. Where the power of the station exceeds 250 watts carrier power or 1,000 watts peak envelope power, such certified person shall, as a minimum, hold a radiotelephone second-class operator license.

(b) If the vessel is deprived of the services of the certified person referred to in paragraph (a) of this section without fault or collusion of the master, the vessel may, as a matter of temporary expediency, proceed on her voyage: *Provided*, That:

(1) The master shall exercise due diligence in an effort to obtain a qualified replacement before sailing, and failing that shall exercise due diligence to obtain a qualified replacement as soon as practicable;

(2) The qualified replacement is made at the destination on the Great Lakes of the vessel before proceeding on another voyage; and

(3) In addition to the foregoing, the master shall, within 12 hours after the time of arrival of the vessel at the destination, mail to the Secretary, Federal Communications Commission, Washington, D.C. 20554, an explanation in writing of the full particulars in the matter, including the date the master became aware of the unavailability of the certified person, the scheduled and the actual sailing time of the vessel without a certified person on board, a specific description of his efforts to secure at least one qualified replacement before sailing; and in the case of a vessel whose destination is on the Great Lakes, a statement that a qualified replacement has been or will be secured before the ship again leaves such port.

§ 83.159 Operator requirements for non-compulsory stations.

Description of station	Minimum operator authorization
Public ship telegraph, all categories.	T-2 or TLT.
Limited ship telegraph	T-3.
Public or limited ship telephone, more than 250 watts carrier power or 1,000 watts peak envelope power.	P-2.
Public or limited ship telephone, not more than 250 watts carrier power or 1,000 watts peak envelope power.	P-3.
Public or limited ship telephone, not more than 100 watts carrier power or 400 watts peak envelope power.	RP.
Marine utility ship	RP.
Ship radiolocation-test, using radar only.	P-2, with ship-radar endorsement.

§ 83.160 Limitations applicable to commercial radio operator permits.

(a) With respect to any station subject to this part which the holder of a radio-

telegraph or radiotelephone third-class operator permit or restricted radiotelephone operator permit may operate, the following provisions shall apply:

(1) The holder of such a permit is prohibited from making any equipment adjustments that may result in improper transmitter operations; and

(2) The operation of the transmitter shall require only the use of simple external switching devices, excluding all manual adjustments of frequency determining elements, and the stability of the frequencies shall be maintained by the transmitter itself within the limits of tolerance specified by § 83.131 or the station license.

§ 83.161 Control by operator.

(a) When the station is a ship station used for telephony, the operator may, if authorized by the station licensee or the master (the latter acting in this respect as the station licensee's agent), permit an unlicensed person to speak into a station microphone: *Provided*, That the operator shall continue to exercise his control so as to ensure operation of the station in compliance with the radio law and the rules and regulations of the Commission.

(b) For the purpose of paragraph (a) of this section, any microphone, without regard to its location on board ship, may be construed to be a station microphone when it is electrically connected to the modulating system of the radiotelephone transmitting apparatus.

(c) When the station is used for telegraphy, transmitted manually by any type of the Morse code, the transmitting telegraph key shall, wherever its location, be manipulated only by a person who holds a radiotelegraph operator license or permit of the proper class.

§ 83.162 Adjustment of transmitting apparatus.

Notwithstanding any other provisions of this subpart (except § 83.164 (a) (2) and (b), which has specific applicability to ship radar stations, and to survival craft stations), all adjustments of radio transmitting apparatus in any station subject to this part during or coincident with the installation, servicing, or maintenance of such apparatus which may affect the proper operation of such station, must be performed by or under the immediate supervision and responsibility of a person holding a first- or second-class operator license or a temporary limited radiotelegraph operator license, who shall be responsible for the proper functioning of the station equipment: *Provided, however*, That only persons holding a radiotelegraph first- or second-class operator license or a temporary limited radiotelegraph operator license, shall perform such functions at radiotelegraph stations transmitting by any type of the Morse code.

§ 83.164 Waivers of operator requirement.

(a) (1) No radio operator license is required for the operation on board ship, during the course of normal rendition of service, of a ship radar station: *Provided*, That the following conditions are met

or provided for by the licensee of the station:

(i) The radar equipment shall employ as its frequency determining element a nontunable, pulse-type magnetron;

(ii) The radar equipment shall be capable of being operated during the course of normal rendition of service in accordance with the radio law and the rules and regulations of the Commission by means of exclusively external controls;

(2) All adjustments or tests during or coincident with the installation, servicing, or maintenance of the equipment while it is radiating energy must be performed by or under the immediate supervision and responsibility of a person holding a temporary limited radiotelegraph operator license or a first- or second-class commercial radio operator license, radiotelephone or radiotelegraph, containing a ship-radar endorsement, who shall be responsible for the proper functioning of the equipment in accordance with the radio law and the Commission's rules and regulations and for the avoidance and prevention of harmful interference from improper transmitter external effects: *Provided, however*, That nothing in this subparagraph shall be construed to prevent persons not holding such licenses, or not holding such licenses so endorsed, from making replacements of fuses or of receiving-type tubes.

(b) No radio operator authorization is required for the operation of a survival craft station while it is being used solely for survival purposes.

§ 83.165 Posting of operator authorization.

(a) Except as provided in paragraph (b) of this section, when an operator is required for the operation of a station subject to this part, the original authorization of each such operator while he is employed or designated as radio operator of the station shall be posted in a conspicuous place at the principal location on board ship at which the station is operated.

(b) An operator who holds a Restricted Radiotelephone Operator Permit or a valid license verification card (FCC Form 758-F) attesting to the existence of a commercial radio operator license of the diploma type, may, in lieu of posting, have such permit or verification card in his personal possession immediately available for inspection upon request by a Commission representative when operating the following:

(1) A station which is not required to be installed on the vessel by reason of statute or treaty to which the United States is a party;

(2) Any class of ship station when the operator is on board solely for the purpose of servicing the radio equipment;

(3) A station of a portable nature.

C. Part 85, Public Fixed Stations and Stations of the Maritime Services in Alaska, is amended as follows:

1. Section 85.106 is amended by revising subparagraph (a) (2) to read:

§ 85.106 Documents required for fixed stations.

(a) * * *

(2) The necessary operator license(s), available in accordance with § 81.159 of this chapter;

2. Section 85.115(b) is amended by revising the table to read:

§ 85.115 Rules in other parts applicable.

(b) * * *

81.101	81.155	81.211
81.102(a) (b)	81.156	81.310
81.107(a)	81.159	81.311
81.108	81.171	81.501
81.109	81.173	81.502
81.110	81.174	81.503(a)
81.111	81.175	81.505
81.115	81.179(e)	81.506
81.116	81.190	81.507
81.118	81.191	81.551
81.151	81.192	81.552
81.152	81.209	
81.154	81.210	

[F.R. Doc. 67-11466; Filed, Sept. 28, 1967;
8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Research Service

[9 CFR Part 131]

ANTI-HOG-CHOLERA SERUM AND HOG-CHOLERA VIRUS

Proposed Termination of Marketing Agreement and Marketing Order

Notice is hereby given in accordance with the provisions of 5 U.S.C. 553 (1966), and pursuant to the provisions of public Law 320, 74th Congress, approved August 24, 1935, as amended (49 Stat. 781; 7 U.S.C. 851-855), and the Marketing Agreement, as amended, and Marketing Order, as amended, Regulating Handling of Anti-Hog-Cholera Serum and Hog-Cholera Virus (9 CFR Part 131), that the Department of Agriculture purposes to terminate the provisions of § 131.113 (9 CFR 131.113) of the said Marketing Agreement and Marketing Order.

An order was issued by the Assistant Secretary of Agriculture on December 13, 1966 (31 F.R. 16185), terminating the provisions of the Marketing Agreement Regulating Handling of Anti-Hog-Cholera Serum and Hog-Cholera Virus, as amended, and the Marketing Order Regulating Handling of Anti-Hog-Cholera Serum and Hog-Cholera Virus, as amended (9 CFR Part 131), except the provisions thereof concerning liquidation of the affairs of the Control Agency (9 CFR 131.113), effective midnight on December 31, 1966.

The affairs of the Control Agency have been liquidated, and any funds collected for expenses and held by the Control Agency over and above the amounts necessary to meet outstanding obligations and expenses necessarily incurred by the Control Agency have been returned to the contributing handlers in proportion to the contributions of each handler, all in accordance with the provisions of the said § 131.113 (9 CFR 131.113). No other person or persons were designated by the Secretary to liquidate the business of the Control Agency.

In the circumstances, it is proposed that the members of the Control Agency be discharged and the provisions of said § 131.113 (9 CFR 131.113) be terminated.

Any person who wishes to submit written data, views, or arguments concerning the aforesaid proposal for discharge of members of the Control Agency and termination of the provisions of 9 CFR 131.113 may do so by filing them with the Director, Veterinary Biologics Division, Agricultural Research Service, U.S. Department of Agriculture, Federal Center Building, Hyattsville, Md. 20782, within 10 days after publication of this notice in the *FEDERAL REGISTER*.

All written submissions made pursuant to this notice will be made available for

public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 26th day of September 1967.

R. J. ANDERSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 67-11476; Filed, Sept. 28, 1967;
8:49 a.m.]

DEPARTMENT OF TRANSPORTATION

Coast Guard

[46 CFR Parts 401, 403]

[CGFR 67-69]

GREAT LAKES PILOTAGE REGULATIONS AND UNIFORM SYSTEM OF ACCOUNTS

Notice of Proposed Rule Making and Public Hearing

1. Following the publication of a notice of proposed rule making regarding changes in 46 CFR Parts 401 and 403 containing the Great Lakes Pilotage Regulations and requirements governing the uniform system of accounts by the former Administrator, Great Lakes Pilotage Administration, U.S. Department of Commerce, on March 3, 1967 (32 F.R. 3709, 3710), the Commandant, U.S. Coast Guard, received requests that these proposals be considered at a public hearing prior to any affirmative actions being taken. Because of the importance of these matters, these proposals will be considered at the Merchant Marine Council Public Hearing on December 4, 1967, as Item PH 32-67 and entitled "Great Lakes Pilotage Regulations and Uniform System of Accounts."

2. The Merchant Marine Council will hold a public hearing on Monday, December 4, 1967, commencing at 9:30 a.m. in the Departmental Auditorium, between 12th and 14th Streets on Constitution Avenue NW, Washington, D.C., for the purpose of receiving comments, views, and data on proposed changes in the navigation and vessel inspection rules and regulations. The first 12 items, designated Items PH 20-67 to PH 31-67, inclusive, are described in detail in the Merchant Marine Council Public Hearing Agenda (CG-249), dated December 4, 1967, and are described in general terms in a notice of proposed rule making designated CGFR 67-38 dated September 5, 1967, and published in the *FEDERAL REGISTER*.

3. This document contains the same proposals as published in the *FEDERAL REGISTER* of March 3, 1967 (32 F.R. 3709,

3710). These proposals set forth amendments to the Great Lakes Pilotage Regulations (46 CFR Part 401) and the Uniform System of Accounts (46 CFR Part 403). Printed copies of this document will be mailed to persons and organizations who have expressed a continued interest in this subject and have requested that copies be furnished them. Copies will be also furnished, upon request, to the Commandant (CMC), U.S. Coast Guard, Department of Transportation, Washington, D.C. 20591, so long as they are available. After the supply of extra copies is exhausted, copies will be available for reading purposes in Room 4211, Coast Guard Headquarters, or at the offices of the various Coast Guard District Commanders.

4. Comments on the proposed regulations set forth herein are invited. Written comments containing constructive criticisms, suggestions, or views are welcomed. However, acknowledgment of the comments received or reasons why the suggested changes were or were not adopted cannot be furnished since personnel are not available to handle the necessary correspondence involved. The public hearing held by the Merchant Marine Council is informal and intended to obtain views and information from those who will be directly affected by the proposals under consideration. Each oral or written comment is considered and evaluated. The items are normally considered in the sequence placed on the agenda, and as comments are completed on one item, the Council then considers the next item. Written comments received prior to the public hearing are made a part of the public hearing record, and will not be read at the public hearing since the Merchant Marine Council Public Hearing is not an adversary proceeding. If it is believed the comment, view, or suggestion clarifies or improves a proposed regulation or amendment, such proposal is changed accordingly and, after adoption by the Commandant, the regulations as revised are published in the *FEDERAL REGISTER*. If a proposal under consideration is not accepted by the Commandant, U.S. Coast Guard, the proposal is rejected or withdrawn.

5. Each person or organization who desires to submit comments, data, or views in connection with the proposed regulations set forth herein should submit them in triplicate so that they will be received by the Commandant (CMC), U.S. Coast Guard Headquarters, Washington, D.C. 20591, prior to December 2, 1967. Comments, data, or views may be presented orally or in writing at the public hearing before the Merchant Marine Council on December 4, 1967. In order to insure consideration of written comments and to facilitate checking and recording, it is essential that each comment regarding a section or paragraph of the proposed

regulations be submitted on Form CG-3287, showing the section number (if any), the subject, the proposed change, the reason or basis, and the name, business firm or organization (if any), and the address of the submitter. A small quantity of Form CG-3287 is attached to the printed copies of this document, which will be mailed direct to interested parties. Additional copies of Form CG-3287 may be reproduced by typewriter or otherwise.

ITEM PH 32-67—GREAT LAKES PILOTAGE REGULATIONS AND UNIFORM SYSTEM OF ACCOUNTS

6. The proposed amendment to Great Lakes Pilotage Regulations (46 CFR Part 401) adds a new section, § 401.350, to Subpart C, to make clear that the Certificate of Authorization to form a pool issued to a voluntary association under the provisions of that subpart is valid only for the facilities and arrangements proposed in the application and approved by the Certificate of Authorization issued. Further, the proposed amendment provides means by which the original application may be amended to accommodate requested and approved changes in the facilities and arrangements including the establishment of other entities or corporations created to perform pilot related functions.

7. The amendments to the Uniform System of Accounts (46 CFR Part 403) are proposed to provide for the separation and identification of costs and expenses arising out of a claimed employer-employee relationship between the voluntary association and its member pilots because they are not considered eligible as costs and expenses incurred for providing and maintaining the pilotage facilities and arrangements under the provisions of section 5(c) of the Great Lakes Pilotage Act of 1960 and therefore, should be treated as additions to the gross share of each individual pilot.

8. Subpart C of Part 401 is amended by adding:

§ 401.350 Amendment of certificates of authorization.

(a) A Certificate of Authorization issued pursuant to the provisions of this subpart is valid only for the facilities and arrangements proposed in the application under which issued. If any voluntary association holding a Certificate of Authorization finds it necessary or desirable to make any alteration in the authorized facilities and arrangements provided for in the application including relocation or reorganization of the facilities or establishment of any other entity or corporation created to perform pilot related functions, such alteration shall constitute an amendment of the original application requiring approval of the Director.

(b) No amendment to the initial application under paragraph (a) of this section shall be approved unless it also meets the requirements for authorization as provided under § 401.320.

(c) Any amendment to the application shall be made and approved in writing

and an amendment to the Certificate of Authorization shall be issued.

(d) Any unauthorized alteration of the approved facilities and arrangements may be deemed in contravention of the terms and content of the application under which the Certificate of Authorization was issued and the certificate will be subject to withdrawal by the Director under the provisions of § 401.330, or be liable for the penalties provided under § 401.500.

9. Part 403 is amended as follows:

General Accounting Provisions

a. Section 1. *Introduction to system of accounts and reports* is amended by adding:

10. *Self-employed status of U.S. Registered Pilots.* U.S. Registered Pilots on the Great Lakes are independent contractors who function as and have the status of self-employed individuals. An employer-employee relationship does not exist between the association and its member or nonmember pilots within the pool. Accordingly, the accounting treatment for earnings, allocation of expenses, and distribution of net share of earnings shall be consistent and in conformance therewith. Any cost of expense incurred by the association including taxes withheld or paid on an employer-employee relationship are not authorized costs or expenses of the pool unless a demonstrable obligation exists and shall be added to the net earnings share of the individual as personal compensation.

