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Agencies in this issue—

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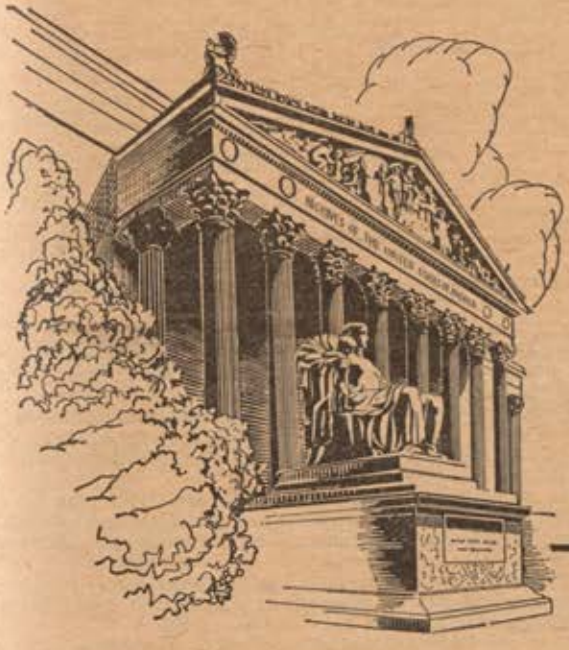

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Contents

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.

Presidential Documents

Title 3—THE PRESIDENT

Proclamation 3819

THANKSGIVING DAY, 1967

By the President of the United States of America

A Proclamation

The first American tradition grew out of gratitude for survival.

It began—long before independence was a dream—with families responding to an even deeper human impulse. They had suffered the rigors of winter in a new world—and they had endured. They put aside their plows and thanked God for the harvest's bounty.

Over the years, we have made Thanksgiving a unique national occasion. Thanking God for His goodness, we thank Him as well for the promise and the achievement of America.

Our reasons for gratitude are almost without number. We are grateful for the endurance of our government for one hundred and eighty years. We are grateful that the founding fathers planned so wisely for the generations that followed them. We are grateful for a material abundance beyond any mankind has ever known. In our land, the harvests have been good.

Much as we are grateful for these material and spiritual blessings, we are conscious, in this year, of special sorrows and disappointments. We are engaged in a painful conflict in Asia, which was not of our choosing, and in which we are involved in fidelity to a sacred promise to help a nation which has been the victim of aggression. We are proud of the spirit of our men who are risking their lives on Asian soil. We pray that their sacrifice will be redeemed in an honorable peace and the restoration of a land long torn by war.

We are grateful for the tremendous advances which have been made in our generation in social justice and in equality of opportunity, regardless of racial background. But we are saddened by the civil strife which has occurred in our great cities.

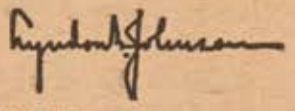
Recognizing the trials we have endured and are enduring, I have turned to the Thanksgiving Proclamation of President Abraham Lincoln in 1863. President Lincoln faced, with equal emphasis, both the blessings and the sorrows of the people.

He recommended to his fellow citizens that, "while offering up the ascriptions justly due to Him for such singular deliverances and blessings, they do also, with humble penitence for our national perverseness and disobedience, commend to His tender care all those who have become widows, orphans, mourners, or sufferers in the lamentable civil strife in which we are unavoidably engaged."

In a similar spirit I ask my fellow citizens to join their thankfulness with penitence and humility. Let us implore Almighty God that, to all our other blessings, He may add the blessings of wisdom and perseverance that will lead us to both peace and justice, in the family of nations and in our beloved homeland.

NOW, THEREFORE, I, LYNDON B. JOHNSON, President of the United States of America, in consonance with Section 6103 of Title 5 of the United States Code designating the fourth Thursday of November in each year as Thanksgiving Day, do hereby proclaim Thursday, November 23, 1967 as a day of national thanksgiving.

IN WITNESS WHEREOF, I have hereunto set my hand this ninth day of November 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. 67-13441; Filed, Nov. 9, 1967; 4:53 p.m.]

Rules and Regulations

Title 7—AGRICULTURE

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

[Avocado Order 5, Amdt. 5]

PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

Containers

On October 21, 1967, notice of rule making was published in the FEDERAL REGISTER (32 F.R. 14665) with respect to a proposed amendment of the avocado container regulation (Avocado Order 5, 7 CFR 915.305, 32 F.R. 7171, 13180, 14548), effective under the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in south Florida. This is a regulatory marketing program issued pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

The amendment provides that (1) all avocados must be packed in only two layers in the containers affected; (2) all avocados other than Booth 1, Fuchs, and Trapp varieties must be packed to a net weight of 27 pounds with a lot tolerance of 5 percent, by count, for containers failing to meet this weight requirement, and (3) that avocados of the Booth 1, Fuchs, and Trapp varieties must be packed to a net weight of 26 pounds with the aforesaid lot tolerance.

After consideration of all relevant matter presented, including that in the proposal set forth in the aforesaid notice which was submitted by the Avocado Administrative Committee (established pursuant to the amended marketing agreement and order), it is hereby found and determined that the amendment of said container regulation, as hereinafter set forth, is in accordance with the provisions of the said amended marketing agreement and order and will tend to effectuate the declared policy of the act.

It is hereby further found that good cause exists for making this amendment effective as hereinafter provided and for not postponing the effective date until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) customarily avocados have been shipped in containers with inside dimensions of 13½ x 16½ and depth varying from 6½ to 8 inches and it has been found that, in accordance with good commercial practice, avocados in such containers should be packed in two layers with a minimum net weight per container of 26 or 27 pounds, depending upon the variety; (2) in order to assure the use of such containers in the aforesaid manner, to preclude the handling of underweight containers of avocados, and to effect orderly marketing of such avocados, the container requirements in this amendment should be made effective as soon as possible; (3) the specifications of the amendment were unanimously recommended by the Avocado Administrative Committee and handlers have been notified of such recommendation; (4) a substantial portion of the current crop of avocados remains to be shipped and such specifications should be made applicable to such avocados; and (5) compliance with this amendment will not require of handlers any preparation which cannot be completed by the effective time hereof.

§ 915.305 Avocado Order 5.

(a) *Order.* (1) * * *

(x) With respect to the containers prescribed in subdivision (vi) of this subparagraph, all avocados packed in such containers shall be placed in two layers only and the net weight of the avocados in any such container shall be not less than 27 pounds, except that the net weight of Booth 1, Fuchs, and Trapp varieties packed in any such container shall be not less than 26 pounds: *Provided*, That not to exceed 5 percent, by count, of such containers in any lot may fail to meet the applicable weight requirement.

* * * * *

Dated November 8, 1967, to become effective upon publication in the FEDERAL REGISTER.

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

[F.R. Doc. 67-13367; Filed, Nov. 13, 1967; 8:49 a.m.]

PART 982—FILBERTS GROWN IN OREGON AND WASHINGTON

Modification of Free and Restricted Percentages for 1967–68 Fiscal Year

The Filbert Control Board has unanimously recommended that the free and restricted percentages applicable to merchantable filberts acquired by handlers during the 1967–68 fiscal year (§ 982.217, 32 F.R. 13933) be modified. The modification would reduce the restricted percentage from the present 39 percent to 29 percent, and increase the free percentage from the present 61 percent to 71 percent. The Board is established under, and its recommendations are made pursuant to, the marketing agreement, as amended, and Order No. 982, as amended (7 CFR Part 982), regulating the handling of filberts grown in Oregon and Washington, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

A free percentage of 61 percent and a restricted percentage of 39 percent were issued based on an estimated 9,400 ton filbert crop, an estimated trade demand of 5,250 tons and a 13 percent disappearance allowance for culls, blows, and farm use. Current estimates of the 1967 filbert crop indicate a 2,000 ton reduction and is now estimated at 7,400 tons. The lateness of the crop has resulted in lost sales and the Board has revised its estimated trade demand downward from 5,250 tons to 4,500 tons. Due also to the late maturity of the crop and adverse weather conditions, a 20 percent disappearance allowance for culls, blows, and farm use has been recommended.

After consideration of all relevant matter presented including that in the notice issued in connection with the designation of the free and restricted percentages for the 1967–68 fiscal year, the information and recommendation submitted by the Board, and other available information, it is found that to revise § 982.217 (32 F.R. 13933) so as to modify the free and restricted percentages, as set forth below, will tend to effectuate the declared policy of the act.

§ 982.217 Free and restricted percentages for merchantable filberts during the 1967–68 fiscal year.

The following percentages are established for merchantable filberts for the fiscal year beginning August 1, 1967:

Free percentage	71
Restricted percentage	29

It is further found that it is impracticable, unnecessary, or contrary to the public interest to give preliminary notice of this specific action and engage in public rule making procedure, and that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that: (1) Under this marketing program, the percentages designated for a particular fiscal year, and any modifications thereof, apply to all merchantable filberts handled from the beginning of the fiscal year; (2) the current fiscal year began August 1, 1967, and the modified percentages herein designated will automatically apply to such merchantable filberts handled on or after that date; (3) this action must be taken promptly to achieve its purpose by providing a firm basis for pricing filberts during the remainder of the fiscal year; (4) handlers are aware of this action as recommended by the Board and require no advance notice to comply with this regulation; and (5) this action relieves restrictions on the handling of filberts.

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

Dated: November 7, 1967.

PAUL A. NICHOLSON,
Deputy director,
Fruit and Vegetable Division.

[F.R. Doc. 67-13342; Filed, Nov. 13, 1967; 8:46 a.m.]

PART 991—HOPS OF DOMESTIC PRODUCTION

Expenses of Hop Administrative Committee and Rate of Assessment for 1967–68 Marketing Year

Notice was published in the October 27, 1967, issue of the FEDERAL REGISTER (32 F.R. 14898) regarding proposed expenses of the Hop Administrative Committee for the 1967–68 marketing year and rate of assessment for that marketing year, pursuant to §§ 991.55 and 991.56 of the Marketing Order No. 991 (7 CFR Part 991) regulating the handling of hops of domestic production effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

The notice afforded interested persons an opportunity to submit written data, views, or arguments with respect to the proposal. None were submitted within the prescribed time.

After consideration of all relevant matter presented, including that in the notice, the information and the unanimous recommendations submitted by the Hop Administrative Committee and other available information, it is found that the expenses of the Hop Administrative Committee and rate of assessment for the marketing year beginning August 1, 1967, shall be as follows:

§ 991.302 Expenses of the Hop Administrative Committee and rate of assessment for the 1967–68 marketing year.

(a) *Expenses.* Expenses in the amount of $156,000 are reasonable and likely to be incurred by the Hop Administrative Committee during the marketing year beginning August 1, 1967, for its maintenance and functioning and for such purposes as the Secretary may, pursuant to the provisions of this part, determine to be appropriate.

(b) *Rate of assessment.* The rate of assessment for said marketing year, payable by each handler in accordance with § 991.56, is fixed at 0.3 cent per pound of salable hops.

It is found that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that: (1) The relevant provisions of the marketing order require that the rate of assessment fixed for a particular marketing year shall be applicable to all salable hops handled during such year; and (2) the current marketing year began on August 1, 1967, and the rate of assessment herein fixed will automatically apply to all such hops beginning with that date.

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

Dated: November 8, 1967.

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

[F.R. Doc. 67-13343; Filed, Nov. 13, 1967; 8:46 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 8526; Amdt. 145-8]

PART 145—REPAIR STATIONS

Changes in Personnel

The purpose of this amendment to Part 145 of the Federal Aviation Regulations is to allow holders of repair station certificates to make certain personnel changes with respect to their repair station operation without the necessity of applying for a certificate change.

Section 145.15 requires the holder of a repair station certificate to apply for a change in that certificate when, among other things, there is a change in the officials responsible for overall management of the station or in the persons responsible for releasing items from it or there is a change in authorized signatures. On the other hand, the repair station is also required, under § 145.43, to maintain a roster of the officials of the station that are responsible for its management and the inspection personnel who make final airworthiness determinations before releasing an article to service and to change the roster as necessary to reflect changes in the duties, assignment or employment status of such personnel.

Since the adoption of the foregoing requirements, there has been a rapid growth in repair station activities. This has resulted in a substantial increase in personnel and personnel changes. For this reason, the FAA has been requested to provide some relief from the burden of filing for a change in their certificates each time there is a change in supervisory or inspection personnel.

The records required to be maintained by the repair stations under § 145.43 concerning changes with respect to supervisory and inspection personnel provide substantially the same information as is required to be furnished to the FAA under § 145.15 for such personnel. Therefore, since the records required under § 145.43 must be submitted to the Administrator for his evaluation and kept subject to his inspection, the FAA now considers that it is unnecessary to require the repair stations to also apply for a change in their certificates each time there is a change in supervisory or inspection personnel. Moreover, the FAA has determined that a record of the authorized signatures of the supervisory and inspection personnel no longer serves any useful purpose and the requirement concerning such a record in § 145.15 should be deleted.

Since the amendment set forth herein involves FAA procedure and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and it may be made effective on less than 30 days notice.

In consideration of the foregoing, Part 145 of the Federal Aviation Regulations is amended by revising paragraph (a) of § 145.15 to read as follows, effective December 11, 1967.

§ 145.15 Change or renewal of certificates.

(a) Each of the following requires the certificate holder to apply for a change in a repair station certificate, on a form and in the manner prescribed by the Administrator:

(1) A change in the location or housing and facilities of the station.

(2) A request to revise or amend a rating.

* * * * *

(Secs. 313(a), 601, 607, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1427)

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

D. D. THOMAS,
Acting Administrator.

[F.R. Doc. 67-13339; Filed, Nov. 13, 1967; 8:46 a.m.]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

[Docket No. R-327; Order 354]

PART 101—UNIFORM SYSTEM OF ACCOUNTS PRESCRIBED FOR CLASS A AND CLASS B PUBLIC UTILITIES AND LICENSEES

PART 141—STATEMENTS AND REPORTS (SCHEDULES)

Pumped Storage Projects

NOVEMBER 7, 1967.

On June 26, 1967, the Commission issued a notice of proposed rule making in this proceeding (32 F.R. 9709, July 4, 1967) proposing to amend General Instruction 16 of its Uniform System of Accounts prescribed for Public Utilities and Licensees, and certain schedules of FPC Form No. 1 used by licensees for the annual detailed reporting of data relating to pumped storage projects.

Pursuant to the invitation contained in the notice herein, 10 responses were received from or on behalf of 23 entities which either own pumped storage facilities or are concerned with the reporting of information with respect thereto.[1] In

[1] American Electric Power Service Corp. for itself and in behalf of Appalachian Electric Power Co., Indiana & Michigan Electric Co., Kentucky Power Co., Kingsport Power Co., Ohio Power Co., and Wheeling Electric Co.; Consolidated Edison Company of New York, Inc.; Consumers Power Co.; Department of the Army, Office of the Chief of Engineers; General Public Utilities Corp. for itself and Jersey Central Power & Light Co., Metropolitan Edison Co., New Jersey Power & Light Co., and Pennsylvania Electric Co.; Georgia Power Co.; Northeast Utilities Service Co. in behalf of Connecticut Light and Power Co., The Hartford Electric Light Co. and Western Massachusetts Electric Co.; Philadelphia Electric Co.; Public Service Electric and Gas Co.; and Union Electric Co.

addition, we have had the benefit of the extremely detailed consideration given to the proposed schedules by the Pumped Storage Working Group of the Public Utility Advisory Committee to the Bureau of the Budget.[2] Most of the suggestions made by the several respondents were of a clarifying nature and the schedules here prescribed have been revised accordingly.

All the respondents voiced their serious objection to two of our proposed requirements: first, that if a plant is equipped with a combination of conventional and pumped storage equipment, each should be reported as a separate plant[3] and, second, the requirement for reporting "Pumping Expenses".[4] We recognize the merit of both of these objections arising, as they do, out of the conviction that the data which could reasonably be expected to be furnished under these proposed requirements would be neither meaningful nor particularly reliable. Furthermore, because of the differences in the use or planned use of pumped storage equipment by the several respondents the data reported would not be uniform and, thus, subject to misinterpretation.

We are therefore deleting, at least for the present, the requirement that the plants combining both conventional and pumped storage equipment be reported separately. Though we are retaining the requirement to "Pumping Expenses," we are revising instruction 7 (on page 433d) so that the reporting company which may be unable to compute the item accurately shall, instead, report the principal sources of power used for pumping and the estimated amounts of energy from each source. This will, at least, give the Commission and interested members of the public some general data with respect to the extent to which this comparatively recent development in power generation is being utilized.

