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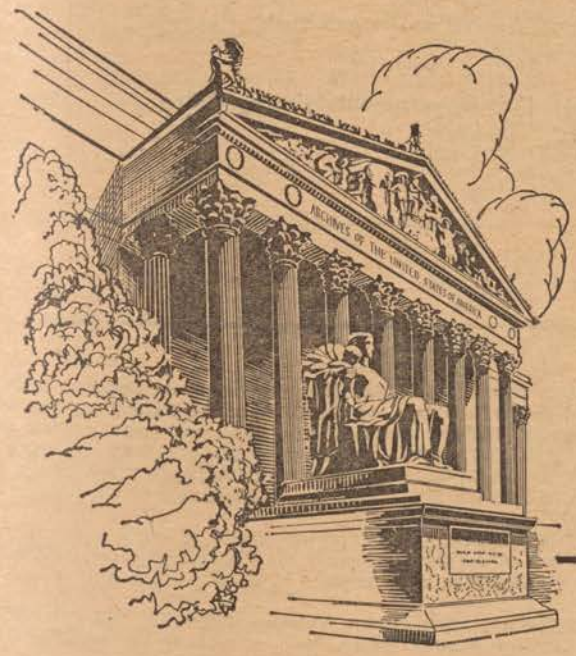

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Title 7—AGRICULTURE

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

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 5]

PART 722—COTTON

Subpart—Marketing Quotas for the 1966 and Succeeding Crops of Upland Cotton and Extra Long Staple Cotton

MISCELLANEOUS AMENDMENTS

This amendment is issued pursuant to the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1281 et seq.). The purpose of this amendment is to add cross references to other regulations which affect this subpart.

Accordingly, it is hereby found that compliance with the notice, public procedure, and 30-day effective date requirements of 5 U.S.C. 553, is unnecessary.

The subpart—Marketing Quotas for the 1966 and Succeeding Crops of Upland Cotton and Extra Long Staple Cotton of Part 722, Subchapter B of Chapter VII, Title 7 (31 F.R. 6573), is amended as follows:

1. Section 722.62 is revised to read as follows:

§ 722.62 Extent of calculations and rule of fractions.

The rate of penalty under §§ 722.79 and 722.100 shall be computed to the nearest tenth of a cent. In making all other computations under §§ 722.61 to 722.100, the amount of lint cotton shall be rounded to the nearest whole pound and the amount of penalties or refunds for a farm shall be rounded to the nearest whole cent. The basic rule of fractions in Part 793 of this chapter shall be applicable.

2. Section 722.64(b)(1) is revised to read as follows:

§ 722.64 Definitions.

* * * * *

(b) * * *

(1) Acreage planted to cotton on the farm in the current year (for use in determining compliance with the farm allotment) shall be:

(i) The acreage seeded to cotton plus stub cotton acreage on the farm in the current year, excluding any acreage in excess of the farm allotment which is destroyed or disposed of in accordance with the requirements of Part 718 of this chapter.

(ii) If the farm operator fails to file a certification of acreage in a certification county, any cotton produced on the farm shall be considered as excess cotton in accordance with Part 718 of this chapter in lieu of the rule prescribed in subdivision (i) of this subparagraph.

(iii) In determining compliance on farms participating in the export market acreage program for upland cotton, the following provisions shall govern:

(a) For 1966, § 722.450(o) (31 F.R. 5300);

(b) For 1967, § 722.451(o) (31 F.R. 13205); and

(c) For 1968 and 1969, § 722.432(o) (33 F.R. 895).

* * * * *

§ 722.66 [Amended]

3. The last sentence of § 722.66(b) is deleted.

4. Section 722.98 is amended by adding a sentence at the end thereof to read as follows:

§ 722.98 Availability of records.

* * * The provisions of Part 798 of this chapter concerning the availability of information to the public shall be applicable to cotton program records.

(Secs. 345, 346, 374, 375, 63 Stat. 670, as amended, 674, as amended, 52 Stat. 65, as amended, 66, as amended, 7 U.S.C. 1345, 1346, 1374, 1375)

Effective date: Publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on April 26, 1968.

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

[F.R. Doc. 68-5304; Filed, May 1, 1968; 8:49 a.m.]

PART 722—COTTON

Subpart—1968 and 1969 Upland Cotton Program Regulations

Part 722 of Chapter VII of Title 7 of the Code of Federal Regulations is amended as follows:

1. The subpart now designated "1967–69 Upland Cotton Program Regulations" is amended by changing "1967–69" to "1967".

2. Section 722.801(a) is amended by changing the words "1967, 1968, and 1969 crops of cotton" in the first sentence thereof to "1967 crop of cotton".

3. A new subpart is issued entitled "1968 and 1969 Upland Cotton Program Regulations". Such subpart reads as follows:

Sec.

AUTHORITY: The provisions of this subpart issued under sec. 103(d), 79 Stat. 1194, 7 U.S.C. 1444(d); sec. 346(e), 79 Stat. 1192; 7 U.S.C. 1346(e).

§ 722.801 Applicability.

(a) The regulations in this subpart provide terms and conditions for the upland cotton program for the 1968 and 1969 crops of cotton under which diversion and price support payments are made to producers who divert acreage from the production of cotton to approved conservation uses and increase their average acreage of cropland devoted in 1959 and 1960 to designated soil-conserving crops or practices, including summer fallow and idle land (herein called "conserving base"), by an equal amount, except to the extent that the diverted acreage is devoted to substitute crops in lieu of conservation uses. In addition, the regulations provide terms and conditions under which diversion and price support payments are made to producers on small farms. Payments will be made through the issuance of Commodity Credit Corporation (CCC) sight drafts redeemable in cash.

(b) If the operator of the farm elects to participate in the program, diversion and price support payments shall be made available to the producers on such farm only if such producers divert from the production of cotton an acreage on the farm equal to the number of acres, if any, stated on Form ASCS–378, Intention To Participate and Payment Application (herein called "Form 378").

(c) The program is applicable in all of the upland cotton producing counties of the United States.

(d) This program shall not be applicable to a farm if the operator elects to

forego price support under section 346 (e) of the Agricultural Adjustment Act of 1938, as amended, relating to the apportionment of export market acreage. The operator of such a farm shall not be eligible to participate in the program on any other farm in which he has a controlling or substantial interest.

§ 722.802 Definitions.

(a) "Conservation Reserve Program" (herein called CRP) means the program set forth in regulations issued pursuant to the Soil Bank Act, Part 750 of this chapter.

(b) "Cropland Adjustment Program" (herein called CAP) means the program formulated under Title VI of the Food and Agriculture Act of 1965, Part 751 of this chapter.

(c) "Cropland Conversion Program" (herein called CCP) means the program formulated under section 16 of the Soil Conservation and Domestic Allotment Act, as amended, Part 751 of this chapter.

(d) "Farm acreage allotment" shall be the allotment for upland cotton established for the farm under section 344 of the Agricultural Adjustment Act of 1938, as amended.

(e) "Farm domestic allotment" shall be 65 percent of the farm acreage allotment.

(f) "Feed Grain Program" means the program formulated under Title III of the Food and Agriculture Act of 1965, Part 775 of this chapter.

(g) "Price support payment" means that part of the price support for the current year's crop of upland cotton made available to producers as authorized in section 103(d)(3) of the Agricultural Act of 1949, as amended.

(h) "Projected yield" shall be the projected yield for the farm as defined in § 722.64(b)(24): *Provided*, That the producer whose production records are used to prove yields on the farm shall be required to furnish production data for all other farms in the county or nearby counties in which he had an interest in any of the years for which the yields are proven (unless there is conclusive evidence that the records presented are in fact for the specific farm).

(i) "Representative of the county committee" means a member of the county committee or an employee of the county committee.

(j) "Small farm" means a farm on which the farm acreage allotment is 10 acres or less, or the projected farm yield times the farm acreage allotment is 3,600 pounds or less, and on which the farm acreage allotment has not been reduced under section 344(m) of the Agricultural Adjustment Act of 1938, as amended, relating to release and reapportionment. A farm not otherwise qualifying as a small farm under the foregoing sentence shall not be considered a small farm as the result of a reduction in the farm acreage allotment at the producer's request because the sum of the feed grain base, total allotments, and sugar proportionate shares in the absence of such reduction would exceed the cropland for the farm for the current year.

(k) "Current year" means the calendar year in which the cotton crop with respect to which payment may be made under this subpart would normally be harvested.

(l) "Stated intention" means the total number of acres, if any, which the operator of the farm intends to divert from the production of cotton as stated on Form 378.

(m) "Substitute crops (alternate crops)" means any of the following crops which may be produced on the diverted acreage in lieu of conservation uses under the conditions specified in § 722.809(e): Castor beans, crambe, flaxseed, guar, mustard seed, plantago ovata, safflower, sesame, and sunflower.

(n) In the regulations in this subpart and in all instructions, forms, and documents in connection therewith, all other words and phrases shall have the meanings assigned to them in the regulations governing reconstitution of farms, allotments, and bases, Part 719 of this chapter, as amended, and the acreage allotment and marketing quota regulations for the 1968 and succeeding crops of upland cotton, this Part 722, as amended.

§ 722.803 Administration.

(a) The program will be administered under the general supervision of the Administrator, ASCS (Executive Vice President, CCC), and shall be carried out in the field by Agricultural Stabilization and Conservation State and county committees (herein called State and county committees) and ASCS commodity offices.

(b) State and county committees, ASCS commodity offices, and representatives and employees thereof do not have authority to modify or waive any of the provisions of the regulations in this subpart, as amended or supplemented.

§ 722.804 Requirements for eligibility.

(a) *General.* A person is eligible for the program if he is a producer on a farm which meets the requirements of paragraph (b) of this section and he fulfills the requirements of paragraph (c) of this section.

(b) *Farm requirements.* (1) A Form 378 must be filed for the farm by the operator in accordance with § 722.812.

(2) An acreage not less than 5 percent of the farm acreage allotment must be diverted from the production of cotton: *Provided*, That this provision shall not be applicable to producers on small farms who elect not to divert a portion of the farm acreage aloltment to approved conservation uses. In the case of any farm farm acreage allotment to approved conwhich is participating in the CRP, CCP, or CAP, if the number of acres of nonconserving crops permitted is less than 5 percent of the allotment, participation to the extent of such number of acres shall meet the minimum diversion acres requirement.

(3) The acreage diverted from the production of cotton as stated on Form 378 must be devoted to one or more of the approved conservation uses specified in Part 792 of this chapter, as amended, or to substitute crops, and the operator must comply with the limitations on the use of such acreage also specified in such part.

(4) In addition to the acreage referred to in subparagraph (3) of this paragraph, an acreage equal to the conserving base established for the farm under Part 792 of this chapter, as amended, must be devoted to one or more of the conservation uses also specified in such part. Acreage designated as diverted under any other Federal acreage reduction program shall not be counted toward maintaining the conserving base unless authorized in the regulations governing such program or Part 792 of this chapter, as amended.

(5) Land owned by the Federal government which has been leased subject to restrictions prohibiting the production of cotton, or requiring the use of the land for other purposes, or prohibiting the receipt of Federal payments for diversion of such acreage will not be eligible for participation in the program. Any other land owned by the Federal government which is being occupied without a lease, permit, or other right of possession or land in a national wildlife refuge shall not be eligible for participation in the program.

(6) Producers on a farm on which a new farm cotton allotment is established shall not be eligible for diversion payments under the program with respect to such farm but may earn price support payments by diverting the minimum acreage required in subparagraph (2) of this paragraph and complying with all other requirements of the program.

(c) *Producer eligibility requirements.* (1) The producer must be a person who produces upland cotton in the current year as landowner, landlord, tenant, or sharecropper, or would have so produced a crop of cotton if such crop had been produced on the acreage diverted under the program.

(2) On each noncomplying farm in which the producer shares in the cotton crop or the proceeds thereof, the acreage planted to cotton must not exceed the farm acreage allotment.

(3) A minor will be eligible to participate in the program only if (i) the right of majority has been conferred on him by court proceedings; or (ii) a guardian has been appointed to manage his property and the applicable documents are signed by the guardian; or (iii) a bond is furnished under which a surety or sureties guarantees to protect ASCS and CCC from any loss incurred for which the minor would be liable had he been an adult. Notwithstanding the foregoing, payment may be made to a minor after December 31 of the current year upon a determination by the county committee that the minor has met the requirements of the program.

§ 722.805 Maximum diversion acres.

The maximum number of acres which may be diverted under the program (herein called maximum diversion acres) shall be 35 percent of the farm acreage allotment: *Provided*, That producers on small farms shall be eligible to receive

the diversion payment provided in § 722.815(d) and, in addition, they may participate in the program by diverting from the production of cotton any acreage not less than 5 percent or more than 35 percent of the allotment: *Provided further*, That when no acreage on the farm is planted to cotton, diversion payments shall be made for only 5 percent of the allotment at the payment rate determined in accordance with § 722.809 (a) regardless of the number of acres specified in the stated intention, and the remainder of such allotment may be released under section 344(m)(2) of the Agricultural Adjustment Act of 1938, as as amended: *Provided further*, That in the case of a farm which is participating in the CRP, CCP, or CAP, the total number of acres which may be diverted under this program and the feed grain program, plus the acreage of all nonconserving crops on the farm other than approved crops on diverted acreage, shall in no event exceed the smallest number of acres of nonconserving crops permitted under the CRP, CCP, and CAP.

§ 722.806 Designation, use, and care of diverted acreage.

The regulations governing the designation, use, and care of land diverted from the production of cotton and the approved conservation uses thereon are set forth in Part 792 of this chapter, as amended.

§ 722.807 Farm conserving base.

The regulations governing the establishment and maintenance of the farm conserving base, Part 792 of this chapter, as amended, shall be applicable to the program.

§ 722.808 Permitted acreage of cotton.

The acreage planted to cotton on the farm shall not exceed the acreage determined by subtracting the stated intention from the farm acreage allotment. Notwithstanding the foregoing, in the case of any farm participating in the CRP, CCP, or CAP, the acreage of cotton and other nonconserving crops other than approved crops on acreage diverted under this program and the feed grain program, plus the designated diverted acreages under such programs, shall not exceed the smallest number of acres of nonconserving crops permitted under the CRP, CCP, or CAP.

§ 722.809 Diversion and price support payment rates.

(a) *Minimum diversion payment rate.* The minimum diversion payment rate per acre for a farm shall be determined by multiplying the projected yield by 10.76 cents. Except as otherwise provided in paragraph (d) of this section, the minimum diversion payment rate per acre shall apply to the minimum acreage required to be diverted under § 722.804(b)(2) and in computing the small farm payment pursuant to § 722.815(d).

(b) *Additional diversion payment rate.* The additional diversion payment rate per acre for a farm shall be determined by multiplying the projected yield by 6 cents. Except as otherwise provided in paragraphs (d) and (e) of this section and § 722.805, the additional diversion payment rate per acre shall apply to all acreage diverted on small farms and, in the case of other farms, to the acreage diverted in excess of the minimum acreage required to be diverted under § 722.804(b)(2).

(c) *Price support payment rate.* The price support payment rate per acre shall be determined by multiplying the projected yield by 12.24 cents.

(d) *Cash-rented public land.* The rate of diversion payment under the program with respect to land which is leased or rented on a cash-rent basis from the Federal, State, county, or local government, or subdivisions thereof, if such land is not otherwise ineligible for participation in the program, shall be the smaller of (1) the per acre payment rate for which the farm would have qualified if the exception for land cash-rented from a governmental unit were not in effect, or (2) one-half the per acre payment determined in subparagraph (1) of this paragraph plus the actual cash rent per acre of the land, adjusted to take into account the quality of the acres actually diverted when compared with the total acres rented and the services performed and capital improvements made at the producer's expense which are in addition to rent. On a small farm composed in whole or in part of cash-rented public land where cotton acreage is diverted on cash-rented public land, the rate of diversion payment which would be applicable under this paragraph for actual diversion on the cash-rented public land shall also be used in computing the small farm payment under § 722.815(d). On a small farm composed in whole or in part of cash-rented public land where no actual diversion is made, the rate of diversion payment which would be applicable for actual diversion on the cash-rented public land shall be used in computing the small farm payment in the same proportion that the cotton acreage on cash-rented public land bears to the total acreage of cotton on the farm.

(e) *Substitute crops (alternate crops).* Part or all of the acreage diverted in excess of the minimum acreage required to be diverted under § 722.804(b)(2) may be devoted to castor beans, crambe, flaxseed, guar, mustard seed, plantago ovata, safflower, sesame, and sunflower if the farm operator authorizes in writing, on a form furnished by the county committee, a reduction in farm payments. The per acre reduction rate for castor beans, crambe, flaxseed, guar, mustard seed, plantago ovata, and sesame shall be 50 percent, and for safflower and sunflower 100 percent of the additional diversion payment rate for the farm.

§ 722.810 Notice of allotments, conserving base, yield, and payment rates.

Each operator of a farm which has a cotton acreage allotment shall be notified in writing of such allotment, the farm domestic allotment, the conserving base, the projected yield, and the price support payment and diversion payment rates.

§ 722.811 Appeals.

A producer may obtain reconsideration and review of determinations made under this subpart in accordance with the appeal regulations, Part 780 of this chapter, as amended: *Provided*, That a new appeal period shall not apply with respect to a notice of the same yield for which the same operator was previously issued Form MQ–24–1 in accordance with § 722.415.

§ 722.812 Intention to participate in the program.

(a) *Who may file.* A Form 378 must be filed by the operator of an eligible farm if he wishes to participate in the program.

(b) *Where to file.* Form 378 shall be filed with the office of the county committee having jurisdiction over the county where the farm is located.

(c) *When to file.* Form 378 shall be filed within the period authorized by the Deputy Administrator. Notwithstanding the foregoing, the closing date may be extended by the county committee if the producers on the farm establish to the satisfaction of the county committee that they intended to participate in the program and their failure to file by such date was not due to the fault or negligence of the producers.

(d) *Contents.* The operator shall provide on Form 378 the acreage which is intended to be diverted from the production of cotton for the farm for which the form is filed.

(e) *Withdrawal and revision.* The operator may withdraw Form 378 by filing a written notice of withdrawal of the form with the county committee, except that the form may not be withdrawn in a certification county after the operator certifies to the planted cotton acreage and diverted acreage in accordance with Part 718 of this chapter, as amended, or in any other county after the operator certifies that he has complied with the provisions of the program. If Form 378 is withdrawn, the producers on the farm may, not later than the closing date, file a new Form 378. If the farm is reconstituted or if a revised allotment notice is issued for any reason, the operator shall have 15 days after the mailing date of such notice or reconstitution or revised allotment to file a new Form 378.

§ 722.813 Advance diversion payment.

(a) *Requirements.* Before any payment is made to a producer, the producer must sign Form 378. All producers eligible to share in the advance or final payment shall execute Form 378 before advance payments are approved in order that the proper division of payment may be determined except that if a producer refuses to sign or because of his absence from the community is unavailable to sign, the county committee may approve payments to other producers upon a determination that the division of payment is fair and equitable. Producers may

apply for an advance payment when Form 378 is filed for the farm.

(b) *Amount of advance payment.* The total advance payment to be made on a farm shall be one-half the estimated total diversion payment to be earned. Each producer's share of the advance payment for the farm shall be obtained by multiplying his percentage share of the diversion payment as specified on Form 378 by the total advance payment for the farm.

(c) *Refund of unearned payments.* If the amount of the payments made to any producer with respect to any farm is greater than the total payment actually earned by such producer under the program with respect to such farm, he shall refund such excess, and if he is ineligible for payment under the program for any reason, he shall refund the entire payments which he has received with interest at the rate of 6 percent per annum from the issue dates of the payments to the date they are refunded.

§ 722.814 Determination of compliance.

(a) Determination of the acreage devoted to cotton and of the acreage designated as diverted acreage shall be made in accordance with Part 718 of this chapter, as amended.

(b) A representative of the State or county committe or any authorized representative of the Secretary shall have the right at any reasonable time to enter a farm concerning which representations have been made on any forms filed under the program in order to measure the acreage planted to cotton or diverted under the program, to examine any records pertaining thereto, and otherwise to determine the accuracy of a producer's representations and the performance of his obligations under this subpart.

§ 722.815 Final diversion payment and price support payment.

(a) Payments of any amounts due the producers on a farm shall be made after the farm operator certifies that the farm is in compliance with the requirements of the program and the county committee determines that the producers and the farm are in compliance with such requirements. The signing of Form 378 by any producer after May 1 of the year following the current year shall not be approved by the county committee unless prior approval of the State committee is obtained.

(b) Except as otherwise provided herein and in Part 791 of this chapter, as amended, no payment shall be made for a farm or to a producer when there is failure to comply fully with the requirements of the regulations in this subpart.

(c) The total diverted acreage of cotton (underplanted) shall be determined by subtracting the cotton acreage on the farm from the farm acreage allotment. The amount of the earned diversion payment for the farm shall be computed by multiplying the total diverted acreage on which payment is based by the applicable payment rates determined in accordance with § 722.809. The total acreage diverted from cotton on which diversion payments shall be based shall be the smallest of:

(1) The stated intention.

(2) The total underplanted acreage of cotton.

(3) The increased acreage devoted to approved conservation uses and substitute crops.

(4) The designated diverted acreage.

(5) If the farm is participating in the CRP, CCP, or CAP, the smallest number of acres of nonconserving crops permitted minus the acreage devoted to such crops other than approved crops on diverted acreage, and minus acreage diverted under the feed grain program.

(d) In addition to the diversion payment, if any, computed under paragraph (c) of this section, producers on small farms who do not exceed their farm acreage allotments shall be eligible, subject to the provisions of §§ 722.801(b), 722.804, and 722.805, for a diversion payment determined by multiplying an acreage equal to 35 per centum of the farm acreage allotment by the payment rate determined in accordance with § 722.809(a).