11. *Tax liabilities.* Each association holding a Certificate of Authorization shall be prepared to establish by satisfactory evidence that any Federal, State, and local tax liabilities of the association claimed as costs or expenses chargeable to the authorized pool are properly and legally incurred.

12. *Voluntary deductions from pilots net earnings shares.* No deductions shall be made from pilots net earnings shares for any purpose not required by law without individual voluntary authorization in writing by the pilot concerned. Each deduction shall be individually authorized subject to cancellation at any time by the individual but valid only for the current accounting year. The authorization must be renewed prior to each new accounting year. The authorization shall specify the payee of each deduction and shall specifically hold the association harmless from any neglect or failure to remit the deductions to the specified payees.

b. In section 2. *General accounting policies*, paragraph (a) of 4. *Federal income tax accruals* is amended to read as follows:

4. *Federal income tax accruals.* (a) All income taxes of the association exclusive of voluntary deductions of individual withholding taxes of the U.S. Registered Pilots, shall be accrued by proportionate charges or credits to income each accounting period in such manner as will allocate the charges for taxes, or the tax credits for losses, to the period in which the related profits or losses respectively, are reflected.

Balance Sheet Classifications

c. Section 6. *Description and classifications of balance sheet accounts*, is amended as follows:

2040 Collections as agent.

Record here amounts collected for the account of others such as Federal, State, local taxes, and other amounts deducted from employee salaries and wages including deduc-

tions from U.S. Registered Pilot earnings shares for payment to others.

2131 Accrued Federal income taxes.

Record here accruals for currently payable Federal income taxes of the association only. Provisions for deferred taxes shall be accrued as provided in balance sheet account 2340 Deferred Federal Income Taxes.

2139 Other accrued taxes.

Record here accruals for taxes, exclusive of Federal income taxes of the association only.

2340 Deferred Federal income taxes.

(a) Accruals of deferred Federal income taxes liability of the association only shall be recorded in this account (see section 2, Item 4, for applicable accounting policy).

Profit and Loss Classifications

d. Section 9. *Description and classification of profit and loss accounts* is amended as follows:

5100 Pilotage expenses.

Record here all expenses incurred for the performance of pilotage services rendered by Registered Pilots, Applicants, or contract pilots. These expenses include all net earnings shares paid pilots and Applicants, related expenses for meals, taxis, and rooms whether reimbursed or furnished, voluntary deductions and other. Separate subsidiary accounts will be maintained as follows:

5110 Pilots Net Earnings Shares.

5120 Applicant Pilot Net Earnings Shares.

5130 Contract Pilot Net Earnings Shares.

5140 Subsistence and Travel Expense.

5150 Voluntary Deductions.

5160 Other.

(Secs. 4, 5, 74 Stat. 260, 261, sec. 6(a)(4), 80 Stat. 936; 46 U.S.C. 216b, 216c, 49 U.S.C. 1655 (a)(4); Department of Transportation Order 1100.1, Mar. 31, 1967, 49 CFR 1.4(a)(1), 32 F.R. 5606)

Dated: September 25, 1967.

W. J. SMITH,
Admiral, U.S. Coast Guard,
Commandant.

[P.R. Doc. 67-11472; Filed, Sept. 28, 1967;
8:48 a.m.]

Department of Transportation

[14 CFR Part 39]

[Docket No. 8345]

AIRWORTHINESS DIRECTIVES

Avions Marcel Dassault Fan Jet Falcon Airplanes, Serial Nos. 1 Through 24; Proposed Withdrawal of Notice

A proposal to amend Part 39 of the Federal Aviation Regulation to include an airworthiness directive requiring the incorporation of Avions Marcel Dassault Modification No. M.602 in order to provide inflight battery case ventilation on Avions Marcel Dassault Fan Jet Falcon airplanes, Serial Nos. 1 through 24, was published in 32 F.R. 12065.

Since the issuance of the notice of proposed rule making, the FAA has determined that all operators of the Avions Marcel Dassault Fan Jet Falcon airplanes, Serial Nos. 1 through 24, have

PROPOSED RULE MAKING

voluntarily complied with the requirements of the proposed AD and that the proposed AD is not required.

Withdrawal of this notice of proposed rule making constitutes only such action, and does not preclude the FAA from issuing another notice in the future, or commit the FAA to any course of action in the future.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), the proposed airworthiness directive published in the *FEDERAL REGISTER* on August 22, 1967, is hereby withdrawn.

Issued in Washington, D.C., on September 22, 1967.

R. S. SLIFF,

*Acting Director,
Flight Standards Service.*

[F.R. Doc. 67-11449; Filed, Sept. 28, 1967;
8:46 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-AL-16]

CONTROL ZONE

Proposed Alteration

On July 25, 1967, a notice of proposed rule making was published in the *FEDERAL REGISTER* (32 F.R. 10865) stating that the Federal Aviation Administration was considering amendments to Part 71 of the Federal Aviation Regulations that would alter the effective hours of the Gustavus, Alaska, control zone.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. A comment was received from Alaska Coastal Airlines strenuously objecting to the reduction in weather reporting service and the effective hours of the control zone. They stated that they are currently operating Convair flights on instruments between

Juneau, Alaska, and Sitka, Alaska, using Gustavus as the prime alternate. Other airports in southeast Alaska available for the Convair operations are poor alternates in marginal weather because of their location on the outer coast and their distance from the Juneau-Sitka route. They further stated that any reduction in the availability of Gustavus as an instrument alternate, particularly at night, would derogate safety in their Convair operations.

Due consideration has been given to this comment. It has been determined that reduction of services at Gustavus as proposed would not promote the safety and regularity of air carrier operations in air commerce.

In consideration of the foregoing, the proposal to reduce the effective hours of the Gustavus control zone is hereby withdrawn.

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

Issued in Anchorage, Alaska, on September 21, 1967.

JOHN R. KULLMAN,
*Brigadier General, U.S. Air
Force, Acting Director, Alas-
kan Region.*

[F.R. Doc. 67-11447; Filed, Sept. 28, 1967;
8:46 a.m.]

[14 CFR Part 75]

[Airspace Docket No. 67-WE-52]

ALTERATION OF JET ROUTE

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 75 of the Federal Aviation Regulations that would realign Jet Route No. 15 from Salt Lake City, Utah, direct to Boise, Idaho.

Jet Route No. 15 is presently aligned from Salt Lake City to Boise via Ogden, Utah. The action proposed herein would follow the direct route frequently requested by pilots operating between Salt Lake City and Boise. It would also reduce the route mileage and facilitate transition between the jet route and airway structure by overlying V-484.

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 Administration, 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 Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW, Washington, D.C. 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

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

Issued in Washington, D.C. on September 22, 1967.

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

[F.R. Doc. 67-11448; Filed, Sept. 28, 1967;
8:46 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Office of the Secretary

[Treasury Department Order No. 147-4]

EXECUTIVE ASSISTANT TO THE SPECIAL ASSISTANT (FOR ENFORCEMENT)

Designation To Serve as Acting Director, Office of Law Enforcement Coordination

By virtue of the authority vested in the Secretary of the Treasury, and by virtue of the authority vested in me by Treasury Department Order No. 190, Revision 4, Executive Assistant to the Special Assistant (for Enforcement) Charles C. Humpstone is designated, effective 12:01 a.m., September 22, 1967, to serve as Acting Director, Office of Law Enforcement Coordination, with the authority to perform all functions, without limitation, now authorized to be performed by the Director, Office of Law Enforcement Coordination. Mr. Humpstone will continue to serve in this capacity until further notice.

[SEAL] JOSEPH W. BARR,
Under Secretary of the Treasury.

SEPTEMBER 22, 1967.

[F.R. Doc. 67-11457; Filed, Sept. 28, 1967;
8:47 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Serial No. I-1542]

IDAHO

Notice of Proposed Classification of Public Lands for Multiple-Use Management

SEPTEMBER 21, 1967.

1. Pursuant to the Act of September 19, 1964 (78 Stat. 986; 43 U.S.C. 1411-18) and to the regulations in 43 CFR, Parts 2410 and 2411, it is proposed to classify for multiple-use management all of the public lands in the area described below together with any lands therein that may become public lands in the future. Publication of this notice has the effect (a) of segregating all the public lands in the described area below from appropriation only under the agricultural land laws (43 U.S.C. Parts 7 and 9; 25 U.S.C. sec. 334) and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171) and (b) of further segregating the lands described in paragraph 3 of this notice from the operations of the general mining laws (30 U.S.C. Ch. 2). The lands shall remain open to all other forms of appropriation including the mineral leasing laws. Except for the lands

described in paragraph 3 of this notice, all the lands shall remain open to appropriation under the general mining laws. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for Federal use or purpose.

2. The public lands are located within the following described areas and shown on maps in the district offices of the Bureau of Land Management at Burley, Idaho; Idaho Falls, Idaho; and Shoshone, Idaho; and the Land Office, Bureau of Land Management, Boise, Idaho. The overall description of the area is as follows:

BOISE MERIDIAN, IDAHO

BLAINE COUNTY

T. 1 S., R. 21 E.,
Sec. 24, E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$;
Sec. 25, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and S $\frac{1}{2}$;
Sec. 36.
T. 2 S., R. 21 E.,
Sec. 1;
Sec. 2, lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$;
Sec. 11, E $\frac{1}{2}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Secs. 12 and 13;
Sec. 14, lots 1, 2, 3, 6, and 7, S $\frac{1}{2}$ NE $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 15, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 21, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 22, lots 1, 2, 3, 5, 6, and 7, S $\frac{1}{2}$ NE $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Secs. 23 to 27, inclusive;
Sec. 28, NE $\frac{1}{4}$ and S $\frac{1}{2}$;
Sec. 32, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and S $\frac{1}{2}$;
Secs. 33 to 36, inclusive.
T. 1 S., R. 22 E.,
Sec. 1, lot 1 and S $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 2, lots 3 and 4, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 3, lot 1;
Sec. 10, E $\frac{1}{2}$ E $\frac{1}{2}$;
Secs. 11 to 14, inclusive;
Sec. 15, E $\frac{1}{2}$ E $\frac{1}{2}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 19, lots 5 and 7, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
and SE $\frac{1}{4}$;
Sec. 20, lot 1, S $\frac{1}{2}$ N $\frac{1}{2}$ and S $\frac{1}{2}$;
Secs. 21 to 36, inclusive.
T. 2 S., R. 22 E.,
Tps. 1 and 2 S., R. 23, 24, 25, and 26 E.
Tps. 3, 4, 5, and 6 S., R. 26 E.
T. 7 S., R. 26 E.,
Secs. 1 to 18, inclusive;
Sec. 19, lots 1, 2, and 3, N $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$,
and NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 20, N $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 22, E $\frac{1}{2}$;
Secs. 23 to 26, inclusive;
Sec. 27, E $\frac{1}{2}$;
Sec. 34, E $\frac{1}{2}$;
Secs. 35 and 36.
T. 8 S., R. 26 E.,
Secs. 1 to 3, inclusive;
Secs. 10 to 15, inclusive;
Sec. 19, lots 2, 3, and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$,
and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Secs. 20 to 36, inclusive, in Blaine County.
Tps. 2, 3, 4, 5, 6, 7, and 8 S., R. 27 E.
T. 9 S., R. 27 E.,
Secs. 1 to 17, inclusive, in Blaine County;
Secs. 21 to 24, inclusive, in Blaine County.
Tps. 2 and 3 S., R. 28 E.

T. 8 S., R. 28 E.,
Secs. 4 to 9, inclusive;
Secs. 16 to 21, inclusive;
Secs. 28 to 33, inclusive.
Tps. 2 and 3 S., R. 29 E.

BOISE MERIDIAN, IDAHO
LINCOLN COUNTY

T. 5 S., R. 18 E.,
Sec. 13, E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 23, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
and SE $\frac{1}{4}$;
Sec. 24, NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and
S $\frac{1}{2}$;
Secs. 25 and 26;
Sec. 27, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 34, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Secs. 35 and 36.
T. 6 S., R. 18 E.,
Secs. 1 and 2;
Sec. 3, lots 1, 2, and 3, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
and S $\frac{1}{2}$;
Sec. 7, E $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 8, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 9, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, and
N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 10, N $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 11, N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 12, N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 17, E $\frac{1}{2}$ NE $\frac{1}{4}$.
T. 4 S., R. 19 E.,
Sec. 25, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 34, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 35, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and
S $\frac{1}{2}$;
Sec. 36, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and
S $\frac{1}{2}$.
T. 5 S., R. 19 E.,
Secs. 1, 2, and 3;
Sec. 4, lot 1, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and
SE $\frac{1}{4}$;
Sec. 5, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 7, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and
S $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 8 to 17, inclusive;
Sec. 18, lots 3 and 4, E $\frac{1}{2}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Secs. 19 to 36, inclusive.
T. 6 S., R. 19 E.,
Sec. 1;
Sec. 3, W $\frac{1}{2}$;
Secs. 4 to 6, inclusive;
Sec. 7, N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 8, N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 9, N $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 10, N $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 12;
Sec. 13, N $\frac{1}{2}$;
T. 3 S., R. 20 E.,
Sec. 12, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and S $\frac{1}{2}$;
Sec. 13;
Sec. 14, E $\frac{1}{2}$ E $\frac{1}{2}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 23, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$, and S $\frac{1}{2}$;
Secs. 24 to 26, inclusive;
Sec. 34, SE $\frac{1}{4}$;
Secs. 35 and 36.
T. 4 S., R. 20 E.,
Secs. 1 and 2;
Sec. 3, E $\frac{1}{2}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 8, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 9, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$;
Secs. 10 to 16, inclusive;
Sec. 17, SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 20, E $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 21 to 28, inclusive;
Sec. 29, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, and
S $\frac{1}{2}$;
Sec. 30, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
and SE $\frac{1}{4}$;
Secs. 31 to 36, inclusive.

NOTICES

T. 5 S., R. 20 E.
 T. 6 S., R. 20 E.
 Secs. 1 to 15, inclusive;
 Sec. 16, N $\frac{1}{2}$;
 Sec. 17, N $\frac{1}{2}$;
 Sec. 18, lots 1 and 2, NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$.
 T. 3 S., R. 21 E.
 Secs. 1 to 5, inclusive;
 Sec. 6, lot 7, E $\frac{1}{2}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$;
 Secs. 7 to 36, inclusive.
 Tps. 4 and 5 S., R. 21 E.
 T. 6 S., R. 21 E.
 Secs. 1 to 18, inclusive;
 Sec. 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$;
 Sec. 24, N $\frac{1}{2}$ N $\frac{1}{2}$.
 Tps. 3, 4, and 5 S., R. 22 E.
 T. 6 S., R. 22 E.
 Secs. 1 to 18, inclusive;
 Sec. 19, lots 1 to 6, inclusive, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Secs. 20 to 24, inclusive;
 Sec. 25, N $\frac{1}{2}$, SE $\frac{1}{4}$;
 Sec. 26;
 Sec. 27, N $\frac{1}{2}$;
 Sec. 28, NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$;
 Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 35.
 Tps. 3, 4, and 5 S., R. 23 E.
 Secs. 4 to 9, inclusive;
 Secs. 16 to 21, inclusive;
 Secs. 28 to 33, inclusive.
 T. 6 S., R. 23 E.
 Secs. 4 to 9, inclusive;
 Secs. 16 to 20, inclusive;
 Sec. 21, N $\frac{1}{2}$.
 T. 7 S., R. 23 E.
 Sec. 5, lots 2, 3, and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$, north of U.P.R.R.;
 Sec. 6, N $\frac{1}{2}$, north of U.P.R.R.