The Commission finds:

(1) The amendment of the Uniform System of Accounts and the revision or prescription of the several schedules in Form No. 1, herein ordered, are necessary and appropriate to the administration of the Federal Power Act.

(2) Since these schedules are being prescribed for inclusion in FPC Form No. 1 for the reporting year 1967, good cause exists for making the amendments effective forthwith.

[2] The Committee advises the Bureau with respect to the clearance of forms pursuant to the Federal Reports Act of 1942 (44 U.S.C. 421 et seq.).

[3] Instruction 7 on the schedule "Hydroelectric Generating Plant Statistics (Large Plants)", pp. 443a–433b, and Instruction 5 on the schedule "Generating Plant Statistics (Small Plants)", p. 434.

[4] Instruction 7 on the schedule "Pumped Storage Generating Plant Statistics (Large Plants)", p. 433.

The Commission, acting pursuant to the authority granted by the Federal Power Act, as amended, particularly sections 4(a), 301, 304, 309, and 311 thereof (41 Stat. 1065; 49 Stat. 839, 854, 855, 858, 859; 16 U.S.C. 797(a), 825, 825c, 825h, 825j), orders:

(A) Effective upon the issuance of this order, the Uniform System of Accounts prescribed for public utilities and licensees by Part 101, Chapter I, Title 18 of the Code of Federal Regulations, is amended by revising the introductory clause of General Instruction 16 to read as follows:

16. *Separate Accounts or Records for Each Licensed Project.*

The accounts or records of each licensee shall be so kept as to show for each project (including pumped storage) under license: * * *

(B) Effective for the reporting year 1967, and thereafter, the following schedules in FPC Form No. 1, prescribed by § 141.1 of the said Title 18 are revised:

Accumulated Provisions for Depreciation of Electric Plant, page 408.
Summary of Electric Operation and Maintenance Expenses, page 420.
Depreciation and Amortization of Electric Plant, page 429.
Electric Energy Account, page 431.
Hydroelectric Generating Plant Statistics (Large Plants), 433a–433b.
Generating Plant Statistics (Small Plants), page 434.

to read as set out in Attachment A hereto.[5]

(C) Effective for the reporting year 1967 and thereafter, the following new schedules are added to the said FPC Form No. 1:

Pumped Storage Generating Plant Statistics (Large Plants), pages 433c–433d.
Pumped Storage Generating Plants, pages 439a–439c.

as set out in Attachment B,[5] hereto.

(D) Effective upon the issuance of this order, paragraph (d) of the said § 141.1 is revised by adding new schedule titles as follows:

1. Insert "Pumped Storage Generating Plant Statistics (Large Plants)" to precede the line "Generating Plant Statistics (Small Plants)" and

2. Insert "Pumped Storage Generating Plants" to follow the line "Hydroelectric Generating Plants (continued)".

(E) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[F.R. Doc. 67-13351; Filed, Nov. 13, 1967; 8:48 a.m.]

[5] Attachments A and B filed as part of the original document.

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER A—INCOME TAX

[T.D.6934]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Identification of Book-Entry Treasury Securities

In order to modify the identification rules for purposes of determining basis and holding period of property in the case of certain Treasury securities, paragraph (c) of § 1.1012–1 of the Income Tax regulations (26 CFR Part 1) is amended by adding a new subparagraph (7) to read as follows:

§ 1.1012–1 Basis of property.

* * * * *

(c) *Sale of stock.* * * *

(7) *Book-entry Treasury securities.* (i) In applying the provisions of subparagraph (3) (i) (*b*) of this paragraph in the case of a sale or transfer of a book-entry Treasury security which is made pursuant to a written instruction by the seller or transferor, the serially-numbered advice of transaction prescribed by the Fiscal Service of the Department of the Treasury and furnished by a Reserve Bank shall constitute confirmation as required by such subparagraph.

(ii) For purposes of this subparagraph:

(*a*) The term "book-entry Treasury security" means a transferable Treasury bond, note, certificate of indebtedness, or bill issued under the Second Liberty Bond Act (31 U.S.C. 774 (2)), as amended, in the form of an entry made as prescribed in 31 CFR Part 306, Subpart O, on the records of a Reserve Bank which is deposited in an account with a Reserve Bank (*1*) as collateral pledged to a Reserve Bank (in its individual capacity) for advances by it, (2) as collateral pledged to the United States under Treasury Department Circular No. 92 or 187, both as revised and amended, and (*3*) by a member bank of the Federal Reserve System for its sole account for safekeeping by a Reserve Bank in its individual capacity;

(*b*) The term "serially-numbered advice of transaction" means the confirmation (prescribed in 31 CFR 306.116) issued by the Reserve Bank which is identifiable by a unique number and indicates that a particular written instruction to the Reserve Bank with respect to the deposit or withdrawal of a specified book-entry Treasury security (or securities) has been executed; and

(*c*) The term "Reserve Bank" means a Federal Reserve Bank and its branches acting as Fiscal Agent of the United States.

* * * * *

Because this Treasury decision merely liberalizes the identification rules for purposes of determining basis and holding period in the case of certain securities, it is found that it is unnecessary to issue this Treasury decision with notice and public procedure thereon under 5 U.S.C. 553(b), or subject to the effective date limitation of 5 U.S.C. 553(d).

(Sec. 7805, Internal Revenue Code of 1954; 68A Stat. 917; 26 U.S.C. 7805)

[SEAL] SHELDON S. COHEN,
Commissioner of Internal Revenue.

Approved: November 7, 1967.

STANLEY S. SURREY,
Assistant Secretary of the Treasury.

[F.R. Doc. 67-13344; Filed, Nov. 13, 1967; 8:47 a.m.]

Title 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

SUBCHAPTER B—BUREAU OF THE PUBLIC DEBT

PART 306—GENERAL REGULATIONS WITH RESPECT TO UNITED STATES SECURITIES

Subpart O—Book-Entry Procedure

On August 2, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 11216) with respect to Treasury Department Circular No. 300. After consideration of such relevant matter as was presented by interested parties, the effective date has been changed from September 5, 1967, to January 1, 1968. Certain other changes not affecting substantive rights were also made.

The amended regulations read:

Department Circular No. 300, Third Revision, dated December 23, 1964, as amended, is hereby further amended effective January 1, 1968 by redesignating Subpart O (entitled "Miscellaneous Provisions") as Subpart P, and renumbering §§ 306.115 through 306.118 as §§ 306.123 through 306.126, respectively, and by inserting a new Subpart O as follows:

Subpart O—Book-Entry Procedure

Sec.
306.115 Definition of terms.
306.116 Authority of Reserve Banks.
306.117 Scope of book-entry procedure.
306.118 Pledges.
306.119 Limitations on transfers or pledges.
306.120 Withdrawals and transfers.
306.121 Registered bonds and notes.
306.122 Servicing book-entry Treasury securities; payment of interest, payment at maturity or upon call.

AUTHORITY: The provisions of this Subpart O issued under R.S. 3706, 40 Stat. 288, 290, 1309, 48 Stat. 348, 50 Stat. 481; 31 U.S.C. 738a, 739, 752, 752a, 753, 754, 754a, 754b.

§ 306.115 Definition of terms.

In this subpart, unless the context otherwise requires or indicates:

(a) "Reserve Bank" means a Federal Reserve Bank and its branches acting as Fiscal Agent of the United States.

(b) "Treasury security" means a transferable Treasury bond, note, certificate of indebtedness, or bill issued under the Second Liberty Bond Act, as amended, in the form of a definitive Treasury security or a book-entry Treasury security.

(c) "Definitive Treasury security" means a transferable Treasury bond, note, certificate of indebtedness, or bill issued under the Second Liberty Bond Act, as amended, in engraved or printed form.

(d) "Book-entry Treasury security" means a transferable Treasury bond, note, certificate of indebtedness, or bill issued under the Second Liberty Bond Act, as amended, in the form of an entry made as prescribed in this subpart on the records of a Reserve Bank.

(e) "Serially-numbered advice of transaction" means the confirmation (prescribed in § 306.116) issued by a Reserve Bank which is identifiable by a unique number and indicates that a particular written instruction to the Reserve Bank with respect to the deposit or withdrawal of a specified book-entry Treasury security (or securities) has been executed.

§ 306.116 Authority of Reserve Banks.

Each Reserve Bank is hereby authorized and directed, in accordance with the provisions of this subpart, to (a) issue book-entry Treasury securities by means of entries on its records which shall include the name of the depositor, the amount, the title of the loan (or the series) and the maturity date; (b) effect conversions between book-entry Treasury securities and definitive Treasury securities; (c) otherwise service and maintain book-entry Treasury securities; and (d) issue serially numbered advices of transactions with respect to each instruction relating to the deposit or withdrawal of a book-entry Treasury security (or securities) which has been executed. Each such advice shall confirm that book-entry Treasury securities of the amount, loan title (or series) and maturity date specified in the depositor's instruction have been deposited or withdrawn.

§ 306.117 Scope of book-entry procedure.

(a) The book-entry procedure shall apply to Treasury securities now on deposit or hereafter deposited in accounts with any Reserve Bank (1) as collateral pledged to a Reserve Bank (in its individual capacity) for advances by it, (2) as collateral pledged to the United States under Treasury Department Circulars No. 92 or 176, both as revised and amended, and (3) by a member bank of the Federal Reserve System for its sole account and in lieu of the safekeeping of definitive Treasury securities by a Reserve Bank in its individual capacity. Any depositor which on the effective date of this subpart has definitive Treasury securities on deposit with a Reserve Bank (in either its individual capacity or as Fiscal Agent) for any purpose specified above or which thereafter deposits such securities for any such purpose shall be deemed to have consented to their conversion to book-entry Treasury securities pursuant to the provisions of this subpart, and in the manner and under the procedures prescribed by the Reserve Bank.

(b) The book-entry procedure may be applied to any Treasury securities now on deposit or hereafter deposited with any Reserve Bank for any other purposes under such terms and conditions as may be prescribed by the Reserve Bank with the approval of the Secretary of the Treasury.

(c) No deposits shall be accepted under this section on or after the date of maturity or call of the securities.[1]

§ 306.118 Pledges.

A pledge of book-entry Treasury securities, or of any interest therein, in favor of a Reserve Bank in its own right as pledgee or in favor of the United States as pledgee, is effected, notwithstanding any provision of law to the contrary, by the making of an appropriate entry under paragraph (a) (1) or (2) of § 306.117, of the amount of the securities pledged. The making of such entry shall have the effect of a delivery of definitive Treasury securities in bearer form representing the amount of the obligations pledged and shall effect a perfected security interest therein in favor of the pledgee, who shall be a holder. No filing or recording with a public recording office or officer shall be necessary to perfect the pledge or security interest in book-entry Treasury securities under this section. Pledges of definitive Treasury securities, or of any security interest therein, to a Reserve Bank in its own right or to the United States at the time of their conversion to book-entry Treasury securities shall be fully effective with respect to such book-entry Treasury securities. A Reserve Bank, when requested by the pledge, shall convert book-entry Treasury securities into definitive Treasury securities and deliver them to the pledgee for disposition under the applicable pledge arrangement; and the pledge or security interest of the pledgee in the book-entry Treasury securities prior to conversion shall continue to be fully effective with respect to such definitive Treasury securities.

§ 306.119 Limitations on transfers or pledges.

Except as provided in this subpart, book-entry Treasury securities may not be assigned, transferred, hypothecated, pledged as collateral, or used as security for the performance of an obligation, and the Treasury Department will not recognize any such assignment, transfer, hypothecation, pledge or use.

[1] The date of call as defined in the regulations in this part (§ 306.2) is "the date fixed in the official notice of call published in the FEDERAL REGISTER * * * on which the obligor will make payment of the security before maturity in accordance with its terms."

§ 306.120 Withdrawals and transfers.

Withdrawals and transfers of book-entry Treasury securities may be made upon a depositor requesting (a) delivery of like definitive Treasury securities to itself or on its order to a transferee, or (b) transfer to any transferee eligible under § 306.117. The making of any book-entry transfer by a Reserve Bank shall have the same effect as a delivery to the transferee of definitive Treasury securities in bearer form. The transfer of book-entry Treasury securities within a Reserve Bank will be made in accordance with procedures established by the latter not inconsistent with this subpart. The transfer of book-entry Treasury securities between Reserve Banks will be made through a telegraphic transfer procedure. All requests for withdrawal or for transfer must be made prior to the maturity or date of call of the securities. Treasury bonds and notes which are actually to be delivered upon withdrawal or transfer may be issued either in registered [2] or in bearer form.

§ 306.121 Registered bonds and notes.

No formal assignment shall be required for the conversion to book-entry Treasury securities of registered Treasury securities held by a Reserve Bank (in either its individual capacity or as Fiscal Agent) on the effective date of this subpart for any purpose specified in § 306.117(a). Registered Treasury securities deposited thereafter with a Reserve Bank for any purpose specified in § 306.117 shall be assigned for conversion to book-entry Treasury securities. The assignment, which shall be executed in accordance with the provisions of Subpart P of this part, so far as applicable, shall be to "Federal Reserve Bank of ----------, as Fiscal Agent of the United States, for conversion to book-entry Treasury securities."

§ 306.122 Servicing book-entry Treasury securities; payment of interest, payment at maturity or upon call.

Interest becoming due on book-entry Treasury securities shall be charged in the Treasurer's account on the interest due date and remitted or credited in accordance with the depositor's instructions. Such securities shall be redeemed and charged in the Treasurer's account on the date of maturity, call or advance refunding, and the redemption proceeds, principal and interest, shall be disposed of in accordance with the depositor's instructions.

Dated: November 7, 1967.

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

[F.R. Doc. 67-13345; Filed, Nov. 13, 1967; 8:47 a.m.]

[2] Except for Treasury notes, EA and EO Series.

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 204—DANGER ZONE REGULATIONS

Chesapeake Bay, Md.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), and chapter XIX of the Army Appropriations Act of July 9, 1918 (40 Stat. 892; 33 U.S.C. 3), § 204.30 governing the use and navigation of a danger zone in Chesapeake Bay at Aberdeen Proving Ground, Md., is hereby revised, with the exception of paragraph (a), effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 204.30 Chesapeake Bay; U.S. Army Proving Ground Reservation, Aberdeen, Md.

* * * * *

(b) *Authority delegated Commanding Officer.* The Commanding Officer, Aberdeen Proving Ground, has been delegated the authority by the Secretary of the Army to designate from time to time by suitably posted bulletins or announcements, the conditions under which the public, including food fishermen and crabbers, may enter restricted waters of the Aberdeen Proving Ground.

(c) *Penalty.* All persons who enter the restricted waters, except as authorized in this section, without the authority of the Commanding Officer, Aberdeen Proving Ground, Md., are under the terms of the information given above, guilty of a misdemeanor and upon conviction thereon are punishable by a fine not exceeding $500 or by imprisonment not exceeding 6 months.

(d) *Entrance into restricted waters by the public.* The restricted areas will normally be open for navigation during the following hours:

(1) Monday through Thursday, 5 p.m. to 7:30 a.m.

(2) Saturdays and Sundays, 5 p.m. Friday to 7:30 a.m. Monday.

(3) National (not State) holidays, 5 p.m. the day preceding the holiday to 7:30 a.m. the day following the holiday. When urgent requirements of tests in the interest of national defense necessitate closing the restricted area during the aforementioned times and days, the Commanding Officer, Aberdeen Proving Ground, will publish appropriate circulars or cause to be broadcast over local radio stations notices informing the public of the time and days in which entrance into the restricted waters of Aberdeen Proving Ground by the general public will be prohibited.

(e) *No limitations on firing to be conducted over land.* There are no limitations on firing over land belonging to Aberdeen Proving Ground.

(f) *Permits required from the Commanding Officer to set fixed nets in restricted waters.* (1) Fishermen and crabbers desiring to set fixed nets within the restricted waters of Aberdeen Proving Ground Reservation are required in every instance to have a written permit. A fixed net for the purpose of this paragraph is defined as a pound net, staked gill net, hedge fike net, hoop net, eel pot, crab pot, and all other types of nets fastened by means of poles, stakes, weights, or anchors. Permits to fish and crab within the restricted waters of Aberdeen Proving Ground may be obtained by written application to the Commanding Officer, Department of the Army, Aberdeen Proving Ground, Attention: Provost Marshall Division, Aberdeen Proving Ground, Md. Applicants for permits must state the location at which they desire to set fixed nets and state the period of time for which they desire the permit to cover. Nets placed in the restricted waters are subject to damage by gunfire and bombing, and the risk of such damage will be assumed by the holder of the permit.