(e) The balance of the total earned diversion payment due each eligible producer under the program shall be determined by multiplying the total earned diversion payment for the farm by the producer's share of such payment and subtracting therefrom the advance payment made to such producer. If the diverted acreage is devoted to substitute crops, the total earned diversion payment shall be reduced in an amount determined by multiplying the acreage devoted to such crops by the per acre reduction rate prescribed in § 722.809(e). Producers shall refund any payment previously made to which they are not entitled with interest as provided in § 722.813(c). All refunds of payments required by the provisions of this part shall be made to the Commodity Credit Corporation.

(f) A farm shall be eligible for a price support payment if producers on the farm file a Form 378 in accordance with § 722.812 and comply with all of the regulations in this subpart. If the farm is eligible for a price support payment, the amount of the price support payment shall be determined by multiplying the price support payment rate per acre as determined in accordance with § 722.809 (c) by the acreage planted to cotton within the farm domestic acreage allotment: *Provided,* That any farm planting not less than 90 percent of such domestic acreage allotment shall be deemed to have planted the entire amount of such allotment. An acreage on the farm which the county committee determines was not planted to cotton because of flood, drought, or other natural disaster shall be deemed to be planted to cotton if the operator files Form ASCS–574, Application for Acreage Credit, in accordance with instructions issued by the Deputy Administrator and such acreage is not subsequently planted to any other crop for which marketing quotas or a voluntary adjustment program is in effect. The total earned price support payment due each eligible producer shall be determined by multiplying the total earned price support payment for the farm by the producer's share of such payment.

(g) Cotton acreage which is determined by the county committee to have been planted or cared for in an unworkmanlike manner without the expectation of producing a normal crop under usual conditions shall not be counted as planted acreage. Cotton within the permitted acreage destroyed by natural causes not later than the farm disposal date and followed by a different crop for harvest in the current year shall not be counted as planted to cotton acreage unless the operator files Form ASCS–574, Application for Acreage Credit, in accordance with instructions issued by the Deputy Administrator and the county committee determines that the cotton was planted in a workmanlike manner for harvest and that natural causes prevented the replanting of cotton during the normal planting period.

(h) Notwithstanding any other provision of this subpart, if a producer declines, for personal reasons, to accept all or any part of his share of the payment computed for a farm in accordance with the provisions of this section, such payment or portion thereof shall not become available for any other producer on the farm.

§ 722.816 Division of diversion and price support payments.

Diversion and price support payments shall be divided in accordance with the regulations in Part 794 of this chapter, as amended.

§ 722.817 Additional provisions relating to tenants and sharecroppers.

The regulations in Part 794 of this chapter, as amended, setting forth additional provisions relating to tenants and sharecroppers, shall be applicable to this program.

§ 722.818 Successors-in-interest.

(a) In case of the death, incompetency, or disappearance of any producer whose name appears on Form 378, the diversion or price support payment due him shall be made to his successor, as determined in accordance with the regulations in Part 707 of this chapter, as amended.

(b) When any person who would have had an interest as producer (herein called "predecessor") in cotton if it had been produced on the diverted acreage has been succeeded on the farm by another producer (herein called "successor") after Form 378 has been filed, the share of the advance and final diversion payment to which they are entitled shall be divided between them on such basis as the predecessor and successor agree is fair and equitable. If such persons are unable to agree to a division of the payments, the county committee shall determine the division of the payments taking into consideration the following, among other factors it deems pertinent:

(1) The respective interests which the predecessor and successor would have had in cotton if it had been produced on the diverted acreage;

(2) The respective contributions to the diversion in acreage which have been made by the predecessor and by the successor; and

(3) The respective contributions of the predecessor and successor to the establishment and maintenance of the conservation uses on the diverted acreage.

(c) Notwithstanding the foregoing, if a tenant or sharecropper who would have had an interest in cotton if it had been produced on the diverted acreage leaves a farm after Form 378 has been filed for the farm, but before the final diversion payment has been made and is not succeeded on the farm by another person, his name shall be included on Form 378 and the division of payment to which he is entitled shall be determined as provided in § 722.816.

(d) The price support payment to the predecessor and successor shall be divided on such basis as they agree is fair and equitable. If such persons are unable to agree to a division of the price support payment, the price support payment shall be issued to the producer who has the interest in the crop at the time of harvest, and if the crop is completely destroyed prior to harvest, the price support payment shall be issued to the producer who had the interest at the time of destruction of the crop.

(e) In any case where any diversion or price support payment due any successor producer has previously been paid to the producer who filed Form 378, such payment shall not be paid to the successor producer unless it is recovered from the producer to whom it has been paid or payment is authorized by the Deputy Administrator.

§ 722.819 Scheme or device and fraudulent representation.

(a) A producer who is determined by the State committee, or by the county committee with the approval of the State committee, to have adopted any scheme or device which tends to defeat the purpose of the program shall refund any payment received by him.

(b) The making of a fraudulent representation by a person on the payment documents or otherwise for the purpose of obtaining a payment from the county committee shall render the person liable for a refund of the payments received by him with respect to which the fraudulent representation was made.

(c) The provisions of this section shall be applicable in addition to any liability under criminal and civil fraud statutes.

§ 722.820 Setoffs and assignments.

(a) *Setoffs.* Setoffs against diversion and price support payments which a producer is eligible to receive shall be made as provided in the regulations issued by the Secretary governing setoffs and withholdings, Part 13 of this title, as amended.

(b) *Assignments.* Any producer who may be entitled to any payment may assign his rights thereto in accordance with the regulations governing assignment of payment, Part 709 of this chapter, as amended (32 F.R. 14921).

§ 722.821 Reconstitution of farms.

(a) Reconstitution of farms shall be made, where applicable, in accordance with the regulations governing reconstitution of farms, allotments, and bases, Part 719 of this chapter, as amended. Farm domestic allotments shall be recomputed on the basis of the allotment for the farms as constituted. If, under such regulations, two or more farms as constituted at the time yields were established are combined into one farm, or if one farm as constituted at that time is later divided into two or more farms, the yield for the combined or divided farm(s), as reconstituted, will be redetermined by the county committee.

(b) The yield established for a combined farm shall not, except for rounding, exceed the weighted average of the yield established for the component parts. When a parent farm is divided into two or more parts, the weighted average of the yields established for the component parts shall not, except for rounding, exceed the yield established for the parent farm prior to being divided.

(c) Any Form 378 filed for a farm before it is reconstituted shall be canceled and the farm operator notified of the cancellation. A revised Form(s) 378 shall be prepared for the farm(s) as properly constituted. The farm operator may file his revised intentions within 15 days even though this action is necessary after the final date for filing Form 378 as specified in § 722.812.

§ 722.822 Performance based upon advice or action of county or State committee.

The provisions of Part 790 of this chapter, as amended, relating to performance based upon action or advice of an authorized representative of the Secretary shall be applicable to this program.

§ 722.823 Supervisory authority of State committee.

The State committee may take any action required by these regulations which has not been taken by the county committee. The State committee may also (a) correct or require a county committee to correct any action taken by such county committee which is not in accordance with the regulations of this subpart, or (b) require a county committee to withhold taking any action which is not in accordance with the regulations of this subpart.

§ 722.824 Delegation of authority.

No delegation herein to a State or county committee shall preclude the Administrator, ASCS, or his designee, from determining any question arising under the program or from reversing or modifying any determination made by a State or county committee.

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on April 26, 1968.

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

[F.R. Doc. 68-5303; Filed, May 1, 1968; 8:49 a.m.]

[Amdt. 3]

PART 722—COTTON

Subpart—Acreage Allotments for 1968 and Succeeding Crops of Upland Cotton

DESIGNATION OF COUNTIES AFFECTED BY NATURAL DISASTER

Basis and purpose. This amendment is issued pursuant to the Agricultural Adjustment Act of 1938, as amended (52 Stat. 31, as amended; 7 U.S.C. 1281 et seq.). The purpose of this amendment is to establish the procedure for designation of counties affected by a natural disaster within the meaning of section 344 (n) of the Act for the 1968 and succeeding crops.

In order that determinations with respect to transfer of acreage for the 1968 crop may be made prior to the end of the cotton planting season, it is essential that this amendment be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with the notice, public procedure, and 30-day effective date requirements of 5 U.S.C. 553 is impracticable and contrary to the public interest and this amendment shall be effective upon filing of this document with the Director, Office of the Federal Register.

Section 722.425(a) of the regulations for Acreage Allotments for 1968 and Succeeding Crops of Upland Cotton (33 F.R. 895, as amended) is amended to read as follows:

§ 722.425 Transfer of farm cotton acreage affected by a natural disaster.

(a) *General authority.* The deputy administrator shall determine for any year those counties affected by a natural disaster within the meaning of section 344(n) of the Act which prevents the timely planting or replanting of a portion of the farm cotton acreage allotments in the county. The county committee shall post in the county office a notice of any such determination affecting the county and, to the extent practicable, shall give general publicity in the county to such determination.

* * * * *

(Secs. 344(n), 375; 78 Stat. 177, 52 Stat. 66, as amended; 7 U.S.C. 1344(n), 1375)

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

Signed at Washington, D.C., on April 30, 1968.

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

[F.R. Doc. 68-5324; Filed, Apr. 30, 1968; 11:14 a.m.]

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

SUBCHAPTER B—SUGAR REQUIREMENTS AND QUOTAS

[Sugar Reg. 815.9, Amdt. 1]

PART 815—ALLOTMENT OF DIRECT-CONSUMPTION PORTION OF MAINLAND SUGAR QUOTA FOR PUERTO RICO

1968 Quota

Basis and purpose. This amendment is issued under section 205(a) of the Sugar Act of 1948, as amended (hereinafter called the "Act") for the purpose of amending Sugar Regulation 815.9 (32 F.R. 21025), which established allotments of the direct-consumption portion of the 1968 mainland quota for Puerto Rico.

This amendment of S.R. 815.9 is necessary to substitute final 1967 data on entries of direct-consumption sugar for estimates of such quantities. This order also allots the entire direct-consumption portion of the 1968 quota. Previous 1968 allotments were limited to 90 percent of such quota.

The substitution of final data for estimates of 1967 direct-consumption entries in finding (7) results in the 1963–67 average annual marketings and 1963–67 highest annual marketings as follows, which are used herein in determining the allotments:

Allottee	Average annual marketings 1963–67		Highest annual marketings 1963–67	
	Short tons raw value	Percent of total	Short tons raw value	Percent of total
	(1)	(2)	(3)	(4)
Central Aguirre Sugar Co., a trust	6,126	4.0197	6,913	4.2872
Central Roig Refining Co	20,949	13.7461	22,508	13.9585
Central San Francisco	1,090	.7152	1,578	.9786
Puerto Rican American Sugar Refinery, Inc	100,397	65.8773	105,829	65.6308
Western Sugar Refining Co	23,838	15.6417	24,421	15.1449
Total	152,400	100.0000	161,249	100.0000

Findings heretofore made by the Secretary in the course of this proceeding (32 F.R. 21025) provide that this order shall be revised without further notice or hearing for the purpose indicated above and such findings set forth the procedure for the revision of allotments.

Accordingly, allotments are herein established on the basis of and consistent with such findings.

Order. Pursuant to the authority vested in the Secretary of Agriculture by section 205(a) of the Act, and in accordance with paragraph (c) of § 815.9 of this chapter, it is hereby ordered that paragraph (a) of § 815.9 be amended to read as follows:

§ 815.9 Allotment of the direct-consumption portion of mainland sugar quota for Puerto Rico for the calendar year 1968.

(a) *Allotments.* The direct-consumption portion of the 1968 mainland sugar quota for Puerto Rico, amounting to 156,000 short tones, raw value, is hereby alloted as follows:

Allottee direct-consumption allotment	*(Short tons, raw value)*
Central Aguirre Sugar Co., a trust	6,478
Central Roig Refining Co	21,605
Central San Francisco	1,321
Puerto Rican American Sugar Refinery, Inc	102,557
Western Sugar Refining Co	24,009
Liquid sugar reserve for persons other than named above	30
Total	156,000

* * * * *

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153, secs. 205, 207, 209; 61 Stat. 926, 927, 928; 7 U.S.C. 1115, 1117, 1119)

Effective date. Allotments established in this order for all allottees are larger than the allotments established in S.R. 815.9 (32 F.R. 21025). To afford adequate opportunity to plan and to market the additional quantities of sugar in an orderly manner, it is imperative that this amendment becomes effective as soon as possible. Accordingly, it is hereby determined and found that compliance with the 30-day effective date requirement in 5 U.S.C. 553 (80 Stat. 378) is impracticable and contrary to the public interest and, consequently, the amendment made herein shall become effective when published in the FEDERAL REGISTER.

Signed at Washington, D.C., on April 26, 1968.

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

[F.R. Doc. 68-5305; Filed, May 1, 1968; 8:49 a.m.]

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

[Orange Reg. 60, Amdt. 5]

PART 905—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Shipments

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of Temple and Murcott Honey oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

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

Order. The provisions of § 905.505 (Orange Regulation 60; 32 F.R. 17616, 33 F.R. 2378, 4514, 4729, 5792) are hereby amended in the following respects: The introductory text of paragraph (a)(2) and subdivisions (vi) and (vii) thereof are revised to read as follows:

§ 905.505 Orange Regulation 60.

(a) * * *

(2) During the period May 3, 1968, through September 8, 1968, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

* * * * *

(vi) Any Temple oranges, grown in the production area, which are of a size smaller than 2$\frac{5}{16}$ inches in diameter, except that a tolerance of 10 percent, by count, of Temple oranges smaller than such minimum diameter shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances specified in the said United States Standards for Florida Oranges and Tangelos.

(vii) Any Murcott Honey oranges, grown in the production area, which are of a size smaller than 2$\frac{4}{16}$ inches in diameter, except that a tolerance of 10 percent, by count, of such oranges smaller than such minimum diameter shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances specified in the U.S. Standards for Florida Oranges and Tangelos.

* * * * *

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

Dated: May 1, 1968, to become effective May 3, 1968.

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

[F.R. Doc. 68-5363; Filed, May 1, 1968; 11:25 a.m.]

[Valencia Orange Reg. 237]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 908.537 Valencia Orange Regulation 237.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 30, 1968.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period May 3, 1968, through May 9, 1968, are hereby fixed as follows:

(i) District 1: 367,600 cartons;

(ii) District 2: 177,576 cartons;

(iii) District 3: 300,000 cartons.

(2) As used in this section, "handled," "handler," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

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

Dated: May 1, 1968.

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

[F.R. Doc. 68–5364; Filed, May 1, 1968; 11:25 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter III—Consumer and Marketing Service (Meat Inspection), Department of Agriculture

SUBCHAPTER B—VOLUNTARY INSPECTION AND CERTIFICATION SERVICE

PART 355—CERTIFIED PRODUCTS FOR DOGS, CATS, AND OTHER CARNIVORA; INSPECTION, CERTIFICATION, AND IDENTIFICATION AS TO CLASS, QUALITY, QUANTITY, AND CONDITION

Use of Whale Meat, Fish, and Animal Food Poultry Byproducts as Optional Ingredients in Certified Animal Food

Pursuant to the administrative procedure provisions of 5 U.S.C. section 553, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 14697) on October 24, 1967, regarding proposed amendments of Part 355 (9 CFR Part 355) to allow for the use of whale meat, fish, and animal food poultry byproducts as optional ingredients in the preparation of certified products for dogs, cats, and other carnivora. The rule making proposal provided a 30-day period for those interested or affected to file written data, views, or arguments with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250. The published account of the proposal did not evoke comments and it is unlikely that further information on the matter will be received. Therefore, pursuant to the provisions of sections 203 and 205 of the Agricultural Marketing Act of 1946, as amended (7 U.S.C. 1622, 1624), Part 355 is amended as follows:

1. Section 355.2 is amended by adding three new paragraphs designated as (s), (t), and (u) reading, respectively, as follows:

§ 355.2 Terms defined.

* * * * *

(s) "Whale meat" means the muscle tissue of whales which is fit for use in animal food.

(t) "Fish" means the whole or part of any aquatic, water breathing vertebrates, commonly designated as fish, which is fit for use in animal food.

(u) "Animal food poultry byproduct" means any portion of carcasses of poultry slaughtered under inspection and passed in accordance with the Poultry Products Inspection Act which is fit for use in animal food.

2. Section 355.29 is amended by adding a new paragraph (d) to read as follows:

§ 355.29 Composition of certified products for dogs, cats, and other carnivora.

* * * * *

(d) Certified products for dogs, cats, and other carnivora may contain whale meat, fish, and animal food poultry byproducts or combinations thereof as optional ingredients in lieu of some but not all of the ingredients named in paragraphs (a)(2), (b)(1)(i), and (c)(1) of this section, respectively, upon specific approval of the Administrator.

The amendments provide for the use of additional optional ingredients that are excellent sources of protein, minerals and vitamins. This permits purchasers of certified animal foods with more diversified products from which to make selections to fit particular needs or preferences. These amendments relieve restrictions presently imposed under the voluntary inspection program and should be made effective as soon as possible in order to be of maximum benefit to affected persons. Therefore, pursuant to the administrative procedure provisions of 5 U.S.C. section 553, good cause is found for making the amendments effective less than 30 days after publication. These amendments shall become effective upon the date of publication in the FEDERAL REGISTER.

(Secs. 203 and 205, 60 Stat. 1087 and 1090, as amended 7 U.S.C. 1622 and 1624. 29 F.R. 16210, as amended; 32 F.R. 11741)

Done at Washington, D.C., this 26th day of April 1968.

R. K. SOMERS,
Deputy Administrator, Consumer Protection.

[FR. Doc. 68–5286; Filed, May 1, 1968; 8:47 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 2—RULES OF PRACTICE

Miscellaneous Amendments

Notice is hereby given of the amendment of 10 CFR Part 2 of the Atomic Energy Commission's regulations.

The amendments of §§ 2.701(a), 2.708 (f), and 2.802 of 10 CFR Part 2 pertain

to the filing of documents relating to adjudications and petitions for rule making.

The amendment of § 2.701(a) provides that documents shall be filed with the Commission in adjudications subject to Part 2 either (1) by delivery to the Public Document Room at 1717 H Street NW., Washington, D.C.; or (2) by mail or telegram addressed to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545. Attention: Chief, Public Proceedings Branch. The present provision in § 2.701(a) for filing of such documents with the Office of the Secretary at Commission Headquarters, Germantown, Md.; is deleted by the amendment.

Paragraph (f) of § 2.708 is amended to provide that documents filed thereunder with the Secretary should be directed to the attention of the Chief, Public Proceedings Branch.

Section 2.802 is amended to provide that petitions for rule making should be addressed to the Secretary, attention of the Chief, Public Proceedings Branch.

These amendments are intended to facilitate prompt receipt of such documents and petitions by the Public Proceedings Branch which is located in the Commission's offices in Washington, D.C.

Because these amendments relate solely to minor procedural matters, the Commission has found that general notice of proposed rule making and public procedure thereon are unnecessary and good cause exists to make the amendments effective upon publication in the FEDERAL REGISTER.

Accordingly, pursuant to the Atomic Energy Act of 1954, as amended, and sections 552 and 553 of Title 5 of the United States Code, the following amendments of 10 CFR Part 2 are published as a document subject to codification, to be effective upon publication in the FEDERAL REGISTER.

1. Section 2.701(a) of 10 CFR Part 2 is revised to read as follows:

§ 2.701 Filing of documents.

(a) Documents shall be filed with the Commission in adjudications subject to this part either (1) by delivery to the Public Document Room at 1717 H Street NW., Washington, D.C., or (2) by mail or telegram addressed to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Branch.

* * * * *

2. Section 2.708(f) is revised to read as follows:

§ 2.708 Formal requirements for documents.

* * * * *

(f) A document filed by telegraph need not comply with the formal requirements of paragraphs (b), (c), and (d) of this section if an original and copies otherwise complying with all of the requirements of this section are mailed within two (2) days thereafter to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Branch.

3. Section 2.802 is amended by adding the following new sentence after the first sentence:

§ 2.802 Determination of petition.

* * * The petition should be addressed to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Branch. * * *

(Sec. 161, 68 Stat. 948; 42 U.S.C. 2201)

Dated at Germantown, Md., this 12th day of April 1968.

For the Atomic Energy Commission.

W. B. McCOOL,
Secretary.

[F.R. Doc. 68-5241; Filed, May 1, 1968; 8:45 a.m.]

Title 12—BANKS AND BANKING

Chapter II—Federal Reserve System

SUBCHAPTER A—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

PART 224—DISCOUNT RATES

Changes in Rates

Pursuant to section 14(d) of the Federal Reserve Act (12 U.S.C. 357), and for the purpose of adjusting discount rates with a view to accommodating commerce and business in accordance with other related rates and the general credit situation of the country, Part 224 is amended as set forth below:

1. Section 224.2 is amended to read as follows:

§ 224.2 Advances and discounts for member banks under sections 13 and 13a.

The rates for all advances and discounts under sections 13 and 13a of the Federal Reserve Act (except advances under the last paragraph of such section 13 to individuals, partnerships, or corporations other than member banks) are:

Federal Reserve Bank of—	Rate	Effective
Boston	5½	Apr. 23, 1968
New York	5½	Apr. 19, 1968
Philadelphia	5½	Do.
Cleveland	5½	Apr. 26, 1968
Richmond	5½	Do.
Atlanta	5½	Apr. 22, 1968
Chicago	5½	Apr. 26, 1968
St. Louis	5½	Apr. 23, 1968
Minneapolis	5½	Apr. 19, 1968
Kansas City	5½	Apr. 26, 1968
Dallas	5½	Do.
San Francisco	5½	Apr. 19, 1968

2. Section 224.3 is amended to read as follows:

§ 224.3 Advances to member banks under section 10(b).