BOISE MERIDIAN, IDAHO

MINIDOKA COUNTY

Tps. 3, 4, and 5 S., R. 23 E.,
 Secs. 1 to 3, inclusive;
 Secs. 10 to 15, inclusive;
 Secs. 23 to 27, inclusive;
 Secs. 34 to 36, inclusive.
 T. 6 S., R. 23 E.,
 Secs. 1 to 3, inclusive;
 Secs. 10 to 15, inclusive;
 Sec. 22, N $\frac{1}{2}$;
 Sec. 23, N $\frac{1}{2}$ and SE $\frac{1}{4}$;
 Secs. 24 and 25;
 Sec. 26, E $\frac{1}{2}$;
 Sec. 34, E $\frac{1}{2}$;
 Secs. 35 and 36.
 Tps. 3, 4, and 5 S., R. 24 E.
 T. 6 S., R. 24 E.
 Secs. 1 to 30, inclusive;
 Sec. 31, lots 1 to 6, inclusive;
 Sec. 36.
 T. 7 S., R. 24 E.,
 Sec. 5, lots 1, 2, and 3 and SW $\frac{1}{4}$ NE $\frac{1}{4}$.
 Tps. 3, 4, and 5 S., R. 25 E.
 T. 7 S., R. 25 E.,
 Secs. 1 to 4, inclusive;
 Sec. 5, lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
 Sec. 9, NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$;
 Sec. 10, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
 Secs. 11 to 13, inclusive;
 Sec. 14, N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
 Sec. 15, N $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$;
 Sec. 24, NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 8 S., R. 25 E.,
 Sec. 24, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
 Sec. 25;
 Sec. 26, S $\frac{1}{2}$ N $\frac{1}{2}$ and S $\frac{1}{2}$;
 Sec. 27, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$;
 Sec. 35, NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 36.

BOISE MERIDIAN, IDAHO

POWER COUNTY

Tps. 4 and 5 S., R. 28 E.

T. 6 S., R. 28 E.,
 Secs. 1 to 12, inclusive;
 Sec. 13, S $\frac{1}{2}$ SW $\frac{1}{4}$;
 Secs. 14 to 23, inclusive;
 Sec. 24, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, and W $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 25, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Secs. 26 to 35, inclusive.
 T. 7 S., R. 28 E.,
 Sec. 2, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and W $\frac{1}{2}$;
 Secs. 3 to 10, inclusive;
 Sec. 11, W $\frac{1}{2}$ E $\frac{1}{2}$ and W $\frac{1}{2}$;
 Sec. 13, W $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$;
 Secs. 14 to 23, inclusive;
 Sec. 24, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, and SE $\frac{1}{4}$;
 Secs. 25 to 36, inclusive.
 T. 8 S., R. 28 E.,
 Secs. 3 to 10, inclusive;
 Secs. 13 to 15, inclusive;
 Secs. 22 to 27, inclusive;
 Secs. 34 to 36, inclusive.
 T. 9 S., R. 28 E.,
 Secs. 1 to 12, inclusive;
 Secs. 13 to 30, inclusive, in Power County, north of Snake River.
 T. 4 S., R. 29 E.,
 Secs. 1 to 26, inclusive;
 Sec. 27, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Secs. 28 to 33, inclusive;
 Sec. 34, W $\frac{1}{2}$ NW $\frac{1}{4}$ and S $\frac{1}{2}$.
 T. 5 S., R. 29 E.,
 Secs. 3 to 10, inclusive;
 Secs. 17 to 20, inclusive;
 Sec. 21, W $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$;
 Sec. 28, W $\frac{1}{2}$ W $\frac{1}{2}$;
 Secs. 29 to 32, inclusive;
 Sec. 33, NW $\frac{1}{4}$ NW $\frac{1}{4}$.
 T. 7 S., R. 29 E.,
 Sec. 19, S $\frac{1}{2}$ N $\frac{1}{2}$ and S $\frac{1}{2}$;
 Sec. 20, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, and S $\frac{1}{2}$;
 Sec. 29, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 30, N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 8 S., R. 29 E.,
 Secs. 16 to 21, inclusive;
 Secs. 28 to 36, inclusive.
 T. 9 S., R. 29 E.,
 Secs. 1 to 20, inclusive, in Power County, north of Snake River.
 T. 8 S., R. 30 E.,
 Sec. 31 in Power County north of Snake River.
 T. 10 S., R. 30 E.,
 Sec. 7, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 17, S $\frac{1}{2}$;
 Secs. 18 to 20, inclusive;
 Sec. 28, NW $\frac{1}{4}$;
 Secs. 29 to 32, inclusive;
 Sec. 33, SW $\frac{1}{4}$ SW $\frac{1}{4}$.
 T. 11 S., R. 30 E.,
 Sec. 5, W $\frac{1}{2}$;
 Secs. 6 and 7;
 Sec. 8, W $\frac{1}{2}$;
 Sec. 17, W $\frac{1}{2}$;
 Secs. 18 and 19;
 Sec. 20, W $\frac{1}{2}$;
 Sec. 30, W $\frac{1}{2}$ E $\frac{1}{2}$ and W $\frac{1}{2}$;
 Sec. 31, W $\frac{1}{2}$ E $\frac{1}{2}$ and W $\frac{1}{2}$.
 T. 10 S., R. 34 E.,
 Secs. 10 to 15, inclusive;
 Sec. 16, SE $\frac{1}{4}$;
 Sec. 21, E $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
 Secs. 22 to 28, inclusive;
 Secs. 33 and 34.
 T. 11 S., R. 34 E.,
 Sec. 5, E $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$;
 Secs. 8, 17, 20, 29, and 32.
 T. 10 S., R. 35 E.,
 Sec. 7, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 18, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

The areas described aggregates approximately 1,173,000 acres of public land.

3. As provided in paragraph 1 above, the following lands are further segregated from appropriation under the general mining laws:

BOISE MERIDIAN, IDAHO

IDENTIFICATION 503-1, BEAR TRAP CAVE SITE

T. 5 S., R. 27 E.,
 Sec. 18, NW $\frac{1}{4}$ SE $\frac{1}{4}$.

IDENTIFICATION 503-10, THE NARROWS SITE

T. 3 S., R. 20 E.,
 Sec. 12, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 13, NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 14, NE $\frac{1}{4}$ NE $\frac{1}{4}$.

IDENTIFICATION 503-12, GIFFORD SPRINGS SITE

T. 9 S., R. 28 E.,
 Sec. 17, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

The area of these sites includes approximately 200 acres.

NOTICES

4. For a period of sixty (60) days from the date of publication of this notice in the **FEDERAL REGISTER** all persons who wish to submit comments, suggestions, or objections concerning the proposed classification may present their views in writing to the district manager of either the Shoshone District Office, Post Office Box 308, Shoshone, Idaho 83352; Burley District Office, Post Office Box 489, Burley, Idaho 83318; or Idaho Falls District Office, Post Office Box 1867, Idaho Falls, Idaho 83401.

5. A public hearing on this proposed classification will be held at 10 a.m., on October 20, 1967, in the Lincoln County Courthouse, Shoshone, Idaho.

JOE T. FALLINI,
State Director.

[F.R. Doc. 67-11380; Filed, Sept. 28, 1967;
8:45 a.m.]

[New Mexico 2639]

NEW MEXICO

Notice of Classification of Public Lands
for Multiple-Use Management

SEPTEMBER 21, 1967.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18), and the regulations in 43 CFR, Parts 2410 and 2411, the public lands within the areas described below, together with any lands therein that may become public lands in the future, are hereby classified for multiple-use management. Publication of this notice has the effect of segregating the described lands from appropriation only under the agricultural land laws (43 U.S.C. Parts 7 and 9; 25 U.S.C. sec. 334) and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171) and the lands shall remain open to all other applicable forms of appropriation including the mining and mineral leasing laws. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. No adverse comments were received following publication of a notice of proposed classification (32 F.R. 8926-27), or at the public hearing at Roswell, N. Mex., which was held on July 10, 1967. The record showing comments received and other information is on file and can be examined in the Roswell District Office, Roswell, N. Mex. The public lands affected by this classification are located within the following described areas and are shown on maps designated Roswell 06-08, 06-09, and 06-10, in the Roswell District Office, and at the Land Office of the Bureau of Land Management, U.S. Post Office and Federal Building, Santa Fe, N. Mex.

NEW MEXICO PRINCIPAL MERIDIAN

UNIT 06-08

T. 2 S., R. 17 E.	T. 6 S., R. 18 E.
Sec. 13, S $\frac{1}{2}$:	Secs. 1 to 3, inclusive;
Sec. 14, S $\frac{1}{2}$:	Secs. 10 to 15, inclusive.
Sec. 15, S $\frac{1}{2}$:	
Sec. 16, S $\frac{1}{2}$:	
Sec. 17, S $\frac{1}{2}$:	T. 6 S., R. 19 E.
Sec. 18, S $\frac{1}{2}$:	Secs. 3 to 10, inclusive;
Secs. 19 to 30, inclusive;	Secs. 15 to 18, inclusive.
Secs. 33 to 36, inclusive.	
T. 2 S., R. 18 E.	UNIT 06-09
Sec. 14, S $\frac{1}{2}$ S $\frac{1}{2}$:	T. 4 S., R. 19 E.
Sec. 18, S $\frac{1}{2}$:	Secs. 25 and 26;
Secs. 19 to 36, inclusive.	Sec. 27, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$:
	Sec. 34, E $\frac{1}{2}$:
	Secs. 35 and 36.
T. 3 S., R. 14 E.	T. 4 S., R. 20 E.
Secs. 19 to 36, inclusive.	Secs. 12 to 17, inclusive;
T. 3 S., R. 15 E.	Sec. 18, E $\frac{1}{2}$:
Sec. 19:	Sec. 19, E $\frac{1}{2}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$:
Sec. 20, W $\frac{1}{2}$ W $\frac{1}{2}$:	Secs. 20 to 36, inclusive.
Sec. 28, W $\frac{1}{2}$ SW $\frac{1}{4}$:	
Sec. 29, W $\frac{1}{2}$ NW $\frac{1}{4}$ and S $\frac{1}{2}$:	T. 4 S., R. 21 E.
Secs. 30, 31, and 32;	Secs. 7 to 11, inclusive;
Sec. 33, W $\frac{1}{2}$ W $\frac{1}{2}$:	Sec. 12, S $\frac{1}{2}$ S $\frac{1}{2}$:
T. 3 S., R. 16 E.	Secs. 13 to 36, inclusive.
Secs. 19, 20, 21, and 22;	T. 4 S., R. 22 E.
Sec. 23, S $\frac{1}{2}$:	Secs. 19 and 20;
Sec. 24, S $\frac{1}{2}$:	Sec. 21, W $\frac{1}{2}$:
Secs. 25 to 36, inclusive.	Sec. 28, W $\frac{1}{2}$:
T. 3 S., R. 17 E.	Secs. 29 to 32, inclusive;
Secs. 1 to 4, inclusive;	Sec. 33, W $\frac{1}{2}$:
Secs. 9 to 16, inclusive;	T. 5 S., R. 19 E.
Sec. 19, S $\frac{1}{2}$:	Secs. 1 and 2;
Sec. 20, S $\frac{1}{2}$:	Sec. 3, E $\frac{1}{2}$:
Secs. 21 to 36, inclusive.	Sec. 10, E $\frac{1}{2}$:
T. 3 S., R. 18 E.	Secs. 11, 12, 13, and 14;
T. 3 S., R. 19 E.	Sec. 23, N $\frac{1}{2}$:
Secs. 4 to 9, inclusive;	Sec. 24, N $\frac{1}{2}$:
Sec. 10, S $\frac{1}{2}$:	T. 5 S., R. 20 E.
Sec. 11, S $\frac{1}{2}$:	Secs. 1 to 12, inclusive;
Secs. 14 to 23, inclusive;	Sec. 13, N $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$:
Secs. 26 to 35, inclusive.	Sec. 14, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ NW $\frac{1}{4}$:
T. 4 S., R. 14 E.	Sec. 18, W $\frac{1}{2}$:
Secs. 1 to 30, inclusive;	Sec. 19, NW $\frac{1}{4}$:
Secs. 33 to 36, inclusive.	T. 5 S., R. 21 E.
T. 4 S., R. 15 E.	Secs. 1 to 18, inclusive;
Sec. 1, E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$:	Sec. 19, N $\frac{1}{4}$ N $\frac{1}{2}$:
Secs. 4 to 36, inclusive.	Sec. 20, N $\frac{1}{2}$:
T. 4 S., R. 16, 17, and 18 E.	Secs. 21 to 28, inclusive;
T. 4 S., R. 19 E.	Secs. 33 to 36, inclusive.
Secs. 2 to 11, inclusive;	T. 5 S., R. 22 E.
Secs. 13 to 24, inclusive;	Sec. 4, W $\frac{1}{2}$:
Sec. 27, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and W $\frac{1}{2}$:	Secs. 5 to 8, inclusive;
Secs. 28 to 33, inclusive;	Sec. 9, NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$:
Sec. 34, W $\frac{1}{2}$.	Secs. 17 to 20, inclusive;
T. 4 S., R. 20 E.	Secs. 29 to 32, inclusive.
Sec. 18, W $\frac{1}{2}$:	T. 6 S., R. 19 E.
Sec. 19, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$.	Secs. 24, 25, and 36.
T. 5 S., R. 14 E.	T. 6 S., R. 20 E.
Sec. 4:	Sec. 19, S $\frac{1}{2}$ N $\frac{1}{2}$, and S $\frac{1}{2}$:
Sec. 5, E $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$.	Sec. 20, S $\frac{1}{2}$ S $\frac{1}{2}$:
T. 5 S., R. 16 E.	Sec. 21, S $\frac{1}{2}$ S $\frac{1}{2}$:
Sec. 3, N $\frac{1}{2}$ N $\frac{1}{2}$:	Sec. 22, S $\frac{1}{2}$ S $\frac{1}{2}$:
Sec. 4, NE $\frac{1}{4}$ NE $\frac{1}{4}$.	Sec. 23, E $\frac{1}{2}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$:
T. 5 S., R. 17 E.	Secs. 24 to 36, inclusive.
Secs. 1 to 16, inclusive;	T. 6 S., R. 21 E.
Sec. 17, N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$:	Secs. 1, 2, and 3;
Sec. 18, N $\frac{1}{2}$ N $\frac{1}{2}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$:	Sec. 4, E $\frac{1}{2}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$:
Sec. 20, NE $\frac{1}{4}$ NE $\frac{1}{4}$:	Secs. 8 to 17, inclusive;
Sec. 21, N $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$:	Sec. 19, S $\frac{1}{2}$ S $\frac{1}{2}$:
Secs. 22 to 27, inclusive;	Sec. 20, E $\frac{1}{2}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$:
Sec. 28, E $\frac{1}{2}$ E $\frac{1}{2}$:	Secs. 21 to 36, inclusive.
Sec. 33, E $\frac{1}{2}$ E $\frac{1}{2}$:	T. 6 S., R. 22 E.
Secs. 34 to 36, inclusive.	T. 6 S., R. 23 E.
T. 5 S., R. 18 E.	Secs. 5 to 8, inclusive;
Secs. 1 to 23, inclusive;	Secs. 17 to 20, inclusive;
Secs. 26 to 35, inclusive.	Sec. 21, W $\frac{1}{2}$:
T. 5 S., R. 19 E.	Secs. 29 to 32, inclusive.
Sec. 3, W $\frac{1}{2}$:	T. 7 S., R. 19 E.
Secs. 4 to 9, inclusive;	Secs. 1, 12, and 13.
Sec. 10, W $\frac{1}{2}$:	T. 7 S., R. 20 E.
Sec. 18.	Secs. 1 to 18, inclusive;
	Secs. 20 to 28, inclusive;
	Secs. 33 to 36, inclusive.
	T. 7 S., R. 21 and 22 E.
	Secs. 5 to 8, inclusive;
	Secs. 17 to 20, inclusive;
	Secs. 29 to 35, inclusive.