(2) Holders of permits for setting fixed nets must comply with the provisions of this part and also with § 206.50(d) of this chapter.

(g) *Identification signs required at each location of fixed nets.* Fishermen and crabbers who have been granted permits to fish or crab within the restricted waters of Aberdeen Proving Ground Reservation with fixed nets must at each location have a stake securely driven at the outer end of the line of nets on which is mounted a sign board which contains their name and permit number. All stakes set within the restricted area established by this regulation will project at least three (3) feet above the surface of the water at all ordinary high stages of the tide. Nets and other fishing and crabbing structures erected will be marked by stakes set at intervals not greater than fifty (50) feet. Fishing and crabbing structures erected in Aberdeen Proving Ground waters will be plainly marked on both ends, and will be lighted with a white light between sunset and sunrise, by and at the expense of the owner.

(h) *Removal of pound net poles and or stakes.* At the end of the fishing and crabbing season, fishermen and crabbers must remove and haul away from the location all pound nets, pots, poles or stakes used in their operation. Pound net poles or stakes must not be cast adrift after removal.

(i) *Restrictions on fishermen and crabbers.* It must be distinctly understood that holders of permits to fish or crab are not authorized to enter the restricted waters of Aberdeen Proving Ground Reservation outside the hours as announced by the Commanding Officer, Aberdeen Proving Ground. In addition, the privileges granted in this paragraph include no right to land nor to cut or procure pound net poles or stakes on the Aberdeen Proving Ground Reservation.

(j) *Fishing and crabbing with any type of net prohibited in all creeks.* Fishing and crabbing with any type of net is prohibited in all creeks of the Aberdeen Proving Ground Reservation.

(k) *Compliance with Federal, State and county laws required.* The taking of fish and crabs in the waters of Aberdeen Proving Ground Reservation and the setting of and location of nets, in a manner not in compliance with Federal, State, and county laws is prohibited.

[Regs., Oct. 16, 1967, 1507-32 (Chesapeake Bay, Md.)-ENGCW-ON] (Sec. 7, 40 Stat. 266, Chap. XIX, 40 Stat. 892; 33 U.S.C. 1, 3)

For the Adjutant General.

DONALD L. GEER,
Colonel, AGC,
Executive Officer.

[F.R. Doc. 67-13326; Filed, Nov. 13, 1967; 8:45 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 1—Federal Procurement Regulations

PART 1-5—SPECIAL AND DIRECTED SOURCES OF SUPPLY

Contractor Use of GSA Supply Sources

This amendment revises the policies and procedures prescribed in Subpart 1-5.9 of the Federal Procurement Regulations regarding contractor use of GSA supply sources in order to promote greater economy and efficiency in Government procurement programs. Subject to the limitations and conditions contained in agency authorizations, it provides for the use of referenced GSA supply sources by contractors and subcontractors performing Government cost-reimbursement type contracts and other types of negotiated contracts where the agency determines that a substantial dollar portion of the contractor's contracts are of a Government cost-reimbursement nature.

The table of contents for Part 1-5 is amended to revise the entries for Subpart 1-5.9. As amended, the entries are as follows:

Subpart 1-5.9—Use of GSA Supply Sources by Contractors Performing Cost-Reimbursement Type Contracts

Sec.

AUTHORITY: The provisions of this Subpart 1-5.9 issued under sec. 205(c), Stat. 390; 40 U.S.C. 486(c).

Subpart 1-5.9 is revised to read as follows:

Subpart 1-5.9—Use of GSA Supply Sources by Contractors Performing Cost-Reimbursement Type Contracts

§ 1-5.900 Scope of subpart.

This subpart prescribes policies and procedures for Federal agencies regarding the use of General Services Administration (GSA) supply sources (i.e., items available through Federal Supply Schedule contracts and from GSA stores stock) by contractors in performing certain Government contracts. The term "contractor" as used in this subpart, unless the context otherwise requires, includes subcontractors who qualify in accordance with the provisions of § 1-5.902(b). (With respect to the use by grantees of these and other GSA sources of supply and services, see GSA Bulletin FPMR A-17, dated November 7, 1967.)

§ 1-5.901 Policy.

(a) It is the policy of the General Services Administration to make GSA supply sources available to all eligible users in order to promote greater economy and efficiency in Government procurement programs.

(b) To the extent provided in this subpart, the policy is applicable to contractors working wholly or substantially on cost-reimbursement contracts.

§ 1-5.902 Authorization to contractors.

(a) When an agency determines that it is in the best interest of the Government to do so, the agency shall authorize in writing its prime contractors and, where appropriate, their subcontractors, to utilize GSA supply sources in performing Government contracts. Authorizations to subcontractors shall be issued through, and subject to the approval of, the prime contractor. Each authorization (prime or sub) shall be supported by a written finding of the facts which are the basis for the determination to issue the authorization. Such findings shall be retained in agency contract files.

(b) Except as provided in § 101-26.407 of this title regarding the procurement of security cabinets by fixed-price contractors, such authorization may be issued only where an agency deems it advisable for a contractor to utilize GSA supply sources in performing:

(1) Government cost-reimbursement contracts; and

(2) Other types of negotiated contracts where the agency determines that a substantial dollar portion of the contractor's contracts are of a Government cost-reimbursement nature.

(c) Subject to the criteria set forth in paragraph (b) of this section, the agency may include in its written authorizations such limitations or conditions as it deems necessary in the public interest. For example, it may choose to:

(1) Authorize purchases from GSA supply sources of any overhead supplies, but no production supplies; or

(2) Limit any authorization requirement to use GSA sources to a specific dollar amount, leaving the contractor free to make smaller purchases from any source he chooses; or

(3) Restrict the authorization to certain plants or facilities or to specific contracts; or

(4) Provide that title vest in or be retained by the Government when determined to be in the best interest of the Government.

The terms and conditions which the agency may impose are not limited to the foregoing examples.

(d) In determining whether to issue such an authorization, consideration should be given, but not necessarily limited to, the following factors:

(1) The administrative cost of placing orders with Government sources, and the program impact of delay factors, if any.

(2) Lower cost of purchased items.

(3) Suitability of items available through GSA supply sources.

(4) Delivery factors such as cost and time.

(5) Recommendations of prime contractors.

(e) Each authorization issued under this subpart shall:

(1) Cite the number of the contract or contracts involved.

(2) Specify that the Federal Standard Requisitioning and Issue Procedure (FEDSTRIP) shall be utilized when ordering GSA stock items, as required by Subpart 101-26.2 of this title, and include an address and billing code identifying the ordering contractor. Such codes may be obtained from the Federal Supply Service of the appropriate GSA regional office.

(3) Whenever practicable, contain a limit upon the period of effectiveness of the authorization.

(f) Copies of each authorization shall be forwarded to the General Services Administration, Federal Supply Service, Office of Supply Management-FF, Washington, D.C. 20405, and to the Federal Supply Service of the GSA regional office serving the geographical area in which the facilities of the authorized contractor are located.

(g) The authorizing agency shall promptly notify the offices named in paragraph (f) of this section whenever an authorization is withdrawn prior to the expiration of the established period of effectiveness or upon termination of a contract for which an authorization has been granted without limitation. The notification shall be in writing and shall:

(1) Cite the number of the contract involved.

(2) Contain the effective date of withdrawal of the authorization which, in the case of the termination of a contract for which an indefinite authorization was previously granted, shall be not later than the date of the termination of the contract.

(h) The authorizing agency shall be responsible for insuring that prime contractors and subcontractors comply with the terms of their authorizations and for insuring that supplies and services obtained from GSA sources of supply are properly used.

§ 1–5.903 **Procedure for placing orders.**

§ 1–5.903–1 **Orders under Federal Supply Schedule contracts.**

(a) Orders placed by Government contractors under Federal Supply Schedule contracts shall be placed in accordance with the provisions of the applicable Federal Supply Schedule and the authorization issued to the contractor. Each order shall be accompanied by a copy of the authorization (unless a copy was previously furnished to the Federal Supply Schedule contractor) and shall contain a statement as follows:

This order is placed pursuant to written authorization from _____, dated _____, [1_____]. In the event of any inconsistency between the terms and conditions of this order and those of your Federal Supply Schedule contract, the latter will govern.

(b) In the event a Federal Supply Schedule contractor refuses to honor an order placed by a Government contractor in accordance with agency authorization pursuant to this Subpart 1–5.9, the contracting agency shall promptly report the facts and circumstances to the General Services Administration, Federal Supply Service, Office of Supply Management-FF, Washington, D.C. 20405.

§ 1–5.903–2 **Orders for GSA stores stock.**

(a) Orders placed by Government contractors for GSA stores stock shall be placed in accordance with the authorization, using the FEDSTRIP format in accordance with the provisions of Subpart 101–26.2. Each requisition shall include the address and billing codes indicated in the authorization. When orders are placed on GSA Form 1348m, Single Line Item Requisition System Document (MECHANICAL) (see § 101–26.203–1(a) of this title), this statement of authorization required by paragraph (b) of this section shall be placed on the contractor's letterhead and used as a wrapper in submitting the mechanically prepared requisition cards.

(b) The statement of authorization which accompanies the contractor's order or requisition shall be substantially as follows:

This order is placed pursuant to written authorization from _____, dated _____.

[1] Insert "a copy of which is attached," or "a copy of which you have on file," or other suitable language, as appropriate.

§ 1–5.904 **Furnishing information to contractors.**

Agencies shall assist the contractors which they have authorized to use GSA supply sources to obtain pertinent Federal Supply Schedules and the GSA Stock Catalogs, and shall furnish them with any other desired information. Such schedules and catalogs may be obtained from any GSA regional office.

§ 1–5.905 **Payment for GSA stores stock.**

Bills for GSA stores stock are not rendered by GSA until after shipment has been made. Receipt of billing is construed as sufficient evidence of delivery to establish liability and make payment. Accordingly, agencies should direct their contractors to make payments promptly upon receipt of billings (see § 101–26.103 (d) (2) of this title).

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

Dated: November 7, 1967.

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

[F.R. Doc. 67–13357; Filed, Nov. 13, 1967; 8:48 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[FCC 67–1211]

PART 0—COMMISSION ORGANIZATION

Delegation of Authority to Chief, Broadcast Bureau

Order. 1. The Commission has received a number of requests by noncommercial educational television broadcast stations for waivers of § 73.651(c) of the Commission's rules to permit these stations to broadcast music to accompany slides, films or other visual images during breaks in the programming schedules during the broadcast day. The Commission has determined that the efficient dispatch of the Commission's business would be promoted by delegating to the Chief, Broadcast Bureau, authority to act on such requests and grant them where such requests do not exceed five hours per week.

2. Since this matter is procedural, the the notice and effective date requirements of the Administrative Procedure Act do not apply. Authority for the adoption of this amendment is contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended.

3. *Accordingly it is ordered,* That, effective November 14, 1967, a new paragraph (ll) is added to § 0.281 of the Commission's rules and regulations as follows:

§ 0.281 **Authority delegated.**

* * * * *

(ll) To act on requests for waiver of § 73.651(c) of this chapter, where operation under such requests will not exceed five hours per week, to permit operation by a noncommercial educational television broadcast station of its aural transmitter to broadcast music accompanied by slides, films or other visual transmissions.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Adopted: November 3, 1967.

Released: November 8, 1967.

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

[F.R. Doc. 67–13359; Filed, Nov. 13, 1967; 8:48 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 32—HUNTING

Washita National Wildlife Refuge, Okla.; Correction

In F.R. Doc. 67–9813, Vol. 32, No. 162 of the issue for Tuesday, August 22, 1967, Item (2) under special conditions should be deleted and Item (1) under special conditions should read as follows:

(1) Rabbits may be hunted only on those days when quail hunting is permitted by State regulations.

LESLIE F. BEATY,
Refuge Manager,
Washita National Wildlife Refuge, Butler, Okla.

NOVEMBER 3, 1967.

[F.R. Doc. 67–13329; Filed, Nov. 13, 1967; 8:45 a.m.]

[1] Commissioner Bartley absent.

Proposed Rule Making

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Parts 27, 29]

[Docket No. 8527; Notice 67-49]

NORMAL AND TRANSPORT CATEGORY ROTORCRAFT

Dual Locking Devices for Fasteners

The Federal Aviation Administration is considering amending Parts 27 and 29 of the Federal Aviation Regulations containing the airworthiness standards for normal and transport category rotorcraft to require two separate locking devices on certain volts, screws, pins and other fasteners installed on those aircraft.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before February 13, 1968 will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

At the present time it is common practice in the manufacture of aircraft to secure fasteners (i.e., bolts, screws, and pins) with a single locking device. While this has proven adequate for most aircraft, there have been a number of instances of loss of fastener integrity involving fasteners installed on rotorcraft and secured with a single locking device. This adverse service experience is attributed in large part to the fact that fasteners used on rotorcraft are subject to greater than normal vibration. In addition, the FAA is aware that the locking devices can be adversely affected by the environmental conditions existing at the particular installation.

In view of the foregoing, the FAA believes that the regulations should be amended to require two separate locking devices on all removable fasteners in any installation in which the loss of the fastener could jeopardize the safe operation of the rotorcraft. Moreover, it is proposed to require that consideration must be given to the environmental conditions associated with a particular fastener in determining the appropriate locking device for that fastener.

In addition to the foregoing, the prohibition against the use of self-locking nuts on bolts subject to rotation in operation as currently set forth in §§ 27.607 and 29.607 would no longer be necessary under the proposed requirement for two separate locking devices on critical fasteners. In this connection, the proposal places no specific restriction on the types or combinations of locking devices that may be used.

In consideration of the foregoing, it is proposed to amend §§ 27.607 and 29.607 of Parts 27 and 29, respectively, of the Federal Aviation Regulations to read as follows:

§ ___.607 Fasteners.

Each removable bolt, screw, pin or other fastener whose loss could jeopardize the safe operation of the rotorcraft, must incorporate two separate locking devices. The fastener and its locking devices may not be adversely affected by the environmental conditions associated with the particular installation.

These amendments are proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354, 1421, and 1423).

Issued in Washington, D.C., on November 7, 1967.

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

[F.R. Doc. 67-13337; Filed, Nov. 13, 1967; 8:46 a.m.]

[14 CFR Part 121]

[Docket No. 8351; Notice 67-38A]

FLIGHT FOLLOWING REQUIREMENTS

Revision; Extension of Comment Period

The Federal Aviation Administration proposed in Notice 67-38, published in the FEDERAL REGISTER on August 25, 1967 (32 F.R. 12405), to amend Part 121 of the Federal Aviation Regulations by revising the flight following rules applicable to supplemental air carriers and commercial operators. The notice stated that consideration would be given to all comments received on or before November 6, 1967.

The National Air Carriers Association (NACA) of Washington, D.C., has requested on behalf of its members, a 90-day extension of time for submission of comments. NACA asserts that additional time is necessary in order that its members may have an opportunity to meet, study the proposal, and prepare detailed and constructive comments. While it appears that an extension of time is justified, petitioner has not shown that a 90-day period is essential, and the FAA has determined that a shorter period should be adequate.

In consideration of the foregoing, I find that the NACA has a substantive interest in the proposed rule, that good cause exists for an extension of time, and that the extension is consistent with the public interest.

Therefore, pursuant to the authority delegated to me by the Administrator (14 CFR 11.45), the time within which comments on Notice 67-38 will be received for consideration is extended to December 11, 1967.

Issued in Washington, D.C., on November 7, 1967.

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

[F.R. Doc. 67-13338; Filed, Nov. 13, 1967; 8:46 a.m.]

CIVIL AERONAUTICS BOARD

[14 CFR Parts 202, 203]

[Docket No. 19234; EDR-126]

INTERSTATE, OVERSEAS ROUTE, AND FOREIGN AIR TRANSPORTATION

Terms, Conditions, and Limitations of Certificates of Public Convenience and Necessity

NOVEMBER 8, 1967.

Notice is hereby given that the Civil Aeronautics Board has under consideration certain amendments to Parts 202 and 203 of the Economic Regulations providing for automatic revocation of an airport authorization upon nonuse of the airport and conforming the initial authorization procedures in these parts.

The principal features of the proposed amendments to Parts 202 and 203 are further described in the explanatory statement and the proposed amendments are set forth in the proposed rule. They are proposed under the authority of sections 204 and 401 of the Federal Aviation Act of 1958, as amended (72 Stat. 743, 754; 49 U.S.C. 1324, 1371).