The rates for advances to member banks under section 10(b) of the Federal Reserve Act are:

Federal Reserve Bank of—	Rate	Effective
Boston	6	Apr. 23, 1968
New York	6	Apr. 19, 1968
Philadelphia	6	Do.
Cleveland	6	Apr. 26, 1968
Richmond	6	Do.
Atlanta	6	Apr. 22, 1968
Chicago	6	Apr. 26, 1968
St. Louis	6	Apr. 23, 1968
Minneapolis	6	Apr. 19, 1968
Kansas City	6	Apr. 26, 1968
Dallas	6	Do.
San Francisco	6	Apr. 19, 1968

3. Section 224.4 is amended to read as follows:

§ 224.4 Advances to persons other than member banks.

The rates for advances to individuals, partnerships, or corporations other than member banks secured by direct obligations of the United States under the last paragraph of section 13 of the Federal Reserve Act are:

Federal Reserve Bank of—	Rate	Effective
Boston	6½	Apr. 23, 1968
New York	7	Apr. 19, 1968
Philadelphia	6½	Do.
Cleveland	7	Apr. 26, 1968
Richmond	6½	Do.
Atlanta	6½	Nov. 20, 1967
Chicago	6½	Apr. 26, 1968
St. Louis	6½	Apr. 23, 1968
Minneapolis	6½	Apr. 19, 1968
Kansas City	6½	Apr. 26, 1968
Dallas	6½	Do.
San Francisco	6½	Apr. 19, 1968

For the reasons and good cause found as stated in § 224.7, there is no notice, public participation, or deferred effective date in connection with this action.

(12 U.S.C. 248(i). Interprets or applies 12 U.S.C. 357)

Dated at Washington, D.C., the 25th day of April 1968.

By order of the Board of Governors.

[SEAL] ROBERT P. FORRESTAL,
Assistant Secretary.

[F.R. Doc. 68-5288; Filed, May 1, 1968; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Airspace Docket No. 68-WE-4]

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

Designation of Federal Airway Segment

On February 22, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 3284) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations

that would designate VOR Federal airway No. 8 south alternate segment from Grand Junction, Colo., to Kremmling, Colo., via the intersection of Grand Junction 074° T (059° M) and the Kremmling 228° T (214° M) radials.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0901 G.m.t., June 20, 1968, as hereinafter set forth.

In § 71.123 (33 F.R. 2009) V–8 is amended by deleting "33 miles, 12 AGL, 130 MSL Kremmling, Colo.;" and substituting "33 miles, 12 AGL, 130 MSL Kremmling, Colo., including a south alternate from Grand Junction 33 miles, 12 AGL, 21 miles, 127 MSL, 130 MSL INT Grand Junction 074° and Kremmling 228° radials, 28 miles, 120 MSL, 130 MSL to Kremmling;" therefor.

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

Issued in Washington, D.C., on April 24, 1968.

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

[F.R. Doc. 68–5278; Filed, May 1, 1968; 8:47 a.m.]

[Airspace Docket No. 67–CE–154]

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

Alteration of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Marion, Ill., transition area.

V–313E, an alternate airway from Cape Girardeau, Mo., to Centralia, Ill., will be deleted on June 20, 1968, pursuant to Docket No. 67–CE–153. Deletion of this alternate airway would eliminate controlled airspace between the main airway, V–313, and the alternate, V–313E. Since this controlled airspace is required by the Kansas City ARTC Center for the control of air traffic into and out of Southern Illinois University Airport at Carbondale, Ill., and Williamson County Airport at Marion, Ill., it must be retained. Action is taken herein to accomplish this end.

Since this change retains presently designated controlled airspace, it imposes no additional burden on any person, and notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0901 G.m.t., June 20, 1968, as hereinafter set forth:

In § 71.181 (32 F.R. 2148), the following transition area is amended to read:

MARION, ILL.

That airspace extending upward from 700 feet above the surface bounded by a line beginning at latitude 37°53'40" N., longitude 88°48'35" W., thence west to latitude 37°56'25" N., longitude 89°02'40" W., thence west to latitude 37°58'45" N., longitude 89°20'25" W., thence south to latitude 37°48'30" N., longitude 89°23'50" W., thence south along longitude 89°23'50" W., to latitude 37°43'30" N., thence southeast to latitude 37°32'50" N., longitude 88°59'00" W., thence northeast to latitude 37°42'35" N., longitude 88°52'15" W., thence north to the point of beginning; and that airspace extending upward from 1,200 feet above the surface west of Marion bounded on the east by V–179, on the southeast by V–429 and on the west by V–313.

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

Issued at Kansas City, Mo., on April 16, 1968.

DANIEL E. BARROW,
Acting Director, Central Region.

[F.R. Doc. 68–5279; Filed, May 1, 1968; 8:47 a.m.]

[Airspace Docket No. 67–CE–160]

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

Designation of Transition Area

On page 3285 of the FEDERAL REGISTER dated February 22, 1968, the Federal Aviation Administration published a supplemental notice of proposed rule making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at Moberly, Mo.

Interested persons were given 45 days to submit written comments, suggestions, or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective 0901 G.m.t., June 20, 1968.

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

Issued in Kansas City, Mo., on April 17, 1968.

DANIEL E. BARROW,
Acting Director, Central Region.

In § 71.181 (33 F.R. 2137), the following transition area is added:

MOBERLY, MO.

That airspace extending upward from 700 feet above the surface within a 6-mile radius of Omar N. Bradley Airport (latitude 39°27'50" N., longitude 92°25'35" W.); within 2 miles each side of the 121° bearing from Omar N. Bradley Airport, extending from the 6-mile radius area to 12 miles southeast of the airport; and within 2 miles each side of the 316° bearing from Omar N. Bradley Airport, extending from the 6-mile radius area to 13 miles northwest of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles southwest and 8 miles northeast of the 121° bearing from Omar N. Bradley Airport, extending from the airport to 12 miles southeast of the airport; within 5 miles northeast and 8 miles southwest of the 316° bearing from Omar N. Bradley Airport, extending from the airport to 13 miles northwest of the airport; and within 5 miles each side of the 026° bearing from Omar N. Bradley Airport, extending from the airport to V–116.

[F.R. Doc. 68–5280; Filed, May 1, 1968; 8:47 a.m.]

[Airspace Docket No. 67–SW–94]

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

Alteration of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Harlingen, Tex., transition area.

On January 19, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 700) stating the Federal Aviation Administration proposed to alter the Harlingen, Tex., transition area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. One comment expressed concern over restrictions which might be imposed upon flight operations as a result of the proposed airspace action. When it was pointed out that the 700-foot transition area would not impose any restrictions which were not presently applicable to the existing 1,200-foot transition area, the objection was withdrawn.

As was pointed out in the notice of proposed rule making, airspace presently designated provides instrument capability at Harvey Richards Field, and this would be retained until airspace could be designated to serve the new Harlingen Municipal Airport. As this airspace action will now provide instrument capability at Harlingen Municipal Airport, the 700-foot transition area described in FAR Part 71, § 71.181 (32 F.R. 2195) (33 F.R. 2191) is being revoked as its description refers only to Harvey Richards Field. In its stead, the Harlingen, Tex., 700-foot transition area is being redesignated with reference made only to the Harlingen Municipal Airport.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective June 20, 1968, 0901 G.m.t., as hereinafter set forth.

In § 71.181 (33 F.R. 2191), the Harlingen, Tex., 700-foot transition area is revoked, and the Harlingen, Tex., 700-foot transition area is redesignated as follows:

HARLINGEN, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Harlingen Municipal Airport (lat. 26°13'36" N., long. 97°39'10" W.) and within 2 miles each side of a 360° bearing from the Harlingen RBN (lat. 26°18'17.8" N., long. 97°39'25.3" W.) extending from the RBN to 8 miles north; within 2 miles each side of a 180° bearing extending from the RBN to the airport; and within 2 miles each side of the Harlingen VOR 118° radial extending from the VOR to the airport.

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

Issued in Forth Worth, Tex., on April 18, 1968.

HENRY L. NEWMAN,
Director, Southwest Region.

[F.R. Doc. 68-5310; Filed, May 1, 1968; 8:49 a.m.]

[Airspace Docket No. 68-WE-23]

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

Designation of Transition Area

On April 12, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 4421) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations which would designate a new transition area to be known as Heber, Ariz. Interested persons were given 30 days in which to submit written comments, suggestions, or objections.

No objections have been received and the proposed amendment is hereby adopted without change.

Effective date. This amendment shall be effective as of 0901 G.m.t. July 25, 1968.

Issued in Los Angeles, Calif., on April 22, 1968.

LEE E. WARREN,
Acting Director, Western Region.

In § 71.181 (33 F.R. 2137) the following transition area is added:

HEBER, ARIZ.

That airspace extending upward from 13,500 feet MSL bounded on the north by the south edge of V-264, on the southeast by the northwest edge of V-190, on the south by latitude 33°54'00" N. and on the northwest by the southeast edge of V-95.

[F.R. Doc. 68-5311; Filed, May 1, 1968; 8:50 a.m.]

[Airspace Docket No. 68-WA-6]

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

PART 75—ESTABLISHMENT OF JET ROUTES

Designation and Alteration of Jet Routes and Designation and Revocation of High Altitude Reporting Points

On February 15, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 3009) stating that the Federal Aviation Administration was considering realigning J-60 from Hayes Center, Nebr., to Joliet, Ill.; designating a new Jet Route from Los Angeles, Calif., to Joliet; designating Dove Creek, Colo., Goodland, Kans., Lincoln, Nebr., and Iowa City, Iowa, as domestic high altitude reporting points; and revoking Omaha, Nebr., as a domestic high altitude reporting point.

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

In consideration of the foregoing, Parts 71 and 75 of the Federal Aviation Regulations are amended, effective 0901 G.m.t., July 25, 1968, as hereinafter set forth.

1. Section 71.207 (33 F.R. 2287) is amended as follows:

a. Dove Creek, Colo., Goodland, Kans., Lincoln, Nebr., and Iowa City, Iowa, are added.

b. Omaha, Nebr., is deleted.

2. Section 75.100 (33 F.R. 2349) is amended as follows:

a. In J-60 all between "Hayes Center, Nebr.;" and "Joliet, Ill.;" is deleted and "Lincoln, Nebr.;" INT Lincoln 089° and Iowa City, Iowa, 252° radials; Iowa City; is substituted therefor.

b. J-146 is added as follows:

J-146 (Los Angeles, Calif., to Joliet, Ill.). From Los Angeles, Calif., via Ontario, Calif.; Hector, Calif.; Boulder, Nev.; Dove Creek, Colo.; Gunnison, Colo.; Goodland, Kans.; Lincoln, Nebr.; INT Lincoln 089° and Iowa City, Iowa, 252° radials; Iowa City; to Joliet, Ill.

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

Issued in Washington, D.C. on April 23, 1968.

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

[F.R. Doc. 68-5309; Filed, May 1, 1968; 8:49 a.m.]

Title 32A—NATIONAL DEFENSE, APPENDIX

Chapter XVIII—National Shipping Authority, Maritime Administration, Department of Commerce

[NSA Order 35 (OPR-2, Amdt. 3)]

OPR-2—VOYAGE DATA

Voyage Commencements and Terminations

Effective upon the date of publication hereof in the FEDERAL REGISTER a new section is hereby added to OPR-2 reading as follows:

Sec. 7 Operation under current GAA/MSTS Southeast Asia Program.

In order to adapt the provisions of NSA Order 35 (OPR-2) to the particular circumstances of the present GAA/MSTS Southeast Asia Program, the following material partially modifying certain sections of that order is published.

For General Agency operations not related to the current GAA/MSTS Southeast Asia Program, NSA Order 35 (OPR-2) remains unchanged and wholly applicable. Except where specifically altered by the material which follows, it also remains applicable to the present situation.

For voyages made under the current GAA/MSTS program only, the following provisions concerning voyage commencements and terminations shall apply in lieu of those appearing in sections 3 and 4 of NSA Order 35 (OPR-2). Continental United States ports do not include ports in the states of Alaska or Hawaii.

(a) The commencement of the initial voyage shall occur in a continental U.S. port at 0001 hours of the day the vessel is tendered and accepted for use by MSTS. Subsequent voyages shall commence in a continental U.S. port at 0001 hours of the day after either of the following activities occurs:

(1) The previous voyage terminates.

(2) Reduced operational status period terminates and vessel returns to full operational status.

(b) Voyages shall terminate in a continental U.S. port at 2400 hours of the day that the following action is completed:

(1) Paying off of the crew from sea articles.

(c) Since, in all instances, the voyage termination procedure takes precedence over the voyage commencement procedure and since it is mandatory that voyages terminate in a continental U.S. port, the following exception to the requirement of paragraph (b) of this section shall be effective when warranted:

(1) If the vessel completes payoff as in paragraph (b) of this section and takes departure within the same calendar day, the General Agent shall immediately inform the nearest Coast Director of Area Representative of the circumstances and submit recommendations regarding voyage termination. The resulting recommendations, decisions, and instructions shall be confirmed in writing to the General Agent, copy to Division of Operations, Washington, D.C. 20235.

(d) Where a vessel is employed in intermediate voyages or in cross trading outside the continental United States, the original voyage shall continue until terminated under conditions in paragraph (b) of this section.

(Sec. 204, 49 Stat. 1987, as amended; 46 U.S.C. 1114)

Approved: April 29, 1968.

L. C. HOFFMANN,
Acting Director, National Shipping Authority.

[F.R. Doc. 68-5323; Filed, May 1, 1968; 8:50 a.m.]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 6—MISCELLANEOUS FEES

Gettysburg National Military Park, Pa.

Notice is hereby given that pursuant to the authority contained in section 3 of

the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1), Chapter I of 36 CFR, Part 6, is amended by revoking § 6.3(e).

The purpose of this amendment is to revoke the fee requirements for scheduled commercial vehicles operating within Gettysburg National Military Park. The park's intricate road system with many entrances precludes collecting fees uniformly from all commercial operators. Commercial bus service in the best interest of the public may be assured by the application of regulations now contained in Part 5 of Title 36. Section 6.3(e) is no longer needed.

Since this amendment will not impose additional restrictions on the public, it has been determined that public comment thereon and a delayed effective date is unnecessary and not in the public interest. Therefore this amendment shall take effect April 1, 1968.

(5 U.S.C. 553; 39 Stat. 535; 16 U.S.C. 3)

Section 6.3 of Title 36 of the Code of Federal Regulations is amended effective April 1, 1968, by revoking paragraph (e), Gettysburg National Military Park, in its entirety as set forth below:

§ 6.3 Commercial passenger-carrying motor vehicles.

* * * * *

(e) [Revoked]

STEWART L. UDALL,
Secretary of the Interior.

APRIL 25, 1968.

[F.R. Doc. 68-5268; Filed, May 1, 1968; 8:46 a.m.]

Title 49—TRANSPORTATION

Subtitle A—Office of the Secretary of Transportation

[OST Docket No. 1; Amdt. No. 1-10]

PART 1—FUNCTIONS, POWERS, AND DUTIES IN THE DEPARTMENT OF TRANSPORTATION

Delegation of Authority Regarding Rates and Charges for Great Lakes Pilotage Services

The purpose of this amendment is to limit the reservation imposed in §1.5(q)(1) of Part 1 of the regulations of the Office of the Secretary of Transportation (32 F.R. 5608) on the authority delegated to the Commandant of the Coast Guard. Under that section authority to establish or revise fees under the Great Lakes Pilotage Act (46 U.S.C. 216c) is reserved to the Secretary of Transportation. As a result of a study of the Great Lakes pilotage system and rate structure initiated by the United States and Canada and coordinated with interested parties, a series of proposals including a proposal for changes in the rates and charges for Great Lakes Pilotage Services was developed.

A notice of proposed rule making relating to the proposals was issued by the Commandant on March 18, 1968 (33 F.R. 4746). Written data, views, and arguments on the proposals were received and a hearing on the matter was held in Cleveland, Ohio, on April 3, 1968.

In order to vest the Commandant with the authority to complete these proceedings, this amendment delegates authority to him to issue any final rules that may be based on that notice.

In consideration of the foregoing effective April 26, 1968, § 1.5(q)(1) of Part 1 of the regulations of the Office of the Secretary of Transportation is amended to read as follows:

§ 1.5 Reservations of authority.

* * * * *

(q) * * *

(1) Establishment or revision of fees under the Great Lakes Pilotage Act (46 U.S.C. 216c) except for any final rules issued as a result of the notice of proposed rule making issued by the Commandant on March 18, 1968 (33 F.R. 4746).

* * * * *

This action is taken under the authority of section 9 of the Department of Transportation Act (49 U.S.C. 1657). Since the amendment involves a delegation of authority and relates to the internal management of the Department, notice and public procedure thereon are not required and the amendment may be made effective in less than 30 days after publication.

Issued in Washington, D.C., on April 26, 1968.

ALAN S. BOYD,
Secretary of Transportation.

[F.R. Doc. 68-5302; Filed, May 1, 1968; 8:49 a.m.]

Chapter X—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[Ex Parte MC-68]

PART 1041—INTERPRETATION—CERTIFICATES AND PERMITS

Removal of Truckload Lot Restrictions; Postponement of Effective Date

Present: Virginia Mae Brown, Acting Chairman, to whom the matter which is the subject of this order has been assigned for action thereon.

Upon consideration of the record in the above-entitled proceeding; and good cause appearing therefor:

It is ordered, That the effective date of the order of the Commission adding § 1041.13 to Chapter X of Title 49 of the Code of Federal Regulations and published on page 2711 of the February 8, 1968, issue of the FEDERAL REGISTER be postponed to June 3, 1968.

Dated at Washington, D.C., this 26th day of April A.D. 1968.

By the Commission, Acting Chairman Brown.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 68-5289; Filed, May 1, 1968; 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

Arrowwood National Wildlife Refuge, N. Dak.

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

NORTH DAKOTA

ARROWWOOD NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Arrowwood National Wildlife Refuge, N. Dak., is permitted only on the area designated by signs as open to hunting. This open area, comprising 15,900 acres, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following conditions:

(1) Hunting with guns is not permitted.

(2) The open season for hunting deer on the refuge is from 12 noon to sunset on August 30, 1968, and from sunrise to sunset August 31, 1968, through September 13, 1968.

(3) A Federal permit is required to enter the public hunting area. It may be obtained by applying in person at refuge headquarters, located 6 miles east of Edmunds, N. Dak., between the hours of 8 a.m. and 4:30 p.m. Monday through Friday.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 13, 1968.

ARNOLD D. KRUSE,
Refuge Manager, Arrowwood National Wildlife Refuge, Edmunds, N. Dak.

APRIL 23, 1968.

[F.R. Doc. 68-5256; Filed, May 1, 1968; 8:46 a.m.]

PART 33—SPORT FISHING

Squaw Creek National Wildlife Refuge, Mo.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

MISSOURI

SQUAW CREEK NATIONAL WILDLIFE REFUGE

Sport fishing on the Squaw Creek National Wildlife Refuge, Mo., is permitted only on the area designated by signs as open to fishing. These open areas, comprising 1,000 acres, are delineated on a map available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Sport fishing shall be in accordance with all applicable State regulations subject to the following conditions:

(1) Open season: May 1, 1968, through September 15, 1968, daylight hours only.

(2) The use of boats, without motors, is permitted only in the Main Pool.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33 and are effective through September 15, 1968.

HAROLD H. BURGESS,
Refuge Manager, Squaw Creek National Wildlife Refuge, Mound City, Mo.

APRIL 27, 1968.

[F.R. Doc. 68-5257; Filed, May 1, 1968; 8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 1064]

[Docket No. AO–23–A35]

MILK IN GREATER KANSAS CITY MARKETING AREA

Notice of Recommended Decision and Opportunity To File Written Exceptions on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to proposed amendments to the tentative marketing agreement and order regulating the handling of milk in the Greater Kansas City marketing area. Interested parties may file written exceptions to this decision with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, by the fifth day after publication of this decision in the FEDERAL REGISTER. The exceptions should be filed in quadruplicate. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

PRELIMINARY STATEMENT

The hearing on the record of which the proposed amendments, as hereinafter set forth, to the tentative marketing agreement and to the order as amended, were formulated, was conducted at Kansas City, Mo., on April 2, 1968, pursuant to notice thereof which was issued March 25, 1968 (33 F.R. 5086).

The material issue on the record of the hearing relates to elimination of the Class I price supply-demand adjustment.

FINDINGS AND CONCLUSIONS

The following findings and conclusions on the material issue are based on evidence presented at the hearing and the record thereof:

Elimination of the supply-demand adjustment. The supply-demand adjustment to the Class I price of the Greater Kansas City order should be eliminated.

The Kansas City order presently contains a supply-demand provision which adjusts the Class I price each month according to the relationship of total producer receipts to the quantity of such receipts used in Class I milk. This provision has been suspended for the period December 1967 through May 1968.

Producer cooperative associations which supply over 90 percent of the milk to the market proposed elimination of the adjustment. They stated that it presently is ineffective in modifying producer returns and if it were reinstituted it would yield Class I prices which would be low relative to prices in surrounding markets. There was no testimony in opposition to this proposal.

The supply-demand adjustors have been eliminated recently in the nearby Ozarks, St. Louis, Oklahoma Metropolitan, and Wichita Federal orders. They have also been deleted from several other orders. Some of the remaining Federal orders located in the same general region as Kansas City have not had supply-demand adjustors in the past. Handlers regulated under the Kansas City order compete with handlers regulated these other orders for Class I sales and for producer milk. Thus, a supply-demand adjustment in the Kansas City Market could cause its Class I prices to be inappropriately high or low relative to Class I prices in nearby order markets.