NOTICES

NEW MEXICO PRINCIPAL MERIDIAN—Continued

T. 8 S., R. 20 E.,
Secs. 1 to 4, inclusive;
Sec. 8, E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Secs. 9 to 36, inclusive.
T. 8 S., Rs. 21 and 22 E.
T. 8 S., R. 23 E.,
Secs. 2 to 11, inclusive;
Secs. 14 to 23, inclusive;
Secs. 30 and 31.
T. 9 S., R. 20 E.,
Secs. 1 to 14, inclusive;
Sec. 15, E $\frac{1}{2}$ and NW $\frac{1}{4}$;
Sec. 24, E $\frac{1}{2}$ E $\frac{1}{2}$.
T. 9 S., R. 21 E.,
Secs. 1 to 24, inclusive.
T. 9 S., R. 22 E.,
Secs. 1 to 24, inclusive;
Secs. 27 and 28;
Secs. 33 and 34.
T. 9 S., R. 23 E.,
Secs. 6, 7, 18, and 19.
T. 10 S., R. 22 E.,
Sec. 3;
Sec. 4, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 10, NE $\frac{1}{4}$.

UNIT 06-10

T. 12 S., R. 20 E.,
Sec. 13, S $\frac{1}{2}$;
Secs. 24 and 25.
T. 12 S., R. 21 E.,
Secs. 3, 4, and 5;
Secs. 6, E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 7, E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
Secs. 8 to 36, inclusive.
T. 12 S., R. 21 $\frac{1}{2}$ E.,
Sec. 23;
Secs. 25 and 26;
Secs. 35 and 36.
T. 12 S., R. 22 E.,
Sec. 19, S $\frac{1}{2}$;
Sec. 20, S $\frac{1}{2}$;
Secs. 28 to 33, inclusive.
T. 13 S., R. 21 E.,
Secs. 1 and 2;
Secs. 11 to 15, inclusive;
Sec. 21, E $\frac{1}{2}$ E $\frac{1}{2}$;
Secs. 22 to 27, inclusive;
Secs. 34, 35, and 36.
T. 13 S., R. 22 E.,
Secs. 3 to 10, inclusive;
Sec. 16, W $\frac{1}{2}$ W $\frac{1}{2}$;
Secs. 17 to 19, inclusive;
Sec. 20, NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$;
Secs. 30 and 31;
Sec. 33, S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 34, S $\frac{1}{2}$ NE $\frac{1}{4}$ and S $\frac{1}{2}$.
T. 14 S., R. 19 E.,
Secs. 13, 14, and 15;
Secs. 21 to 29, inclusive;
Sec. 30, E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 36, E $\frac{1}{2}$ E $\frac{1}{2}$.
T. 14 S., R. 19 E.,
Secs. 13 to 36, inclusive.
T. 14 S., R. 20 E.,
Secs. 13 to 36, inclusive.
T. 14 S., R. 21 E.,
Secs. 1, 2, and 3;
Secs. 10 to 36, inclusive.
T. 14 S., R. 22 E.,
Secs. 3 to 36, inclusive.
T. 15 S., R. 18 E.,
Sec. 13, S $\frac{1}{2}$;
Sec. 14, S $\frac{1}{2}$;
Secs. 23 to 26, inclusive;
Secs. 35 and 36.
T. 15 S., Rs. 19, 20, and 21 E.
T. 15 S., R. 22 E.,
Secs. 1 to 31, inclusive;
Sec. 32, W $\frac{1}{2}$.
T. 16 S., R. 18 E.,
Secs. 1 to 5, inclusive;
Secs. 8 to 12, inclusive;
Sec. 13, N $\frac{1}{2}$;
Sec. 14, N $\frac{1}{2}$;
Sec. 15, N $\frac{1}{2}$ N $\frac{1}{2}$.

T. 16 S., R. 19 E.,
Secs. 1 to 17, inclusive;
Sec. 18, N $\frac{1}{2}$.
T. 16 S., R. 20 E.,
Secs. 1 to 18, inclusive;
Secs. 21 to 24, inclusive;
Secs. 26, 27, and 28;
Secs. 33, 34, and 35.
T. 16 S., R. 21 E.,
Secs. 3 to 11, inclusive;
Secs. 14 to 22, inclusive;
Sec. 29, N $\frac{1}{2}$, and N $\frac{1}{2}$ S $\frac{1}{2}$.
T. 17 S., R. 20 E.,
Sec. 4, N $\frac{1}{2}$.

The public lands in the areas described aggregate approximately 605,200 acres.

3. For a period of 30 days from date of publication in the *FEDERAL REGISTER*, this classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR section 2411.2c.

W. J. ANDERSON,
State Director.

[F.R. Doc. 67-11381; Filed, Sept. 28, 1967;
8:45 a.m.]

[Oregon 346]

OREGON

Notice of Classification of Public Lands
Correction

In F.R. Doc. 67-10761 appearing at page 13086 of the issue for Thursday, September 14, 1967, the following correction should be made:

The first land description for Willamette Meridian, Morrow County now reading "T. 4 N., R. 26 E., Sec. 2, S $\frac{1}{2}$ S $\frac{1}{2}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ " is corrected to read "T. 4 N., R. 26 E., Sec. 2, S $\frac{1}{2}$ S $\frac{1}{2}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ ".

National Park Service

[Order 2]

CHIEF, DIVISION OF CONTRACT ADMINISTRATION AND CONSTRUCTION, PHILADELPHIA

Delegation of Authority Regarding Execution, Approval, and Administration of Contracts

1. The Chief, Division of Contract Administration and Construction, Office of Design and Construction, Philadelphia Planning and Service Center, is hereby authorized to execute, approve and administer contracts for architectural, landscape architectural, and engineering services and for construction within the areas served by this office. In exercising these activities, the Chief, Division of Contract Administration and Construction, may enter into and administer the required contracts and his staff may directly prosecute the contracts for construction and the contracts for architectural, landscape architectural, and engineering services.

2. Authority to execute, approve, and administer contracts granted by section 1 of this order shall be limited to contracts not to exceed \$200,000. Contracts are to be entered into subject to the provisions of applicable policies, regulations, statutory authorities and subject to availability

of appropriated funds to meet the contract obligation being entered into. Authorizations for Change Orders and Extra Work Orders are subject to the same regulations and limitations.

3. This order supersedes Order 1, 31 F.R. 10202, July 28, 1966.

(National Park Service Order No. 42, 32 F.R. 12067, Aug. 22, 1967)

Dated: September 11, 1967.

H. REESE SMITH,
Chief, Office of Design and Construction, Philadelphia Planning and Service Center.

[F.R. Doc. 67-11437; Filed, Sept. 28, 1967;
8:45 a.m.]

FORT SUMTER NATIONAL MONUMENT, S.C.

Notice of Intention To Negotiate Concession Contract

Pursuant to the provisions of section 5 of the Act of October 9, 1965 (79 Stat. 969; 16 U.S.C. 20), public notice is hereby given that thirty (30) days after the date of publication of this notice, the Department of the Interior, through the Director of the National Park Service, proposes to negotiate a concession contract with Fort Sumter Tours, Inc., authorizing it to provide passenger boat transportation services for the public at Fort Sumter National Monument, S.C., for a period of 10 years from January 1, 1968, through December 31, 1977.

The foregoing concessioner has performed its obligations under the existing contract to the satisfaction of the National Park Service, and therefore, pursuant to the Act cited above, is entitled to be given preference in the renewal of the contract and in the negotiation of a new contract. However, under the Act cited above, the Secretary is also required to consider and evaluate all proposals received as a result of this notice.

Interested parties should contact the Chief of Concessions Management, National Park Service, Washington, D.C. 20240, for information as to the requirements of the proposed contract.

Dated: September 25, 1967.

EDWARD A. HUMMEL,
Assistant Director,
National Park Service.

[F.R. Doc. 67-11513; Filed, Sept. 28, 1967;
8:49 a.m.]

DEPARTMENT OF AGRICULTURE

Forest Service

REGIONAL FORESTERS

Delegation of Authority To Designate Forest Development Roads as Special Service Roads

Pursuant to the Delegation of Authority and Assignment of Functions by the Secretary of Agriculture dated November 27, 1964 (29 F.R. 16210), and the delegation of authority contained in the rules

and regulations of the Secretary of Agriculture dated April 12, 1965 (30 F.R. 5475, 36 CFR Part 212), there is hereby delegated to each Regional Forester of each Forest Service Region the authority to designate any Forest Development Road, or segment thereof, a Special Service Road, and to issue rules governing use of such roads, in accordance with 36 CFR Part 212, to accomplish the purposes therein contemplated, and when he deems it appropriate to revoke such designations. Each Regional Forester may redelegate this authority to his Regional Engineer.

Done at Washington, D.C., September 25, 1967.

EDWARD P. CLIFF,
Chief, Forest Service.

[F.R. Doc. 67-11478; Filed, Sept. 28, 1967;
8:49 a.m.]

DEPARTMENT OF COMMERCE

Bureau of International Commerce

[Case No. 374]

A. H. MARCUSON AND CO.
(PTY.) LTD.

Default Order Denying Export Privileges

In the matter of A. H. Marcuson and Co. (Pty.) Ltd., 101 Juta Street, Braamfontein, Post Office Box 5438, Johannesburg, South Africa, respondent; Case No. 374.

By charging letter dated July 6, 1967 the Director, Investigations Division, Office of Export Control, Bureau of International Commerce, charged the above named respondent with violations of the Export Control Act of 1949, and the regulations issued thereunder. The respondent was served with the charging letter and it has not responded or filed an answer, and in accordance with § 382.4 of the regulations it is held to be in default.

In accordance with the usual practice the case was referred to the Compliance Commissioner. He held an informal hearing at which evidence in support of the charges was presented on behalf of the Investigations Division.

The charging letter alleges in substance that respondent, in violation of the U.S. Export Regulations, reexported from South Africa to Southern Rhodesia a cotton gin plant valued in excess of \$140,000.

The Compliance Commissioner has reported the findings of fact and findings that violations have occurred and he has recommended that the sanction herein-after set forth be imposed.

After considering the record in the case and the recommendation of the Compliance Commissioner, I hereby make the following

FINDINGS OF FACT

1. The respondent, A. H. Marcuson and Co. (Pty.) Ltd. is a private limited liability company located in Johannesburg,

South Africa, with branch offices in Durban and Cape Town, South Africa and Salisbury, Southern Rhodesia. The firm is selling agent of textile machinery and equipment for various firms located in Europe and the United States.

2. Following negotiations with representatives of a firm in the United States the respondent placed a purchase order for a cotton gin plant valued at approximately \$140,000 with said U.S. firm. The purchase order indicated that the plant would be installed at Port Elizabeth, Republic of South Africa.

3. On September 17, 1966, the U.S. supplier exported the plant to respondent in South Africa under General License G-Dest.

4. The commercial invoice from the U.S. supplier to respondent and the original and all copies of the bill of lading contained the following destination control statement "These commodities licensed by U.S. for ultimate destination South Africa. Diversion contrary to U.S. law prohibited".

5. The cotton gin plant in question, exported from the United States, arrived in Port Elizabeth, South Africa on October 20, 1966. Shortly after its arrival the respondent reexported it to Southern Rhodesia without obtaining authorization for such reexportation from the U.S. Government.

6. Pursuant to foreign policy objectives and international responsibilities of the United States, and in support of the United Nations Security Council Resolution of November 20, 1965, the Bureau of International Commerce, U.S. Department of Commerce issued a regulation on March 18, 1966, and effective on that date. Under that regulation, which added commodities for which validated licenses were required for exportation to Southern Rhodesia, the cotton gin plant in question required a validated license for exportation to Southern Rhodesia or authorization from the Department of Commerce for reexportation from another country to Southern Rhodesia.

7. At the time the respondent ordered the plant from the U.S. supplier it intended to reexport it to Southern Rhodesia. At that time and at all times thereafter the respondent knew or should have known of the U.S. restrictions on the exportation or reexportation of the plant in question to Southern Rhodesia without authorization from the Department of Commerce. The respondent did not obtain the required authorization.

Based on the foregoing it is concluded that respondent violated section 381.6 of the U.S. Export Regulations in that, without first obtaining the required authorization, it knowingly reexported from South Africa to Southern Rhodesia commodities received from the United States, contrary to prohibitions against such action and contrary to notification of such prohibitions.

The evidence presented shows that A. H. Marcuson Textile Industry Division (Pty.) Ltd., is a subsidiary company of the named respondent and is located at the same address. It is hereby determined that said A. H. Marcuson Textile Industry

Division (Pty.) Ltd., is a related party to the respondent within the purview of § 382.1(b) of the Export Regulations and to prevent evasion of this denial order all of the terms and restrictions thereof are applicable to said related party.

After considering the record in the case and the recommendation of the Compliance Commissioner and being of the opinion that his recommendation as to the sanction that should be imposed is fair and just and calculated to achieve effective enforcement of the law: *It is hereby ordered:*

I. All outstanding validated export licenses in which respondent appears or participates in any manner or capacity are hereby revoked and shall be returned forthwith to the Bureau of International Commerce for cancellation.

II. Except as qualified in Part IV hereof, the respondent for a period of 3 years from the effective date of this order is hereby denied all privileges of participating, directly or indirectly, in any manner or capacity, in any transaction involving commodities or technical data exported from the United States in whole or in part, or to be exported, or which are otherwise subject to the export regulations. Without limitation of the generality of the foregoing, participation prohibited in any such transaction, either in the United States or abroad, shall include participation: (a) As a party or as a representative of a party to any validated export license application; (b) in the preparation or filing of any export license application or reexportation authorization, or document to be submitted therewith; (c) in the obtaining or using of any validated or general export license or other export control documents; (d) in the carrying on of negotiations with respect to, or in the receiving, ordering, buying, selling, delivering, storing, using, or disposing of any commodities or technical data; (e) in the financing, forwarding, transporting, or other servicing of such commodities or technical data.

III. Such denial of export privileges shall extend not only to the respondent, but also to its representatives, agents, partners, and employees, and also to any person, firm, corporation, or other business organization with which it now or hereafter may be related by affiliation, ownership, control, position of responsibility, or other connection in the conduct of trade or services connected therewith, including A. H. Marcuson Textile Industry Division (Pty.) Ltd., Johannesburg, South Africa.

IV. Eighteen months after the effective date hereof, without further order of the Bureau of International Commerce, the respondent shall have its export privileges restored conditionally and thereafter for the remainder of the 3-year denial period the respondent shall be on probation. The conditions of such restoration are that the respondent shall fully comply with all requirements of the Export Control Act of 1949, as amended, and all regulations, licenses, and orders issued thereunder.

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V. Upon a finding by the Director, Office of Export Control, or such other official as may be exercising the duties now exercised by him, that the respondent has knowingly failed to comply with the requirements and conditions of this order or with the conditions of probation, said official at any time, with or without prior notice to said respondent, by supplemental order, may revoke the probation of said respondent, revoke all outstanding validated export licenses to which said respondent may be a party, and deny to said respondent all export privileges for a period up to 18 months. Such order shall not preclude the Bureau of International Commerce from taking further action for any violation as shall be warranted. On the entry of a supplemental order revoking respondent's probation without notice, it may file objections and request that such order be set aside, and may request an oral hearing, as provided in section 382.16 of the Export Regulations, but pending such further proceedings, the order of revocation shall remain in effect.

VI. During the time when the respondent or other person within the scope of this order is prohibited from engaging in any activity within the scope of Part II hereof, no person, firm, corporation, partnership, or other business organization, whether in the United States or elsewhere, without prior disclosure to and specific authorization from the Bureau of International Commerce, shall do any of the following acts, directly or indirectly, in any manner or capacity, on behalf of or in any association with the respondent or other person denied export privileges within the scope of this order, or whereby said respondent or such other person may obtain any benefit therefrom or have any interest or participation therein, directly or indirectly: (a) apply for, obtain, transfer, or use any license, Shipper's Export Declaration, bill of lading, or other export control document relating to any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States, by, to, or for the respondent or other person denied export privileges within the scope of this order; or (b) order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate in any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States.

This order shall become effective on October 2, 1967.

Dated: September 20, 1967

RAUER H. MEYER,

Director, Office of Export Control.

[F.R. Doc. 67-11461; Filed, Sept. 28, 1967; 8:47 a.m.]