Interested persons may participate in the proposed rule making through submission of ten (10) copies of written data, views, or arguments pertaining thereto, addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428. All relevant matter in communications received on or before December 14, 1967, will be considered by the Board before taking final action on the proposed rules. Copies of such communications will be available for examination by interested persons in the Docket Section of the Board, Room 710, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., upon receipt thereof.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

Explanatory statement. Sections 202.3 and 203.5 of the Board's Economic Regulations provide procedures whereby air carriers can obtain authorizations to regularly serve a point through an airport not then regularly used or authorized to be used in interstate and overseas route air transportation and foreign air transportation, respectively. The procedures provided in the two sections differ and neither section deals with termination of service through an airport.

The Board believes that if a carrier ceases to provide regular service through an airport, its airport authorization should be revoked, and that it should be required to obtain a new authorization prior to resumption of regular use. The proposed amendments provide, therefore, that a lapse of regular service for 30 days shall automatically revoke a carrier's authority to regularly use an airport. Certain specific periods for nonuse are excluded from the computation of the 30 days, and the carriers are required to notify the Board when they discontinue use of an airport.

The Board also believes that there is no justification for the existing differences between the airport authorization procedures in Parts 202 and 203, and that they should be conformed. Unlike § 202.3(a), § 203.5(a) provides for an order to show cause why use of an airport should not be disapproved, followed by a public hearing. We believe that these more cumbersome and time-consuming procedures are neither necessary nor desirable. Thus, it is proposed that the Part 202 airport authorization procedures be adopted for Part 203.

Proposed rules. It is proposed to amend Parts 202 and 203 of the Economic Regulations (14 CFR Parts 202 and 203) as follows:

1. Amend § 202.3 by adding a new paragraph (d) to read as follows:

§ 202.3 Airport authorization.

* * * * *

(d) *Automatic revocation.* A certificate holder's failure to provide regularly scheduled air transportation through an airport for 30 days shall automatically revoke any authorization to regularly serve that airport. Regular service to the airport may be resumed only upon compliance with and pursuant to the procedures set forth in paragraph (a) of this section: *Provided, however,* That the following shall not be included in the 30-day period: (1) Interruptions of service pursuant to a provision in the carrier's certificate authorizing such interruptions on a seasonal basis; and (2) periods during which a carrier has failed to regularly serve an airport as a result of any of the conditions listed in § 205.8 (a) of this chapter. Within 30 days after the day a carrier's airport authorization is automatically revoked by the terms of this section, the carrier shall file with the Board a notice conspicuously entitled Termination of Service Notice, setting forth, as a minimum amount of information, the name of the airport and date of cessation of regular service. A recommended format of the Termination of Service Notice is set forth as Appendix B to this part.

2. Amend § 202.5(a) to read as follows:

§ 202.5 Filing and service of airport notices and applications for change in service pattern and permission to use an airport; procedure thereon.

(a) *Number of copies and certificate of service.* An original and three copies of each Airport Notice and Termination of Service Notice and an original and 19 copies of each Application for Change in Service Pattern and application for permission to use an airport shall be filed with the Board, each setting forth the names and addresses of the persons required to be served and stating that service has been made on all such persons by personal service or by registered or certified mail, and the date of such service. In the case of service by mail, the date of mailing shall be considered the date of service. Each copy of a notice or application served pursuant to this part shall state that such service is made pursuant to this part.

* * * * *

3. Amend § 203.5, by (i) modifying existing paragraph (a), (ii) adopting new paragraphs (b) and (c), and (iii) designating existing paragraph (b) as (d). As amended § 203.5 (a), (b), and (c) will read as follows:

§ 203.5 Airport notices.

(a) *Airport notice.* An airport notice is required to be filed with the Board if the holder of a certificate desires to serve regularly a point named in such certificate, or a point which the holder is otherwise authorized to serve regularly, through an airport not then regularly used or authorized to be used by the holder to serve such point: *Provided, however,* That if the holder of a certificate desires to serve a point through an airport through which it already serves another point on its route, and to retain both points in its certificate, the holder is required to file with the Board an application for permission to use an airport; and such holder shall not file an airport notice. Such application shall conform in all respects to the procedures set forth in paragraph (b) of this section and §§ 203.7 and 203.8. When an airport notice is required hereunder, the certificate holder shall file it with the Board at least 30 days prior to the proposed date of inauguration of the use of the airport. Such notice shall be conspicuously entitled Airport Notice; shall, as a minimum amount of information, describe such airport by name and, if it is not an airport already being used by an air carrier subject to the provisions of this part, state its location; shall state the date of intended inauguration of service and whether a waiver of the 30-day notice provision is requested; and shall contain a notice to the persons served that they may, within 15 days of the date the notice was filed, file and serve memoranda in support of, or in opposition to, the notice. A recommended format of the Airport Notice is set forth below as Appendix A. The use of such airport may be inaugurated 30 days after the filing of such notice, unless the Board notifies the holder within said 30-day period that it appears to the Board that such use may adversely affect the public interest, in which event such use shall not thereafter be inaugurated (except as may be expressly permitted by such notification from the Board) unless and until the Board finds, upon application filed by the holder, pursuant to paragraph (b) of this section, that the public interest would not be adversely affected by such use. The Board may permit the use of an airport at any time after the filing of the airport notice whenever the circumstances warrant such action. In no event shall the provisions of this section be construed as authorizing an air carrier to receive at one airport and discharge at any other airport serving the same point passengers or property moving locally between the two airports, or passengers or property moving as part of a through journey to or from some other point which such carrier receives from, or transfers to, another air carrier at one of the two airports. This prohibition does not apply to the carriage between airports of through traffic which the air carrier performing the interairport service receive from, or transfers to, one of its own flights.

(b) *Application for permission to use an airport.* (1) Where an air carrier seeks to serve a point through an airport through which it already serves another point on its route and to retain both points in its certificate, it shall file with the Board an application for permission to use an airport.

(2) Following notification by the Board that the use of an airport proposed in an airport notice filed pursuant to paragraph (a) of this section may adversely affect the public interest, the air carrier may file an application for permission to use such airport. An application filed pursuant to either subparagraph (1) or this subparagraph (2) of this paragraph shall be conspicuously entitled "Application for Permission to Use the _____ Airport for Serving _____ _____" and shall set forth the information required in the airport notice as well as any other facts relied upon to establish that the proposed airport use is in the public interest, a statement of economic data or other matters which it is desired that the Board officially notice, and shall contain a notice to the persons served that they may, within 20 days of the date the application was filed, file and serve memoranda in support of, or in opposition to, the application.

(c) *Automatic revocation.* A certificate holder's failure to provide regularly scheduled air transportation through an airport for 30 days shall automatically revoke any authorization to regularly serve that airport. Regular service to the airport may be resumed only upon compliance with and pursuant to the procedures set forth in paragraph (a) of this section: *Provided, however,* That the following shall not be included in the

30-day period: (1) Interruptions of service pursuant to a provision in the carrier's certificate authorizing such interruptions on a seasonal basis; and (2) periods during which a carrier has failed to regularly serve an airport as a result of any of the conditions listed in § 205.8 (a) of this chapter. Within 30 days after the day carrier's airport authorization is automatically revoked by the terms of this section, the carrier shall file with the Board a notice conspicuously entitled Termination of Service Notice, setting forth, as a minimum amount of information, the name of the airport and the date of cessation of regular service. A recommended format of the Termination of Service Notice is set forth below as Appendix B to this part.

* * * * *

4. Amend the introductory text of § 203.7 and (d) to read as follows:

§ 203.7 Persons upon whom notice must be served.

A copy of each Application for Change in Approved Service Plan—Foreign Air Transportation, Notice of Nonstop Service in Foreign Air Transportation, Airport Notice—Foreign Air Transportation, Notice of Nonstop Service Required by Foreign Country, Notice of Additional Stop Required by Foreign Country, Notice of Terminal Change Required by Foreign Country, or application for permission to use an airport, as the case may be, filed with the Board pursuant to this part by the holder of a certificate of public convenience and necessity, shall be served upon the following:

* * * * *

(d) In the case of an Airport Notice—Foreign Air Transportation or application for permission to use an airport, each scheduled air carrier which regularly renders service to or from the point intended to be served through the proposed airport involved;

* * * * *

5. Amend § 203.8 to read as follows:

§ 203.8 Filing and service of documents; procedures thereon; petitions for reconsideration.

(a) *Number of copies and certificate of service.* An original and three copies of each Approved Service Plan—Foreign Air Transportation, Notice of Nonstop Service Required by Foreign Air Transportation, Notice of Additional Stop Required by Foreign Country, Notice of Terminal Change Required by Foreign Country, and Airport Notice—Foreign Air Transportation, and an original and nineteen copies of each application, or Notice of Nonstop Service in Foreign Air Transportation shall be filed with the Board, each setting forth the names and addresses of the persons required to be served and stating that service has been made on all such persons by personal service or by registered or certified mail, and the date of such service. In the case of service by mail, the date of mailing shall be considered the date of service. Each copy of a notice or application served pursuant to this part shall state that such service is made pursuant to this part.

(b) *Pleadings by interested persons.* Any interested person may file and serve upon the air carrier, and those persons required by § 203.7 to be served with an airport notice or application for permission to use an airport, a memorandum in opposition to, or in support of, such notice or application within 15 days of the filing of the notice or within 20 days of the filing of the application. Such memoranda shall set forth in detail the reasons for the position taken therein, with a statement of economic data and other matters which it is desired that the Board shall officially notice. An executed original and three copies in the case of notices, and nineteen copies in the case of applications, shall be filed with the Docket Section of the Board. In the case of airport and termination of service notices, such memoranda shall be marked for the attention of the Director, Bureau of Operating Rights. Unless ordered by the Board, upon application or upon its own motion, further pleadings will not be entertained.

(c) *Petitions for reconsideration.* A petition for reconsideration of the Board's determination on an application for permission to use an airport may be filed by any interested person within 10 days after the date thereof. Except for the date of filing, such petitions shall conform to Rule 37 of the rules of practice (§ 302.37 of this chapter). Any interested person may file an answer in opposition to, or in support of, the petition within 10 days after it is filed. An executed original and nineteen copies of such petition for reconsideration or memorandum shall be filed with the Docket Section, and copies thereof shall be served upon the relevant persons described in § 203.7. Unless ordered by the Board upon application or upon its own motion, further pleadings will not be entertained.

6. Add the following "Appendix B" to Part 202:

APPENDIX B—RECOMMENDED TERMINATION OF SERVICE NOTICE

Date _____

To: Director, Bureau of Operating Rights, Civil Aeronautics Board, Washington, D.C. 20428.

Re: Termination of Service Notice filed pursuant to Part 202 of Economic Regulations.

DEAR SIR: Transmitted herewith are an original and three copies of this notice to advise that _____ (air carrier) will cease to provide regular service on _____ (date) to the following points through the following airports:

Point _____ Airport _____

_____
(Signature)

_____
(Title)

7. Add the following "Appendix A" to Part 203:

APPENDIX A—RECOMMENED AIRPORT NOTICE; FOREIGN AIR TRANSPORTATION

Date _____

To: Director, Bureau of Operating Rights, Civil Aeronautics Board, Washington, D.C. 20428.

Re: Airport Notice filed pursuant to Part 203 of Economic Regulations.

DEAR SIR: Transmitted herewith are an original and three copies of this notice to advise that _____ (air carrier) intends to inaugurate service to the following points through the following airports:

Point _____ Airport _____
Service to be inaugurated on or after _____

Give exact longitude and latitude of the airport to be served (applicable only if airport is not already being used by an air carrier pursuant to this part) _____

Indicate whether waiver of 30-day provision is requested _____

NOTICE: The regulations of the Civil Aeronautics Board provide that memoranda in support of or in opposition to this airport notice may be filed with the addressee above within 15 days of the date of filing hereof. Such memoranda shall be served on the applicant carrier and the persons on whom this notice has been served.

_____
(Signature)

_____
(Title)

CERTIFICATE OF SERVICE

I hereby certify that I have this day served (state manner of service) copies of this airport notice on the Postmaster General marked for the attention of the Assistant Postmaster General, Bureau of Transportation (if the holder's certificate authorized the transportation of mail); the Secretary of State, marked for the attention of Chief, Aviation Division; and the following scheduled air carriers: _____ (name and address).

_____
(Signature)

_____
(Title)

8. Add the following "Appendix B" to Part 203:

APPENDIX B—RECOMMENED TERMINATION OF SERVICE NOTICE; FOREIGN AIR TRANSPORTATION

Date _____

To: Director, Bureau of Operating Rights, Civil Aeronautics Board, Washington, D.C. 20428.

Re: Termination of Service Notice filed pursuant to Part 203 of Economic Regulations.

DEAR SIR: Transmitted herewith are an original and three copies of this notice to advise that _____ (air carrier) will cease to provide service on _____ (date) to the following points through the following airports:

Point _____ Airport _____

_____
(Signature)

_____
(Title)

[F.R. Doc. 67-13347; Filed, Nov. 13, 1967; 8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 73]

[Docket No. 17850; FCC 67-1212]

FM BROADCAST STATIONS

Table of Assignments; Seneca Falls, N.Y., etc.

In the matter of amendment of § 73.202, *Table of assignments*, FM broadcast stations (Seneca Falls, N.Y. Cayey, P.R., Westerville, Ohio, Gainesville, Fla., Brookings, S. Dak., Mena, Ark., and Soda Springs, Idaho), Docket No. 17850, RM-1195, RM-1205, RM-1194, RM-1199, RM-1200.

1. Notice is hereby given of proposed rule making in the above-entitled matters, concerning amendments of the FM Table of Assignments contained in § 73.202 of the Commission's rules. All proposed assignments are alleged and appear to meet the required minimum spacings of the rules. All assignments proposed within 250 miles of the United States-Canadian border require coordination with the Canadian Government, under the terms of the Canadian-United States FM Agreement of 1947 and the Working Arrangement of 1963. Except as noted, all channels proposed for shift or deletion are unoccupied and not applied for, and all population figures are taken from the 1960 U.S. Census.

2. *RM-1195, Seneca Falls, N.Y. (Water-Falls Broadcasting Corp.); RM-1205, Cayey, P.R. (Ponce Broadcasting Corp.).* In these two cases, interested parties seek the assignment of a first Class A channel in a community, without requiring any other changes in the Table. The communities have populations of 7,439 and 19,738 persons. The proposed assignments appear to be merited and therefore we invite comments on the following additions to the FM Table of Assignments:

City	Channel No.
Seneca Falls, N.Y.	257A
Cayey, P.R.	249A

3. *RM-1194, Westerville, Ohio.* On August 30, 1967, William R. Bates, prospective applicant for a new FM station at Westerville, Ohio, filed a petition requesting rule making to assign Channel 280A as a first assignment to Westerville. This community, which has a population of 7,011 persons, is located about 11.5 miles north of Columbus and is in its Standard Metropolitan Statistical Area but not in its Urbanized Area. It has no AM or FM assignments and Mr. Bates contends that no AM frequency is available to the community in conformance with the rules. With respect to FM, he submits that only Channel 280A can be assigned and that this would require a site over 7 miles from the community in order to meet the minimum required spacings.

4. Since Westerville is located in a SMSA (although near its outermost boundary), petitioner includes the preclusion area showing required by our Public Notice of May 12, 1967, Policy to Govern Requests for Additional FM Assignments. This showing reveals that no areas would be precluded by the requested assignment on all the six adjacent channels due to existing stations in the general area. On Channel 280A, there is an area to the east of Westerville which would be precluded from the use of this channel, but there are no sizeable communities located therein. As a result of this study, petitioner urges that the proposal would have no adverse effect on future needed assignments while at the same time providing a local outlet for Westerville. Finally, he points out that the community is an important retail, educational (home of Otterbein College), and recreational center.

5. Channel 280A was previously assigned to another small community in Franklin County (New Albany), but was deleted due to the problem of finding a site which would meet the required spacings and from which a station could cover the community with the required signal. While petitioner makes a showing of a theoretical location at which the rules can be met, such a site would be over 7 miles from Westerville. We are therefore reluctant to adopt such a proposal without further assurance that sites are available which conform to all the rules. However, since this channel appears to be the only one available as a local outlet for the community, we are inviting comments on the petitioner's proposal.