Handlers regulated under the Des Moines, North Central Iowa, Nebraska-Western Iowa, Ozarks, and Wichita Federal orders distribute about 30,000 pounds of milk daily in the Kansas City marketing area. Kansas City handlers, on the other hand, distribute approximately 150,000 pounds of milk daily in the Des Moines, Nebraska-Western Iowa, Neosho Valley, Oklahoma Metropolitan, Ozarks and Wichita marketing areas. None of these competing order markets have a supply-demand adjustor which currently operates to vary the Class I price from month to month. Thus, continuing the supply-demand adjustment in the Kansas City order could cause the Kansas City Class I price to be out of line with prices in these competing markets.

The supply-demand adjustment does not currently perform its intended function of signaling through a price change any imbalance of supply and sales. This is because present order prices are not the effective prices in the market. Prices paid by Kansas City handlers for Class I milk now exceed order Class I prices by 50 cents per hundredweight. The 50-cent premium over the order price has been paid by handlers since September 16, 1967.

In order for a supply-demand adjustor to operate in an appropriate or beneficial way in this market, it must have a significant influence on the effective Class I price level. If the premium situation were to exist for a considerable length of time, the premium price would be the one which influences the supply-sales balance rather than the supply-demand adjustor price. Where premiums are effective the supply-demand adjustor is not only rendered inconsequential but it usually results in order prices below those which it would provide if it were effective.

For example, the 50-cent premium instituted in this market may attract an increase in supply relative to sales. This would call for a minus supply-demand adjustor which could be as much as 45 cents. But when the minus 45 cents is applied to the minimum order price, such price may be too low to maintain an adequate supply.

Since the supply-demand adjustor in this order is not performing its intended purpose, it should be eliminated.

RULINGS ON PROPOSED FINDINGS AND CONCLUSIONS

No briefs were filed.

GENERAL FINDINGS

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

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

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

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

RECOMMENDED MARKETING AGREEMENT AND ORDER AMENDING THE ORDER

The following order amending the order as amended regulating the handling of milk in the Greater Kansas City marketing area is recommended as the detailed and appropriate means by which the foregoing conclusions may be carried out. The recommended marketing agreement is not included in this decision because the regulatory provisions thereof

would be the same as those contained in the order, as hereby proposed to be amended:

Section 1064.51(a) is revised to read as follows:

§ 1064.51 Class prices.

* * * * *

(a) *Class I milk.* The Class I price shall be the basic formula price for the preceding month plus $1.30 and plus 20 cents through April 1969;

* * * * *

Signed at Washington, D.C., on April 26, 1968.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 68-5287; Filed, May 1, 1968; 8:47 a.m.]

[7 CFR Part 1090]

[Docket No. AO-266-A10]

MILK IN CHATTANOOGA, TENN., MARKETING AREA

Decision on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held at Chattanooga, Tenn., on November 29 and 30, 1967, pursuant to notice thereof issued on November 1, 1967 (32 F.R. 15437).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Regulatory Programs, on March 19, 1968 (33 F.R. 4945; F.R. Doc. 68-3546) filed with the Hearing Clerk, U.S. Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto.

The material issues, findings and conclusions, rulings, and general findings of the recommended decision (33 F.R. 4945; F.R. Doc. 68-3546) are hereby approved and adopted and are set forth in full herein subject to the following modifications:

1. Under the subheading "1. *Marketing area.*":

(a) The first, fourth, fifth, and ninth paragraphs are changed.

(b) The 11th through the 14th paragraphs are deleted and three new paragraphs are substituted therefor.

(c) The 15th, 18th, 19th, 21st, and 22d paragraphs are changed.

(d) Four new paragraphs are added immediately after the 21st paragraph.

2. Under the subheading "5. *Shrinkage provisions.*", the first sentence in the first paragraph is changed.

The material issues on the record of the hearing relate to:

1. Marketing area;

2. Pooling standards for distributing plants;

3. Producer-handler definition;

4. Classification of butterfat dumped;

5. Shrinkage provisions;

6. "Custom bottling" provision;

7. Class I butterfat differential;

8. Revision of excess price computation; and

9. Pricing filled and imitation milk.

This decision deals only with Issues 1 through 8. A notice of hearing issued February 6, 1968 (33 F.R. 2785) for all Federal milk orders reopens the Chattanooga hearing held on November 29 and 30, 1967, for the limited purpose of considering Issue 9. Issue 9 will therefore be dealt with in a later decision.

FINDINGS AND CONCLUSIONS

The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. *Marketing area.* The Chattanooga marketing area should be expanded to include the additional counties of Marion, Meigs, Monroe, Polk, Rhea, and Sequatchie in Tennessee, and Catoosa, Chattooga, Dade, Fannin, Murray, Walker, and Whitfield in Georgia. The proposal to include Bledsoe County, Tenn., and the Georgia counties of Gilmer, Gordon and Union in the marketing area is denied.

The Chattanooga Area Milk Producers Association, which represents about three-fourths of the producers on the market, proposed that all the above-named counties be included in the marketing area. Inclusion of the seven Tennessee counties was proposed also by four handlers regulated under the Chattanooga order.

Since the inception of the order in 1956, the Chattanooga marketing area has been limited to the Tennessee counties of Bradley, Hamilton, and McMinn. Factors such as new and improved roads, refrigerated trucks, and single-service milk cartons have prompted regulated handlers to develop substantial fluid milk sales in surrounding areas. Under current marketing conditions, the present three-county marketing area does not constitute the proper marketing area and should be enlarged as proposed herein.

All handling of milk and milk products in this proposed marketing area is in the current of interstate commerce or directly burdens, obstructs, or affects interstate commerce in milk and its products. The minimum sanitary requirements applicable to Grade A milk handled throughout the proposed enlarged marketing area are patterned after the U.S. Public Health Ordinance and Code and are uniformly administered by State and county authorities.

The 1960 census population of the proposed 16-county marketing area is 555,000. Over half of the population (309,900) is in the present three-county marketing area, in which is located the major portion of the Chattanooga metropolitan area. The 1960 population of the additional counties in the proposed area is as follows: In Tennessee—Monroe (23,300), Marion (21,000), Rhea (15,900), Polk (12,200), Sequatchie (5,900), and Meigs (5,200); in Georgia—Walker (45,300), Whitfield (42,100), Catoosa (21,100), Chattooga (20,000), Fannin, (13,600), Murray (10,400), and Dade (8,700).

Chattanooga order handlers are, by a wide margin, the principal milk distributors in the six Tennessee counties. In Meigs, Rhea, and Sequatchie Counties, 90 perecnt or more of the total fluid milk sales in each county is by such handlers. These handlers also account for about 85 percent of the route sales in Polk and Marion Counties and for about 70 percent of the sales in Monroe County. Except in Polk County, the remaining distribution in these counties is from either Knoxville or Nashville order plants. About 10 to 14 percent of the Polk County route sales is from a federally unregulated plant at Anderson, S.C., that is not expected to become fully regulated under the order.

These six counties surround much of the present marketing area and are an integral part of the sales areas of the Chattanooga order handlers. In view of the high proportion of Class I sales in each county by these handlers, it is appropriate that they be a part of the Chattanooga marketing area. This action will assure regulated handlers now having the major portion of the Class I sales in those counties that other handlers who may compete for such sales in these areas will be subject to the same regulation. There was no opposition to the inclusion of these counties in the marketing area.

Bledsoe County, Tenn., is not a significant distribution area for Chattanooga order handlers and should not be a part of the marketing area. Such handlers have 10 percent or less of the total sales in the county. The major part of the county's sales are by Knoxville order handlers who account for almost two-thirds of the total. Handlers under the Nashville order sell the remaining amount.

Chattanooga order handlers are the principal distributors in the seven Georgia counties proposed herein to be a part of the marketing area. One regulated handler at Chattanooga has 45 percent of his total Class I sales in these counties. A regulated handler at Athens, Tenn., has Class I sales in four of the seven Georgia counties. Another regulated handler at Rossville (Walker County), Ga., who distributes 38 percent of his total Class I milk in that State, has sales in six of the seven Georgia counties proposed herein.

All Class I sales in Dade County are by Chattanooga order handlers.

Class I sales by regulated handlers in Walker, Catoosa, Whitfield, and Chattooga Counties, the most heavily populated of the seven Georgia counties, range from 72 to 97 percent of the total fluid milk sales in each county. Chattanooga orders handlers have 53 percent of the total route sales in Fannin County. The remaining sales in these five counties are by federally unregulated handlers at Ringgold, Calhoun, Rome, and Atlanta, Ga., at Gadsden, Ala.,

and at Anderson, S.C. On the basis of their present sales, it is expected that the handlers at Ringgold and Gadsden would become regulated with the inclusion in the marketing area of these five counties in which regulated handlers have a large proportion of the total fluid milk sales.

With the regulation of the Ringgold and Gadsden handlers, all route sales in Walker, Catoosa, and Murray Counties and 96 percent of the route sales in Whitfield County would be by regulated handlers. Such handlers would also have 86 percent of the route sales in Chattooga County and about two-thirds of the sales in Fannin County.

Four handlers who are not regulated under any Federal order and who now have sales in the proposed marketing area are expected to be partially regulated handlers. The handler at Rome presently distributes about 5 percent of his total fluid milk products in Chattooga County. The Calhoun handler has some distribution in Whitfield County; it is but 4 percent of the Class I sales in that county. The Atlanta handler has sales in Chattooga County, apparently a minor amount. The previously mentioned South Carolina handler has, in addition to his sales in Polk County, Tenn., about one-third of the total fluid milk sales in Fannin County.

Extending the Chattanooga marketing area to include the seven Georgia counties proposed herein is necessary to assure that regulated handlers are not competitively disadvantaged on a substantial amount of their Class I sales. The regulated handlers are required to pay producers minimum Class I prices for all fluid milk distributed on routes in the proposed area. The federally unregulated handlers are not subject to a comparable classified pricing plan, however, and are able to purchase milk from dairy farmers for sale in this area at a lesser cost.

State regulatory agencies in Georgia, Alabama, and South Carolina have administered for many years some form of classified pricing that has been applicable to those federally unregulated handlers distributing milk in the proposed marketing area. In 1967, the price fixing authority of the Georgia Milk Commission was declared unconstitutional. In the absence of administered prices, marketing conditions in northern Georgia have deteriorated and dairymen and handlers there are experiencing considerable uncertainty about the pricing of milk.

Prices that unregulated Georgia handlers are paying for milk do not reflect its use value. Many Georgia handlers base their price to dairy farmers on a certain percentage of their wholesale price for packaged milk. This price paid by handlers for Class I milk has been decreasing as a result of lowering their wholesale prices, often by discounts, in an attempt to either gain new sales outlets or to merely remain competitive with other handlers.

Chattanooga order handlers who compete with the unregulated Georgia handlers must pay, of course, the minimum order price for their Class I milk. Any reduction in their wholesale prices to meet competition cannot be passed on to their producers as is now the case with the unregulated Georgia handlers. Including in the marketing area those Georgia counties in which regulated handlers have a significant portion of their Class I sales will assure that these handlers will not be competitively disadvantaged on the cost of their milk.

The Georgia handler who would become regulated under the order receives milk from six dairy farmers. Although most of this milk is for Class I use, the handler pays only a price approximating the Chattanooga order blend price. In 1967, there was a difference of 56 cents per hundredweight between the average Chattanooga order Class I price of $6.08 and the average order blend price of $5.52.[1] This handler relies regularly on the proponent cooperative for supplemental milk supplies during the short-production months and thus does not share the financial burden of disposing of surplus milk supplies customarily associated with the production of milk for a Class I market. The handler did not appear at the hearing and there is no indication that he opposes the proposed area expansion.

Although the State regulatory agencies in South Carolina and Alabama are presently administering classified pricing plans, the price-fixing authority is limited to intrastate business. Milk sold outside the State is not subject to administered prices. Thus, the price regulations of these State agencies provide no assurance that the handlers in these States who sell milk in competition with Chattanooga order handlers are or will be paying comparable prices for such milk.

The Gadsden, Ala., handler indicated that 92 percent of his receipts is used in fluid milk products. The handler receives milk from 50 dairy farmers in Alabama, 12 in Georgia, and 43 in Tennessee. While the farm price to Alabama dairymen is set by the Alabama Milk Commission, the handler may negotiate with dairymen in the other States on the prices he will pay for their milk. The farm price which this handler pays to dairymen in each of the States is usually different and there is no fixed relationship from month to month between the price levels for each group of farmers. The farm prices paid by this handler do not necessarily reflect his plant utilization.

The recommended decision proposed that the Georgia counties of Gordon and Gilmer be included in the marketing area. The Gadsden handler excepted to this on the basis that presently regulated handlers do not have a substantial proportion of the fluid milk sales in Gordon and Gilmer Counties. The handler argued that including these counties in the marketing area is not necessary to assure that regulated handlers are not competitively disadvantaged on a substantial amount of their Class I sales.

[1] Official notice is taken of the market administrator's price announcements for the months of November and December 1967 which provide price data not available at the time of the hearing.

Of the total fluid milk distributed in Gordon County, 27 percent is sold by a presently regulated handler, 37 percent by the Gadsden handler, and the remainder by the Calhoun handler. Regulated handlers have no route sales in Gilmer County. The Gadsden handler distributes about two-thirds of the total milk sold in Gilmer County, with the Anderson, S.C., handler selling the rest.

As previously indicated, it is expected that the Gadsden handler would be fully regulated if the Chattanooga marketing area is expanded to include the Georgia counties of Walker, Catoosa, Whitfield, Chattooga, and Fannin. Because of his sales in Gordon and Gilmer Counties, regulation of this handler would result in about two-thirds of the total Class I sales in each of the two countries being made by regulated handlers.

Since presently regulated handlers have limited sales in Gordon County and no sales in Gilmer County, the Gadsden handler would be the principal apparent beneficiary of including these counties in the marketing area. It is this handler, however, who now urges that these counties not be included in the marketing area. In view of this, it is concluded that no action should be taken at this time to include Gordon and Gilmer Counties in the marketing area.

Union County, Ga., also should not be a part of the marketing area. Present Chattanooga order handlers have no sales in this rural county (1960 population, 6,500). The Gadsden handler that apparently would become regulated by virtue of adding other counties has about one-third of the county's total fluid milk sales. The remaining sales are by handlers that would not be regulated under a Federal order. The limited amount of regulated milk that would be sold in the county does not warrant the inclusion of the county in the marketing area.

Some Georgia dairy farmer associations opposed the inclusion of any Georgia counties in the Chattanooga marketing area until after a hearing is held on their proposal for a statewide Federal milk order. They contend that evidence obtained at their contemplated hearing should be considered before a decision to add any Georgia counties to the marketing area is issued.

All interested parties were given full opportunity to present evidence on all proposals considered at the hearing. The record of this hearing is fully adequate and is the proper and appropriate basis for the conclusion reached on the proposed marketing area. The request to delay the issuance of the decision is denied.

All producer milk received at regulated plants must be subject to classified pricing under the order regardless of whether it is disposed of within or outside the marketing area. Otherwise, the effect of the order would be nullified and the orderly marketing process would be jeopardized.

If only a pool handler's "in-area" sales were subject to classification, pricing, and pooling, a regulated handler with Class I sales both inside and outside the marketing area could assign any value

he chose to his outside sales. He thereby could reduce the average cost of all his Class I milk below that of other regulated handlers having all, or substantially all, of their Class I sales within the marketing area. Unless all milk of such a handler were fully regulated under the order, he in effect would not be subject to effective price regulation. The absence of effective classification, pricing, and pooling of such milk would disrupt orderly marketing conditions within the regulated marketing area and could lead to a complete breakdown of the order. If a pool handler were free to value a portion of his milk at any price he chooses, it would be impossible to enforce uniform prices to all fully regulated handlers or a uniform basis of payment to the producers who supply the market. It is essential, therefore, that the order price all the producer milk received at a pool plant regardless of the point of disposition.

2. *Pooling standards for distributing plants.* The "in-area" route disposition requirement for pooling a distributing plant should be changed from 20 to 15 percent of its Class I disposition during the month.

In addition to the in-area Class I sales to qualify for pooling, a distributing plant must also dispose of not less than 50 percent of its receipts on routes (both inside and outside the marketing area) during the month. There was no proposal to change the 50 percent requirement. The proposal to change the in-area disposition requirement of a plant from 20 to 15 percent was proposed by producers and supported by handlers.

The requirement that a plant must have 20 percent of its Class I disposition on routes in the marketing area has been in the Chattanooga order since its inception in 1956. Producers state that whatever justification there may have been for that provision then is not valid today. Current marketing conditions in the present and proposed marketing area, producers contend, do not now justify the 20 percent in-area sales requirement. The quantities of milk handled by handlers now on the market are substantially greater on the average than they were at the time the order was established. Accordingly, producers claim the quantity of milk represented by 15 percent of a handler's total monthly Class I sales is substantially larger today than was 20 percent of such monthly sales in the early years of the order.

A plant with 15 percent of its Class I disposition in the marketing area is sufficiently associated with the regulated market to be a competitive influence on fully regulated handlers. Accordingly, such a plant should be fully regulated on the same terms and conditions as are binding on other fully regulated handlers.

The 15 percent factor herein proposed is more representative of the percentage factors customarily used in Federal orders than is the 20 percent factor now employed in the Chattanooga order. In fact, relatively few Federal orders now have a percentage factor as high as the present 20 percent in-area sales requirement of the Chattanooga order.

The principal purpose of a minimum in-area disposition requirement to qualify a distributing plant for pooling is to assure that it is associated with the market in a significant and regular manner. Otherwise, dairy farmers and handlers who ordinarily have no affiliation with the market could casually or incidentally associate themselves with the market when it was to their advantage to share unwarrantedly in the Class I proceeds of the market. The pooling requirement that 15 percent of a plant's Class I sales be disposed of on routes in the marketing area not only will provide a safeguard against such an exploitation of the pool but also will provide an appropriate measure of a plant's association with the market.

The proposed in-area route disposition requirement for pooling would not restrict any milk plant operator from disposing of any fluid milk products in the marketing area. Any plant having more than a minor, or accidental, association with the fluid milk market could be eligible for pooling. On the other hand, the operator of any plant only marginally associated with the fluid milk market has a reasonable opportunity to make a choice of full or partial regulation, whichever might better serve his interest.

3. *Producer-handler definition.* The "producer-handler" definition should provide (1) that a producer-handler may receive fluid milk products only from his own production and from pool plants, and (2) that he should be required to provide proof satisfactory to the market administrator that the care and management of the dairy animals and other resources necessary to produce the entire volume of fluid milk products handled (excluding receipts from pool plants) and the operation of the processing, packaging, and distribution business are his personal enterprise and risk.

The producer-handler definition herein provided was proposed by producers and is similar to that provided in many other Federal orders. The second condition specified above for qualifying as a producer-handler is not now included in the order. The record does not indicate that there are presently any producer-handlers on the market or that there are any in the proposed enlarged marketing area. The definition herein proposed will, however, tend to insure that should such an operation come on the market it would be a bona fide producer-handler operation.

Handlers proposed that a person whose Class I sales are in excess of 100,000 pounds per month should not be permitted to qualify as a producer-handler. As proposed by handlers, such a person would be a fully regulated handler with respect to his plant operation and route distribution; with respect to his own farm production, he would be treated as any other producer. Handlers also proposed that a producer-handler should be required to pay the market administrator the administrative expense on his own farm production in the same manner as a handler is required to make such payment on producer milk.

Since there are no producer-handlers now on the market, the proposals made by handlers would not correct any apparent inequity in the market or resolve any problem that now exists in marketing milk in the area. Therefore, no action should be taken on these proposals at this time.

4. *Classification of butterfat dumped.* The skim milk and butterfat disposed of by a handler for livestock feed or dumped should be classified as Class II milk. The order now provides a Class II classification for skim milk dumped or used as livestock feed but not for butterfat.

In proposing a Class II classification for butterfat dumped or disposed of as livestock feed, handlers emphasized that they are not obtaining such skim milk and butterfat without cost and will actually pay the Class II price which will not be recovered. They cited, too, that a Class II classification for butterfat disposed of as livestock feed and dumpage is recognized as appropriate classification in other orders and is no less appropriate under the Chattanooga order.

There is no practical way in which to salvage the butterfat in milk and milk products dumped or disposed of as livestock feed. These outlets often represent the most economical method of disposing of surplus skim milk and route returns. Transportation and handling costs are such that it is uneconomical to ship relatively small quantities of unneeded skim milk and route returns to trade outlets. In the case of route returns of such products as homogenized milk and chocolate milk, it is difficult and impractical to salvage the butterfat for further use.

It would not be practicable to permit unlimited dumping by pool plant handlers without being subject to verification. Neither would it be appropriate to classify butterfat for which no better outlet is available in other than Class II. Accordingly, the order should clearly specify a Class II classification for skim milk and butterfat dumped with the condition that the market administrator is notified in advance and afforded the opportunity to verify the dumping.

5. *Shrinkage provisions.* The maximum shrinkage allowance in Class II of each handler should be 2 percent of producer milk (except that diverted to a nonpool plant) and of milk received as diverted milk from Knoxville order pool plants, plus 1.5 percent of bulk fluid milk products (except cream) received from pool plants of other handlers, and less 1.5 percent of bulk fluid milk products (except cream) transferred to other plants. A 1.5 percent shrinkage allowance should be allowed on bulk fluid milk products received from other order plants and unregulated supply plants (exclusive of the quantity for which a Class II utilization is requested by the handler).