**Business and Defense Services
Administration**
UNIVERSITY OF MIAMI

**Notice of Decision on Application for
Duty-Free Entry of Scientific Article**

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00043-33-46040. Applicant: University of Miami, 521 Anastasia Avenue, Coral Gables, Fla. 33134. Article: Electron Microscope, Norelco Type EM-300. Manufacturer: Philips Co., The Netherlands. Intended use of article: Investigation of ultrastructural effects will be made encompassing studies of: Univalent and multivalent antibodies; localization of molecules such as: Antigens, semen articles, crustacean gametes, mammalian sperm, and microtubular bundles and their molecular genesis. Cytochemical localization will include enzymes, treated blood vessels in chick embryos and developing chick esophagus at the ultrastructure level. Other research includes definition of molecular subunits in the chick embryonic trachea and examination of synthetic proteinaceous microspheres. Comments: Comments were received from one domestic manufacturer, Radio Corporation of America (RCA), which alleges inter alia "The RCA Model EMU-4 Electron Microscope with the following accessory (low magnification projector pole piece) is of equivalent scientific value to the instrument for which duty-free entry has been requested for the purposes stated in the application for which the instrument is intended to be used." (par. (3), letter from RCA dated May 25, 1967). Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States.

Reasons: (1) The foreign article provides a guaranteed resolving power of 5 Angstroms (specification sheet for Norelco electron microscope attached to application), whereas RCA Model EMU-4 provides 8 Angstroms guaranteed resolving power (par. (4)(a) of comments). (The lower the rating in terms of Angstroms, the better the resolving power.) Although RCA claims that better than 8 Angstroms resolving power has been achieved under special conditions, only the guaranteed resolving power on a day-to-day operating basis under normal

laboratory conditions can be considered in evaluating scientific equivalency. The National Bureau of Standards advises us that the difference between the foreign article and domestic instrument with respect to resolving power is significant in connection with the purposes of the applicant to extend observations as far as possible toward the finest structure observable. (See memorandum from National Bureau of Standards dated July 21 1967.) We have also been advised by the National Institutes of Health (memorandum dated June 30, 1967) that the purposes for which the foreign article is intended to be used requires the highest available resolving power. We therefore find that the additional resolving power provided by the foreign article is pertinent. (2) The foreign article provides 5 accelerating voltages (20, 40, 60, 80, and 100 kilovolts), whereas the RCA Model EMU-4 offers only 2 accelerating voltages. The need for the lower voltages in order to obtain greater contrast for unstained specimens has been experimentally established, as well as the advantages of the voltages intermediate between 50 and 100 kilovolts for increased contrast in negatively stained specimens. RCA claims that the EMU-4 can furnish image contrast equal to or better than that of the foreign instrument at 50 kilovolts, by using smaller objective apertures. The applicant states that the smaller aperture can contribute greatly to astigmatism if imperfectly or improperly aligned. (See page 2 of reply to comments of RCA by the University of Miami.) The Bureau of Standards advises that the alternative voltages available in the foreign article may, under certain conditions, afford significantly better contrast. We therefore find that the availability of the additional accelerating voltages is pertinent.

For the foregoing reasons we find that the RCA Model EMU-4 is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,
Director, Office of Scientific
and Technical Equipment,
Business and Defense Services
Administration.

[F.R. Doc. 67-11427; Filed, Sept. 28, 1967;
8:45 a.m.]

TULANE UNIVERSITY

**Notice of Decision on Application for
Duty-Free Entry of Scientific Article**

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of

the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00045-33-46040. Applicant: Tulane University, 6823 St. Charles Avenue, New Orleans, La. 70118. Article: Electron Microscope, Norelco Type EM-300 with specimen chamber cooling device and parts and accessories. Manufacturer: Philips Electronic Instruments, The Netherlands. Intended use of article: Applicant states:

The electron microscopic study for which the instrument is to be used is a research project on the pathological tissue changes which occur following injury to nerves, particularly the processes of repair and healing. Methods for improving regeneration and repair of nerves are to be studied. Of particular and immediate importance is the possible application of results to treatment of patients with nerves damaged as a result of accidents and war injuries. Most observations will be made on ultrathin sections cut from plastic-embedded tissue specimens.

Comments: Comments were received from one domestic manufacturer, Radio Corporation of America (RCA), which alleged inter alia that it is currently manufacturing and offering for sale a Model EMU-4 electron microscope "of equivalent scientific value to the instrument for which duty-free entry has been requested for the purposes stated in the application for which the instrument is intended to be used." (paragraph (3) of comments from RCA dated June 7, 1967). Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: (1) Radio Corporation of America notes that applicant has compared the foreign article to the RCA Model EMU-3H which has been replaced with the Model EMU-4 (paragraph (4) of RCA comments). However, the applicant placed its order for the foreign article in June, 1966 (page 1 of supplement 1 to application), whereas RCA was not producing the Model EMU-4 at that time. The delivery of the first Model EMU-4 occurred in April 1967 (paragraph (5) RCA comments). Nonetheless, in evaluating the application, comparison was made between the foreign article and the RCA Model EMU-4. (2) The Model EMU-4 has a guaranteed resolution of 8 Angstroms (Fresnel fringe test) (paragraph (4) of RCA comments), whereas the foreign article has a guaranteed resolution of 5 Angstroms (point-to-point test). (The lower the numerical Angstrom rating, the better the resolution.) As stated by the National Bureau of Standards in its memorandum of July 17, 1967, the difference between 5 Angstroms and 8 Angstroms is very significant in connec-

tion with the purposes for which the foreign article is intended to be used and, therefore, is a pertinent characteristic. (3) RCA claims that no specimen preparation techniques have been introduced, which permit taking advantage of the better resolving capabilities of the foreign article (paragraph (4) RCA comments). But, as stated by the applicant (reply of Tulane University to comments of RCA, dated June 16, 1967, page 3), techniques for improving resolution of sectioned specimens are being developed. Further, the use of the foreign article will not be limited to sectioned specimens. As noted by the National Bureau of Standards, the capability of investigating new techniques that will permit the observations of finer structures, can only exist if the electron microscope is inherently capable of the finer resolution. (4) Applicant notes (page 5), in reply to comments of RCA, that the RCA Model EMU-4 provides only two accelerating voltages, 50 and 100 kilovolts, whereas the foreign article provides accelerating voltages of 20, 40, 60, 80, and 100 kilovolt capabilities. The lower accelerating voltages (20 or 40 kilovolts) afford greater contrast when examining ultra-thin unstained specimens. The intermediate accelerating voltages (60 or 80 kilovolts) represent the optimum range for observing stained specimens. As the National Bureau of Standards advises us, the availability of the 20 and 80 kilovolt accelerating voltages is a pertinent characteristic in view of the fact that it is essential to the stated research objectives that the applicant have the capability to attempt to obtain improved contrast through the use of these accelerating voltages.

For the foregoing reasons, the RCA Model EMU-4 is not considered to be of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, that is being manufactured in the United States.

CHARLEY M. DENTON,
Director, Office of Scientific and
Technical Equipment, Business
and Defense Services
Administration.

[F.R. Doc. 67-11428; Filed, Sept. 28, 1967;
8:45 a.m.]

WOODS HOLE OCEANOGRAPHIC INSTITUTION

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No.: 67-00040-55-46040. Applicant: Woods Hole Oceanographic Institution, Woods Hole, Mass. 02543. Article: Electron Microscope, Norelco Type EM-300. Model PW 6001 with accessories, specimen chamber cooling device 38300700, 35mm film transport mechanism 38300300, 35mm film camera 38300900, vacuum dessicator 38301000. Manufacturer: N. V. Philips Gloeilampenfabrieken, Holland. Intended use of article: Applicant states:

[The article] will be used * * * to study: (1) Bacterial membranes and the localization of enzymes and electron transport systems on these membranes. (2) The interrelationship of structure with function in marine organisms at the submicroscopic level. (3) Fine structural difference between marine and terrestrial micro-organisms. (4) The structure of shell proteins of marine invertebrates. (5) Ecological implications of fine structure of marine micro-organisms.

Comments: Comments with respect to this application were received from one domestic manufacturer, Radio Corporation of America (RCA), which alleges inter alia that "The RCA Model EMU-4 Electron Microscope is of equivalent scientific value to the instrument for which duty-free entry has been requested for the purposes stated in the application for which the instrument is intended to be used." (Comments of RCA dated May 22, 1967, par. (3).) Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States.

Reasons: (1) The foreign article provides a resolution of 5 Angstroms (specification sheet for Norelco Electron Microscope Model EM-300, attached to application), whereas the RCA Model EMU-4 provides a resolution of 8 Angstroms (RCA comments cited above, par. (4)). (The lower the numerical rating in terms of Angstroms, the better the resolving power.) RCA claims that "To date, no specimen preparation technique has been introduced which permits the preservation of cell structure below the 10-15 (Angstrom) range for sectioned materials (par. (4) RCA comments). On the contrary there are techniques for preparing specimens which permit taking advantage of the higher resolving capabilities of the foreign article. We are advised by the National Bureau of Standards (NBS) in its memorandum dated July 7, 1967, that the applicant's research objectives call for the capability for investigating new techniques that would permit the observation of finer structures, and this capability can only exist if the electron microscope is capable of finer resolution. Similarly, the Department of Health, Education, and Welfare (HEW) advises that the applicant intends to

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study shadowed and negatively stained subcellular materials and hence can make full use of the greater resolving power of the EM-300. Therefore, the better resolving power of the foreign article is pertinent. (2) The foreign article provides five accelerating voltages, 20, 40, 60, 80, and 100 kilovolts, whereas the RCA Model EMU-4 provides only two accelerating voltages, 50 and 100 kilovolts. The 70 to 80 kilovolt range is the preferable voltage range for negatively stained specimens and the 20 kilovolt acceleration provides maximum contrast for unstained specimens. (See reply of applicant, dated June 6, 1967, to comments of RCA.) NBS advises that "it is essential to the research objectives of the applicant that he have the capability to attempt to obtain improved contrast through the use of these (20 and 80 kilovolt) accelerating voltages. The availability of the 20 and 80 kilovolt accelerating voltages in the foreign article is therefore found to be a pertinent characteristic." (memorandum cited above, p. 2).

For the foregoing reasons, we find that the RCA Model EMU-4 is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,
Director, Office of Scientific and
Technical Equipment, Business
and Defense Services
Administration.

[P.R. Doc. 67-11429; Filed, Sept. 28, 1967;
8:45 a.m.]

Office of the Secretary
[Dept. Order 134]

**ASSISTANT SECRETARY FOR
ADMINISTRATION**

Organization and Functions

The following order was issued by the Secretary of Commerce effective September 30, 1967. This material supersedes the material appearing at 31 F.R. 14751 of November 19, 1966; 29 F.R. 13540 of October 1, 1964; and 28 F.R. 7310 of July 17, 1963.

SEC. 1. Purpose. .01 The purpose of this order is to prescribe the scope of authority and the duties and responsibilities of the Assistant Secretary for Administration, and to prescribe the organization structure of his office.

.02 This revision establishes a centralized audit program for the Department and updates the description of responsibilities of the Assistant Secretary for Administration.

SEC. 2. Administrative designation. The position of Assistant Secretary of Commerce established by section 304 of Public Law 83-471 of July 2, 1954 (68 Stat. 430; 15 U.S.C. 1506), is designated

as the Assistant Secretary for Administration. The Assistant Secretary for Administration is appointed by the President by and with the advice and consent of the Senate.

SEC. 3. Scope and delegation of authority. .01 Pursuant to the authority vested in the Secretary of Commerce by law, and subject to such policies and directives as the Secretary may prescribe, the Assistant Secretary for Administration is hereby delegated the authority of the Secretary on administrative management matters of the Department. This delegation shall include the conduct of all administrative management functions required in the overall management of the Department as well as the provision of administrative management services directly to the Office of the Secretary and, as herein specified, to all or some, operating units of the Department.

.02 The authority delegated to the Assistant Secretary for Administration in paragraph .01 above shall include authority to carry out the Secretary's responsibilities for fulfilling the objectives and effecting compliance throughout the Department with the requirements of Title VI of the Civil Rights Act of 1964, Executive Order 11246, Executive Order 11247, and any other statutes, Executive orders and regulatory provisions relating to equal opportunity under which the Secretary or the Department may have responsibilities. For purposes of carrying out these responsibilities and as required by the applicable Executive orders or implementing regulations of the Secretary of Labor or the Civil Service Commission, the Assistant Secretary for Administration is designated as the Contracts Compliance Officer and the Equal Employment Opportunity Officer for the Department and is authorized to (a) upon recommendations of the heads of operating units, and with the approval of the respective Program Secretarial Officers involved, designate Deputy Contracts Compliance and Deputy Equal Employment Opportunity Officers for the operating units; and (b) designate Deputy Contracts Compliance and Deputy Equal Employment Opportunity Officers for the Office of the Secretary.

.03 Subject to applicable laws and regulations, the Assistant Secretary for Administration may redelegate his authority to any officer or employee of the Department subject to such conditions in the exercise of the authority as he may prescribe; however, his authority to designate Deputy Contracts Compliance Officers and Deputy Equal Employment Opportunity Officers may not be redelegated.

SEC. 4. Office of Assistant Secretary for Administration. .01 The Office of the Assistant Secretary for Administration shall consist of:

a. Immediate Office of the Assistant Secretary:

(1) Deputy Assistant Secretary for Administration, who shall be the principal assistant of the Assistant Secretary for Administration and shall assume the latter's full duties during absences of the Assistant Secretary.

(2) Special Assistant for Equal Opportunity.

b. Departmental staff offices:

Office of Administrative Services.
Office of Audits.
Office of Budget and Finance.
Office of Emergency Readiness.
Office of Investigations and Security.
Office of Management and Organization.
Office of Personnel.
Office of Publications.

c. Appeals Board.

.02 Except for the Appeals Board, which is assigned to the Office of the Assistant Secretary for Administration for administrative purposes only, the Assistant Secretary for Administration is authorized to issue Department Orders, supplemental to this order, redelegating authority to officials reporting to him, and prescribing the functions and internal structure of Departmental staff offices under him.

SEC. 5. Duties and responsibilities. .01 The Assistant Secretary for Administration shall serve as the principal adviser to the Secretary, and as the chief officer of the Department on administrative management. As such, he shall be concerned with:

a. The recruitment, development, motivation, and compensation of personnel, including the effective use of human resources in carrying out the programs of the Department.

b. The improvement of management structures, systems, tools, and practices towards achieving the highest practical degree of effectiveness, efficiency and economy in programs of the Department.

c. The planning, budgeting and management of financial resources so as to assure optimum utilization of funds in carrying out programs of the Department.

d. The efficient provision of common administrative and related support services required for the effective conduct of programs of the Department. These services shall include procurement, property, space, safety, motor vehicle, mail, communications, library, and related activities.

e. The audit of operations and contracts or other agreements of the Department to determine deficiencies that may exist, to recommend corrective action, to uncover opportunities for increased efficiency and economy, and to establish a basis for settling contracts and claims.

f. The achievement by the Department of a high state of planning and readiness for responding to national emergencies and major disasters.

g. The conduct of investigations and related work as required to determine that prospective employees meet, and that present employees maintain, required standards of character, loyalty, honesty, and conduct; and the conduct of operations required to assure physical security of the Department's property and records.

h. The provision of printing, design, graphics, editorial, and related promotional distribution and control services as will contribute to the effectiveness of the Department's publications and other

printed materials, with due regard for reasonable costs.

.1 The conduct of activities required to assure nondiscrimination in federally assisted programs and by contractors and subcontractors of the Department.

.02 In carrying out the above responsibilities, the Assistant Secretary shall:

a. Develop and issue policies, standards and procedures for administrative management functions throughout the Department, and provide functional appraisal and supervision in the conduct of such functions by operating units.

b. Directly provide the administrative management services required by the Office of the Secretary, and as determined by the Secretary or by agreement between the Assistant Secretary for Administration and the Program Secretarial Officer concerned, directly provide particular administrative management services to specified operating units of the Department.

c. Conduct a centralized audit function that shall extend to the activities of all organizations of the Department, with such special exceptions as the Assistant Secretary for Administration may determine. The Assistant Secretary shall appoint each year three heads of major operating units to serve 1-year terms as members of a Department Audit Review Committee, to be chaired by the Assistant Secretary. The committee shall advise the Assistant Secretary on the conduct of the centralized audit program.

d. Conduct a centralized procurement function that shall serve the Office of the Secretary and various operating units as specified in Department Order 46.

e. Provide central publications, printing, and related services for organizations of the Department except as the Secretary may authorize particular organizations to provide some such services, as specified, for themselves.