6. *RM-1199, Gainesville, Fla.* In a petition filed on September 11, 1967, Edward A. Slimak, prospective applicant for a new FM station in Gainesville, Fla., requests the addition of Channel 288A to Gainesville as follows:

City	Channel No.	
	Present	Proposed
Gainesville, Fla.	279	279, 288A

Gainesville has a population of 29,701 and is the county seat and largest community of Alachua County, population 74,074.[1] It has four AM stations, one unlimited time, one Class IV, and two daytime-only stations. The sole Class C FM channel is operated by the University of Florida.[2] Petitioner urges that Gainesville needs a second FM outlet since the two unlimited time AM stations have limited coverage at night, and the proposed station would help meet the needs of the area for emergency and national defense communications and for a diversified primary time radio service. It is urged that the proposal conforms to all the rules.

7. We are of the view that the proposal for a second FM assignment in Gainesville merits rule making and so we invite comments on the request. Comments are also invited on the resultant mixture of a Class C and A assignment in the same community, a situation we have tried to avoid as far as possible in the past. We are also requesting the showing called for in our May 12, 1967 public notice regarding additional FM assignments in view of the fact that the request is for a second assignment.

8. *RM-1200, Brookings, S. Dak.* Brookings Broadcasting Co. now holds a construction permit for Station KBRK-FM on Channel 269A in Brookings, S. Dak. In a petition for rule making filed on September 14, 1967, Brookings requests the substitution of Channel 232A for 269A in Brookings, and a modification of its authorization to specify operation on the new channel. The stated purpose of the requst is to avoid serious problems of interference to the television reception of Station KELO-TV operating on Channel 11 at Sioux Falls, S. Dak., and to the proposed CATV system at Brookings in its carriage of KELO-TV. Channel 269A is the sole FM assignment in Brookings.

9. Petitioner submits that it proposes to side-mount its FM antenna on the KBRK(AM) tower, which is located in a residential area although the area was not built up at the time the AM station was constructed. It is further pointed out that many of the residents in Brookings have invested appreciably in high gain TV antennas and high supporting towers in order to receive KELO-TV which is about 60 miles away but puts a Grade B signal over Brookings. Since the second harmonic of KBRK-FM falls within the KELO-TV channel, petitioner urges that the resulting interference could not be eliminated either to direct reception in the area or to the proposed CATV headend. Based upon a detailed study of the areas which would be precluded by the use of Channel 232A and those so precluded by the present Channel 269A assignment, petitioner concludes that there will be an overall gain in the areas which will have channels available for future use in other communities. Proposed Channel 232A would not interfere with the reception of any TV station receivable in the Brookings area.

10. A review of the subject request reveals that it could eliminate the prospect of a serious TV interference problem without any loss of FM channel availability. It thus appears to conform to our policy of making channel changes to avoid this type of interference. See Public Notice of February 3, 1966, Policy to Govern the Change of FM Channels to Avoid Interference to Television Reception. The area in question is also one in which there is relatively no scarcity of available FM assignments. In view of the above we invite comments on the petitioner's proposal to substitute Channel 232A for 269A at Brookings, S. Dak., and we shall take whatever action is needed with respect to the authorization of Brookings Broadcasting Co. for Station KBRK-FM, in light of the decision made on the request.

11. *Mena, Ark., and Soda Springs, Idaho.* In addition to the above proposals

[1] Petitioner claims that these populations are 62,000 and 92,500, respectively "as shown in the latest U.S. Civil Census" but does not further identify the source of this information.

[2] This station, WRUF-FM, operates on a commercial basis.

made by interested parties, we wish to make additional changes in the Table in order to permit a move in transmitter site for KMYO-FM on Channel 239 at Little Rock, Ark., and to eliminate the short-spaced assignment of Channel 228A at Soda Springs, Idaho. Comments are therefore also invited on the following substitutions of one Class A assignment for another:

City	Channel No.	
	Present	Proposed
Mena, Ark.	240A	269A
Soda Springs, Idaho	228A	261A

12. Authority for the adoption of the amendments proposed herein is contained in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended.

13. Pursuant to applicable procedures set out in § 1.415 of the Commission's rules, interested persons may file comments on or before December 4, 1967, and reply comments on or before December 18, 1967. All submissions by parties to this proceeding or persons acting in behalf of such parties must be made in written comments, reply comments or other appropriate pleadings.

14. In accordance with the provisions of § 1.419 of the rules, an original and 14 copies of all comments, replies, pleadings, briefs, and other documents shall be furnished the Commission.

Adopted: November 3, 1967.

Released: November 8, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[2]
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-13361; Filed, Nov. 13, 1967; 8:49 a.m.]

[47 CFR Parts 89, 93]

[Docket No. 17847; FCC 67-1200]

RADIOLOCATION STATIONS

Availability of Certain Frequency Bands and Establishment of Requirements for Type Acceptance of Transmitters

In the matter of amendment of Parts 89 and 93 of the Commission's rules to make certain frequency bands between 2.9 and 10.5 Gc/s available for radiolocation and to establish requirements for type acceptance of transmitters in radiolocation stations, Docket No. 17847.

1. Notice of proposed rule making is hereby given in the above-entitled matter.

2. The Commission proposes to amend Parts 89 and 93 of the rules so as to conform the availability of frequency bands above 2.9 Gc/s for radiolocation stations with those bands listed in Parts 2 and 91 of the rules. Frequency bands between 2.9 and 10.5 Gc/s with appropriate use limitations would be added to the rules. The amendment would give persons eligible to hold station authorizations under Parts 89 or 93 direct access to all of the frequency bands above 2.9 Gc/s available for radiolocation use, whereas the rules now permit such operation in only two bands of frequencies.

3. In addition, Parts 89 and 93 would be amended to require that transmitters in radiolocation stations be type accepted to be eligible for licensing beginning January 1, 1973. An engineering standard for frequency tolerance for radiolocation stations using pulse modulation similar to that included in Part 91 would be added to each of the rule parts.

4. The proposed amendments of the rules, as set forth below, are issued pursuant to the authority contained in sections 4(i) and 303 (c) and (f) of the Communications Act of 1934, as amended. Pursuant to the applicable procedures set forth in § 1.415 of the Commission's rules, interested persons may file comments on or before December 12, 1967, and reply comments on or before January 2, 1968. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken. The Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

5. In accordance with the provisions of § 1.419(b) of the Commission's rules, an original and fourteen copies of all statements, briefs, and comments filed shall be furnished the Commission.

Adopted: November 3, 1967.

Released: November 8, 1967.

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

I. Part 89 is amended as follows:

1. In § 89.101, the frequency table in paragraph (h) is amended by adding the following entries in proper numerical order, and paragraph (i) is amended by revising subparagraphs (4) and (9) and adding subparagraphs (10) through (15) to read as follows:

§ 89.101 Frequencies.

* * * * *

(h) * * *

Frequency band (Mc/s)	Class of station(s)	Limitations
* * *	* * *	* * *
2900-3100	Radiolocation	9, 10
5350-5460	do	10, 14
5460-5470	do	10, 12
5470-5600	do	10, 9
5600-5650	do	10, 11
* * *	* * *	* * *
9000-9200	Radiolocation	10, 14
9300-9500	do	10, 12, 15
10,000-10,500	do	11, 13
* * *	* * *	* * *

(i) * * *

(4) Radiolocation land stations and radiolocation mobile stations, including speed measuring devices, may be authorized to use frequencies in the band 2450-2500 Mc/s on the condition that harmful interference will not be caused to the fixed and mobile services.

* * * * *

(9) The non-Government radiolocation service in this band is secondary to the maritime radionavigation service and to the Government radiolocation service.

(10) Speed measuring devices will not be authorized in this band.

(11) This band is allocated to the radiolocation service on a secondary basis to those services having primary status as shown in the Commission's table of frequency allocations contained in § 2.106 of this chapter.

(12) The non-Government radiolocation service in this band is secondary to the radionavigation service and to the Government radiolocation service.

(13) The non-Government radiolocation service is limited to survey operations using transmitters with a power not to exceed 1 watt into the antenna. Pulsed emissions are prohibited.

(14) The non-Government radiolocation service in this band is secondary to the aeronautical radio navigation service and to the Government radiolocation service.

(15) Radiolocation installations will be coordinated with the meteorological aids service, and, insofar as practicable, will be adjusted to meet the needs of the meteorological aids service.

* * * * *

§ 89.103 [Amended]

2. In § 89.103 *Frequency stability*, footnote 2 to the table in paragraph (a) is amended to read:

[2] Radiolocation equipment using pulse modulation shall meet the following frequency tolerance: The frequency at which maximum emission occurs shall be within the authorized frequency band and shall not be closer than 1.5/T Mc/s to the upper and lower limits of the authorized frequency band where T is the pulse duration in microseconds. For other equipment, tolerances will be specified in the station authorization. See also § 89.121.

3. Section 89.117(b) is amended to read:

§ 89.117 Acceptability of transmitters for licensing.

* * * * *

(b) Except for transmitters used in developmental stations, transmitters authorized as of January 1, 1965, in police zone and interzone stations, and transmitters in radiolocation stations during the term of any license issued prior to January 1, 1973, each transmitter utilized by a station authorized for operation under this part must be of a type which is included on the Commission's current radio equipment list and is designated for use under this part or be of a type which has been type accepted by the Commission for use under this part.

* * * * *

[1] Commissioner Bartley absent.

[2] Commissioner Bartley absent and Commissioner Cox abstaining from voting on Brookings, S. Dak.

II. Part 93 is amended as follows:

§ 93.102 [Amended]

1. In § 93.102 *Frequency stability*, footnote 3 to the table in paragraph (a) is amended to read:

³ Radiolocation equipment using pulse modulation shall meet the following frequency tolerance: The frequency at which maximum emission occurs shall be within the authorized frequency band and shall not be closer than 1.5/T Mc/s to the upper and lower limits of the authorized frequency band where T is the pulse duration in microseconds. For other equipment, tolerances will be specified in the station authorization. See also § 93.111.

2. Section 93.109(b) is amended to read:

§ 93.109 Acceptability of transmitters for licensing.

* * * * *

(b) Except for transmitters used in developmental stations, transmitters authorized as of January 1, 1965, in police zone and interzone stations, and transmitters in radiolocation stations during the term of any license issued prior to January 1, 1973, each transmitter utilized by a station authorized for operation under this part must be of a type which is included on the Commission's current radio equipment list and is designated for use under this part or be of a type which has been type accepted by the Commission for use under this part.

* * * * *

3. In § 93.112, the frequency table in paragraph (a) is amended by adding the following entries in proper numerical order, and paragraph (b) is amended by adding subparagraphs (8) through (14) to read as follows:

§ 93.112 Availability of microwave frequencies.

(a) * * *

Frequency band (Mc/s)	Class of station(s)	Limitations
* * *	* * *	* * *
2900-3100	Radiolocation	8, 14
5350-5460	do	8, 12
5460-5470	do	8, 10
5470-5650	do	8, 14
5650-5925	do	8, 9
* * *	* * *	* * *
9000-9200	Radiolocation	8, 12
9300-9500	do	8, 10, 13
10,000-10,500	do	9, 11
* * *	* * *	* * *

(b) * * *

(8) Speed measuring devices will not be authorized in this band.

(9) This band is allocated to the radiolocation service on a secondary basis to those services having primary status as shown in the Commission's table of frequency allocations contained in § 2.106 of this chapter.

(10) The non-Government radiolocation service in this band is secondary to the radionavigation service and to the Government radiolocation service.

(11) The non-Government radiolocation service is limited to survey operations using transmitters with a power not to exceed one watt into the antenna. Pulsed emissions are prohibited.

(12) The non-Government radiolocation service in this band is secondary to the aeronautical radionavigation service and to the Government radiolocation service.

(13) Radiolocation installations will be coordinated with the meteorological aids service, and, insofar as practicable, will be adjusted to meet the needs of the meteorological aids service.

(14) The non-Government radiolocation service in this band is secondary to the maritime radionavigation service and to the Government radiolocation service.

* * * * *

[F.R. Doc. 67-13360; Filed, Nov. 13, 1967; 8:48 a.m.]

FEDERAL TRADE COMMISSION

[16 CFR Part 242]

USE OF WORD "FREE" IN CONNECTION WITH SALE OF PHOTOGRAPHIC FILM AND FILM PROCESSING SERVICE

Proposed Guide Against Deception

A proposed Guide Against Deceptive Use of the Word "Free" in Connection with the Sale of Photographic Film and Film Processing Service is hereinafter set forth and is today made public by the Commission for consideration by industry members and other interested or affected parties pursuant to the Federal Trade Commisison Act, as amended, 15 U.S.C., secs. 41–58, and the provisions of Part 1, Subpart A, of the Commission's Procedures and Rules of Practice, 32 F.R. 8444 (June 13, 1967).

Notice of opportunity to present written views, suggestions or objections. Opportunity is hereby extended by the Federal Trade Commission to any and all persons, firms, corporations, organizations, or other parties affected by or having an interest in the proposed Guide Against Deceptive Use of the Word "Free" in Connection with the Sale of Photographic Film and Film Processing Service, to present to the Commission their views concering the Guide, including such pertinent information, suggestions, or objections as they may desire to submit. For this purpose, copies of the proposed Guide, which is advisory in nature as to the applicability of legal requirements, may be obtained upon request to the Commission. Such data, views, information, or suggestions may be submitted by letter, memorandum, brief, or other written communication not later than January 15, 1968, to the Chief, Division of Industry Guides, Bureau of Industry Guidance, Federal Trade Commission, Pennsylvania Avenue and Sixth Street NW., Washington, D.C. 20580. Written comments received in the proceeding will be available for examination by interested parties at the Commission's Washington address and will be fully considered by the Commission.

NOTE: This Guide has not been approved by the Federal Trade Commission. This is a draft of a proposed Guide which is made available to all interested or affected parties for their consideration and for submission of such views, suggestions, or objections as they may care to present, due consideration to which will be given by the Commission before proceeding to final action on the proposed Guide.

This Guide, if and when finally approved and adopted by the Commission, will be designed to assist those engaged in the sale of photographic film and film processing service in avoiding violations of the Federal Trade Commission Act, as amended (15 U.S.C., secs. 41–58), in advertising their product and service. The purpose of the Guide will be to encourage voluntary compliance with the Act which makes illegal unfair methods of competition and unfair or deceptive acts or practices in commerce. Proceedings to enforce the requirements of law set forth in the Guide may be brought under the Federal Trade Commission Act.

Text of the proposed Guide follows:

§ 242.1 The Guide.

(a) A common form of bargain advertising used to promote the sale of photographic film processing services is the offer of a roll of film, represented as being free to consumers who purchase a particular advertiser's service.

(b) Film processors should avoid representing film as "free" when their quoted price for processing is not their regular price for such service, or, when the price charged for processing in connection with the "free" film representation is in excess of the price regularly charged by them for processing alone. A regular price is the price at which an article or service is openly and actively sold by the advertiser to the public on a regular basis for a reasonably substantial period of time in the recent and regular course of business. A price which is not (1) the advertiser's actual selling price, (2) is a price which was not used in the recent past but at some remote period in the past, or (3) is a price which has been used only for a short period of time, is not a regular price. Consequently, use of any of the foregoing, other than the advertiser's own bona fide regular price, in connection with a "free" film representation is deceptive.

(c) "Free" film offers are understood by consumers to mean that the price charged by the advertiser is for processing alone and does not include any part of the cost of the film. In other words, they understand that the film, in fact, is a gift to the consumer given by the advertiser in return for the processing business he receives. In such circumstances, if any portion of the represented price charged for processing includes all or part of the cost of film to the processor, the "free" film offer is deceptive and consumers are misled.

(d) Where a processor has not established a regular price for processing service by itself, he has no basis upon which to make a "free" film representation. Likewise, a processor may not justify "free" film offers, whether advertised with or without qualification, on the ground that his price for processing and film is equal to or less than the price charged by local developers for processing alone, in a given trade area. Only

the industry member's own regular processing price may be used as a basis for determining whether film is actually "free".

(e) Continuous free film offers or the repetition of such offers with great frequency should be avoided. Continuous or frequent offers of free film made in connection with the sale of processing service are false and misleading since the processor's price for his service alone will, by lapse of time, become his regular price for processing service and film in combination. The film, in such circumstances, would therefore no longer be "free".

(f) Introductory (temporary) offers of "free" film should not be advertised where processors do not, in good faith, expect to discontinue the offer after a limited time and commence selling processing service separately.