A Class II shrinkage of 2 percent is now allowed on producer milk (except that diverted to a nonpool plant) and on receipts of bulk fluid milk products from other order plants and unregulated supply plants (exclusive of the quantity

for which a Class II utilization was requested by the handler).

The changes provided herein, which were those proposed by handlers, recognize the current methods of handling milk in the market and provide an equitable division of shrinkage among handlers.

A greater shrinkage is experienced at a plant in the processing, packaging and manufacturing operations than in the single function of receiving milk from dairy farmers and from other plants. The proposed shrinkage provisions recognize this on transfers between plants by allocating 0.5 percent of the shrinkage allowance to the plant where milk is received and 1.5 percent to the plant where the milk is actually processed. This division of the 2 percent shrinkage allowance has been found practicable and is generally applied in Federal orders.

Although a shrinkage allowance for the transferee plant is appropriate on transfers of milk and skim milk between plants, bulk cream most frequently is moved from a pool plant to other facilities for further processing into manufactured dairy products such as butter and ice cream. The major loss in handling cream is in the separation process whereby the bulk cream is removed from the milk. It is appropriate, therefore, to allocate the full shrinkage allowance allocable to the cream to the milk at the plant at which the cream was separated, the transferor pool plant.

The order now provides that milk received as diverted milk from a Knoxville order pool plant shall be exempt from the pricing and pooling provisions of the Chattanooga order. Such diverted milk is moved directly from the farm to the Chattanooga pool plant. No shrinkage allowance is allowed in the Knoxville order on this milk. The physical handling of this milk at the Chattanooga pool plant is the same as on producer milk. It is no less appropriate, therefore, that the 2 percent Class II shrinkage allowance on producer milk likewise be applicable on such diverted milk.

6. *"Custom bottling" provision.* The order should be amended to enable a handler to receive packaged fluid milk products from a federally unregulated plant (without a compensatory payment charge) if an equivalent amount of Class I milk under the order was transferred or diverted to that plant. Handlers made such a proposal and it was unopposed at the hearing.

It is not always economically practicable for a handler to package every fluid milk product sold by him in the various sizes and types of containers demanded by the trade. When some such items are not prepared in their plants, handlers may obtain them from other plants. It is necessary, however, to protect the integrity of the pool by insuring that such products received at pool plants are subject to the same treatment as other fluid milk products handled at the plant.

If Class I milk is transferred or diverted from pool plants to a federally unregulated plant in an amount equal to the packaged fluid milk products received from the unregulated plant, the integrity of the pool will be insured. On the other hand, if the quantity of packaged fluid milk products received from the unregulated plant exceeds the amount of Class I milk transferred or diverted from pool plants, the difference would be treated the same as other source milk received from an unregulated plant; that is, it would be subject to a payment to the pool at the difference between the Class I and uniform prices for the quantity allocated to Class I at the receiving handler's plant.

Incorporation of the proposed provision in the Chattanooga order will contribute to orderly marketing and to the optimum utilization of producer milk.

7. *Class I butterfat differential.* The butterfat differential applicable to Class I milk should be 12 percent of the Chicago butter price for the preceding month (instead of 13 percent as now provided in the order).

The differential herein provided, which was proposed by producers, has wide acceptance and is the Class I butterfat differential most applicable in other Federal orders. In 1967, the proposed differential would have averaged 8 cents. The actual average Class I butterfat differential for 1967 was 8.6 cents.

The lower Class I butterfat differential will allocate less value to the butterfat in Class I milk and more value to the skim milk portion. In 1967, when the Class I price averaged $6.08, the value of 3.5 pounds of butterfat in a hundred pounds of milk was $3.01 (35×8.6 cents). The skim milk portion of such hundred pounds of milk was valued at $3.07.

The proposed butterfat differential of 12 percent of the Chicago butter price would have valued the butterfat in a hundred pounds of milk in 1967 at $2.80 (35×8 cents). This is 21 cents less than the value of 3.5 pounds of butterfat in a hundred pounds of milk under the Chattanooga order in the same period. Had such a differential been in effect, however, the value of the skim milk portion of the milk would have been increased by 21 cents.

A number of fluid milk products on the market have a proportionately higher percentage of solids-not-fat (e.g., fortified or modified skim milk). With a relatively high Class I butterfat differential, producers do not receive their appropriate share of the Class I sales value represented by the solids-not-fat portion of fluid milk products.

The proposed Class I butterfat differential is identical with that provided in the nearby Federal order markets of Knoxville, Nashville, Appalachian, and Memphis. Hence, it will contribute to orderly marketing by pricing the butterfat in fluid milk competitively with butterfat for Class I uses from alternative sources of supply.

8. *Revision of excess price computation.* The 4-cent (per hundredweight) deduction that is now made in computing the uniform price for excess milk should be discontinued. This will insure a price for excess milk in the base-paying months of March through July of not less than the Class II price.

In computing uniform prices, the order provides for setting aside specified amounts as a producer-settlement fund reserve. In all months, one-half the unobligated balance in the producer-settlement fund is set aside in the uniform price computation. In addition, for the months of August through February, an amount of between 4 and 5 cents per hundredweight of all producer milk is included in the reserve.

In the base-paying months of March through July, the order now provides for deducting 4 cents per hundredweight of excess milk and between 4 and 5 cents per hundredweight of base milk in computing the uniform prices for base and excess milk. Since excess milk under the order has most usually been classified in Class II, the 4-cent deduction has resulted in an excess price 4 cents less than the Class II price.

Producers proposed removing the 4-cent deduction in computing the uniform price for excess milk. They cite an inequity in returning to producers a uniform price for excess milk that is less than the Class II price. They also argue that the 4-cent reduction in the excess milk price has provided an undue enhancement of the uniform price for base milk at the expense of the excess milk price. Discontinuing the 4-cent deduction in computing the excess milk price as herein proposed, will correct an inequity that has existed under the order.

The adequacy of the producer-settlement fund reserve will not be impaired by the change proposed herein. Experience has indicated that a monthly set-aside of one-half the unobligated balance in the producer-settlement fund plus an amount of between 4 and 5 cents per hundredweight of base milk will insure the adequacy of the producer-settlement fund reserve in the base-paying months of March through July.

Rulings on Proposed Findings and Conclusions

Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

General Findings

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

(a) The tentative marketing agreement and the order, as hereby proposed

to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

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

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

RULINGS ON EXCEPTIONS

In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was carefully and fully considered in conjunction with the record evidence pertaining thereto. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

MARKETING AGREEMENT AND ORDER

Annexed hereto and made a part hereof are two documents entitled respectively, "Marketing Agreement Regulating the Handling of Milk in the Chattanooga, Tenn., Marketing Area", and "Order Amending the Order Regulating the Handling of Milk in the Chattanooga, Tenn., Marketing Area", which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That all of this decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of said marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which will be published with this decision.

REFERENDUM ORDER; DETERMINATION OF REPRESENTATIVE PERIOD; AND DESIGNATION OF REFERENDUM AGENT

It is hereby directed that a referendum be conducted to determine whether the issuance of the attached order, as amended and as hereby proposed to be amended, regulating the handling of milk in the Chattanooga, Tenn., marketing area, is approved or favored by the producers, as defined under the terms of the order, as amended and as hereby proposed to be amended, and who, during the representative period, were engaged in the production of milk for sale within the aforesaid marketing area.

The month of February 1968 is hereby determined to be the representative period for the conduct of such referendum. Ralph Garner is hereby designated agent of the Secretary to conduct such referendum in accordance with the procedure for the conduct of referenda to determine producer approval of milk marketing orders (30 F.R. 15412), such referendum to be completed on or before the 30th day from the date this decision is issued.

Signed at Washington, D.C., on April 26, 1968.

GEORGE L. MEHREN,
Assistant Secretary.

Order[1] *Amending the Order Regulating the Handling of Milk in the Chattanooga, Tenn., Marketing Area*

§ 1090.0 Findings and determinations.

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

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

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

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

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

(4) All milk and milk products handled by handlers, as defined in the order as hereby amended, are in the current of interstate commerce or directly burden, obstruct, or affect interstate commerce in milk or its products; and

(5) It is hereby found that the necessary expense of the market administrator for the maintenance and functioning of such agency will require the payment by each handler, as his pro rata share of such expense, 4 cents per hundredweight or such amount not to exceed 4 cents per hundredweight as the Secretary may prescribe, with respect to skim milk and butterfat contained in (a) producer milk, (b) other source milk allocated to Class I pursuant to § 1090.46 (a) (3) and (7) and the corresponding steps of § 1090.46(b), and (c) Class I milk disposed of from a partially regulated distributing plant on routes in the marketing area that exceeds Class I milk received during the month at such plant from pool plants and other order plants.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Chattanooga, Tenn., marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby amended, as follows:

The provisions of the proposed marketing agreement and order amending the order contained in the recommended decision issued by the Deputy Administrator, Regulatory Programs, on March 19, 1968, and published in the FEDERAL REGISTER on March 23, 1968 (33 F.R. 4945; F.R. Doc. 68-3546), shall be and are the terms and provisions of this order and are set forth in full herein except that §§ 1090.3, 1090.41(b)(5)(ii) and 1090.52(a) are changed:

1. Section 1090.3 is revised to read as follows:

§ 1090.3 Chattanooga, Tenn., marketing area.

The Chattanooga, Tenn., marketing area, hereinafter called the "marketing area", means all the territory within the boundaries of the following counties:

IN TENNESSEE

Bradley.	Monroe.
Hamilton.	Polk.
Marion.	Rhea.
McMinn.	Sequatchie.
Meigs.	

IN GEORGIA

Catoosa.	Murray.
Chattooga.	Walker.
Dade.	Whitfield.
Fannin.	

2. Section 1090.7(a) is revised to read as follows:

§ 1090.7 Pool plant.

* * * * *

(a) Milk distributing plant approved or recognized by a duly constituted health authority for the receiving or

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

processing of Grade A milk and from which Class I milk equal to not less than 50 percent of its receipts of milk from other pool plants and from approved dairy farmers is disposed of during the month on routes and from which Class I milk equal to not less than 15 percent of its total Class I disposition is disposed of during the month on routes in the marketing area;

* * * * *

3. Section 1090.10 is revised to read as follows:

§ 1090.10 Producer-handler.

"Producer-handler" means an approved dairy farmer who:

(a) Operates a plant from which Class I milk is disposed of on routes in the marketing area;

(b) Receives no fluid milk products from other dairy farmers or from sources other than pool plants; and

(c) Provides proof satisfactory to the market administrator that the care and management of the dairy animals and other resources necessary to produce the entire volume of fluid milk products handled (excluding receipts from pool plants) and the operation of the processing, packaging, and distribution business are the personal enterprise and risk of such person.

4. In § 1090.41(b), subparagraphs (4) and (5) are revised to read as follows:

§ 1090.41 Classes of utilization.

* * * * *

(b) * * *

(4) Disposed of and used as livestock feed, or dumped after prior notification to, and opportunity for verification by, the market administrator;

(5) In shrinkage of skim milk and butterfat, respectively, assigned pursuant to § 1090.42(b)(1) but not to exceed the following:

(i) Two percent of producer milk (except that diverted pursuant to § 1090.6) and milk that is received as diverted milk and that is subject to the pricing and pooling provisions of Part 1101 (Knoxville) of this chapter;

(ii) Plus 1.5 percent of fluid milk products (except cream) received in bulk from pool plants of other handlers;

(iii) Plus 1.5 percent of receipts of fluid milk products in bulk from other order plants, exclusive of the quantity for which Class II utilization was requested by the operators of such plants and the handler;

(iv) Plus 1.5 percent of receipts of fluid milk products in bulk from unregulated supply plants, exclusive of the quantity for which Class II utilization was requested by the handler; and

(v) Less 1.5 percent of fluid milk products (except cream) transferred in bulk to pool plants and nonpool plants; and

* * * * *

5. In § 1090.46(a), a new subparagraph (1–a) is added to read as follows:

§ 1090.46 Allocation of skim milk and butterfat classified.

* * * * *

(a) * * *

(1–a) Subtract from the total pounds of skim milk in Class I the pounds of skim milk in packaged fluid milk products received from an unregulated supply plant or the pounds of skim milk classified as Class I milk and transferred or diverted during the month to such plant, whichever is less;

* * * * *

6. Section 1090.52(a) is revised to read as follows:

§ 1090.52 Butterfat differentials to handlers.

* * * * *

(a) *Class I milk price.* Multiply the Chicago butter price for the preceding month by 0.12; and

* * * * *

7. In § 1090.72, paragraphs (b) and (d) are revised to read as follows:

§ 1090.72 Computation of uniform prices for base milk and excess milk.

* * * * *

(b) Divide the total value of excess milk obtained in paragraph (a) of this section by the total hundredweight of such milk and adjust to the nearest cent. The resulting figure shall be the uniform price for excess milk of 3.5 percent butterfat content received from producers; and

* * * * *

(d) Subtract the total value of excess milk determined by multiplying the uniform price obtained in paragraph (b) of this section times the hundredweight of excess milk, from the amount computed pursuant to paragraph (c) of this section;

* * * * *

[F.R. Doc. 68–5307; Filed, May 1, 1968; 8:49 a.m.]

DEPARTMENT OF LABOR

Bureau of Labor Standards

[29 CFR Part 1500]

EMPLOYMENT OF MINORS AND HAZARDOUS OCCUPATIONS

Notice of Proposed Rule Making

Employment of minors between 14 and 16 years of age (Child Labor Reg. 3) and occupations particularly hazardous for employment of minors between 16 and 18 years of age or detrimental to their health or well being (Hazardous Occupations Orders 1 through 17).

On March 28, 1968, a notice was given (33 F.R. 5100) of an opportunity for interested persons to make oral presentation of data, views, or argument concerning the employment of children under the Fair Labor Standards Act of 1938 (29 U.S.C. 201) before John Mealy, a Hearing Examiner appointed under section 11 of the Admini trative Procedure Act. That notice is hereby amended to provide that such presentation of data, views, or argument may be made before John Mealy, E. West Parkinson, another Hearing Examiner similarly appointed under section 11 of the Administrative Procedure Act, or such other person as may be provided for the purpose.

Signed at Washington, D.C., this 29th day of April 1968.

WILLARD WIRTZ,
Secretary of Labor.

[F.R. Doc. 68–5300; Filed, May 1, 1968; 8:49 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 8855]

AIRWORTHINESS DIRECTIVES

British Aircraft Corp. BAC 1–11, 200 and 400 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive (AD) applicable to British Aircraft Corp. BAC 1–11, 200 and 400 series Airplanes. There have been reports of erratic functioning of the rudder and elevator feel simulator units that could result in full throw positions at cruise speeds. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require periodic replacement of certain parts in the system on British Aircraft Corp. BAC 1–11, 200 and 400 Series airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or argument as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, GC–24, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before May 31, 1968, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

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

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORP. Applies to Model BAC 1-11, 200 and 400 Series Airplanes.

Compliance required as indicated, unless already accomplished.

To prevent eratic functioning of the rudder and elevator feel simulator units and to provide a warning to the flight crew in the event of a malfunctioning of the rudder or elevator feel simulator units, accomplish the following:

(a) *For BAC 1–11, 200 and 400 Series Airplanes.* Within the next 1,000 hours' time in service after the effective date of this AD, or before the accumulation of 6,000 hours' time in service, whichever occurs later, and thereafter at intervals not to exceed 6,000 hours' time in service from the last replacement, replace those rudder and elevator feel simulator valves, Hobson P/N's CHA 504–274 or CHA 504–405, which have been operated for any period with Skydrol 500A hydraulic fluid only, with new valves of the same part number or valves of the same part number that have been inspected and found free of corrosion and other defects and that have never been used with Skydrol 500A hydraulic fluid only.

(b) *For BAC 1–11 200 Series Airplanes.* Within the next 1,000 hours' time in service after the effective date of this AD, replace the ¼-inch-diameter hydraulic pipe run between the roof of the main undercarriage bay and the rear pressure bulkhead in the No. 1 and No. 2 hydraulic systems with either 5/16-inch or ⅜-inch-diameter pipe, in accordance with British Aircraft Corp. Service Bulletins Nos. 29–PM3234 Revision 1 dated December 1, 1967 or 29–PM3345 Revision 3, dated February 28, 1968, or later ARB-approved revision or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region.

(c) *For BAC 1–11 200 and 400 Series Airplanes.* Within the next 1,000 hours' time in service after the effective date of this AD replace the restrictor assembly Hobson P/N CHA 504–396 with new restrictor assembly Hobson P/N CHA 504–502 in the rudder and elevator feel simulator units in accordance with British Aircraft Corp. Service Bulletin No. 27–PM3371 dated February 28, 1968, or later ARB-approved revision or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region.

(d) *For BAC 1–11 200 and 400 Series Airplanes.* Within the next 3,000 hours' time in service after the effective date of this AD modify the rudder feel simulator system by incorporating a warning indicator assembly in accordance with British Aircraft Corp. Service Bulletin No. 27–PM3372 dated February 15, 1968, or later ARB-approved revision or an equivalent approved by the Chief, Aircraft Certification Staff, FAA Europe, Africa, and Middle East Region.

Issued in Washington, D.C., on April 22, 1968.

JAMES F. RUDOLPH,
Director, Flight Standards Service.

[F.R. Doc. 68–5281; Filed, May 1, 1968; 8:47 a.m.]

[14 CFR Part 63]

[Docket No. 8846; Notice 68–10]

SPECIAL PURPOSE FLIGHT ENGINEER CERTIFICATES

Issuance to Current Foreign Flight Engineer Certificate Holders

The Federal Aviation Administration is considering amending Part 63 of the Federal Aviation Regulations to authorize the issuance of special purpose flight engineer certificates to qualified holders of current foreign flight engineer licenses issued by contracting States to the Convention on International Civil Aviation. This action would provide for flight engineers the recognition of their foreign licenses that is provided for pilots by § 61.33.

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: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket GC–24, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before July 31, 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.

Requests have been received by the FAA for the issuance of special purpose flight engineer certificates to permit holders of foreign flight engineer licenses to act as flight crewmembers on U.S. registered aircraft. These special purpose certificates, similar to those issued to pilots, would be used for such operations as ferrying U.S. registered aircraft from the United States to foreign countries where the aircraft are to be used. In the absence of a provision for issuance of these certificates, requests of this nature could be considered only through the individual exemption process.

It is proposed to add to Part 63 provisions for flight engineers, similar to those in § 61.33, that would recognize foreign licenses in a rule of general applicability. These provisions would include appropriate rules for required current medical certification; for certificates, and ratings to correspond with those on the foreign flight engineer license; for 2-year duration of the certificates issued, further limited by the time during which the holder's foreign flight engineer license is valid; for limitations appropriate to any inability of the holder to read, speak, or understand the English language; for a prohibition to act as flight engineer of a civil aircraft of U.S. registry that is carrying persons or property for compensation or hire; and for renewal of certificates.

In consideration of the foregoing, it is proposed to amend Part 63 of the Federal Aviation Regulations as follows:

1. By inserting the following sentence at the end of paragraph § 63.3(a):

§ 63.3 Certificates and ratings required.

(a) * * * However, evidence of medical qualification accepted for the issue of a flight engineer certificate under § 61.42 of this chapter is used in place of a medical certificate.

* * * * *

2. By amending § 63.15 to read as follows:

§ 63.15 Duration of certificates.

(a) Except for flight engineer certificates issued under § 63.42, a certificate issued under this part is issued without a specific expiration date.

(b) A flight engineer certificate (with any amendment thereto) issued under § 63.42 expires at the end of the 24th month after the month in which the certificate was issued or renewed. However, the holder may exercise the privileges of that certificate only while the foreign flight engineer license on which that certificate is based is effective.

(c) Any certificate issued under this part ceases to be effective if it is surrendered, suspended, or revoked. The holder of any certificate issued under this part that is suspended or revoked shall, upon the Administrator's request, return it to the Administrator.

3. By amending paragraph (a) of § 63.15a to read as follows:

§ 63.15a Reissuance: expired certificates.

(a) Except for flight engineer certificates issued under § 63.42, any certificate covered by this part bearing an expiration date and issued after September 26, 1950, to a person who was not a citizen of the United States may be reissued to that person without an expiration date.

* * * * *

4. By amending paragraph (c) of § 63.31 to read as follows:

§ 63.31 Eligibility requirements: general.

* * * * *

(c) Hold at least a second-class medical certificate issued under Part 67 of this chapter within the 12 months before the date he applies, or other evidence of medical qualification accepted for the issue of a flight engineer certificate under § 63.42; and

* * * * *

5. By adding a new § 63.42 to read as follows:

§ 63.42 Special purpose flight engineer certificate.

(a) *Certificates issued.* The holder of a current foreign flight engineer license issued by a contracting State to the Convention on International Civil Aviation, who meets the requirements of this section, may have a flight engineer certificate issued to him for the operation of civil aircraft of U.S. registry. Each flight engineer certificate issued under this section specifies the number and State of issuance of the foreign flight engineer license on which it is based. If the holder of the certificate cannot read, speak or understand the English language, the Administrator may place any limitation on the certificate that he considers necessary for safety.

(b) *Medical standards and certification.* An applicant must submit evidence that he currently meets the medical standards for the foreign flight engineer license on which the application for a certificate under this section is based. A current medical certificate issued under

Part 67 of this chapter will be accepted as evidence that the applicant meets those standards. However, a medical certificate issued under Part 67 of this chapter is not evidence that the applicant meets those standards outside the United States unless the State that issued the applicant's foreign flight engineer license also accepts that medical certificate as evidence of the applicant's physical fitness for his foreign flight engineer license.