.03 The Assistant Secretary shall be responsible for coordination and liaison with the Bureau of the Budget, the Civil Service Commission, the General Services Administration, and the General Accounting Office on all applicable matters of administrative management, provide central liaison for the Department with the Appropriations Committees, coordinate administrative management matters of the Department with other departments and agencies, and otherwise represent the Department on such matters with other public or private groups.

Sec. 6. Transfer. .01 Upon the effective date of this order, or as soon thereafter as practical, the personnel, positions and funds of existing audit organizations of operating units, together with the equipment and records of such organizations as may be needed, shall be transferred, with such exceptions as the Assistant Secretary for Administration may authorize, to the Office of Audits in the Office of the Assistant Secretary for Administration.

.02 The Assistant Secretary for Administration, after consulting with heads of the operating units involved, shall determine the personnel, positions, funds,

equipment and records to be so transferred, and shall arrange for the necessary transfers.

Sec. 7. Saving provision. The provisions of Department and Administrative orders, circulars, or memoranda which are inconsistent or in conflict with the provisions of this order are hereby constructively amended or superseded accordingly.

Effective date: September 30, 1967.

LAWRENCE E. IMHOFF,
Acting Assistant Secretary
for Administration.

[F.R. Doc. 67-11422; Filed, Sept. 28, 1967;
8:45 a.m.]

[Dept. Order 134-2]

OFFICE OF AUDITS

Organization and Functions

This material supersedes the material appearing at 32 F.R. 10380 of July 14, 1967.

SECTION 1. Purpose. The purpose of this order is to delegate authority to the Director of Audits and prescribe the organization and functions of the Office of Audits.

Sec. 2. General. The Office of Audits shall be headed by a Director of Audits, who shall report and be responsible to the Assistant Secretary for Administration. The Director of Audits shall be assisted by a Deputy Director of Audits, who shall perform the functions of the Director of Audits during the latter's absence.

Sec. 3. Delegation of Authority. .01 Pursuant to the authority vested in the Assistant Secretary for Administration by Department Order 134, and subject to the applicable provisions of law, regulation and such policies and directives as the Assistant Secretary for Administration may prescribe, the Director of Audits is delegated the authority vested in the Assistant Secretary for Administration with respect to all internal and external auditing responsibilities and functions of the Department. These responsibilities and functions shall include the conduct of a centralized audit function which shall apply to all organizational units of the Department, except as the Assistant Secretary for Administration may otherwise determine with respect to particular auditing tasks for designated organizational units. The centralized audit function involves the auditing of the operating, administrative, and financial activities of all organizational units, and the auditing of selected claims, costs, cost proposals, and cost and pricing data arising from contracts, grants, subsidies, loans, or other similar agreements entered into, or proposed by, bureaus and offices of the Department.

.02 Subject to such conditions and directives in the exercise of such authority as he may prescribe, the Director of Audits may redelegate his authority to appropriate officials of the Office of Audits. He may also arrange with other Federal, State, and local agencies, and

other organizations, to make external audits.

Sec. 4. Organization and functions.

.01 The Office of Audits shall consist of: Office of the Director. Audit Policies, Procedures, and Reports Division. Contract, Grant, Loan, and Subsidy Audit Division.

Fiscal and Special Internal Audit Division. Comprehensive Internal Audit Division 1. Comprehensive Internal Audit Division 2. Comprehensive Internal Audit Division 3.

.02 The Director of Audits shall be responsible for the overall supervision and direction of the Office of Audits. He shall be the adviser to, and serve as the representative of, the Assistant Secretary for Administration on all internal and external audit matters of the Department, and shall serve as adviser to other Departmental officials with respect to these matters. He shall represent the Department in conferences and negotiations with officials of other Federal agencies or other groups with respect to audit matters.

.03 The Deputy Director of Audits shall be the chief operating aide to the Director of Audits on substantive audit matters and shall be responsible for managing the audit staff. In consultation and cooperation with the Office of Personnel, he shall be responsible to the Director of Audits for obtaining a high quality professional staff, for developing and prescribing programs designed to further the career development of individual staff members, and for obtaining appropriate recognition of the professional character of the work done by members of the audit staff. He shall perform such other duties and assignments as the Director of Audits may prescribe.

.04 The Audit Policies, Procedures, and Reports Division shall develop, for promulgation through Administrative Orders and an Audit Manual, as appropriate, Departmentwide policies, procedures, and standards for planning, programming, executing, and reporting on all audits. It shall prepare audit plans and programs for execution by other divisions in the Office; maintain surveillance, through reports and conferences, over audits in process to determine compliance with approved plans and programs; postreview selected audits in detail as a quality control; review, reference, edit, and process audit reports; maintain followup on audit findings and recommendations; coordinate bureau and office responses to and comments on General Accounting Office reports; give general direction to the Office's typing pool and file room; and carry out such other duties and assignments as the Director of Audits may prescribe.

.05 The Contract, Grant, Loan, and Subsidy Audit Division shall carry out, or arrange for, site audits of documentation in support of claims, costs, cost proposals, and cost and pricing data arising from selected contracts, grants, subsidies, loans, and other similar agreements, entered into or proposed by all Department bureaus and offices. It shall carry out or arrange for site audits of contracts,

NOTICES

[DO 2-B]

ENVIRONMENTAL SCIENCE SERVICES
ADMINISTRATION

Appendix A—Public Information

SEPTEMBER 5, 1967.

This material further amends the material appearing at 32 F.R. 13339 of September 21, 1967; 32 F.R. 10271 of July 12, 1967; 32 F.R. 3405 of March 1, 1967; 31 F.R. 15548 of December 9, 1966; and 31 F.R. 10700 of August 11, 1966.

A. Purpose. The purpose of this Appendix is to describe, in general, the public information services of the Environmental Science Services Administration (ESSA), to describe the places at which, and the methods whereby, the public may obtain information, to inform the public as to the sources or availability of rules, regulations, procedures, instructions, forms, reports, or other requirements established by ESSA which affect the public, and otherwise to comply with the requirements of section 552 of Title 5, U.S. Code, as amended by Public Law 90-23.

B. Public information services. 01 ESSA gathers, processes, and issues information on weather conditions, river water height, coastal tides and currents, movement of ocean currents, structure and shape of ocean basins, seismic activity, the precise size and shape of the earth, and conditions of the upper atmosphere and space. It issues warnings against hurricanes, tornadoes, floods, and seismic sea-waves to areas in danger.

02 ESSA information falls into three broad categories, namely:

a. Current information and warnings on the dynamic or continually changing aspects of the environment, such as the weather and other geophysical phenomena.

b. Longer term information, such as navigation charts, compilations or summaries of historical environmental data, and earth and ocean surveys and measurements.

c. Scientific and technical research publications dealing with the earth sciences.

03 ESSA information is available in many forms and from many sources throughout ESSA.

a. Current information is disseminated in the form of forecasts, advisories, and warnings, directly by the local offices of ESSA, of which there are approximately 350, or through relaying intermediaries, such as radio and TV stations and telephone recorders. The addresses of local ESSA offices can be obtained by consulting local phone directories, generally under the heading of Commerce Department—Environmental Science Services Administration. The prime medium for disseminating weather information for the United States is the Daily Weather Map, which is available on a subscription basis. There is also published a Weekly Weather and Crop Bulletin, which narrates on a weekly basis the weather conditions and crop progress during the reporting period.

generally on a State-by-State basis. Both the Daily Weather Map and the Weekly Weather and Crop Bulletin may be ordered from the Superintendent of Documents, Washington, D.C. 20402.

b. Longer term information is available in various forms, such as charts, maps, books, and pamphlets, tabulations, individual data sheets, reproductions of original graphic recordings, and aerial photographs. These are available at varying prices, from various offices within ESSA. Also, navigation charts may be purchased from contract sales agents, generally airport and marina operators. Catalogs or price lists of items in this category are available on request. Navigation chart catalogs are available from the Chief, Distribution Division (C44), ESSA, Rockville, Md. 20852. Price lists of climatological data, geophysical data, and geodetic data are available from the Director, Office of Data Information (D4), ESSA, Silver Spring, Md. 20910. Requests or inquiries concerning other information in the longer term category, but excluding scientific and technical research publications, may be sent to the Chief, Administrative Controls Branch (AD14), ESSA, Rockville, Md. 20852, for referral to the responsible office.

c. Scientific and technical research publications are disseminated in the form of printed journals, monographs, reports, and other paperbound publications. These range over the broad spectrum of the physical environment. Details concerning publications available and the prices may be obtained from the Chief, Scientific Information and Documentation Division (AD7) ESSA, Rockville, Md. 20852. Many of ESSA's scientific and technical research publications are sold by the Clearinghouse for Federal Scientific and Technical Information, Springfield, Va. 22151, and by the Superintendent of Documents, Washington, D.C. 20402. Additional details concerning ESSA's scientific and technical publications are given in appendix B of the U.S. Government Organization Manual, published annually.

04 Other information is handled as follows:

a. General information on the mission and operation of ESSA or news releases: Address inquiries to the Director, Public Information (PI), ESSA, Rockville, Md. 20852.

b. Information on the filing of claims against ESSA: Address inquiries to the Claims Officer (AD123), ESSA, Rockville, Md. 20852.

c. General administrative information, or for information not otherwise described herein: Address inquiries to the Chief, Administrative Controls Branch (AD14), ESSA, Rockville, Md. 20852, for referral to the responsible office.

C. Guide to published rules and regulations. 01 Prior to the formation of ESSA on July 13, 1965, the rules and regulations of the Weather Bureau were published in Chapter V, Title 15, and those of the Coast and Geodetic Survey were published in Chapter III, Title 33, Code of Federal Regulations.

Division	Organizations to audit
Comprehensive Internal Audit Division 1.	Environmental Science Services Administration.
	National Bureau of Standards.
	Patent Office.
	Office of State Technical Services.
	Office of Standards Review.
Comprehensive Internal Audit Division 2.	Business and Defense Services Administration.
	Bureau of International Commerce.
	Office of Field Services.
	Office of Foreign Commercial Services.
	Office of Administration (DIB).
	Office of Publications and Information (DIB).
	Bureau of the Census.
	Office of Business Economics.
	U.S. Travel Service.
Comprehensive Internal Audit Division 3.	Economic Development Administration.
	Office of the Secretary.

Effective date: September 30, 1967.

LAWRENCE E. IMHOFF,
Acting Assistant Secretary
for Administration.

[F.R. Doc. 67-11423; Filed, Sept. 28, 1967;
8:45 a.m.]

.02 Rules and regulations of ESSA, including those of its constituent components, will hereafter be published in Chapter IX, Title 15, Code of Federal Regulations. The rules and regulations noted in paragraph .01 above will be republished under this chapter.

D. *Submittals and requests.* The established places at which and the methods whereby the public may make any submittals, applications, or requests are identified in: Sections B, F, and G of this appendix; Chapter IX, Title 15, Code of Federal Regulations; and on copies of the forms and instructions referred to in Chapter IX, Title 15.

E. *Final delegations of authority.* The Administrator, ESSA, has made no delegation or redelegation of authority to officers or employees of ESSA to take final actions, or make final decisions, with respect to requirements, submissions, or other matters arising under its published rules and regulations. Any such delegations hereafter made will be published in the *FEDERAL REGISTER* following their issuance.

F. *Inspection and copying of opinions and orders.* All final opinions of ESSA made in the adjudication of cases, statements of policy, and interpretations not published in the *FEDERAL REGISTER*, administrative staff manuals and instructions to staff that affect a member of the public, and any other materials required to be made available for public inspection and copying by 5 U.S.C. 552(a)(2), are made available for such purposes at the ESSA Public Reference Facility, Room 424, Building 5, 6010 Executive Boulevard, Rockville, Md. The mailing address of this facility is: Administrative Controls Branch (AD14), ESSA, Rockville, Md. 20852. Rules prescribing public use of this facility are contained in Part 903, Chapter IX, Subchapter A, Title 15, Code of Federal Regulations, or may be obtained from the facility.

G. *Inspection of ESSA records.* Rules for persons desiring, pursuant to 5 U.S.C. 552(a)(3), to inspect records of ESSA which are not available to the public as part of the regular public information services of ESSA, are contained in Part 903, Chapter IX, Subchapter A, Title 15, Code of Federal Regulations. Application forms and instructions are available from the ESSA Public Reference Facility.

LAWRENCE E. IMHOFF,
Acting Assistant Secretary
for Administration.

[F.R. Doc. 67-11424; Filed, Sept. 28, 1967;
8:45 a.m.]

ATOMIC ENERGY COMMISSION

SPENT FUELS

Chemical Processing and Conversion

The U.S. Atomic Energy Commission (AEC) hereby announces amendments to certain notices previously published by the AEC in the *FEDERAL REGISTER* concerning the chemical processing and

conversion of spent fuels which will extend from September 30, 1967, to December 31, 1967, the AEC's present arrangements to receive irradiated reactor fuels and blanket materials and to make a financial settlement therefor. The extension is to keep the AEC's arrangements in effect pending publication in the *FEDERAL REGISTER* of a notice describing AEC's superseding policy for receipt of private irradiated fuel, and providing a period of 30 days during which interested persons may submit comments.

1. The penultimate sentence of paragraph 2. of the notice entitled, "Chemical Processing and Conversion of Spent Fuels" published in the *FEDERAL REGISTER* on March 12, 1967, 22 F.R. 1591 is revised to read as follows: "The term of the contracts will be from the respective dates of execution until December 31, 1967."

2. The penultimate sentence of paragraph 1. of the notice entitled, "Irradiated Fuels and Blanket Materials" published in the *FEDERAL REGISTER* on October 25, 1963, 26 F.R. 11462 is revised to read as follows: "The term of the contracts executed pursuant to this policy is from their respective dates of execution until December 31, 1967."

Effective date: This notice is effective upon publication in the *FEDERAL REGISTER*.

Dated at Germantown, Md., this 26th day of September 1967.

For the Atomic Energy Commission.

F. T. HOBBS,
Assistant Secretary.

[F.R. Doc. 67-11459; Filed, Sept. 28, 1967;
8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Public Health Service

SAINT ELIZABETHS HOSPITAL

Statement of Organization and Functions and Delegations of Authority

Part 4 (Public Health Service, 32 F.R. 9739) and Part 14 (Saint Elizabeths Hospital, 32 F.R. 10422) of the Statement of Organization and Functions and Delegations of Authority for the Department of Health, Education, and Welfare, as amended, are hereby amended, to reflect the transfer of Saint Elizabeths Hospital to the National Institute of Mental Health in the Public Health Service effective August 13, 1967, as follows:

1. Section 4-B entitled "Organization and Functions" of the Public Health Service Statement is amended by adding under the section headed "National Institute of Mental Health (2600)," following the paragraph designated "(2667)," the following new paragraph:

Saint Elizabeths Hospital (2675). (1) Provides treatment for the mentally ill, (2) Administers mental health training programs for professional and other

personnel, and (3) Conducts research in mental health.

2. Section 4-C entitled "Delegations of Authority" of the Public Health Service Statement is amended by adding after paragraph (30) the following new paragraph:

(31) The functions transferred to the Department by section 11(a) of Reorganization Plan No. IV of 1940 and by Reorganization Plan No. 1 of 1953 relating to Saint Elizabeths Hospital.

3. Section 14-B entitled "Organization and Functions" of the Saint Elizabeths Hospital Statement is amended so that the first line reads as follows:

Saint Elizabeths Hospital is administered by the Superintendent, Saint Elizabeths Hospital, under the direction and supervision of the Surgeon General, Public Health Service, and the Director, National Institute of Mental Health.

[SEAL] WILBUR J. COHEN,
Acting Secretary.

SEPTEMBER 22, 1967.