(g) The Guide does not preclude the use of nondeceptive "combination" offers in which film and processing are offered for sale as a single unit at a single stated price, and where no representation is made that the price is being paid for one item and the other is "free". Similarly, film processors are not precluded from setting a price for processing which also includes furnishing the purchaser with a replacement role of film at one inclusive price—again, where no representation is made that the latter is "free".

NOTE: On December 3, 1953, the Commission approved a Trade Practice Rule on Use of the Word "Free". The provisions of the Guide set forth above are advisory in nature and are not to be construed as replacing or modifying any of the provisions of the aforementioned Trade Practice Rule.

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

Approved: November 3, 1967.

By direction of the Commission.

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

[F.R. Doc. 67-13356; Filed, Nov. 13, 1967; 8:48 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

CALIFORNIA

Notice of Proposed Classification of Public Lands for Multiple-Use Management; Correction

NOVEMBER 6, 1967.

In F.R. Doc. 67-12329, appearing at pages 14405-06 of the issue for Wednesday, October, 18, 1967, the following change should be made: Under Clear Creek Planning Unit (S 581), Block III, T. 32 N., R. 5 W., Section 15, "S½NW½ SW¼" should be "S½NW¼SW¼".

For State Director.

RICHARD L. THOMPSON,
District Manager.

[F.R. Doc. 67-13330; Filed, Nov. 13, 1967; 8:45 a.m.]

[Colorado 241]

COLORADO

Order Opening Public Lands

An order of the Assistant Secretary of the Interior partially revoked the departmental order of December 3, 1908, which withdrew lands for the Grand Valley Reclamation Project, but made no provisions for the opening to disposition under the public land laws of the following described lands:

SIXTH PRINCIPAL MERIDIAN

T. 5 S., R. 82 W.,
Sec. 12, NE¼NE¼.

Containing 40 acres in Eagle County.

At 10 a.m. on December 12, 1967, the lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on December 12, 1967, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

The lands will be open to location under the U.S. mining laws at 10 a.m. on December 12, 1967. They have been open to applications and offers under the mineral leasing laws.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Denver, Colo.

IRVING SENZEL,
Assistant Director, Lands and Minerals.

NOVEMBER 3, 1967.

[F.R. Doc. 67-13331; Filed, Nov. 13, 1967; 8:45 a.m.]

MONTANA

Notice of Billings District Office Closure for Moving

OCTOBER 31, 1967.

The Billings District Office, Bureau of Land Management, 3310 Fourth Avenue North, Billings, Mont., will be closed for moving on Friday, November 24, 1967.

The District Office will reopen for business at 8 a.m. Monday, November 27, 1967, at 3021 Sixth Avenue North, Billings, Mont.

Grazing application to lease filings or payments due by November 24, 1967, will be accepted as timely if received by November 27, 1967.

D. DEAN BIBLES,
District Manager.

[F.R. Doc. 67-13332; Filed, Nov. 13, 1967; 8:46 a.m.]

[OR 1565]

OREGON

Notice of Proposed Classification of Public Lands for Multiple Use Management

Correction

In F.R. Doc. 67-5254 appearing in the issue for Thursday, May 11, 1967, at page 7136, make the following changes:

1. In the first column on page 7137 under "T. 25 S., R. 37 E.," the line "Secs. 1 to 36 inclusive." should be deleted.

2. In the third column on page 7137, "T. 30½ S., R. 38 E.," appears as two lines. The second line should be deleted and "Secs. 31 to 36 inclusive." substituted therefor.

National Park Service

NATIONAL CAPITAL REGION

Notice of Intention To Extend Concession Contract

Pursuant to the provisions of section 5 of the Act of October 9, 1965 (79 Stat. 969; 16 U.S.C. 20) 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 extend the concession contract with S. G. Leoffler Co., authorizing it to provide golfing facilities and services for the public in the Washington metropolitan area of the National Capital Region, Washington, D.C., for a period of 1 year from January 1, 1968, to December 31, 1968.

The foregoing concessioner has performed its obligations under the 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.

EDWARD A. HUMMEL,
Assistant Director, National Park Service.

NOVEMBER, 7, 1967.

[F.R. Doc. 67-13333; Filed, Nov. 13, 1967; 8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

[Notice 1]

SUGAR IN CONTINENTAL UNITED STATES

Importation for Refining and Storage

Pursuant to provisions of paragraph (d) of § 817.8 (32 F.R. 14363) and on the basis of information before me, I do hereby determine and give public notice that during November and December 1967 the importation of raw sugar into the United States for refining and storage at locations north of Hatteras without charge to a quota at the time of importation will not interfere with the effective administration of the Sugar Act of 1948, as amended (60 Stat. 922, as amended).

While supplies of raw sugar within quotas appear adequate, refiners north of Hatteras have had some difficulty in purchasing their requirements. Refiners south of Hatteras and in the gulf have large quantities of mainland produced raw sugar within next year's quota available for refining under bond to cover a portion of their inventory needs. This action will tend to place north of Hatteras refiners in a similar situation.

Accordingly notice is hereby given that during the period November 6, 1967, through the close of business December 31, 1967, raw sugar may be authorized for release for importation by or delivery to a refiner for the sole purpose of refining and storage at north of Hatteras locations without effect on a quota at the time of importation. The total quantity of sugar which may be imported under bond shall be limited to 100,000 short tons raw value. Any such sugar shall be charged to 1968 quotas when released by the Secretary, subject to any quarterly quota limitations which may be imposed under section 202(g) of the Sugar Act of 1948, as amended.

Authorizations for the release of sugar pursuant to this notice may be issued only to cover raw sugar to be imported by or delivered to a refiner who is the principal on a bond accepted pursuant to § 817.9 of this Part 817 under which the principal is obligated to hold at the refinery at which such sugar is received the raw value equivalent of such sugar until release of such sugar from inventory is authorized by the Secretary within a quota or a quarterly limitation of a quota for the calendar year 1968, pursuant to section 202 of the Sugar Act.

For the purpose of this notice, sugar held in inventory under the control of a refiner in warehouse facilities within 2 miles of the refinery where such sugar was received shall be deemed to be held at that refinery.

Signed at Washington, D.C., this 6th day of November 1967.

JOHN A. SCHNITTKER,
Acting Secretary.

[F.R. Doc. 67-13341; Filed, Nov. 13, 1967; 8:46 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 115-3]

CONSUMERS PUBLIC POWER DISTRICT

Notice of Issuance of Order Authorizing Dismantling of Facility

The Atomic Energy Commission has issued an order, set forth below, authorizing the Consumers Public Power District, Columbus, Nebr., to dismantle the Hallam Nuclear Power Facility, located in Hallam, Nebr., and covered by AEC Operating Authorization No. DPRA-1, as amended.

Copies of the application dated November 14, 1966, with supplements thereto dated June 2, and June 7, 1967, and the related staff safety evaluation are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of the staff safety evaluation may be obtained at the Public Document Room or upon request addressed to the Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md. this 3d day of November 1967.

For the Atomic Energy Commission.

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

ORDER AUTHORIZING DISMANTLING OF FACILITY

By application dated November 14, 1966, the Consumers Public Power District (CPPD) requested authorization to dismantle and decontaminate the Hallam Nuclear Power Facility (HNPF), located in Hallam, Neb., in accordance with the HNPF Retirement Plan, Revision 4, enclosed with the application. A revised HNPF Retirement Plan was submitted by letter dated June 2, 1967, and Supplement 5 to the Final Summary Safeguards Report was submitted by letter dated June 7, 1967.

Operation of the HNPF has been discontinued and it is being deactivated by removing all the fuel and the sodium coolant used in operation of the reactor from the site.

We have reviewed the application in accordance with the provisions of the Commission's regulations and have found that the dismantling of the facility and its decontamination will be accomplished in accordance with the regulations in this chapter and will not be inimical to the common defense and security or to the health and safety of the public.

Accordingly, it is hereby ordered that CPPD may proceed with dismantling of the HNPF covered by Operating Authorization No. DPRA-1, as amended, in accordance with its application dated November 14, 1966, and supplements dated June 2, and June 7, 1967.

After the completion of dismantling and decontamination of the facility, the submission of a report describing the condition of the remaining structures, and an inspection by representatives of the Commission, consideration will be given to whether a further order should be issued terminating Operating Authorization No. DPRA-1.

Dated: November 3, 1967.

For the Atomic Energy Commission.

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

[F.R. Doc. 67-13322; Filed, Nov. 13, 1967; 8:45 a.m.]

[Docket No. 115-5]

DAIRYLAND POWER COOPERATIVE

Notice of Application for Transfer of Facility Operating Authorization

Notice is hereby given that Dairyland Power Cooperative of La Crosse, Wis., pursuant to Part 115 of the Commission's regulations, has filed an application for transfer to it from Allis-Chalmers Manufacturing Co. Provisional Operating Authorization No. DPRA-5 to operate the La Crosse Boiling Water Reactor (LACBWR). The reactor is located approximately one mile south of Genoa and 19 miles south of La Crosse, in Vernon County, Wis. The reactor was designed and constructed by Allis-Chalmers Manufacturing Co. and has been operated by that company since July 1967.

A copy of the application, dated October 4, 1967, is available for public inspection in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 2d day of November 1967.

For the Atomic Energy Commission.

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

[F.R. Doc. 67-13323; Filed, Nov. 13, 1967; 8:45 a.m.]

[Docket No. 50-269, etc.]

DUKE POWER CO.

Notice of Issuance of Provisional Construction Permits

Docket Nos. 50-269, 50-270, and 50-287.

Notice is hereby given that, pursuant to the initial decision of the Atomic Safety and Licensing Board, dated November 3, 1967, the Director of the Division of Reactor Licensing has issued Provisional Construction Permits Nos. CPPR-33, CPPR-34, and CPPR-35 to Duke Power Co. for the construction of three pressurized water nuclear reactors, designated respectively as Oconee Nuclear Station Units 1, 2, and 3 to be located at Duke Power Co.'s site, about 8 miles northeast of Seneca, S.C.

A copy of the initial decision is on file in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 6th day of November 1967.

For the Atomic Energy Commission.

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

[F.R. Doc. 67-13324; Filed, Nov. 13, 1967; 8:45 a.m.]

[Docket Nos. 50-272, 50-311]

PUBLIC SERVICE ELECTRIC AND GAS CO.

Notice of Receipt of Application for Construction Permit and Facility License

In an application dated December 13, 1966, Public Service Electric and Gas Co., 80 Park Place, Newark, N.J. 07101, filed an application for a construction permit and facility license to authorize construction and operation of a pressurized water nuclear reactor at the applicant's site on the east bank of the Delaware River on the boundary between Burlington City and Burlington Township, Burlington County, N.J. A notice of receipt of the application was published in the FEDERAL REGISTER on January 13, 1967, 32 F.R. 394.

By letter dated August 14, 1967, Public Service Electric and Gas Co. advised the Commission that thay had decided to relocate the nuclear power plant originally proposed for the Burlington, N.J., site and would amend their application dated December 13, 1966, accordingly. The new site has not yet been selected.

Please take notice that Public Service Electric and Gas Co., pursuant to section 104(b) of the Atomic Energy Act of 1954, as amended, has filed an application amendment dated October 23, 1967, requesting authorization to construct and operate a second pressurized water nuclear reactor which will be located at the new site. The proposed reactors will each have a net electrical capacity of approximately 1,050 megawatts derived from a thermal capacity of approximately 3,250 megawatts.

Copies of the original application and the amendment are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 6th day of November 1967.

For the Atomic Energy Commission.

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

[F.R. Doc. 67-13325; Filed, Nov. 13, 1967; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 19053; Order E-25942]

CASSELS IN THE AIR, INC.

Order To Show Cause

NOVEMBER 8, 1967.

Issued under delegated authority.

By petition filed September 27, 1967, Cassels In The Air, Inc., requests the Board to establish a final service mail rate for the air transportation of mail between Jacksonville, Orlando, Panama City, Pensacola, and Tallahassee, Fla. Petitioner will provide this service in Piper Cherokee 6, Piper Aztec, and Beech 18 type aircraft, and proposes that a final service mail rate of 17.75 cents per aircraft mile for the Cherokee, 23.75 cents per aircraft mile for the Aztec, and 35 cents per aircraft mile for the Beech 18 be established as the fair and reasonable final service mail rate for these services.

Under the proposed services, flights will be operated 6 days per week except that eastbound flights will not be operated on days before holidays and Saturdays and westbound flights will not be operated on holidays and Sundays. Petitioner agrees to provide backup aircraft of the same capacity for the entire operation, and will operate extra trips whenever necessary. Petitioner will load and unload all mail at each point. In all cities except Jacksonville, mail will be transported to and from the airport by contract mail messenger service. At Jacksonville exchanges will be made at the Airport Mail Facility. The petitioner will be responsible for transferring mail between petitioner's flights at Tallahassee. All classes of mail will be transported.

Petitioner believes the rates proposed constitute a fair and reasonable final service mail rate for these services. In its answer, filed October 6, 1967, the Post Office supported the petition, and stated it believes the proposed rates represent fair and reasonable rates for the services which petitioner will perform.

By Order E-25927, November 6, 1967, in this docket, the Board determined to permit petitioner to provide the proposed air transportation of mail for the period terminating December 31, 1968. Since no mail rate is presently in effect for this carrier in these markets it is necessary to fix and determine the fair and reasonable rate of compensation to be paid to petitioner by the Postmaster General for the air transportation of mail.

Under the circumstances the Board finds it in the public interest to fix and determine the fair and reasonable rates of compensation to be paid to Cassels In The Air, Inc., by the Postmaster General for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between the aforesaid points. Upon consideration of the petition and other matters officially noticed, the Board proposes to issue an order[1] to include the following findings and conclusions:

1. That the fair and reasonable final service mail rate to be paid to Cassels In The Air, Inc., pursuant to section 406 of the Federal Aviation Act of 1958 for the transportation of mail by aircraft, as authorized by Order E-25927, November 6, 1967, the facilities used and useful therefor, and the services connected therewith, shall be 17.75 cents per aircraft mile for Piper Cherokee 6 type aircraft, 23.75 cents per aircraft mile for Piper Aztec type aircraft, and 35 cents per aircraft mile for Beechcraft D-18 type aircraft; and

2. The final service mail rate here fixed and determined is to be paid in its entirety by the Postmaster General.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, the regulations promulgated in 14 CFR Part 302, and the authority delegated by the Board in 14 CFR 385.14(f):

It is ordered, That:

1. All interested persons, and particularly Cassels In The Air, Inc., the Postmaster General, Eastern Air Lines, Inc., and National Airlines, Inc., are directed to show cause why the Board should not adopt the foregoing proposed findings and conclusions and fix, determine, and publish the final rate specified above as the fair and reasonable rate of compensation to be paid to Cassels In The Air, Inc., for the transportation of mail by aircraft, the facilities used and useful therefor and the services connected therewith as specified above;

2. Further procedures herein shall be in accordance with 14 CFR Part 302; and, if there is any objection to the rates or to the other findings and conclusions proposed herein, notice thereof shall be filed within 10 days, and if notice is filed, written answer and supporting documents shall be filed within 30 days after the date of service of this order;

3. If notice of objection is not filed within 10 days after service of this order, all persons shall be deemed to have waived the right to a hearing and all other procedural steps short of a final decision by the Board, and the Board may enter an order incorporating the findings and conclusions proposed herein and fix and determine the final rate specified herein;

4. If answer is filed presenting issues for hearing, the issues involved in determining the fair and reasonable final rate shall be limited to those specifically raised by the answer, except insofar as other issues are raised in accordance with Rule 307 of the rules of practice (14 CFR 302.307); and

5. This order shall be served upon Cassels In The Air, Inc., the Postmaster General, Eastern Air Lines, Inc., and National Airlines, Inc.

This order will be published in the FEDERAL REGISTER.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 67-13348; Filed, Nov. 13, 1967; 8:47 a.m.]

[1] As this order to show cause does not constitute a final action and merely affords interested persons an opportunity to be heard on the matters herein proposed, it is not regarded as subject to the review provisions of Part 385 (14 CFR Part 385). The provisions of that part dealing with petitions for Board review will be applicable to any final action which may be taken by the staff in this matter under authority delegated in § 385.14(g).

[Docket No. 15374]

REOPENED AEROVIAS SUD AMERICANA CASE

Notice of Hearing

Notice is hereby given, pursuant to provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled proceeding is assigned to be held on December 4, 1967, at 10 a.m., e.s.t., in Room 726, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned Examiner.

Dated at Washington, D.C., November 8, 1967.

[SEAL] THOMAS L. WRENN,
Associate Chief Examiner.