(c) *Ratings issued.* Aircraft ratings listed on the applicant's foreign flight engineer license, in addition to any issued to him after testing under the provisions of this part, are placed on the applicant's flight engineer certificate.

(d) *Privileges and limitations.* The holder of a flight engineer certificate issued under this section may act as a flight engineer of a civil aircraft of U.S. registry subject to the limitations of this part and any additional limitations placed on his certificate by the Administrator. He is subject to these limitations while he is acting as a flight engineer of the aircraft within or outside the United States. However, he may not act as flight engineer or in any other capacity as a required flight crewmember, of a civil aircraft of U.S. registry that is carrying persons or property for compensation or hire.

(e) *Renewal of certificate and ratings.* The holder of a certificate issued under this section may have that certificate and the ratings placed thereon renewed if, at the time of application for renewal, the foreign flight engineer license on which that certificate is based is in effect. Application for the renewal of the certificate and ratings thereon must be made before the expiration of the certificate.

These amendments are proposed under the authority of sections 313(a), 601, and 602 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1422).

Issued in Washington, D.C., on April 26, 1968.

JAMES F. RUDOLPH,
Director, Flight Standards Service.

[F.R. Doc. 68-5283; Filed, May 1, 1968; 8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 68-SW-26]

FEDERAL AIRWAY

Proposed Revocation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would revoke V-284 from Fort Stockton, Tex., to San Angelo, Tex. The most recent FAA IFR peak day airway traffic survey showed only two aircraft movements along this airway. In addition, this airway is no longer required for air traffic control purposes. In view of these facts V-284 can no longer be justified as an assignment of airspace and may be revoked.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southwest Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

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

Issued in Washington, D.C., on April 24, 1968.

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

[F.R. Doc. 68-5282; Filed, May 1, 1968; 8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 68-CE-33]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to alter the transition area at Mount Vernon, Ill.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief.

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

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

A new public use instrument approach procedure has been developed for Mount Vernon, Ill., Municipal Airport which is not adequately protected by presently designated controlled airspace. The transition area for Mount Vernon is now included in the designation of the Centralia, Ill., transition area. To simplify and clarify controlled airspace designations at Mount Vernon and Centralia, a Mount Vernon 700-foot floor transition area is being designated which will encompass all controlled airspace in the Mount Vernon terminal area, including that needed for the new instrument approach procedure. In addition, the criteria for the designation of transition areas was changed subsequent to the designation of the Centralia, Ill., transition area, which presently has a 4-mile radius. The changed criteria requires a 5-mile radius.

Therefore, it is necessary to designate a transition area at Mount Vernon, Ill., and to alter the Centralia, Ill., transition area in order to accomplish these ends.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

(1) In § 71.181 (33 F.R. 2137), the following transition area is amended to read:

CENTRALIA, ILL.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Centralia Municipal Airport (latitude 38°30'40" N., longitude 89°05'35" W.); and within 2 miles each side of the Centralia VOR 031° radial extending from the 5-mile radius area to the VOR; and that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at the north boundary of V-446, extending south along longitude 88°35'00" W., to latitude 38°12'00" N.; thence west along latitude 38°12'00" N., to and counterclockwise along the arc of a 40-mile radius circle centered on Scott AFB, Belleville, Ill. (latitude 38°-32'30" N., longitude 89°51'05" W.), to and clockwise along the arc of a 13-mile radius circle centered on the Centralia VOR to and counterclockwise along the arc of a 40-mile radius circle centered on Scott AFB to the north boundary of V-446; thence east along the north boundary of V-446 to the point of beginning.

(2) In § 71.181 (33 F.R. 2137), the following transition area is added:

MOUNT VERNON, ILL.

That airspace extending upward from 700 feet above the surface within a 6-mile radius of Mount Vernon Municipal Airport (latitude 38°19'15" N., longitude 88°51'40" W.); within 2 miles each side of the 044° bearing from Mount Vernon Municipal Airport, extending from the 5-mile radius area to 8 miles northeast of the airport; and within 2 miles each side of the 244° bearing from Mount Vernon Municipal Airport, extending from the 5-mile radius to 8 miles southwest of the airport.

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

Issued at Kansas City, Mo., on April 16, 1968.

DANIEL E. BARROW,
Acting Director, Central Region.

[F.R. Doc. 68-5284; Filed, May 1, 1968; 8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 68-WE-38]

CONTROL ZONE

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations which would alter the description of the Tucson, Ariz. (Tucson International Airport), control zone.

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

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

Two new departure procedures have been developed for Runways 21 and 30 requiring climb rates of 200 feet and 210 feet per mile, respectively. The proposed control zone extensions are required to provide controlled airspace protection, for aircraft executing these procedures, during straight out climb to the base of overlying 700-foot transition area.

In consideration of the foregoing the FAA proposes the following airspace action:

In § 71.171 (33 F.R. 2130) the Tucson, Ariz. (Tucson International Airport), control zone is amended to read as follows:

TUCSON, ARIZ. (TUCSON INTERNATIONAL AIRPORT)

Within a 5-mile radius of Tucson International Airport (latitude 32°07'05" N., longitude 110°56'32" W.); within 2 miles each side of the Tucson VORTAC 273° radial extending from the 5-mile radius zone to 14 miles west of the VORTAC; within 2 miles each side of the extended centerline of Runway 12L extending from the 5-mile radius zone to 5 miles southeast of the lift-off end of Runway 12L; within 2 miles northeast and 2.5 miles southwest of the extended centerline of Runway 30R extending from the 5-mile radius zone to 15.5 miles northwest of the lift-off end of Runway 30R, and within 2 miles southeast and 3 miles northwest of the extended centerline of Runway 21 extending from the 5-mile radius zone to 6.5 miles southwest of the lift-off end of Runway 21, excluding the portion subtended by a chord drawn between the points of INT of the Tucson International Airport 5-mile radius zone with the Davis-Monthan AFB 5-mile radius zone.

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

Issued in Los Angeles, Calif., on April 22, 1968.

LEE E. WARREN,
Acting Director, Western Region.

[F.R. Doc. 68-5312; Filed, May 1, 1968; 8:50 a.m.]

Notices

INTERSTATE COMMERCE COMMISSION

[Notice 1176]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

APRIL 26, 1968.

The following applications are governed by Special Rule 1.247[1] of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with § 1.247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of § 1.247(d)(4) of the special rule, and shall include the certification required therein.

Section 1.247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

[1] Copies of Special Rule 1.247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

No. MC 998 (Sub-No. 8), filed April 15, 1968. Applicant: LINDSAY TRANSFER, INC., Post Office Box 384, Sutton, Nebr. 68979. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except those with vehicle beds, bed frames, or fifth wheels). (2) *agricultural implements and machinery*, and (3) *attachments for, and equipment designed for use with the foregoing articles* when moving in mixed loads with such articles, (a) between points in the Davenport, Iowa; Rock Island and Moline, Ill., commercial zone as defined by the Commission, and (b) from points in said commercial zone in (a) above, to points in Nebraska, and points in Cheyenne, Decatur, Jewell, Norton, Phillips, Rawlins, Republic, and Smith Counties, Kans., restricted to traffic originating at the plantsites or storage distribution facilities used by International Harvester Co. and terminating in the aforesaid States of destination: *Provided*, That this restriction shall not prevent the handling of foreign traffic. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 1990 (Sub-No. 1), filed April 15, 1968. Applicant: BOSTON & WOONSOCKET EXPRESS CO., INC., 419 Diamond Hill Road, Post Office Box 87, Woonsocket, R.I. 02895. Applicant's representative: John F. Curley, 33 Broad Street, Boston, Mass. 02109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between points in Rhode Island. NOTE: If a hearing is deemed necessary, applicant requests it be held at Providence, R.I., or Washington, D.C.

No. MC 2193 (Sub-No. 4), filed April 12, 1968. Applicant: NEBRASKA CITY TRANSFER, a corporation, Nebraska City, Nebr. Applicant's representative: J. Max Harding, 605 South 14th Street, Post Office Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from Nebraska City, Nebr., to points in Colorado, Iowa, Kansas, Minnesota, Missouri, Nebraska, and South Dakota. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lincoln or Omaha, Nebr.

No. MC 2202 (Sub-No. 344), filed April 4, 1968. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Boulevard, Post Office Box 471, Akron, Ohio 44309. Applicant's representatives: William O. Turney, 2001 Massachusetts Avenue NW., Washington, D.C. 20036, and Douglas Faris, Post Office Box 471, Akron, Ohio 44309. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk and those requiring special equipment, serving the plantsite and facilities of the Cumberland steam plant of the Tennessee Valley Authority located at or near Cumberland City, Tenn., as an off-route point in connection with applicant's presently authorized route between Cleveland, Ohio, and Memphis, Tenn. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Nashville, Tenn.

No. MC 2229 (Sub-No. 145), filed April 15, 1968. Applicant: RED BALL MOTOR FREIGHT, INC., 3177 Irving Boulevard, Post Office Box 4707, Dallas, Tex. 75247. Applicant's representative: Charles D. Mathews, Post Office Box 47407, Dallas, Tex. 75247. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk), between Alexandria and Archie, La., over Louisiana Highway 28, as an alternate route for operating convenience only, in connection with applicant's presently authorized regular route operations between Alexandria, La., and Natchez, Miss., serving no intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Dallas or Fort Worth, Tex.

No. MC 4064 (Sub-No. 1) (Correction), filed February 28, 1968, published FEDERAL REGISTER issue of March 3, 1968, corrected and republished as corrected, this issue.

Applicant: FINGER LAKES TRUCKING INC., 151 Old Ithaca Road, Horseheads, N.Y. 14845. Applicant's representative: Raymond A. Richards, 23 West Main Street, Webster, N.Y. 14580. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment), (1) between Elmira (Chemung County), N.Y., and Penn Yan (Yates County), N.Y., in a circuitous manner as follows: From Elmira over New York Highway 14 to junction New York Highway 14A, thence over New York Highway 14A to Penn Yan, thence return from Penn Yan over New York Highway 54 to junction New York Highway 14, and thence over New York Highway 14 to Elmira, and return over the same route, serving all intermediate points, and the off-route points of Alpine, Altay, Angus, Arey, Beaver Dams, Benton Center, Bluff Point, Bradford, Catherine, Catlin, Cayuta, Chambers, Dresden, Himrod, Keuka, Keuka Park, Milo Center, Monterey, Moreland Station, Odessa, Townsend, Tyrone, Wayne, and Weston, N.Y.; (2) between Elmira (Chemung County), and Ovid (Seneca County), N.Y.: From Elmira over New York Highway 14 to Watkins Glen, N.Y., and thence over New York Highway 414 to Ovid, and return over the same route, serving all intermediate points and the off-route points of Burdett, Interlaken, Mecklenburg, Ovid Center, Perry City, Reynoldsville, Romulus, Smith Valley, and Willard, N.Y. NOTE: (1) Applicant states no duplicating authority is sought; (2) The purpose of this republication is to reflect the words "and thence over New York Highway 14 to *Elmira*" in (1) above in lieu of *Penn Yan*, as shown in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Rochester, Syracuse, or Binghamton, N.Y.

No. MC 4761 (Sub-No. 23), filed April 10, 1968. Applicant: LOCK CITY TRANSPORTATION COMPANY, a corporation, 327 Sixth Avenue, Menominee, Mich. Applicant's representative: Edward Solie, Executive Building, Suite 100, 5413 Vernon Boulevard, Madison, Wis. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Residual fuel oils*, in bulk, in tank vehicles, from Kewaunee, Green Bay, Sheboygan, and Two Rivers, Wis., to points in the Upper Peninsula of Michigan (a) in an area bounded by a line beginning at Menominee, Mich., and extending along the shore of Green Bay and Lake Michigan to the Delta-Schoolcraft County line, thence along the Delta-Schoolcraft County line to junction U.S. Highway 2, thence along U.S. Highway 2 to junction Michigan Highway 77, thence along Michigan Highway 77 to junction Michigan Highway 28, thence west along Michigan Highway 28 to junction U.S. Highway 141, thence south along U.S. Highway 41 to the Michigan-Wisconsin State line, thence along the Michigan-Wisconsin State line to point of beginning, including points on the indicated portions of the highways specified, and (b) points on U.S. Highway 2 between Crystal Falls, and Iron River, Mich. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 6992 (Sub-No. 13), filed April 4, 1968. Applicant: AMERICAN RED BALL TRANSIT COMPANY, INC., 200 Illinois Building, Indianapolis, Ind. 46204. Applicant's representative: Homer S. Carpenter, 618 Perpetual Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New store fixtures, showcases, wall fixtures, counters, and clothes racks*, from Dallas, San Antonio, and Houston, Tex., to points in the United States. NOTE: If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 8957 (Sub-No. 9), filed April 12, 1968. Applicant: GLENN H. BROWER, Rural Delivery No. 1, Lewistown, Pa. Applicant's representative: John M. Musselman, 400 North Third Street, Harrisburg, Pa. 17108. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Waste or scrap materials, metals, and metal articles*, between Lewistown, Pa., and points in Decatur and Derry Townships, Mifflin County, Pa., on the one hand, and, on the other, points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Texas, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, under contracts with Port Real Estate Corp., Sitkin Converting, Inc., Scrap Iron Division, Sitkin's Metal Trading, Inc., Sitkin Smelting & Refining, Inc., and Wasco Corp. NOTE: Applicant states that upon the grant of this instant application it will request revocation of its MC 8957 Sub 2, Sub 3, and Sub 7. Applicant also states no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa., or Washington, D.C.

No. MC 19311 (Sub-No. 16), filed April 15, 1968. Applicant: CENTRAL TRANSPORT, INC., 3399 East McNichols Road, Detroit, Mich. Applicant's representative: William D. Parsley, 117 West Allegan Street, Lansing, Mich. 48933. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), between Saginaw and Edmore, Mich.: (1) From Saginaw, Mich., over Michigan Highway M–46 to Edmore, Mich., and return over the same route, serving all intermediate points and the off-route points of Wheeler, Elwell, Vestaburg, and Cedar Lake, and (2) from Saginaw, Mich., over Michigan Highway M–46 to St. Louis, Mich., thence over County Road (Michigan Avenue, formerly M–177) to Alma, Mich., thence over County Road 549 (Lincoln Road) to junction with County Road 555 (Lumberjack Road), thence over County Road 555 (Lumberjack Road) to junction with Michigan Highway M–46, thence over Michigan Highway M–46 to Edmore, Mich., and return over the same route, serving no intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lansing or Detroit, Mich.

No. MC 26707 (Sub-No. 7), filed April 15, 1968. Applicant: PHILIP J. GROETKEN, Highway 75 South, Post Office Box 125, Le Mars, Iowa 51031. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except those with vehicle beds, bed frames, or fifth wheels); (2) *agricultural implements and machinery;* and (3) *attachments for, and equipment designed for use with, the foregoing articles when moving in mixed loads with such articles*, (1) between points in the Davenport, Iowa, Rock Island and Moline, Ill., commercial zone, as defined by the Commission, and (2) from points in said commercial zone to points in Cherokee, O'Brien, Plymouth, Sioux, and Woodbury Counties, Iowa, and Union County, S. Dak. Restriction: The proposed authority shall be limited to traffic originating at the plantsites of, or storage or distribution facilities used by, International Harvester Co., and terminating in the aforesaid States of destination, provided that this restriction shall not prevent the handling of foreign traffic. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 26739 (Sub-No. 62), filed April 15, 1968. Applicant: CROUCH BROS., INC., Post Office Box 1059, St. Joseph, Mo. 64502. Applicant's representative: G. W. Keefer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except those with vehicle beds, bed frames, or fifth wheels); (2) *agricultural implements and machinery;* and (3) *attachments for, and equipment designed for use with*, the foregoing articles when moving in mixed loads with such articles, between points in the Davenport, Iowa, Rock Island and Moline, Ill., commercial zone, as defined by the Commission, and from points in said commercial zone to points in Arkansas, Kansas, Louisiana, Missouri, Oklahoma, and Texas, restricted to traffic originating at the plantsites of, or storage or distribution facilities used by International Harvester Co. and terminating in the aforesaid States of destination: *Provided*, That this restriction shall not prevent the handling of foreign traffic. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 29079 (Sub-No. 44), filed April 15, 1968. Applicant: BRADA MILLER FREIGHT SYSTEM, INC., 1210 South Union, Kokomo, Ind. 46901.

Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Electrical appliances and parts therefor; also materials, equipment, and supplies used or useful in the manufacture thereof*, between the plantsites, facilities, and warehouses of General Electric Co. at Appliance Part and/or Louisville, Ky., on the one hand, and, on the other, points in Illinois, Indiana, the Lower Peninsula of Michigan, Ohio, and St. Louis, Mo. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Louisville, Ky.

No. MC 29120 (Sub-No. 98), filed April 4, 1968. Applicant: ALL-AMERICAN TRANSPORT, INC., 1500 Industrial Avenue, Post Office Box 769, Sioux Falls, S. Dak. 57101. Applicant's representative: E. J. Dwyer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and/or cold storage facilities utilized by Wilson & Co., Inc., at or near Logansport, Ind., to points in Iowa and Nebraska, restricted to the transportation of Wilson & Co., Inc., traffic originating at the above-specified plantsite and/or cold storage facilities and destined to the above-specified destination points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 29848 (Sub-No. 2), filed April 9, 1968. Applicant: O. CLOUTIER & SONS, INC., 137 Crawford Street, Fall River, Mass.; Post Office Box 84, Tiverton, R.I. 02878. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and forest products*, between Portsmouth, R.I., and points in Connecticut (on and east of Connecticut Highway 8), Maine, Massachusetts, New Hampshire, Rhode Island, Vermont, and Port Newark, N.J., under contract with Weyerhaeuser Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Boston, Mass., or Providence, R.I.

No. MC 31389 (Sub-No. 98), filed April 10, 1968. Applicant: McLEAN TRUCKING COMPANY, a corporation, 617 Waughtown Street, Post Office Box 213, Winston-Salem, N.C. Applicant's representative: Francis W. McInerny, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the Erie Industrial Park as an off-route point in connection with applicant's regular-route authority to serve Port Clinton, Ohio. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 31389 (Sub-No. 99), filed April 10, 1968. Applicant: McLEAN TRUCKING COMPANY, a corporation, 617 Waughtown Street, Post Office Box 213, Winston-Salem, N.C. Applicant's representative: Francis W. McInerny, 1000 16th Street, NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment) between Rock Island, Ill., and Clinton, Iowa: Over Illinois Highway 84 to U.S. Highway 30, thence over U.S. Highway 30 across the Mississippi River to Clinton, and return over the same route, as an alternate route for operating convenience only, serving no intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 39443 (Sub-No. 21), filed April 15, 1968. Applicant: THOMPSON, INC., 4800 Broadway, Quincy, Ill. 62301. Applicant's representative: Mack Stephenson, 42 Fox Mill Lane, Springfield, Ill. 62707. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry animal and poultry feeds*, in bulk, and *dry animal and poultry feed ingredients*, in bulk, between Quincy, Ill., on the one hand, and, on the other, points in South Dakota. NOTE: If a hearing is deemed necessary, applicant requests it be held at Springfield, Ill., or St. Louis, Mo.

No. MC 43421 (Sub-No. 38), filed April 15, 1968. Applicant: DOHRN TRANSFER COMPANY, a corporation, 4016 Ninth Street, Rock Island, Ill. 61201. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, and classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite of Republic Powdered Metals, Inc., in Brunswick Hills Township (Medina County), Ohio, as an off-route point in connection with applicant's presently held authorized regular-route authority to and from Cleveland, Ohio. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 47142 (Sub-No. 96), filed April 15, 1968. Applicant: C. I. WHITTEN TRANSFER COMPANY, a corporation, 200 19th Street, Huntington, W. Va. 25719. Applicant's representative: Michael R. Prestera (same address as applicant). Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Glass containers; machinery, materials, and supplies* used in the manufacture and shipping thereof, from Huntington, W. Va., to points in Tennessee, and *refused and rejected shipments* on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at Charleston, W. Va.

No. MC 59150 (Sub-No. 38), filed April 1, 1968. Applicant: PLOOF TRANSFER COMPANY, INC., 1901 Hill Street, Jacksonville, Fla. 32202. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, Jacksonville Fla. 32207. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood pulp*, from points in Putnam County, Fla., to points in Clay County, Fla. NOTE: If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla.

No. MC 61825 (Sub-No. 32), filed April 11, 1968. Applicant: ROY STONE TRANSFER CORPORATION, Virginia-Carolina Drive, Collinsville, Va. 24078. Applicant's representative: J. C. Wilson, Post Office Box 872, Martinsville, Va. 24112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Furniture parts and materials*, between Bassett and Martinsville, Va., on the one hand, and, on the other, points in Alabama, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, West Virgina, and Wisconsin. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 67450 (Sub-No. 29), filed April 10, 1968. Applicant: PETERLIN CARTAGE CO., a corporation, 9651 South Ewing Avenue, Chicago, Ill. 60617. Applicant's representative: Joseph M. Scanlan, 111 West Washington Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, paper products, and wood pulp, and supplies, machinery and materials* used in connection with manufacture, sale, and distribution of paper, paper products, and wood pulp, between the plantsite of West Virginia Pulp & Paper Co., at or near Wickliffe, Ky., on the one hand, and, on the other, points in North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Tennessee, Arkansas, Kentucky, Oklahoma, Kansas, Missouri, Nebraska, Iowa, Minnesota, Wisconsin, Illinois, Ohio, Indiana, and Michigan. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Louisville, Ky.

No. MC 73165 (Sub-No. 249), filed April 11, 1968. Applicant: EAGLE MOTOR LINES, INC., Post Office Box 1348, Birmingham, Ala. 35201. Applicant's representative: Robert M. Pearce, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition board*,

from the plantsite of U.S. Plywood-Champion Papers, Inc., at or near Oxford, Miss., to points in Illinois, Iowa, Kentucky, Louisiana, Nebraska, Ohio, Texas, and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala.