[F.R. Doc. 67-11462; Filed, Sept. 28, 1967;
8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 18610]

SOUTHERN AIRWAYS, INC., ROUTE REALIGNMENT INVESTIGATION

Notice of Postponement of Prehearing Conference

Notice is hereby given that the prehearing conference in the above-entitled investigation, previously assigned to be held on October 5, 1967, is postponed to October 19, at 10 a.m., e.d.s.t., in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned Examiner.

Dated at Washington, D.C., September 26, 1967.

[SEAL] HERBERT K. BRYAN,
Hearing Examiner.

[F.R. Doc. 67-11460; Filed, Sept. 28, 1967;
8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 17057, 17629; FCC 67M-1305]

AIKEN CABLEVISION, INC., AND HOME CATV CO., INC.

Order After Further Prehearing Conference

In re petition of Aiken Cablevision, Inc., Aiken, S.C. Docket No. 17057, File No. CATV 100-19; for authority pursuant to § 74.1107 to operate CATV systems in North Augusta and Aiken, S.C., and in re petition of Home CATV Co., Inc., city of Barnwell and town of Williston, S.C. Docket No. 17629, File No. CATV 100-145; for authority pursuant to § 74.1107 to

NOTICES

operate CATV systems in the Augusta, Ga., television market.

A further prehearing conference in the above-entitled proceeding having been held today:

It is ordered. That the hearing will be convened at 10 a.m. on Monday, December 18, 1967, at the Commission's offices, Washington, D.C.; that the petitioners will provide, by December 1, copies of the exhibits they propose to offer (in affidavit form, on the oath of the person or persons having knowledge of the facts), identified and paginated as prescribed in today's prehearing transcript, with one copy of each such exhibit to each adversary party or counsel, to Broadcast Bureau counsel and to the Hearing Examiner; and that the names of witnesses whose presence is desired by petitioners beginning on December 18 be transmitted informally by them to other counsel by December 11:

It is ordered further. That the subpoena issued to and served upon Mr. Virgil B. Wolff, for reasons set out in today's transcript, is hereby vacated; and

It is ordered further. That the petitioners and parties herein comply carefully with the prescriptions, directives, and rulings set out in today's transcript in preparation for the hearing.

Issued: September 25, 1967.

Released: September 26, 1967.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-11468; Filed, Sept. 28, 1967;
8:48 a.m.]

[Docket No. 17721; FCC 67-1035]

MEREDITH-AVCO, INC., ET AL.

Memorandum Opinion and Order Instituting a Hearing

In re Meredith-Avco, Inc., Alexander City, Ozark, and Talladega, Ala.; El Dorado and Magnolia, Ark.; Cocoa-Rockledge and Merritt Island, Fla.; Mayfield, Madisonville-Earlington, and Murray, Ky.; Brookhaven, Miss.; and Harriman and Rockwood, Tenn.; request for waiver of § 74.1103 of the Commission's rules and Hirsch Broadcasting Co., Cape Girardeau, Mo.; Paducah Newspapers, Inc., Paducah, Ky., requests for issuance of orders to show cause and cease and desist, directed against Meredith-Avco, Inc., owner and operator of a CATV system at Mayfield, Ky.; Docket No. 17721.

1. On April 24 and 26, 1967, Paducah Newspapers, Inc., and Hirsch Broadcasting Co., licensees of Stations WPSD-TV, Paducah, Ky., and KFVS-TV, Cape Girardeau, Mo., respectively, requested reconsideration of that portion of the Commission's memorandum opinion and order in Meredith-Avco, Inc., FCC 67-355, 7 FCC 2d 601, which denied their requests for issuance of a show cause order

directing Meredith-Avco, Inc., operator of a CATV system at Mayfield, Ky., to show cause why it should not be required to cease and desist from operation of its system in violation of § 74.1107 of the rules. Meredith-Avco opposed the petitions, and Paducah and Hirsch have replied.

2. The petitions largely seek to reargue matters we considered and rejected in taking our earlier action. However, a significant new matter is set forth in affidavits by WPDS-TV officials and relates to statements allegedly made to them by the former manager of the CATV system which purport to establish that the Mayfield CATV system was not delivering signals by the February 15, 1966, cutoff date in the manner earlier represented by Meredith-Avco. Meredith-Avco has supplied additional affidavits from subscribers which appear to deny the accuracy of certain of the manager's alleged statements and reaffirm earlier unsworn statements. In view of this factual conflict, we believe evidentiary hearing required to settle the question.

3. Two other matters merit specific mention. It is argued that there is a question on the pleadings whether Meredith-Avco satisfied the requirements of its franchise in that it does not claim to have been in operation by January 27, 1966. But the city of Mayfield has indicated that it is content. Under the circumstances, we do not believe it appropriate to pursue the matter in this forum. Finally, it is contended that Meredith-Avco's progress report filed May 3, 1966, in which it described initial difficulties with its system, was, in effect, an improper "ex parte" communication in anticipation of possible controversy. But our rules permit such a report; nor was either party's interest injured by the report.

Accordingly, it is ordered, Pursuant to sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended, and § 74.1109 of the Commission's rules that hearing be held to determine all of the facts and circumstances relating to when Meredith-Avco's CATV system in Mayfield, Ky., commenced furnishing television signals to viewers.

It is further ordered. That Meredith-Avco, Inc., Paducah Newspapers, Inc., and Hirsch Broadcasting Co., 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 on both issues is upon Paducah Newspapers, Inc., and Hirsch Broadcasting Co. A time and place for the hearing will be specified in another order.

It is further ordered. That upon the closing of the record it shall be certified immediately to the commission for further action, and that the parties hereto shall file proposed findings of fact and

conclusions of law within seven (7) days after the date the record is closed.

Adopted: September 13, 1967.

Released: September 25, 1967.

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

[F.R. Doc. 67-11470; Filed, Sept. 28, 1967;
8:48 a.m.]

[Docket Nos. 17510 etc.; FCC 67M-1594]

POTOMAC VALLEY TELECASTING CORP. ET AL.

Statement and Order After Prehearing Conference

In re Potomac Valley Telecasting Corp., Irons Mountain, Md., Docket No. 17510, File No. 5908-C1-ML-65; for modification of license of Station KGO 30 to provide for carriage of FM signals; Potomac Valley Telecasting Corp., Mt. Cacapon, W. Va., Docket No. 17511, File No. 5909-C1-ML-65; for modification of license of Station KQX 32 to provide for carriage of FM signals; Potomac Valley Telecasting Corp., Mt. Cacapon, W. Va., Docket No. 17512, File No. 1066-C1-R-66; for renewal of license of Station KQX 32; Potomac Valley Telecasting Corp., Irons Mountain, Md., Docket No. 17513, File No. 2633-C1-R-66; for renewal of license of Station KGO 30 and Potomac Valley TV Co., Inc., Cumberland and La Vale, Md.; Ridgeley, Wiley Ford, and Fort Ashby, W. Va., Docket No. 17514; Upper Potomac Television Co., Inc., Piedmont, W. Va.; Westernport, Md., Docket No. 17515; Frostburg Cable Television, Inc., Frostburg, Md., Docket No. 17516; Keyser Television Co., Inc., Keyser, W. Va., Docket No. 17531; Jackson Television Co., Inc., Lonaconing and Midland, Md., Docket No. 17532; request for waiver of § 21.712 of the Commission's rules; and notifications given pursuant to § 74.1105 of the Commission's rules.

At today's prehearing conference the following schedule was agreed upon:

Applicant and petitioners to furnish proposed exhibits for direct affirmative written case by December 18, 1967.

Hearing on applicant and petitioners' case—January 3, 1968 (rescheduled from Oct. 18, 1967).

So ordered.

Issued: September 22, 1967.

Released: September 26, 1967.

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

[F.R. Doc. 67-11471; Filed, Sept. 28, 1967;
8:48 a.m.]

* Commissioner Bartley absent and Commissioner Loevinger dissenting.

[No. 230]

CANADIAN BROADCAST STATIONS

List of Changes, Proposed Changes, and Corrections; Correction

AUGUST 15, 1967.

Notification under the provision of Part III, section 2 of the North American Regional Broadcasting Agreement.

List of changes, proposed changes, and corrections in assignment of Canadian Broadcast Stations modifying appendix containing Assignments of Canadian Stations (Mimeograph No. 47214-3) attached to the Recommendation of the North American Regional Broadcasting Agreement Engineering Meeting.

Call letters	Location	Power kw	Antenna	Sched- ule	Class	Expected date of commencement of operation
CBA (change in transmitter site location—PO: 1070 kw, 50 kw, ND).	Moncton, New Brunswick.	1070 kilocycles 50 kw.....	ND	U	I-B	E.I.O. 8-1-68.

NOTE: This corrects errors in Canadian Change List No. 230 which incorrectly specified the station location at Moncton, B.C., and present operation as 1070 kc., 0.25 kw., ND.

Issued: September 19, 1967.

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,
BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-11469; Filed, Sept. 28, 1967; 8:48 a.m.]

FEDERAL POWER COMMISSION

[Docket No. E-7229]

IDAHO POWER CO.

Notice Fixing Date of Prehearing
Conference

SEPTEMBER 22, 1967.

In accordance with the provisions of Paragraph (A) of the Commission's orders issued June 11, 1965, and December 29, 1965, notice is hereby given that a public hearing in the above-docketed matter shall be held in a hearing room of the Federal Power Commission, 441 G Street NW, Washington, D.C., commencing with a prehearing conference before the presiding examiner at 10 a.m., e.d.s.t., on October 17, 1967.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-11430; Filed, Sept. 28, 1967;
8:45 a.m.]

[Docket No. E-7368]

IDAHO POWER CO.

Notice of Application

SEPTEMBER 22, 1967.

Take notice that on September 15, 1967, Idaho Power Co. (Applicant), filed an application seeking an order pursuant to section 204 of the Federal Power Act authorizing the issuance of \$30 million in short-term unsecured promissory notes.

Applicant is incorporated under the laws of the State of Maine with its principal business office at Boise, Idaho, and is engaged in the electric utility business in the States of Idaho, Oregon, and Nevada.

The notes are to be issued from time to time to commercial banks or similar institutions and will mature within 1 year from their dates of issuance and in

any event not later than December 31, 1968.

The expenditures for this program through the balance of 1967 and all of 1968 are estimated at about \$24,700,000. Major items are \$10,903,000 for distribution lines and the substations; \$6,488,000 to complete work on the 425 megawatt Hells Canyon generating plant on the Snake River and \$2,863,000 for construction of transmission lines.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 13, 1967, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-11434; Filed, Sept. 28, 1967;
8:45 a.m.]SECURITIES AND EXCHANGE
COMMISSION

DYNA RAY CORP.

Order Suspending Trading

SEPTEMBER 25, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Dyna Ray Corp., New York, N.Y., and all other securities of Dyna Ray Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities

exchange be summarily suspended, this order to be effective for the period September 26, 1967, through October 5, 1967, both dates inclusive.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 67-11440; Filed, Sept. 28, 1967;
8:46 a.m.]

INTERAMERICAN INDUSTRIES, LTD.

Order Suspending Trading

SEPTEMBER 25, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the capital stock of Interamerican Industries, Ltd., Calgary, Alberta, Canada, being traded in the United States otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in the United States in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 26, 1967, through October 5, 1967, both dates inclusive.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 67-11441; Filed, Sept. 28, 1967;
8:46 a.m.]

[File No. 1-1277]

PENROSE INDUSTRIES CORP.

Order Suspending Trading

SEPTEMBER 25, 1967.

The common stock \$2 par value, of Penrose Industries Corp., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and the 5 percent Cumulative Convertible Preferred stock, \$20 par value of Penrose Industries Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15(c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 26, 1967, through October 5, 1967, both dates inclusive.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 67-11442; Filed, Sept. 28, 1967;
8:46 a.m.]

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TARIFF COMMISSION

STAINLESS-STEEL TABLE FLATWARE

Report to the President

SEPTEMBER 26, 1967.

The U.S. Tariff Commission today released a report in which it informs the President of its judgment of the probable economic effect on the domestic industry engaged in the production of stainless-steel table flatware of full restoration of the trade-agreement concessions on such flatware imported into the United States. Commissioners Thunberg and Clubb indicated that termination of the escape-clause restrictions on imports would cause a prompt and sustained increase in imports and therefore more intense competition within the U.S. market; that several of the more efficient domestic producers, presently accounting for about two-thirds of the U.S. production, have put themselves into a position to meet successfully more intense competition; and that increased competition—whether generated by increased imports or not—may well prove fatal to certain small domestic producers operating with obsolescent technology on very low margins. The two Commissioners suggest that the degree of dislocation in the domestic industry likely to follow the termination of escape-clause restrictions is sufficient to warrant consideration of the continuance of such restrictions. They note, however, that should the President decide to restore the trade-agreement concessions, and should concession-generated imports cause serious injury to the marginal resources in this industry, then adjustment assistance to these firms and workers would be available under existing legislation.

Commissioner Sutton, in a separate statement, indicated his judgment that the remaining escape-clause restrictions on stainless-steel flatware can be allowed to terminate without materially impairing the vigor of the domestic industry producing such articles. He stated that the termination of the already relaxed import restrictions would probably result in increased imports, but that domestic production is likely to continue to increase as consumption expands. He stated further that the health of neither the domestic industry nor the national economy would be vitalized if escape-action rates of duty are employed pre-eminently to perpetuate the lives of all firms in the industry regardless of their productive efficiency, or to freeze productive processes to present techniques—in other words to assure the survival of marginal operations.

In 1959, following a finding of injury by the Tariff Commission under the Trade Agreements Extension Act of 1951, the President imposed a tariff-rate quota on stainless-steel table flatware, with increased rates of duty applicable to imports entered in excess of the quota. In January 1966, the President relaxed the restrictions, retroactive to November 1,

1965, by enlarging the quota and by reducing, but not eliminating, the increases in rates of duty on imports in excess of the quota. The Commission's advice just submitted was included in its report of an investigation conducted to assist the President in determining whether to allow elimination of the quota and full restoration of the concessions.

The Commission's investigation was conducted under the provisions of section 351(d)(3) of the Trade Expansion Act of 1962. That act provides that increases in import restrictions imposed under the 1951 act shall terminate automatically on October 11, 1967, unless further extended by the President following petition by the domestic industry and investigation and advice by the Tariff Commission under section 351(d)(3).

Some of the material reported to the President may not be made public since it includes information that would reveal the operations of individual firms. Such information, therefore, has been omitted from the report released to the public.

Copies of the public report are available upon request as long as the limited supply lasts. Requests should be addressed to the Secretary, U.S. Tariff Commission, Eighth and E Streets NW, Washington, D.C. 20436.

By direction of the Commission.

[SEAL] DONN N. BENT,
Secretary.[F.R. Doc. 67-11425; Filed, Sept. 28, 1967;
8:45 a.m.]INTERSTATE COMMERCE
COMMISSION

[No. MC 64994 (Sub-No. 92)]

HENNIS FREIGHT LINES, INC.

Cancellation of Hearing and
Application

SEPTEMBER 25, 1967.

Hennis Freight Lines, Inc., Winston-Salem, N.C., Hearing in the above-entitled application now assigned October 4, 1967, at Washington, D.C., before Examiner David S. Letts, is canceled and the application is dismissed.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.[F.R. Doc. 67-11453; Filed, Sept. 28, 1967;
8:47 a.m.]

[Notice 37]

MOTOR CARRIER TRANSFER
PROCEEDINGS

SEPTEMBER 26, 1967.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 279), 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-69880. By order of September 18, 1967, the Transfer Board approved the transfer to Dale Meyer Trucking Co., a corporation, Odessa, Tex., of certificates in Nos. MC-10881, MC-10881 (Sub-No. 2), and MC-10881 (Sub-No. 3), issued November 10, 1959, December 20, 1962, and July 18, 1967, respectively, to Canyon Trucking Co., a corporation, Midland, Tex.; authorizing the transportation of: A wide variety of commodities similar to those in the "Mercer Description", from, to, or between, specified points in New Mexico, Kansas, Oklahoma, Texas, and Louisiana. W. F. Pennebaker, Post Office Box 670, Midland, Tex. 79701, attorney for applicants.