[F.R. Doc. 67-13349; Filed, Nov. 13, 1967; 8:47 a.m.]

[Docket No. 18922]

ST. LOUIS LIMITED SUPPLEMENTAL AIR SERVICE INVESTIGATION

Notice of Hearing

Notice is hereby given pursuant to the Federal Aviation Act of 1958, as amended, that the hearing in the above-entitled proceeding will commence on Tuesday, December 12, 1967, at 10 a.m. (local time), in the Hearing Room of the St. Louis Board of Public Service, St. Louis City Hall, St. Louis, Mo., before Examiner Merritt Ruhlen.

For information concerning the issues involved and other details of this proceeding, interested persons are referred to the prehearing conference report and all other documents which are in the docket of this case on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., November 8, 1967.

[SEAL] MERRITT RUHLEN,
Hearing Examiner.

[F.R. Doc. 67-13350; Filed, Nov. 13, 1967; 8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[FCC 67-1207]

STANDARD BROADCAST APPLICATION READY AND AVAILABLE FOR PROCESSING

The application listed below is mutually exclusive with the application, File No. BR-4399, of licensee of Station WKYF, Greenville, Ky., for renewal of license. Accordingly, and since the application is otherwise acceptable for filing, we have this date accepted the application. Similarly, we will accept any other applications for consolidation which meet the requirements of the Commission's prohibited overlap rules except with respect to WKYF.

New, Hartford, Ky.
Hayward F. Spinks.
Req: 1600 kc, 500 w, Day, Class III.

Accordingly, notice is hereby given that the above application is accepted for filing and that on December 14, 1967, the application, will be considered as ready and available for processing, and pursuant to §§ 1.227(b)(1) and 1.591(b) of the Commission's rules, an application in order to be considered with this application, or with any other application on file by the close of business on December 13, 1967, which involves a conflict necessitating a hearing with either this application, or the WKYF renewal application must be substantially complete and tendered for filing at the offices of the Commission in Washington, D.C., by whichever date is earlier: (a) The close of business on December 13, 1967, or (b) the earlier effective cutoff date which this application or any other conflicting application may have by virtue of conflicts necessitating a hearing with applications appearing on previous lists.

The attention of any party in interest desiring to file pleadings concerning the above application pursuant to section 309(d)(1) of the Communications Act of 1934, as amended, is directed to § 1.580 (i) of the Commission's rules for the provisions governing the time of filing and other requirements relating to such pleadings.

Adopted: November 3, 1967.

Released: November 8, 1967.

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

[F.R. Doc. 67-13362; Filed, Nov. 13, 1967; 8:49 a.m.]

[1] Commissioner Bartley absent.

[Docket Nos. 17446, 17448; FCC 67M-1877]

ST. ANTHONY TELEVISION CORP. (KHMA-TV) AND DELTA TELE-RADIO CORP.

Order Regarding Procedural Dates

In re applications of St. Anthony Television Corp. (KHMA-TV), Houma, La., Docket No. 17446, File No. BMPCT-6125, for extension of time within which to construct; St. Anthony Television Corp. (KHMA-TV), Houma, La., Docket No. 17447, File No. BMPCT-6196, for modification of construction permit; St. Anthony Television Corp. (KHMA-TV) (Assignor), Houma, La., and Delta Teleradio Corp., Panama City, Fla. (Assignee), Docket No. 17448, File No. BAPCT-375, for assignment of construction permit.

The Hearing Examiner having under consideration the "Petition for Continuance" filed by the above-named applicants on November 1, 1967, requesting that the procedural dates heretofore established in the instant proceeding be continued;

It appearing, that the two above-named applicants have decided not to prosecute BAPCT-375 (Docket No. 17448); and

It further appearing, that St. Anthony Television Corp. has decided not to prosecute BMPCT-6196 (Docket No. 17447); and

It further appearing, that the decision of St. Anthony to continue its prosecution of BMPCT-6125 as a low-powered Houma television station will, in all likelihood, eliminate the necessity for a hearing, or at least limit extensively the scope of any hearing which may be held; and

It further appearing, that the Broadcast Bureau interposes no objection to a grant of the requested continuance, and that good cause has been shown therefor:

It is ordered, That the aforesaid "Petition for Continuance", be, and the same is, hereby granted, and that the heretofore established procedural dates, including the hearing date of November 27, 1967, are continued to dates that will be set by subsequent order.

Issued: November 3, 1967.

Released: November 7, 1967.

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

[F.R. Doc. 67-13363; Filed, Nov. 13, 1967; 8:49 a.m.]

[Docket No. 17832]

PERRY H. SIMPSON

Order Designating Matter of Suspension for Hearing on Stated Issues

In the matter of Perry H. Simpson, 4410 Northeast 28th Terrace, Lighthouse Point, Pompano Beach, Fla. 33064, Docket No. 17832, suspension of restricted radiotelephone operator permit.

The Commission, by the Chief of its Field Engineering Bureau, has under consideration the suspension of the Restricted Radiotelephone Operator Permit issued to Perry H. Simpson.

In accordance with the provisions of section 303(m)(2) of the Communications Act of 1934, as amended, Simpson filed with the Commission a timely request for hearing on the Commission's order released August 8, 1967, suspending for 6 months his Restricted Radiotelephone Operator Permit.

Under the provisions of section 303(m)(2) of the Communications Act of 1934, as amended, Perry H. Simpson is entitled to a hearing in this matter and by filing a timely request for a hearing, the Commission's order of suspension is held in abeyance until the conclusion of the proceedings in this matter.

It is ordered, Under authority contained in section 303(m)(2) of the Communications Act of 1934, as amended, and § 0.311(a)(5) of the Commission's rules, that the matter of the suspension of the Restricted Radiotelephone Operator Permit of Perry H. Simpson is hereby designated for hearing at a time and place before a hearing examiner to be specified by further order of the Commission upon the following issues:

1. To determine whether on March 19, 1966, October 11, 1966, and December 28, 1966, while serving as a licensed radio operator on board the vessel MALOLO, Simpson communicated with other vessels by radio without identifying the transmissions by announcing the station's call sign and thus repeatedly violated § 83.364 of the Commission's rules.

2. To determine in the light of the evidence adduced in the preceding issue whether the terms of the original order of suspension should be made final, rescinded, or modified.

It is further ordered, That the Secretary shall send a copy of this order by Certified Mail-Return Receipt Requested to Perry H. Simpson at the address given above.

Adopted: October 26, 1967.

Released: November 3, 1967.

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

[F.R. Doc. 67-13364; Filed, Nov. 13, 1967; 8:49 a.m.]

[Docket No. 17832; FCC 67M-1895]

PERRY H. SIMPSON

Order Scheduling Hearing

In the matter of Perry H. Simpson, 4410 Northeast 28th Terrace, Lighthouse Point, Pompano Beach, Fla. 33064, Docket No. 17832, suspension of restricted radiotelephone operator permit.

It is ordered, That Herbert Sharfman shall serve as Presiding Officer in the above-entitled proceeding; and that the hearing therein shall be convened in the offices of the Commission, Washington, D.C., on December 20, 1967, at 10 a.m.

Issued: November 7, 1967.

Released: November 8, 1967.

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

[F.R. Doc. 67-13365; Filed, Nov. 13, 1967; 8:49 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-2717, etc.]

FRED M. WHITING ET AL.

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

NOVEMBER 3, 1967.

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

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before November 27, 1967.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on all applications in which no protest or petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given: *Provided, however*, That pursuant to §2.56, Part 2, Statement of General Policy and Interpretations, Chapter I of Title 18 of the Code of Federal Regulations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after April 15, 1965, without further notice, will contain a condition precluding any filing of an increased rate at a price in excess of that designated for the particular area of production for the period prescribed therein unless at the time of filing such certificate application, or within the time fixed herein for the filing of protests or petitions to intervene the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

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

GORDON M. GRANT,
Secretary.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
G-2717 E 8-25-67	Fred M. Whiting, agent (successor to Glenville Gas Production Co.), Glenville, W. Va. 26351.	Carnegie Natural Gas Co., Glenville District, Gilmer County, W. Va.	20.0	15.025
G-6882 E 8-16-67	William H. Putnam et al. (successor to B. H. Putnam, Operator), Post Office Box 647, Marietta, Ohio 45750.	Ohio Fuel Gas Co., acreage in Meigs County, Ohio.	22.0	15.025
G-11034 C 8-25-67	Atlantic Richfield Co., Post Office Box 2819, Dallas, Tex. 75221.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., East and West Cameron Areas, Offshore Cameron Parish, La.	20.5	15.025
CI62-623 E 8-22-67	R. E. Hubbard, Jr. (Operator), et al. (successor to Shell Oil Co.), c/o Jacob Goldberg, attorney, 810 Pennsylvania Bldg., Washington, D.C. 20004.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., LeBlanc Field, Allen Parish, La.	[2] 21.8	15.025
CI64-175 C 8-24-67	Pan American Petroleum Corp. (Operator) et al., Post Office Box 591, Tulsa, Okla. 74102.	El Paso Natural Gas Co., Basin Dakota Field, San Juan and Rio Arriba Counties, N. Mex.	13.0	15.025
CI67-1134 A 2-23-67	Gulf Oil Corp.,[3] Post Office Box 1589, Tulsa, Okla. 74102.	Transwestern Pipeline Co., Halley Field, Winkler County, Tex.	16.5	14.65
CI67-1856 A 6-30-67	Sunray DX Oil Co.,[3] Post Office Box 2039, Tulsa, Okla. 74102.	do	16.5	14.65
CI68-89 A 7-21-67 8-24-67 [4]	Hsynes & V. T. Drilling Co., Operator, 516 Commercial Bank Bldg., Midland, Tex. 79701.	Trunkline Gas Co., Bullhead Creek Field, Bee County, Tex.	15.25	14.65
CI68-195 A 8-23-67	Sinclair Oil & Gas Co., Post Office Box 521, Tulsa, Okla. 74102.	Southern Natural Gas Co., Iberia Field, Iberia Parish, La.	21.25	15.025
CI68-196 A 8-23-67	do	Southern Natural Gas Co., Bully Camp Field, Lafourche Parish, La.	21.25	15.025
CI68-197 A 8-23-67	do	Southern Natural Gas Co., Bayou Gentilly Field, Plaquemines Parish, La.	21.25	15.025
CI68-201 A 8-23-67	Sun Oil Co. (Gulf Coast Division), 1608 Walnut St., Philadelphia, Pa. 19103.	United Fuel Gas Co., Midland-Esther-wood Field, Acadia Parish, La.	21.1	15.025
CI68-202 A 8-24-67	The Ballard & Cordell Corp. (Operator) et al., c/o John M. Shuey, attorney, 604 Johnson Bldg., Shreveport, La. 71101.	Transcontinental Gas Pipe Line Corp., Chegby Field, Lafourche Parish, La.	19.0	15.025
CI68-205 A 8-25-67	Anadarko Production Co., Post Office Box 9317, Fort Worth, Tex. 76107.	Cities Service Gas Co., Avard Area, Woods County, Okla.	15.0	14.65
CI68-208 A 8-25-67	Pan American Petroleum Corp.	Michigan Wisconsin Pipe Line Co., East Campbell Field, Major and Woods Counties, Okla.	[5] 15.0	14.65
CI68-217 B 8-25-67	Mobil Oil Corp., Post Office Box 2444, Houston, Tex. 77001.	Skelly Oil Co., Velma Field, Stephens County, Okla.	[6]	
CI68-224 A 8-25-67	Milton F. Shaffer (Operator) et al., 507 Amarillo Petroleum Bldg., Amarillo, Tex. 79101.	Colorado Interstate Gas Co., acreage in Hutchinson County, Tex.	16.5	14.65

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

[1] Rate in effect subject to refund in Docket No. RI65-317.
[2] By letter filed July 10, 1967, Applicant agreed to accept permanent certificate containing conditions similar to those imposed by Opinion No. 468, as modified by Opinion No. 468-A.
[3] By letter filed Aug. 28, 1967, Applicant agreed to accept permanent certificate containing conditions similar to those imposed by Opinion No. 468, as modified by Opinion No. 468-A.
[4] Amended application filed to reflect a total initial price of 15.25 cents per Mcf in lieu of the original proposed price of 15 cents per Mcf, shown in the notice of applications issued Aug. 3, 1967 in Docket No. G-4804 et al.
[5] Subject to upward and downward B.t.u. adjustment.
[6] Applicant has entered into a percentage-type contract covering subject sale.

[F.R. Doc. 67-13277; Filed, Nov. 13, 1967; 8:45 a.m.]

[Project 1987]

CALIFORNIA-PACIFIC UTILITIES CO.

Notice of Application for Surrender of License for Constructed Project

NOVEMBER 7, 1967.

Public notice is hereby given that application has been filed for surrender of license under the Federal Power Act (16 U.S.C. 791a–825r) by California-Pacific Utilities Co. (correspondence to: E. K. Albert, President, California-Pacific Utilities Co., 550 California Street, San Francisco, Calif. 94104) for constructed Project No. 1987, known as the Fremont Project, located on Lake, Upper Lake, North Fork of Desolation, and Lost Creek and North Fork of Congo Creek in Baker and Grant Counties, Oreg., and affecting lands of the United States within the Umatilla and Whitman National Forests.

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

The constructed Fremont (Olive Lake) project consists of: (1) A dam on Lake Creek which forms Olive Lake with a surface area of 172 acres and a storage capacity of about 5,591 acre-feet; (2) a low dam on North Fork of Desolation Creek diverting water through a ditch about 7,060 feet long to Olive Lake; (3) a pipeline from Olive Lake to the powerhouse; (4) a low dam on Lost Creek and a conduit about 1,690 feet long diverting additional water to the pipeline; (5) a powerhouse on the North Fork of Congo Creek containing two 900 horsepower water wheels connected to two 550 kilowatt generators; (6) a 22,000-volt, 18.25 mile-long transmission line from the powerhouse to Bourne; (7) a 2,300-volt transmission line about 5.5 miles long from the powerhouse to Olive Lake; and (8) appurtenant facilities.

According to the application, the 22,000-volt line will be changed to 12 miles of 22,000-volt and 6.25 miles of 2,400-volt line, and will be continued to be used by the company. The latter states that in recent years the Fremont hydro plant has become uneconomical to operate and to restore the project to a state of efficient operation would require considerable expenditure. The U.S. Forest Service proposes to take over the remaining project area and such facilities as may be useful in establishing a recreational area.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10). The last day upon which protests or petitions may be filed is December 26, 1967. The application is on file with the Commission for public inspection.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-13352; Filed, Nov. 13, 1967; 8:48 a.m.]

[Docket No. G-19919]

CONTINENTAL OIL CO.

Order Accepting Notice of Change in Rate and Contract Amendment, Severing and Terminating Proceeding

NOVEMBER 6, 1967.

Continental Oil Co. (Continental) on October 6, 1967, submitted for filing a contract amendment (designated Supplement No. 8 to Continental's FPC Gas Rate Schedule No. 3) and a notice of change in rate (designated Supplement No. 9 to Continental's FPC Gas Rate Schedule No. 3) involving its jurisdictional sale of natural gas to Tennessee Gas Pipeline Co., a division of Tenneco, Inc., from the Carthage Field, Panola County, Tex., Railroad Commission District No. 6.

Continental, in making such submittals, proposed to settle its rate proceeding in Docket No. G-19919 under its Rate Schedule No. 3 in accordance with the provision of the second and ninth amendments to the Commission's statement of general policy No. 61-1 (18 CFR 2.56). Said supplement No. 8 among other things, extended the contract term for an additional 5-year period, provides for a 15-cent per Mcf price for the remaining term of the contract, and deletes all other pricing provisions from the contract except for tax reimbursement based on new or additional taxes. In said supplement No. 9, Continental proposes an increase in rate from 14.4248 cents to 15 cents per Mcf at 14.65 p.s.i.a., subject to a downward B.t.u. adjustment, and requests a waiver of the 30-day notice requirements and a retroactive effective date as of June 1, 1967.

Since the instant proposal, with the exception of the requested effective date, is in substantial compliance of the provisions of the aforementioned amendments, the said supplements should be accepted for filing. We do not believe, however, that good cause has been shown for waiving the 30-day notice requirements or for granting a retroactive effective date and such request is denied. Accordingly, the effective date for said supplement Nos. 8 and 9 should be November 6, 1967, the first day after expiration of the statutory notice period.