No. MC 80428 (Sub-No. 66), filed April 14, 1968. Applicant: McBRIDE TRANSPORTATION, INC., Main and Nelson Streets, Goshen, N.Y. Applicant's representative: Robert V. Gianniny, 900 Midtown Tower, Rochester, N.Y. 14604. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Wine*, in bulk, in stainless steel tank vehicles, from Yonkers, N.Y., to points in Connecticut and Massachusetts, (2) *feed ingredients*, in bulk, from Cleveland, Ohio, to Buffalo, N.Y., and Greenville, Pa., and (3) *flour*, edible, in bulk, in tank vehicles, or in bags, from Buffalo, N.Y., to points in Pennsylvania, New Jersey, Massachusetts, Ohio, Connecticut, Maine, New Hampshire, Rhode Island, and Vermont. NOTE: if a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 81908 (Sub-No. 1), filed April 15, 1968. Applicant: WILLIAM E. WAMMES, doing business as H. & W. MOTOR FREIGHT, Route No. 4, Box 196, Bowling Green, Ohio 43402. Applicant's representative: James R. Stiverson, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, between Toledo, Ohio, on the one hand, and, on the other, Pittsburgh, Pa., points in that part of Indiana on and east of a line beginning at Lake Michigan and extending along U.S. Highway 35 to Logansport, Ind., thence along Indiana Highway 29 (formerly portion U.S. Highway 35), to Burlington, Ind., thence along Indiana Highway 22 (formerly U.S. Highway 35), to junction U.S. Highway 35, thence along U.S. Highway 35 to the Indiana-Ohio State line, and that part of Michigan on and south of Michigan Highway 21. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 82841 (Sub-No. 46), filed April 12, 1968. Applicant: R–D TRANSFER, INC., 801 Livestock Exchange Building, Omaha, Nebr. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except those with vehicle beds, bed frames, or fifth wheels), (2) *agricultural implements and machinery*, and (3) *attachments for, and equipment designed for use with the foregoing articles*, when moving in mixed loads with such articles, (a) between points in the Davenport, Iowa, Rock Island and Moline, Ill., commercial zone, as defined by the Commission, and (b) from points in the Davenport, Iowa, Rock Island and Moline, Ill., commercial zone, as defined by the Commission to points in Colorado, Indiana, Iowa, Kansas, Nebraska, and Wyoming, restricted to traffic originating at the plantsites or storage distribution facilities used by International Harvester Co., and terminating in the aforesaid States of destination: *Provided*, That this restriction shall not prevent the handling of foreign traffic. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 98610 (Sub-No. 3), filed April 11, 1968. Applicant: KANSAS TRANSPORT CO., INC., 1060 West Kansas, McPherson, Kans. 66603. Applicant's representative: L. M. Cornish, Jr., 808 First National Bank Building, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, from Farmland Industries Nitrogen Plant, at or near Dodge City, Kans., to points in Colorado, Wyoming, Texas, Oklahoma, Missouri, Nebraska, and Iowa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Wichita or Topeka, Kans., or Kansas City, Mo.

No. MC 103880 (Sub-No. 394), filed April 8, 1968. Applicant: PRODUCERS TRANSPORT, INC., 215 East Waterloo Road, Akron, Ohio 44306. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer solutions and liquid fertilizer compounds*, in bulk, from the plantsite of The Borden Chemical Co., Smith-Douglass Division, at or near Logansport, Ind., to points in Illinois, Kentucky, Michigan, Ohio, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 104149 (Sub-No. 183), filed April 12, 1968. Applicant: OSBORNE TRUCK LINES, INC., 501 North 31st Street, Birmingham, Ala. Applicant's representative: John P. Carlton, 327 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition board*, from the plantsite of U.S. Plywood-Champion Papers, Inc., located at or near Oxford, Miss., to points in Florida, Georgia, Louisiana, North Carolina, South Carolina, Tennessee, and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Memphis, Tenn.

No. MC 104896 (Sub-No. 28), filed April 16, 1968. Applicant: WOMELDORF, INC., Post Office Box 232, Lewistown, Pa. Applicant's representative: V. Baker Smith, 2107 The Fidelity Building, Philadelphia, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers; plastic containers; closures; wood, fiberboard or pulpboard cartons or boxes* from Freehold, N.J., to points in New York and Pennsylvania, and, *refused, rejected, or damaged shipments*, on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 105813 (Sub-No. 165), filed April 8, 1968. Applicant: BELFORD TRUCKING CO., INC., 3500 North West 79th Avenue, Miami, Fla. 33148. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and/or cold storage facilities utilized by Wilson & Co., Inc., at or near Logansport, Ind., to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, and Tennessee, restricted to the transportation of traffic of Wilson & Co., Inc., originating at the above specified plantsite and/or cold storage facilities and destined to the above specified destination points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Indianapolis, Ind.

No. MC 106707 (Sub-No. 5), filed April 15, 1968. Applicant: O. T. ADAMS, doing business as MIKE ADAMS, 723 Second Street, Eagle Grove, Iowa 50533. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except those with vehicle beds, bed framers, or fifth wheels); (2) *agricultural implements and machinery*, and (3) *attachments for, and equipment designed for use with*, the foregoing articles when moving in mixed loads with such articles, between points in the Davenport, Iowa, Rock Island and Moline, Ill., commercial zone, as defined by the Commission, and from points in said commercial zone to points in Bremer, Buena Vista, Butler, Cerro Gordo, Cherokee, Clay, Dickinson, Emmet, Floyd, Franklin, Hamilton, Hancock, Hardin, Humboldt, Kossuth, Mitchell, O'Brien, Osceola, Palo Alto, Pocahontas, Webster, Winnebago, Worth, and Wright Counties, Iowa, and points in Faribault, Jackson, Martin, Nobles, and Rock Counties, Minn., restricted to traffic originating at the plantsites of, or storage or distribution facilities used by, International Harvester Co. and terminating in the aforesaid States of destination: *Provided*, That this restriction shall not prevent the handling of foreign traffic. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 106760 (Sub-No. 99), filed April 4, 1968. Applicant: WHITEHOUSE TRUCKING, INC., 2905 Airport Highway, Toledo, Ohio 43614. Applicant's representative: O. L. Thee, 1925 National Plaza, Tulsa, Okla. 74151. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition boards, materials, supplies, and accessories incidental to the installation thereof:* (1) from the plantsite of the Celotex Corp.

in Marrero, La., to Birmingham, Ala., and points within 65 miles thereof and Atlanta, Ga., and points in its commercial zone as defined by the Commission and points in Florida, and (2) from the plantsite of the Celotex Corp. at Largo, Ind., to Birmingham, Ala., and points within 65 miles thereof. NOTE: Common control and dual authority may be involved. If a hearing is deemed necessary, applicant requests it be held at Tampa, Fla.

No. MC 107107 (Sub-No. 390), filed April 3, 1968. Applicant: ALTERMAN TRANSPORT LINES, INC., 2424 Northwest 46th Street, Miami, Fla. 33142. Applicant's representative: Ford W. Sewell (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk) from (1) plantsite and/or warehouse facilities of the Geo. A. Hormel & Co., at Austin, Minn., and Fremont, Nebr., to points in Alabama, Georgia, North Carolina, and South Carolina; (2) plantsite and/or warehouse facilities of the Geo. A. Hormel & Co., at Fort Dodge, Iowa, to points in North Carolina and South Carolina; (3) plantsite and/or warehouse facilities of the I. D. Packing Co., Des Moines, Iowa, to points in North Carolina and South Carolina; and (4) plantsite and/or warehouse facilities of the Rod Barnes Packing Co. at or near Huron, S. Dak., to points in Alabama, Florida, Georgia, North Carolina, and South Carolina. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 107515 (Sub-No. 610), filed April 10, 1968. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 10799, Station A, Atlanta, Ga. 30310. Applicant's representative: B. L. Gundlach (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts*, as described in section A of appendix I, *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 61 M.C.C. 76, except commodities in bulk, and frozen foods, from Norfolk, Richmond, Smithfield, Bena, Hampton, Portsmouth, and Newport News, Va., and Goldsboro, N.C., to points in Alabama, Georgia, Florida, North Carolina, South Carolina, Kentucky, Kansas, Tennessee, Louisiana, and Mississippi. NOTE: Common control may be involved. Applicant states it can tack the above proposed authority with its authority in Sub 399 at Tifton, Ga., on meats and frozen foods to points in Texas, and with Sub 478 at Montgomery, Ala., on meats to points in Arkansas, Oklahoma, and Texas. If a hearing is deemed necessary, applicant requests it be held at Norfolk, Va., or Washington, D.C.

No. MC 108053 (Sub-No. 79), filed April 12, 1968. Applicant: LITTLE AUDREY'S TRANSPORTATION CO., INC., Post Office Box 129, Fremont, Nebr. 68025. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60035. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Candy and confectionery products*, (2) *advertising materials*, including premium merchandise, moving in mixed loads with candy and confectionery products and (3) *materials and supplies* used in the manufacture, sale and/or distribution of candy and confectionery products, between plantsites and storage facilities of Reed Candy Co. at or near Campbellsville, Ky., on the one hand, and, on the other, points in Montana, Oregon, Washington, Wyoming, and Idaho. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Washington, D.C.

No. MC 109136 (Sub-No. 35), filed April 12, 1968. Applicant: ORIOLE CHEMICAL CARRIERS, INC., 9722 Pulaski Highway, Baltimore, Md. 21220. Applicant's representative: Maxwell A. Howell, 1120 Investment Building, 1511 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Silica sand*, in bulk, in tank vehicles, from Gore, Va., to the plantsite of the J. M. Huber Corp. at or near Havre de Grace, Md., under a continuing contract with the J. M. Huber Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Baltimore, Md.

No. MC 110157 (Sub-No. 29), filed April 15, 1968. Applicant: LANG TRANSIT COMPANY, a corporation, 38th Street and Quirt Avenue, Lubbock, Tex. 79404. Applicant's representative: W. D. Benson, Jr., 9th Floor, Citizens Tower, Lubbock, Tex. 79401. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and those requiring special equipment or commodities in bulk, between Lubbock, Tex., and Clovis, N. Mex., over U.S. Highway 84, serving no intermediate points, as an alternate route for operating convenience only. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lubbock or Amarillo, Tex., or Clovis, N. Mex.

No. MC 110193 (Sub-No. 162), filed April 15, 1968. Applicant: SAFEWAY TRUCK LINES, INC., 20450 Ireland Road, Post Office Box 2628, South Bend, Ind. 46613. Applicant's representative: William J. Monheim (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from points in Brown County, Wis., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111302 (Sub-No. 47), filed April 15, 1968. Applicant: HIGHWAY TRANSPORT, INC., Post Office Box 79, Powell, Tenn. 37849. Applicant's representative: Paul E. Weaver, 1120 West Griffin Road, Lakeland, Fla. 33801. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastic and liquid latex*, in bulk, from Perryville, Md., to points in Alabama, Florida, Georgia, Illinois, Indiana, Kentucky, Mississippi, North Carolina, Ohio, South Carolina, Tennessee, Virginia, and West Virginia. NOTE: Applicant states it intends to interchange traffic. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111309 (Sub-No. 6), filed April 19, 1968. Applicant: RELAY TRANSPORT, INC., 130 Steamboat Road, Great Neck, N.Y. Applicant's representative: Leonard A. Jaskiewicz, 1155 15th Street NW., Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Flavoring syrups, liquid sugar, invert sugar, corn syrup, and blends thereof*, in containers, and in bulk, and (2) *carbonated beverages*, in containers and empty containers, from Long Island City, N.Y., to points in Connecticut, Delaware, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, West Virgina, Virgina, and the District of Columbia, under contract with Pepsico, Inc., and Pepsi-Cola Metropolitan Bottling Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 111720 (Sub-No. 7) (Correction), filed March 7, 1968, published FEDERAL REGISTER issue of March 21, 1968, and republished as corrected this issue. Applicant: RAY WILLIAMS AND ARLENE WILLIAMS, a partnership, doing business as WILLIAMS TRUCK SERVICE, 2800 East 11th Street, Post Office Box 40, Sioux Falls, S. Dak. 57101. Applicant's representative: James R. Becker, 412 West Ninth Street, Sioux Falls, S. Dak. 57104. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products*, and *meat byproducts, dairy products, and articles distributed by meat packinghouses*, as described in sections A, B, and C of appendix I, to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from Sioux Falls and Madison, S. Dak., to points in Ohio (except Toledo, Columbus, Dayton, and Steubenville), Pennsylvania (except Pittsburgh), Michigan, Maine, New Hampshire, Vermont, Connecticut, Massachusetts, Rhode Island, New York, New Jersey, Delaware, Maryland, Virginia, West Virgina, and the District of Columbia, under contract with John

Morrell & Co. NOTE: The purpose of this republication is to add the destination States of New Jersey, Delaware, Maryland, and Virginia, inadvertently omitted from previous publication. If a hearing is deemed necessary, applicant requests it be held at Sioux Falls, S. Dak., Minneapolis, Minn., or Omaha, Nebr.

No. MC 111812 (Sub-No. 362), filed April 11, 1968. Applicant: MIDWEST COAST TRANSPORT, INC., 405½ East Eighth Street, Post Office Box 1233, Sioux Falls, S. Dak. 57101. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr., 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, packinghouse products, and commodities used by packinghouses*, as described in appendix I, to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicle), from points in Jefferson County, Idaho, to points in Connecticut, Delaware, District of Columbia, Illinois, Indiana, Iowa, Kansas, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Boise, Idaho, or Denver, Colo.

No. MC 112822 (Sub-No. 82), filed April 4, 1968. Applicant: EARL BRAY, INC., Post Office Box 1191, 1401 North Little, Cushing, Okla. 74023. Applicant's representative: Carl L. Wright (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer ingredients*, from the plantsites of Missouri Farmers Association, Inc., and Central Farmers Fertilizer Co., at or near Palmyra, Marion County, Mo., to points in Arkansas, Illinois, Iowa, Kansas, and Nebraska. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City or St. Louis, Mo.

No. MC 113267 (Sub-No. 196), filed April 11, 1968. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. 62232. Applicant's representative: Lawrence A. Fischer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Compressed moist yeast*, in containers, in vehicles equipped with mechanical refrigeration, from St. Louis, Mo., to Huntsville and Montgomery, Ala., and Atlanta, Ga. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 113271 (Sub-No. 32), filed April 17, 1968. Applicant: CHEMICAL TRANSPORT, a corporation, 1627 Third Street NW., Great Falls, Mont. 59401. Applicant's representative: Ray F. Koby, 314 Montana Building, Great Falls, Mont. 59401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer*, in bags, from ports of entry on the international boundary line between the United States and Canada, located in Montana, to points in Montana. NOTE: If a hearing is deemed necessary, applicant requests it be held at Billings or Great Falls, Mont.

No. MC 113678 (Sub-No. 316), filed April 3, 1968. Applicant: CURTIS, INC., 770 East 51st Avenue, Denver, Colo. 80216. Applicant's representatives: Duane W. Acklie and Richard Peterson, Post Office Box 806, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I, to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and/or cold storage facilities utilized by Wilson & Co., Inc., at or near Logansport, Ind., to points in Colorado, Kansas, Missouri, and Nebraska, restricted to the transportation of Wilson & Co., Inc., traffic originating at the above-specified plantside and/or cold storage facilities and destined to the above-specified destinations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 113678 (Sub-No. 317), filed April 9, 1968. Applicant: CURTIS, INC., 770 East 51st Avenue, Denver, Colo. 80216. Applicant's representatives: Duane W. Acklie and Richard Peterson, Post Office Box 806, Lincoln, Nebr. 68505. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Candy and confectionery products;* (2) *advertising materials*, including premium merchandise, moving in mixed loads with candy and confectionery products; and, (3) *materials and supplies* used in manufacture, sale and/or distribution of candy and confectionery products, between plantsites and storage facilities of Reed Candy Co., at or near Campbellsville, Ky., on the one hand, and, on the other, points in Arizona, California, Colorado, Idaho, Iowa, Minnesota, Montana, Nebraska, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming. NOTE: If a hearing is deemed necessary, applicant does not specify a location.

No. MC 113828 (Sub-No. 142), filed April 18, 1968. Applicant: O'BOYLE TANK LINES, INCORPORATED, 4848 Cordell Avenue, Washington, D.C. 20014. Applicant's representative: William P. Sullivan, Federal Bar Building West, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt cake*, in bulk, from Painesville, Ohio, and Petrolia, Pa., to Luke, Md., and Huntington, W. Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114045 (Sub-No. 313), filed April 12, 1968. Applicant: TRANS COLD EXPESSS, INC., Post Office Box 5842, Dallas, Tex. 75222. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confectionery products; advertising materials, including premium merchandise*, moving in mixed loads with candy and confectionery products; *materials and supplies* used in manufacture, sale, and/or distribution of candy and confectionery products, between plantsites and storage facilities of Reed Candy Co., at or near Campbellsville, Ky., on the one hand, and, on the other, points in Connecticut, Delaware, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Tennessee, Vermont, Arizona, Arkansas, California, Colorado, Illinois, Louisiana, Minnesota Nebraska, Nevada, New Mexico, Oklahoma, Texas, Utah, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Dallas, Tex.

No. MC 114211 (Sub-No. 114), filed April 18, 1968. Applicant: WARREN TRANSPORT, INC., 305 Whitney Road, Post Office Box 420, Waterloo, Iowa 50704. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Suite 1625, Chicago, Ill 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* except those with vehicle beds, bed frames, or fifth wheels); (2) *agricultural implements and machinery;* and (3) *attachments for, and equipment designed for use with*, the foregoing articles when moving in mixed loads with such articles, (a) between points in the Davenport, Iowa, Rock Island and Moline, Ill., commercial zone, as defined by the Commission, and (b) from points in said commercial zone to points in Arkansas, Colorado, Indiana, Iowa, Kansas, Louisiana, Minnesota, Missouri, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, Wisconsin, and the Upper Peninsula of Michigan. Restriction: The authority sought herein shall be limited to traffic originating at the plantsites of, or storage or distribution facilities used by, International Harvester Co. and terminating in the aforesaid States of destination: *Provided*, That this restriction shall not prevent the handling of foreign traffic. NOTE: Applicant states it does not seek any duplicating authority for the purpose of sale or otherwise. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 114364 (Sub-No. 162), filed April 9, 1968. Applicant: WRIGHT MOTOR LINES, INC., Post Office Box 1191, 1401 North Little Street, Cushing, Okla. 74023. Applicant's representative: Rodger Spahr (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sealing compounds and petroleum and petroleum products*, in containers, and *roofing and roofing materials*, from Stroud, Okla., to points in Arizona, Arkansas, Colorado, Iowa, Kansas, Louisiana, Missouri, Nebraska, New Mexico, Texas, Utah, and Wyoming; and, (2) *asphalt roofing products and siding products and related materials used in the installation of such products*, from Stroud and Oklahoma City, Okla., and Lubbock,

Tex., to poitns in Arizona, Colorado, New Mexico, and Texas. NOTE: If a hearing is deemed necessary applicant requests it be held at Oklahoma City, Okla.

No. MC 114364 (Sub-No. 163), filed April 15, 1968. Applicant: WRIGHT MOTOR LINES, INC., Post Office Box 1191, 1401 North Little Street, Cushing, Okla. 74023. Applicant's representative: Marion F. Jones, 420 Denver Club Building, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Candy and confectionery products*, (2) *advertising materials, including premium merchandise*, when moving in mixed loads with candy and confectionery products, and (3) *materials and supplies* used in manufacture, sale and/or distribution of candy and confectionery products, between plantsites and storage facilities of Reed Candy Co., at or near Campbellsville, Ky., on the one hand, and, on the other, points in Arizona, Arkansas, Colorado, California, Idaho, Kansas, Minnesota, Missouri, Montana, Nevada, New Mexico, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 114789 (Sub-No. 20), filed April 10, 1968. Applicant: NATIONWIDE CARRIERS, INC., Post Office Box 104, Maple Plain, Minn. 55359. Applicant's representative: Marshall D. Becker, 630 City National Bank Building, Omaha, Nebr. 68105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products and frozen poultry and frozen poultry parts and fats*, from Dubuque, Iowa and points in Minnesota and Wisconsin, to points in Connecticut, Delaware, Maryland, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and the District of Columbia, under contract with Land O'Lakes Creameries, Inc., Sugar Creek Foods, and Dairyland Co-op Cheese Association. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Chicago, Ill.

No. MC 114890 (Sub-No. 35), filed April 16, 1968. Applicant: C. E. REYNOLDS TRANSPORT, INC., 2209 Range Line, Joplin, Mo. 64802. Applicant's representative: J. David Harden, Jr., 450 American National Building, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric acid*, in bulk, in tank vehicles, from Tulsa, Okla., to Springdale, Ark. NOTE: If a hearing is deemed necessary, applicant requests it be held at Tulsa, Okla., or Kansas City, Mo.

No. MC 115311 (Sub-No. 83), filed April 10, 1968. Applicant: J & M TRANSPORTATION CO., INC., Post Office Box 488, Milledgeville, Ga. 31061. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from Clinchfield, Ga., to points in Florida, Alabama, Tennessee, North Carolina, Mississippi, and Louisiana. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 115841 (Sub-No. 325), filed April 1, 1968. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, Birmingham, Ala. 35201. Applicant's representative: C. E. Wesley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products, products produced or distributed by manufacturers and converters of paper and paper products, materials, and supplies* used in the manufacture and processing of paper and paper products (except in bulk in tank vehicles) between the plantsite and warehouse facilities of West Virginia Pulp and Paper Co., at or near Wickliffe, Ky., on the one hand, and, on the other, points in Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, Ohio, Lower Peninsula of Michigan, Indiana, Illinois, Tennessee, Kentucky, Georgia, Alabama, Florida, Texas, Louisiana, Mississippi, Oklahoma, Missouri, Arkansas, Kansas, Nebraska, Iowa, Wisconsin, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., Washington, D.C., or Birmingham, Ala.