No. MC-FC-69740. By order of September 14, 1967, the Transfer Board approved the transfer to Rene O. Nault, doing business as Aime Bourgault, Woonsocket, R.I.; of certificates in Nos. MC-65059 and MC-65059 (Sub-No. 1), issued May 29, 1942, and March 24, 1947, respectively, to Aime Bourgault, Woonsocket, R.I.; authorizing the transportation of: Household goods, lumber, boxes, crates, and packing cases in the New England area. Russell B. Curnett, 36 Circuit Drive, Edgewood Station, Providence, R.I. 02905, representative for applicants.

[SEAL] H. NEIL GARSON,
Secretary.[F.R. Doc. 67-11454; Filed, Sept. 28, 1967;
8:47 a.m.]

[Ex Parte MC-1 (Sub-Nos. 1 and 2)]

PAYMENT OF RATES AND CHARGES
OF MOTOR CARRIERS

Credit Regulations; Household Goods

SEPTEMBER 19, 1967.

At the request of the American Movers Conference, the Household Goods Carriers' Bureau, and the Movers' and Warehousemen's Association of America, Inc., the time for filing written statements of data, views, and argument in the above-entitled matter is extended further to November 13, 1967, and the time for filing replies thereto is extended further to December 11, 1967. The presently assigned dates for filing such statements are October 23, 1967, and November 20, 1967, respectively. The original and two copies of such statements should be filed with the Commission at its office at Washington, D.C. The time for requesting a hearing for the purpose of cross-exam-

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ination is extended further to December 26, 1967. The presently assigned date for filing such requests is December 4, 1967.

A copy of this notice will be served upon all persons who have notified the Commission of a desire to participate in this proceeding; upon the Public Utility Commission, Board, or similar regulatory body of each State; and upon the Director, Office of the Federal Register, for publication in the **FEDERAL REGISTER** as notice to all other interested persons.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 67-11455; Filed, Sept. 28, 1967;
8:47 a.m.]

[S.O. 994, ICC Order 1; Amdt. 1]

CHICAGO, ROCK ISLAND, AND PACIFIC RAILROAD CO.

Rerouting and Diversion of Traffic

Upon further consideration of ICC Order No. 1 (Chicago, Rock Island, and Pacific Railroad Co.) and good cause appearing therefor:

It is ordered, That:

ICC Order No. 1 be, and it is hereby amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p.m., December 31, 1967, unless otherwise modified, changed, or suspended.

It is further ordered, That this amendment shall become effective at 11:59 p.m., September 30, 1967, and 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 that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., September 26, 1967.

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

[F.R. Doc. 67-11456; Filed, Sept. 28, 1967;
8:47 a.m.]

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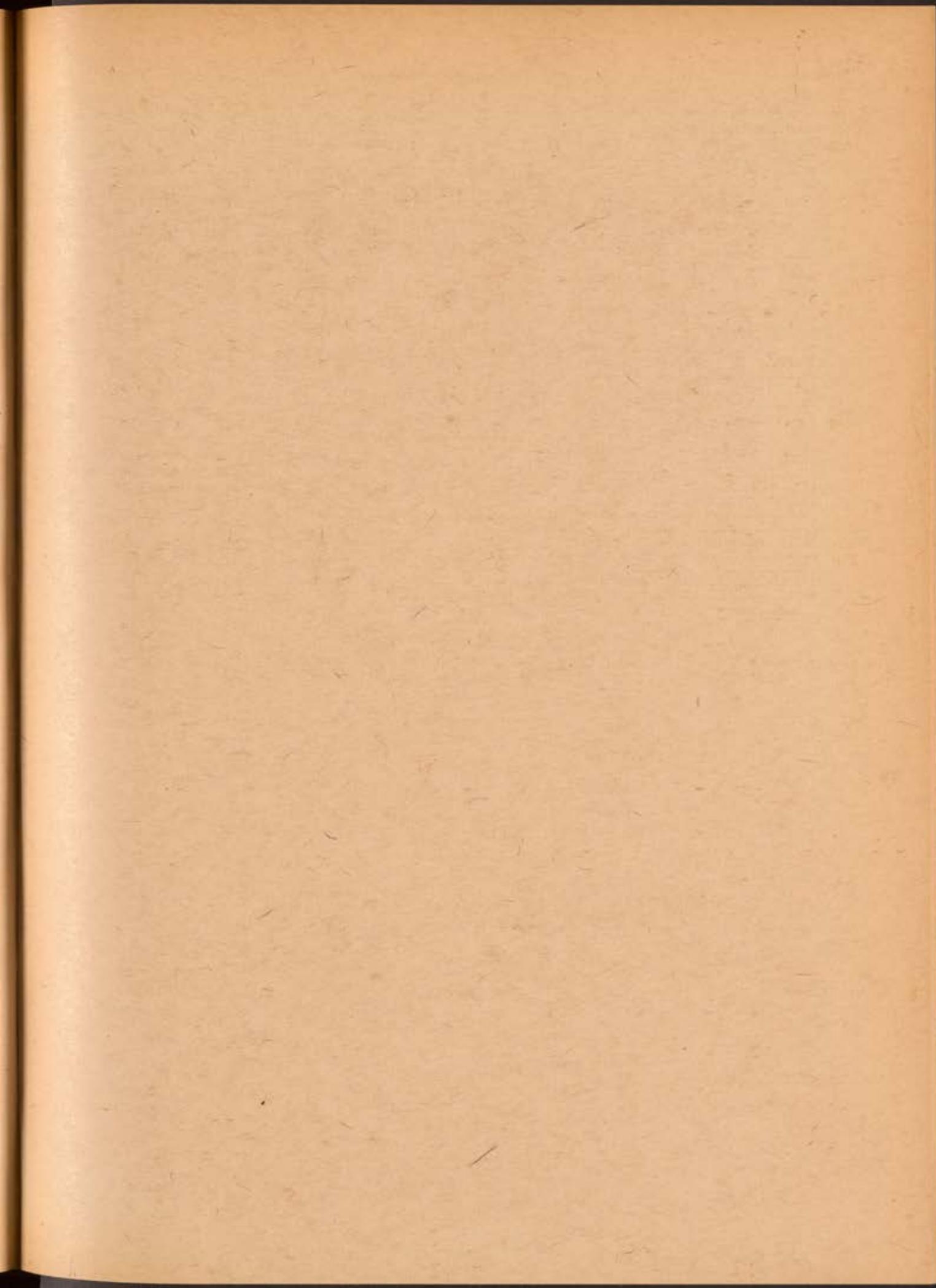
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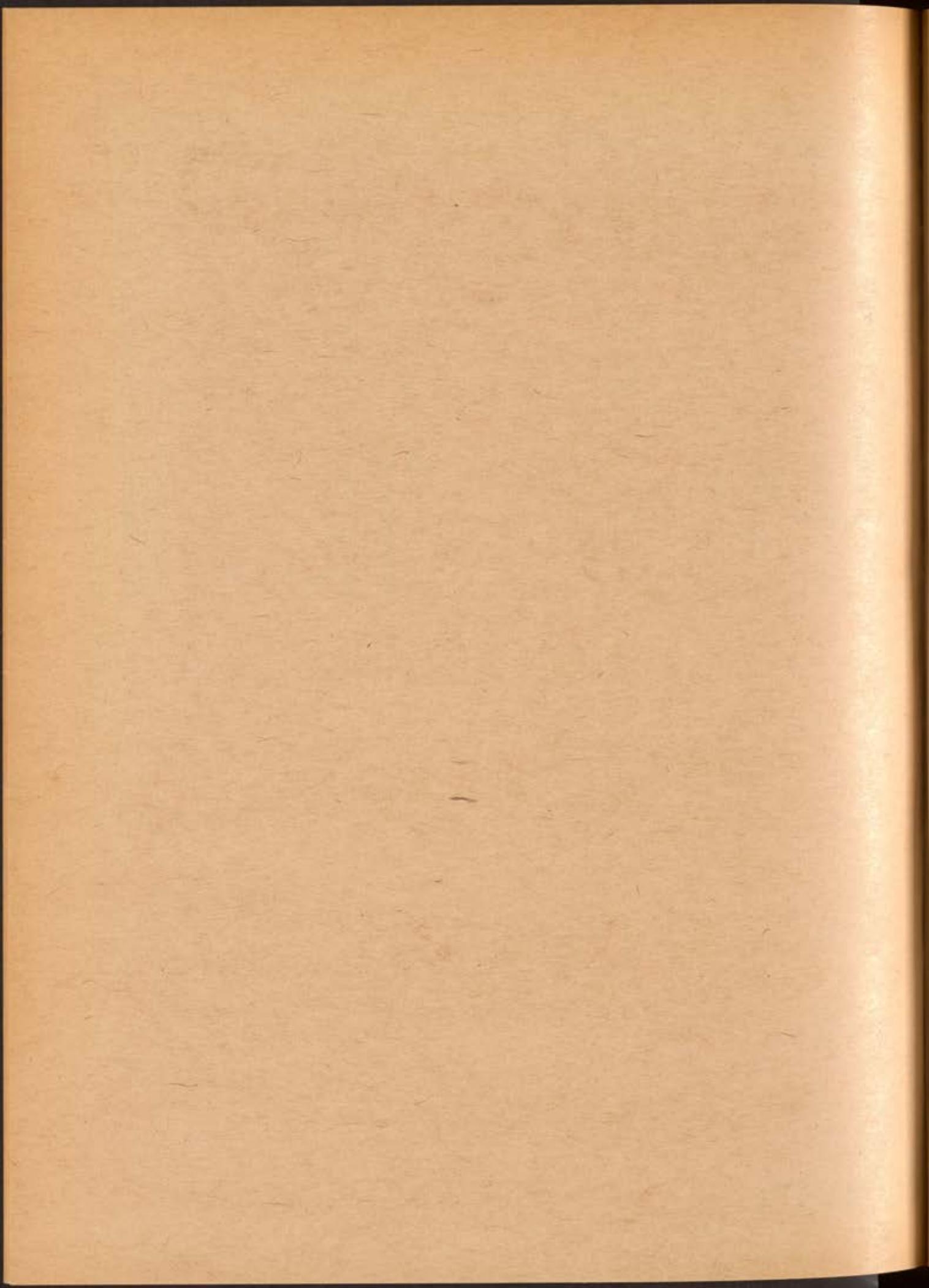
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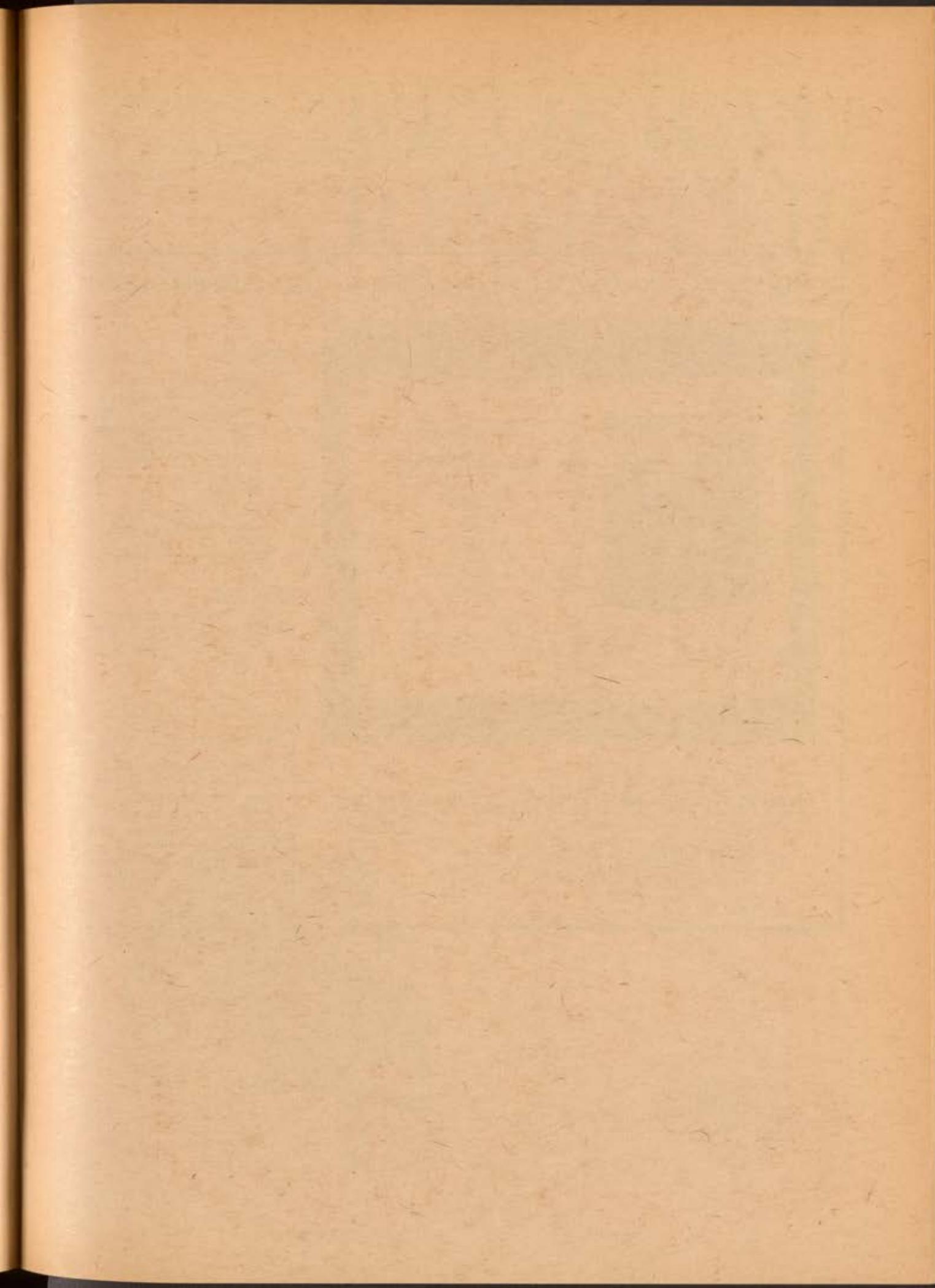
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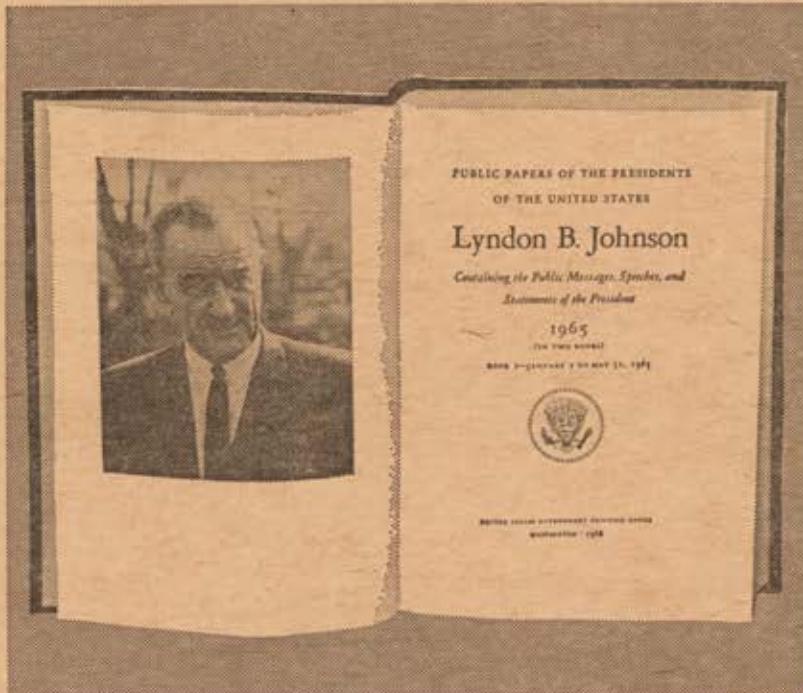
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