Our action should not be construed as constituting approval of any future rate increase, if any, that may be filed under the subject rate schedule in accordance with Continental's reservation of the right to file for future tax increases, and is without prejudice to any findings or orders of the Commission in any pending or future rate proceedings, including area rate proceedings, or similar proceedings, involving Continental's rates and rate schedules.

The Commission finds: For the foregoing reasons, Supplement Nos. 8 and 9 to Continental's FPC Gas Rate Schedule No. 3 should be accepted for filing as hereafter provided and the proceeding in Docket No. G-19919 should be terminated.

The Commission orders: Supplement Nos. 8 and 9 to Continental's FPC Gas Rate Schedule No. 3 are accepted for filing to be effective as of November 6, 1967, and the proceeding in Docket No. G-19919 is severed from the proceeding in Docket Nos. AR67-1 et al. and terminated.

By the Commission.

[SEAL] GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-13327; Filed, Nov. 13, 1967; 8:45 a.m.]

[Docket No. CS67-105]

L. R. FRENCH, JR.

Notice of Application for "Small Producer" Certificate

NOVEMBER 6, 1967.

Take notice that on June 28, 1967, L. R. French, Jr., c/o Joseph Connally, Attorney, 701 First National Bank Building, Odessa, Tex. 79760 filed an application, as supplemented October 30, 1967, pursuant to section 7(c) of the Natural Gas Act and § 157.40 of the regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce from the Permian Basin area of Texas and New Mexico, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before November 30, 1967.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on the application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter believes that a grant of the certificate is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-13328; Filed, Nov. 13, 1967; 8:45 a.m.]

[Docket No. E-7373]

LAKE SUPERIOR DISTRICT POWER CO.

Notice of Application

NOVEMBER 7, 1967.

Take notice that on October 31, 1967, Lake Superior District Power Co. (Applicant), filed an application seeking an order pursuant to section 204 of the Federal Power Act authorizing the issuance in the aggregate of $3 million in short-term unsecured promissory notes.

Applicant is incorporated under the laws of the State of Wisconsin with its principal business office at Ashland, Wis., and is engaged in the electric utility business in the States of Wisconsin and Michigan.

The notes are to be issued from time to time to the First National Bank of Chicago and will mature within 1 year from their dates of issuance and in any event not later than December 31, 1968.

The proceeds for the borrowing would be used to renew outstanding notes and provide interim financing for the company's current construction program. The expenditures for this program for 1967 and 1968 are estimated at about

$4,911,000. Major items are $2,476,000 for electric generating station at Park Falls, Wis., and $1,310,000 for additions to its gas distribution system.

Any person desiring to be heard or to make any protest with reference to said application should on or before November 21, 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. 67-13353; Filed, Nov. 13, 1967; 8:46 a.m.]

[Docket No. CP68-137]

LONE STAR GAS CO.

Notice of Application

NOVEMBER 7, 1967.

Take notice that on October 20, 1967, Lone Star Gas Co. (Applicant), 301 South Harwood Street, Dallas Tex. 75201, filed in Docket No. CP68-137 a "budget-type" application pursuant to section 7(c) of the Natural Gas Act and § 157.7(b) of the regulations under the Act for a certificate of public convenience and necessity authorizing the construction and operation of certain gas-purchase facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to construct during the calendar year 1968 and to operate various gas-purchase facilities for the purpose of connecting new supplies of natural gas to be purchased from producers thereof to Applicant's existing certificated pipeline system.

The total estimated cost of the proposed facilities will not exceed $1 million, and the cost of any single project will be limited to $250,000. The facilities will be financed out of funds currently on hand.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before November 29, 1967.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-13354; Filed, Nov. 13, 1967; 8:48 a.m.]

[Docket No. CP64-283]

TRANSCONTINENTAL GAS PIPE LINE CORP. AND SOUTH TEXAS NATURAL GAS GATHERING CO.

Notice of Petition To Amend

NOVEMBER 7, 1967.

Take notice that on October 26, 1967, Transcontinental Gas Pipe Line Corp. (Petitioner Transco), Post Office Box 1396, Houston, Tex. 77001, and South Texas Natural Gas Gathering Co. (Petitioner South Texas), Post Office Drawer 521, Corpus Christi, Tex. 78403, jointly filed in Docket No. CP64-283 a petition to amend the order issued in said docket on May 22, 1964, by requesting authorization to construct and operate two additional connections for the exchange and delivery of natural gas between Petitioners, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

By the order issued October 26, 1964, Petitioners were authorized to construct and operate certain facilities and to exchange and deliver volumes of natural gas under the terms of an exchange agreement between the Petitioners dated May 22, 1964.

By the instant petition to amend, Petitioners seek authorization for the construction and operation of two additional points of connection to be located as follows:

(1) At a mutually agreeable point on Petitioner Transco's 6-inch Thomaston lateral within 300 feet downstream of Petitioner Transco's Mission Valley Meter Station, said point located in Victoria County, Tex.

(2) At a mutually agreeable point on Petitioner Transco's 26-inch main line, said point located approximately 17,800 feet southwest of the northeast corner of the Desiderio Garcia Survey, Victoria County, Tex.

Petitioner Transco will own, operate, and maintain the delivery point on the Thomaston lateral and Petitioner South Texas will own, operate, and maintain the delivery point at Petitioner Transco's 26-inch main line.

The total estimated cost of the proposed facilities is $23,918, of which $7,650 will be reimbursed to Petitioner Transco by Petitioner South Texas for the cost of tapping the aforesaid 26-inch main line.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before November 29, 1967.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-13355; Filed, Nov. 13, 1967; 8:48 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[70-4551]

ARKANSAS POWER & LIGHT CO.

Notice of Proposed Indenture Amendment, Charter Amendment, and Increase of Permissible Bond Indebtedness

NOVEMBER 7, 1967.

Notice is hereby given that Arkansas Power & Light Co. ("AP&L"), Ninth and Louisiana Streets, Little Rock, Ark. 72203, an electric utility subsidiary company of Middle South Utilities, Inc. ("Middle South"), a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), proposing to amend both its mortage and deed of trust ("Indenture") and its agreement of consolidation or merger ("Charter") and to increase its permissible bond indebtedness. AP&L has designated sections 6(a) (2), 7, and 12(e) of the Act and Rules 62 and 65 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed amendments.

AP&L proposes to amend its Indenture dated October 1, 1944, as supplemented, to Morgan Guaranty Trust Company of New York and Grainger S. Greene as trustees, to remove the $250 million limitation on the aggregate principal amount of bonds, of all series, which may be outstanding at any one time. The aggregate principal amount of all bonds of AP&L now outstanding under the Indenture is $218,700,000, and management expects that within 2 years the present limit will be reached. No other limitation on the issuance of new bonds will be altered.

The proposed amendment of the Indenture requires the affirmative vote of the holders of 70 percent or more, in principal amount, of the outstanding bonds. To effect this vote AP&L proposes to call a meeting, to be held on or about March 14, 1968, of all of its bondholders except those holding the 5¾ percent series due 1996 and the 5⅞ percent series due 1997. The indentures under which the 5¾ percent series due 1966 and the 5⅞ percent series due 1997 were issued reserved to AP&L the right to make such an amendment without obtaining the consent of the holders of those bonds. In connection with the meeting, AP&L proposes to solicit proxies from its bondholders through the use of solicitation material which will set forth the proposed amendments in detail.

AP&L also proposes to obtain the consent of its stockholders to (1) increase the permissible bond indebtedness to $1 billion and (2) amend its charter to increase its authorized common stock from 10 million to 20 million shares. A special meeting of AP&L's common and preferred stockholders, to be held on or about February 22, 1968, is to be called to consider these proposals, which under the constitution of the State of Arkansas, require the consent of the holders of the larger amount in value of all the outstanding capital stock, voting as a single class. Under the Arkansas Business Corporation Act and AP&L's charter, the increase in the authorized common stock requires the consent of the holders of at least two-thirds of the outstanding shares of common stock. It is stated that Middle South, the holder of 100 percent of AP&L's common stock, intends to vote its shares in favor of both of the above proposals. It is further stated that such an affirmative vote would constitute the consent of the holders of the larger amount in value of all the outstanding capital stock as required for both proposals by the Arkansas constitution, as well as the consent of at least two-thirds of the outstanding shares of common stock required by the charter and the Business Corporation Act. AP&L does not propose to solicit proxies for the meeting from the holders of either its common or preferred stock, but does propose to send to holders of its preferred stock an information statement with respect to matters to be acted on at the meeting.

The Arkansas Public Service Commission has asserted jurisdiction over the proposed transactions. AP&L has applied for approval by such Commission of both the modification of the Indenture and the increases of authorized bonds and common stock. The declaration states that no other State commission and no Federal commission other than this Commission has jurisdiction over the proposed transactions. The declaration further states that a copy of the order of the Arkansas Public Service Commission authorizing the proposed transactions, and a statement of the fees, commissions, and expenses incurred in connection with the transactions are to be filed by amendment.

Notice is further given that any interested person may, not later than November 29, 1967, request in writing that a hearing be held with respect to the proposed amendments, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-13334; Filed, Nov. 13, 1967; 8:46 a.m.]

[File Nos. 7-2758—7-2765]

COLLINS RADIO CO. ET AL.

Notice of Applications for Unlisted Trading Privileges and of Opportunity for Hearing

NOVEMBER 7, 1967.

In the matter of applications of the Midwest Stock Exchange for unlisted trading privileges in certain securities.

The above-named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stocks of the following companies, which securities are listed and registered on one or more other national securities exchanges:

	File No.
Collins Radio Co.	7-2758
Dresser Industries, Inc.	7-2759
Dynamics Corp. of America	7-2760
Great Western Financial Corp.	7-2761
Itek Corp.	7-2762
Pan American Sulphur Co.	7-2763
Seaboard World Airlines	7-2764
Western Airlines, Inc.	7-2765

Upon receipt of a request, on or before November 21, 1967, from any interested person, the Commission will determine whether the application with respect to any of the companies named shall be set down for hearing. Any such request should state briefly the title of the security in which he is interested, the nature of the interest of the person making the request, and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on any of the said applications by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing with respect to any particular application, such application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-13335; Filed, Nov. 13, 1967; 8:46 a.m.]

ROTO AMERICAN CORP.

Order Suspending Trading

NOVEMBER 7, 1967.

The common stock, $1 par value, of Roto American Corp., being listed and registered on the National Stock Exchange pursuant to the provisions of the Securities Exchange Act of 1934 and the 7 percent cumulative preferred, $10 par value, 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 section 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the National Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period November 8, 1967, through November 17, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-13336; Filed, Nov. 13, 1967; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 491]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

NOVEMBER 8, 1967.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC 67 (49 CFR Part 340), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

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

MOTOR CARRIERS OF PROPERTY

No. MC 109689 (Sub-No. 186 TA), filed November 3, 1967. Applicant: W. S. HATCH CO., 643 South 800 West Street, Woods Cross, Utah 84087, Post Office Box 1825, Salt Lake City, Utah 84110. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid gilsonite asphalt sealer*, in bulk, from Denver, Colo., to points in New Mexico, for 180 days. Supporting shipper: As-Tec Products Co., 1505 East 17th Street, Santa Ana, Calif. Send protests to: John T. Vaughan, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 2224 Federal Building, Salt Lake City, Utah 84111.

No. MC 111069 (Sub-No. 54 TA), filed November 3, 1967. Applicant: COLDWAY CARRIERS, INC., Post Office Box 38, State Highway 131, Clarkesville, Ind. 47130. Applicant's representative: Paul M. Daniell, Suite 1600, First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned citrus products, canned drinks and beverages and canned drink preparations*, from Bradenton, Fla., to points in West Virginia, Virginia, Maryland, and the District of Columbia, for 180 days. Supporting shipper: Tropicana Products Sales, Inc., Post Office Box 338, Bradenton, Fla. 33505. Send protests to: Bureau of Operations, Interstate Commerce Commission, 802 Century Building, 36 South Pennsylvania Street, Indianapolis, Ind. 46204.

No. MC 114848 (Sub-No. 37 TA), filed November 6, 1967. Applicant: WHARTON TRANSPORT CORPORATION, 1498 Channel Avenue, Memphis, Tenn. Applicant's representative: James N. Clay III, 2700 Sterick Building, Memphis, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Furfural residue*, from Memphis, Tenn., to points in Alabama, Arkansas, Mississippi, Georgia, Louisiana, Kentucky, Tennessee, and Missouri, for 180 days. Supporting shipper: Dehyco Co., 3939 Washington, Kansas City, Mo. 64111, Fred R. Harris, manager. Send protests to: W. W. Garland, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 390 Federal Office Building, 167 North Main Street, Memphis, Tenn. 38103.

No. MC 115379 (Sub-No. 31 TA), filed November 6, 1967. Applicant: JOHN D. BOHR, INC., Post Office Box 217, Annville, Pa. 17003. Applicant's representative: C. V. Graf, 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Poultry feed*, in bulk, from Palmyra, Pa., to Urbana, Middlesex County, Va., for 150 days. Supporting shipper: Hales & Hunter Co., Palmyra, Pa. Send protests to: Robert W. Ritenour, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 218 Central Industrial Bldg., 100 North Cameron Street, Harrisburg, Pa. 17101.

No. MC 117190 (Sub-No. 3 TA), filed November 6, 1967. Applicant: WILLIAM LUSTBERG, doing business as WILCO GARMENT DELIVERY, 812 79th Street, North Bergen, N.J. 07047. Applicant's representative: Herman B. J. Weckstein, 1060 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel and materials and supplies* used in the manufacture of wearing apparel, between New York, N.Y., on the one hand, and, on the other, Red Hook, N.Y., for 150 days. Supporting shipper: Reb-Mar Inc., 9 South Broadway, Red Hook, N.Y. Send protests to: District Supervisor, Walter J. Grossmann, Interstate Commerce Commission, 1060 Broad Street, Room 363, Newark, N.J. 07102.

No. MC 119934 (Sub-No. 144 TA), filed November 6, 1967. Applicant: ECOFF TRUCKING, INC., 625 East Broadway, Fortville, Ind. 46040. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphate of alumina dry*, in bulk, in hopper type vehicles, from Chattanooga, Tenn., to Coosa Pines, Ala., for 180 days. Supporting shipper: American Cyanamid Co., Wayne, N.J. 07470. Send protests to: Bureau of Operations, Interstate Commerce Commission, 802 Century Bldg., 36 South Pennsylvania Street, Indianapolis, Ind. 46204.

No. MC 127253 (Sub-No. 42 TA), filed November 3, 1967. Applicant: R. A. CORBETT TRANSPORT, INC., 111 West Laurel Street, Lufkin, Tex. 75901. Applicant's representative: C. WADE SHEMWELL, Post Office Box 447, Waskom, Tex. 75692. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed grade molasses*, in bulk, in tank vehicles, from Sorrell, La., to points in Arkansas, Mississippi, Oklahoma, and Texas, for 180 days. Supporting shipper: Red Barn Chemicals, Inc. (Mr. C. D. Owen, Traffic Coordinator), Post Office Box 1800, Shreveport, La. 71120. Send protests to: District Supervisor, John C. Redus, Bureau of Operations, Interstate Commerce Commission, Post Office Box 61212, Houston, Tex. 77061.

No. MC 129511 TA, filed November 3, 1967. Applicant: MARVIN L. SMITH, Estelline, Rural Route, S. Dak. 57234. Applicant's representative: Gordon J. Mydland, 316 Fourth Street, Brookings, S. Dak. 57006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feeds*, from Minneapolis, Minn., to points in Pennington, Butte, and Meade Counties, S. Dak., for 180 days. Supporting shipper: Farmers Feed & Seed, Gordon Maney, manager, Sturgis, S. Dak. 57785. Send protests to: J. L. Hammond, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 369, Federal Building, Pierre, S. Dak. 57501.

MOTOR CARRIER OF PASSENGERS

No. MC 129514 TA, filed November 6, 1967. Applicant: CHAPPAQUA TRANSPORTATION, INC., 130 Hunts Lane, Chappaqua, N.Y. 10514. Applicant's representative: Seth M. Corwin (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Passengers* in special operations, between Danbury, Conn., and Readers Digest on Route 117 near Chappaqua, N.Y., for 180 days. Supporting shipper: The Readers Digest, Attention: Donald Vogel, Transportation Manager, Pleasantville, N.Y. Send protests to: Stephen P. Tomany, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 346 Broadway, New York, N.Y. 10013.

By the Commission.

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

[F.R. Doc. 67-13358; Filed, Nov. 13, 1967; 8:48 a.m.]

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