No. MC 115841 (Sub-No. 326), filed April 3, 1968. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., Post Office Box 2169, 1215 Bankhead Highway West, Birmingham, Ala. Applicant's representative: Harry Ross, 848 Warner Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Candy and confectionery products;* (2) *advertising materials, including premium merchandise, moving in mixed loads with candy and confectionery products;* and (3) *materials and supplies used in manufacture, sale and/or distribution of candy and confectionery products*, between plantsites and storage facilities of Reed Candy Co. at or near Campbellsville, Ky., on the one hand, and, on the other, points in Alabama, Connecticut, Delaware, Georgia, Indiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, District of Columbia, and Louisiana. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville or Lexington, Ky.

No. MC 115841 (Sub-No. 327), filed April 10, 1968. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, Post Office Box 2169, Birmingham, Ala. 35201. Applicant's representative: C. E. Wesley (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals, chemical compounds, and cleaning compounds*, other than in bulk, from Utica, Ill., to points in Alabama, Florida, Georgia, Oklahoma and Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala; Washington, D.C.; or Philadelphia, Pa.

No. MC 115841 (Sub-No. 328), filed April 10, 1968. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, Post Office Box 2169, Birmingham, Ala. 35201. Applicant's representative: C. E. Wesley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of the appendix I, to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk in tank vehicles), from the plantsite and/or cold storage facilities utilized by Wilson & Co., Inc., at or near Logansport, Ind., to points in Alabama, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, and Louisiana, restricted to traffic originating at the above-specified plantsite and/or cold storage facilities and destined to the above-specified destination points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 115841 (Sub-No. 329), filed April 10, 1968. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, Post Office Box 2169, Birmingham, Ala. 35201. Applicant's representative: C. E. Wesley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* not frozen and except in bulk in tank vehicles, from Arcade and Syracuse, N.Y., and Wellsboro, Pa., to points in Colorado, Georgia, Illinois, Louisiana, Michigan, Ohio, Texas, Alabama, Arkansas, Mississippi, and Tennessee. NOTE: Applicant states that no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 116073 (Sub-No. 78), filed April 8, 1968. Applicant: BARRETT MOBILE HOME TRANSPORT, INC., Post Office Box 601, 1825 Main Avenue, Moorhead, Minn. 56561. Applicant's representative: John G. McLaughlin, Pacific Building, Portland, Oreg. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile homes* designed to be drawn by passenger automobiles, in initial movements, in truckaway service, from points in Arizona to points in California. NOTE: If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz.

No. MC 116164 (Sub-No. 4), filed April 3, 1968. Applicant: ARROW TRANSPORTATION, a corporation, 831 East Broadway, Des Moines, Iowa 50313. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des

Moines, Iowa 50306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Building brick and clay products*, from Mason City, Iowa, to points in Illinois, Iowa, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin, under contract with Mason City Brick and Tile Co., a division of the Goodwin Cos. NOTE: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 118263 (Sub-No. 4), filed April 8, 1968. Applicant: COLDWAY CARRIERS, INC., Post Office Box 38, State Highway 131, 47130, Clarksville, Ind. 47131. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Candy and confectionery products;* (2) *advertising materials, including premium merchandise, moving in mixed loads with candy and confectionery products;* (3) *materials and supplies used in manufacture, sale, and/or distribution of candy and confectionery products*, between plantsites and storage facilities of Reed Candy Co. at or near Campbellsville, Ky., on the one hand, and, on the other, points in Connecticut, Delaware, Indiana, Maryland, Maine, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, West Virginia, Virginia, District of Columbia, and Illinois. NOTE: Applicant presently holds contract carrier authority under MC 111069 and subs thereunder, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant does not specify location.

No. MC 119955 (Sub-No. 2), filed April 15, 1968. Applicant: RUDOLPH LABRANCHE, Post Office Box 23, West Franklin, N.H. Applicant's representative: Andre J. Barbeau, 795 Elm Street, Room 510, Manchester, N.H. 03101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Valves, valve components, tools, jigs, and fixtures* used in manufacturing valves, *rough castings, and machine parts, and correspondence, orders, payroll records, and blueprints*, in interplant messenger service, between Franklin, N.H., Lawrence, Mass., and Kittery, Maine, under contract with Webster Valve Co., Inc., Franklin, N.H. NOTE: Applicant states it presently holds authority in Docket No. MC 119955 (Sub-No. 1) for the transportation of the above named commodities between Franklin, N.H., and Lawrence, Mass. The supporting shipper seeks to have the applicant's service available to it for service at a new plant being opened at Kittery, Maine. If a hearing is deemed necessary, applicant requests it be held at Concord, N.H.

No. MC 119974 (Sub-No. 20) (Correction), filed April 3, 1968, published in FEDERAL REGISTER issue of April 25, 1968, and republished as corrected, this issue. Applicant: L. C. L. TRANSIT COMPANY, a corporation, 520 North Roosevelt Street, Green Bay, Wis. 54305. Applicant's representative: Charles E. Dye (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of the appendix I, to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk in tank vehicles), from the plantsite and/or storage facilities utilized by Wilson and Co. at or near Logansport, Ind., to points in Illinois, Iowa, Michigan, St. Louis, Mo., Minnesota, Ohio, and Wisconsin restricted to transportation of Wilson and Co. traffic originating at the above specified plantsite and/or cold storage facilities and destined to the above specified destination points. NOTE: The purpose of this republication is to add *meat byproducts* to commodity description, inadvertently omitted in previous publication. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 123063 (Sub-No. 7), filed April 11, 1968. Applicant: KIRBERY TRANSPORTATION, INC., 425 Main Street, Woodbridge, N.J. 07095. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lime, limestone, cement, and fly ash*, from the facilities of McNeil Bros. at Devon, Conn., to points in Massachusetts, and (2) *lime and limestone*, from points in Massachusetts to the facilities of McNeil Bros. at Devon, Conn. NOTE: Applicant holds contract carrier authority under Docket No. MC 50413 (Sub-No. 8) therefore, dual operations may be involved. Applicant states it could join at Devon, Conn., with its presently held authority wherein it is authorized to conduct operations in the States of New York, New Jersey, Pennsylvania, and Connecticut. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 123233 (Sub-No. 20), filed April 15, 1968. Applicant: PROVOST CARTAGE, INC., 7785 Hochelaga Street, Montreal 5, Quebec, Canada. Applicant's representative: John J. Brady, Jr., 75 State Street, Albany, N.Y. 12207. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Starch*, in bulk, in pressure differential tank vehicles, from Massena, N.Y., to the port of entry on the international boundary line between the United States and Canada, located at or near Rooseveltown, N.Y. NOTE: If a hearing is deemed necessary, applicant requests it be held at Plattsburgh or Albany, N.Y.

No. MC 123322 (Sub-No. 17), filed April 9, 1968. Applicant: BEATTY MOTOR EXPRESS, INC., Jefferson Avenue Extension, Washington, Pa. 15301. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers*, from Youngwood and Scottdale, Pa., to Baltimore, Md., and Winchester, Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 123393 (Sub-No. 197), filed April 8, 1968. Applicant: BILYEU REFRIGERATED TRANSPORT CORPORATION, 2105 East Dale, Springfield, Mo. 65803. Applicant's representative: Bill Bilyeu, Post Office Box 948, Commercial Station, Springfield, Mo. 65803. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in sections A and C of the appendix I, to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk in tank vehicles), from the plantsite and/or cold storage facilities utilized by Wilson & Co., Inc., at or near Logansport, Ind., to points in Colorado, Iowa, Kansas, Missouri, and Nebraska, restricted to the transportation of Wilson & Co., Inc., traffic originating at the above-specified plantsite and/or cold storage facilities and destined to the above-specified destination points. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 123639 (Sub-No. 104), filed April 12, 1968. Applicant: J. B. MONTGOMERY, INC., 5150 Brighton Boulevard, Denver, Colo. 80216. Applicant's representative: James G. Hardman, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat byproducts and articles distributed by meat packinghouses* as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk and hides), from the plantsite and storage facilities of Blue Ribbon Beef Pack, Inc., near Le Mars, Iowa, to points in Colorado (except Denver), Illinois (except Chicago), Kansas, Indiana, and Nebraska, restricted to traffic originating at the plantsite and storage facilities of Blue Ribbon Beef Pack, Inc., near Le Mars, Iowa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 124062 (Sub-No. 6), filed April 19, 1968. Applicant: FRICK TRANSPORT, INC., Wawaka, Ind. 46794. Applicant's representative: Alki E. Scopelitis, 511 Fidelity Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, from Joliet, Ill., to points in Indiana, Lower Peninsula of Michigan, and Ohio. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 124078 (Sub-No. 323), filed April 10, 1968. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: James R. Ziperski (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cement* and (2) *lime*, from points in Richmond County, Ga., to points in Georgia and South Carolina. NOTE: Applicant states it could tack the authority sought herein with its presently held authority in MC 124078 Subs 7, 8, and 217 at Atlanta and Rockmart, Ga., to perform a through service to Alabama and Tennessee. If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala., or Atlanta, Ga.

No. MC 124193 (Sub-No. 1), filed April 8, 1968. Applicant: JOSEPH BENNETT, doing business as M & P RENTAL CO., 1172 East 96th Street, Brooklyn, N.Y. 11236. Applicant's representative: William D. Traub, 10 East 40th Street, New York, N.Y. 10016. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities, supplies, materials, and equipment* as are used or dealt in the manufacture, sale, display, repair, or modification of mattresses and upholstered furniture, between Brooklyn, N.Y., on the one hand, and, on the other, points in New York, Ohio, New Jersey, Pennsylvania, Maryland, Delaware, that part of Virginia on and east of U.S. Highway 1, and the District of Columbia, under contract with Eclipse Sleep Products, Inc., Brooklyn, N.Y. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 124211 (Sub-No. 112), filed April 11, 1968. Applicant: HILT TRUCK LINE, INC., 2648 Cornhusker Highway, Post Office Box 824, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: Regular routes: (A) *Macaroni, noodles, grain products, food products, pancake and cake flour, spaghetti and vermicelli*, from Lincoln, Nebr., to Lincoln, Nebr., over the following circuitous routes, serving all intermediate points: (1) From Lincoln over Nebraska Highway 2 to junction Iowa Highway 2, thence over Iowa Highway 2 to junction U.S. Highway 71, thence over U.S. Highway 71 to junction U.S. Highway 34, thence over U.S. Highway 34 to Lincoln; and, (2) from Lincoln as above to junction U.S. Highway 34, thence over U.S. Highway 34 to junction U.S. Highway 59, thence over U.S. Highway 59 to junction Iowa Highway 64, thence over Iowa Highway 64 to junction U.S. Highway 6, thence over U.S. Highway 6 to Lincoln; and, (3) from Lincoln over U.S. Highway 34 to junction U.S. Highway 75, thence over U.S. Highway 75 to junction U.S. Highway 6, thence over U.S. Highway 6 to Lincoln; and, (4) from Lincoln over U.S. Highway 77 to junction U.S. Highway 36, thence over U.S. Highway 36 to junction U.S. Highway 59, thence over U.S. Highway 59 to junction U.S. Highway 34, thence over U.S. Highway 34 to Lincoln; and, (5) from Lincoln over U.S. Highway 6 to junction U.S. Highway 81, thence over U.S. Highway 81 to junction U.S. Highway 20, thence over U.S. Highway 20 to junction U.S. Highway 77, thence over U.S. Highway 77 to Lincoln. Irregular routes: (B) *Advertising matter and advertising paraphernalia, utilized by the beverage industry, when intended for such use and when moving in the same vehicle at the same time with beverages, and beverage concentrates, and beverages, carbonated and noncarbonated*, from Sioux City, Iowa, and points in the Sioux City, Iowa, commercial zone, as defined by the Commission, and points in California, Kansas, Louisiana, Texas, and Wisconsin, to Alliance, David City, Fairbury, Fremont, Lincoln, McCook, Norfolk, Omaha, and Scottsbluff, Nebr., and points in Kansas and South Dakota, (C) *empty containers and pallets*, from Alliance, David City, Fairbury, Fremont, Lincoln, McCook, Norfolk, Omaha, and Scottsbluff, Nebr., and points in Kansas and South Dakota, to points in California, Kansas, Louisiana, Texas, and Wisconsin, and Sioux City, Iowa, and points in the Sioux City, Iowa, commercial zone as defined by the Commission, and (D) *junk, scrap, and waste materials*, between points in Nebraska, and points in the United States, except Hawaii. NOTE: Applicant states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Lincoln or Omaha, Nebr.

No. MC 124211 (Sub-No. 113), filed April 15, 1968. Applicant: HILT TRUCK LINE, INC., 2648 Cornhusker Highway, Post Office Box 824, Lincoln, Nebr. 68501. Applicant's representative: Duane W. Acklie, Post Office Box 806, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confectionery products; advertising materials*, including premium merchandise, moving in mixed loads with candy and confectionery products; and, *materials and supplies* used in manufacture, sale and/or distribution of candy and confectionery products, between the plantsites and storage facilities of Reed Candy Co. at or near Campbellsville, Ky., on the one hand, and, on the other, points in Illinois, Iowa, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 124783 (Sub-No. 7), filed April 19, 1968. Applicant: KATO EXPRESS, INC., Route 3, Elizabethtown, Ky. 47201. Applicant's representative: Rudy Yessin, Sixth Floor, McClure Building, Frankfort, Ky. 42701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Standiford Field Airport, Louisville, Ky., and Christian County Airport, Hopkinsville, Ky., on the one hand, and, on the other, points in Christian, Trigg, Caldwell, and Hopkins Counties, Ky., restricted to the transportation of shipments having an immediately prior or subsequent movement by air. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville or Elizabethtown, Ky.

No. MC 124796 (Sub-No. 38) (Correction), filed April 3, 1968, published in the FEDERAL REGISTER issue of April 25, 1968, corrected and republished as corrected this issue. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 7236 East Slauson, L, Los Angeles, Calif. 90022. Applicant's representative: J. Max Harding, 300 NSEA Building, 605 South 14th Street, Post Office Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over iregular routes, transporting: (1) *Auto parts and accessories, automotive jacks and cranes* (not self-propelled), *hand, electric, and pneumatic tools; advertising materials, premiums, racks, display cases, and signs*, (a) between Memphis, Tenn.; Racine, Wis.; Jackson, Mich.; Batavia, Ill.; Aberdeen, Holly Springs, and Prairie Junction, Miss.; Lake Mills and Mason City, Iowa, and Harrisonburg, Va.; and, (b) from Memphis, Tenn.; Batavia, Ill.; Lake Mills and Mason City, Iowa; Harrisonburg, Va.; Holly Springs, and Prairie Junction, Miss., to points in the United States, excluding Alaska and Hawaii, and *outdated, rejected, refused, or shipments of some commodity*, on return; and, (2) *raw materials, equipment, and supplies* used in the manufacture and distribution of above described commodities from points in Illinois, Michigan, Indiana, Tennessee, South Carolina, Minnesota, West Virginia, Texas, and Iowa, to Lake Mills, Iowa, and Holly Springs, Miss.; Racine, Wis.; Jackson, Mich.; Harrisonburg, Va.; Aberdeen, and Prairie Junction, Miss.; and *outdated, rejected, refused, or shipments of some commodity*, on return, under contract with Walker Manufacturing Corp., Racine, Wis., and restricted to traffic originating or terminating at the plantsites, warehouses, or distribution facilities of Walker Manufacturing Co. NOTE: The purpose of this republication is to include Prairie Junction, Miss., as a destination point in (2) above. If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., or Washington, D.C.

No. MC 125820 (Sub-No. 5), filed April 10, 1968. Applicant: ELK VALLEY FREIGHT LINE, INC., 404 Arlington Avenue, Nashville, Tenn. 37210. Applicant's representatives: George M. Catlett, 703–706 McClure Building, Frankfort, Ky. 40601, and James C. Havron, 513 Nashville Bank & Trust Building, Nashville, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment) (1) between Lexington, Ky., and Wheeling,

W. Va., over U.S. Highway 60 to Charleston, W. Va., thence over Interstate Highway 77 to intersection of West Virginia Highway 2, thence over West Virginia Highway 2 to Wheeling, W. Va., and return over the same route, serving no intermediate points except Parkersburg, W. Va., and restricted against service to those points in Ohio within the commercial zones of Parkersburg, W. Va., and Wheeling, W. Va., as defined by the Commission and (2) between Lexington, Ky., and Charleston, W. Va., over Interstate Highway 64 to Charleston, W. Va., and return over the same route, serving no intermediate points and with service at Charleston, W. Va., for purposes of joinder only, as an alternate route for operating convenience only. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lexington or Frankfort, Ky.

No. MC 126375 (Sub-No. 6), filed April 4, 1968. Applicant: CEL TRANSPORTATION CO., a corporation, Post Office Box 447, Latrobe, Pa. 15650. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Inedible animal fats, animal grease, and animal oils*, in bulk, in tank vehicles, between the plants or other facilities of Far Best Corp., Penn Hills Township, Pa., on the one hand, and, on the other, points in Alabama, Kentucky, Maryland, Michigan, and New York, under contract with Far Best Corp., Verona, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington, D.C.

No. MC 126714 (Sub-No. 1), filed April 18, 1968. Applicant: SOUTHWEST DELIVERY CO., INC., 304 Columbia Street, Vancouver, Wash. Applicant's representative: William J. Lippman, 1824 R Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods, commodities in bulk, and those requiring special equipment) between points in Clark County, Wash., on the one hand, and, on the other, points in Clark, Skamania, Cowlitz, Wahkiakum, Pacific, Lewis, Thurston, Grays Harbor, Mason, Pierce, and King Counties, Wash., restricted to traffic having a prior or subsequent movement by water (1) in foreign commerce and (2) in interstate commerce to or from points in Alaska or Hawaii. NOTE: If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 126822 (Sub-No. 23), filed April 11, 1968. Applicant: PASSAIC GRAIN AND WHOLESALE COMPANY, INC., Post Office Box 23, Passaic, Mo. 64777. Applicant's representative: Tom B. Kretsinger, 450 Professional Building, Kansas City, Mo. 64106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hides, skins, and pieces thereof*, from points in Colorado, Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Nebraska, New Mexico, Oklahoma, and Texas, to points in Alameda, Los Angeles, San Diego, San Francisco, and San Mateo Counties, Calif. NOTE: If a hearing is deemed necessary, applicant requests it be held at San Francisco or Los Angeles, Calif., or Kansas City, Mo.

No. MC 127584 (Sub-No. 2), filed April 12, 1968. Applicant: AERO TRANSPORTERS, INC., Box 515, Ellenville, N.Y. 12428. Applicant's representative: Martin Werner, 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum, aluminum mill products, and materials, supplies, and equipment used in connection with the manufacture, production, and distribution of aluminum and aluminum mill products* (except commodities in bulk, in tank vehicles), between points in the town of Wawarsing (Ulster County), N.Y., on the one hand, and, on the other, points in Delaware, Illinois, Indiana, Michigan, Ohio, Virginia, West Virginia, and the District of Columbia, under a continuing contract, or contracts, with V.A.W. United Aluminum Works of America, Inc., of the town of Wawarsing, N.Y. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 129162 (Sub-No. 3), filed April 17, 1968. Applicant: SCHILLI TRANSPORTATION, INC., 230 St. Clair Avenue, East St. Louis, Ill. 62201. Applicant's representative: J. R. Ferris (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal wood, or charcoal briquettes and pellets*, from Cookeville, Tenn., to points in Kentucky, Illinois, Indiana, and Ohio. NOTE: Dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., or St. Louis, Mo.

No. MC 129188 (Sub-No. 1) (Amendment), filed January 15, 1968, published in the FEDERAL REGISTER issue of February 8, 1968, amended and republished as amended this issue. Applicant: COLORADO AIR CARGO, INC., 3615 North Stone, Colorado Springs, Colo. 80907. Applicant's representative: John R. Barry, 1700 Broadway, Suite 2108, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except articles of unusual value, classes A and B explosives, household goods as defined by the Commission, between Colorado City, Colo., and Denver, Colo., from Colorado City, over Colorado Highway 165, to junction U.S. Highway 85–87, thence northerly over U.S. Highway 85–87 to Pueblo, Colo., thence along U.S. Highway 85–87 (Interstate Highway 25), to Colorado Springs, Colo., thence north on the same unnumbered highway to junction U.S. Highway 85–87 (Interstate Highway 25), to Denver, Colo., including Stapleton International Airport, serving all intermediate points and serving the off-route point of Pueblo Ordnance Depot on Colorado Highway 96, approximately 16 miles east of Pueblo, on traffic having immediately prior or subsequent out of State movement by air. NOTE: The purpose of this republication is to delete "(1) Irregular routes:", proposed in a previous issue. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Pueblo or Colorado Springs, Colo.

No. MC 129298 (Sub-No. 1), filed April 2, 1968. Applicant: JESS W. PONTING, 196 West Curtis, Liberal, Kans. 67901. Applicant's representative: Keith M. Wilcox, Post Office Box 1155, Liberal, Kans. 67901. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt, sand, gravel, crushed stone, rock, dirt, or fill material*, in dump truck vehicles, between Liberal, Kans., and points in Texas and Beaver Counties, Okla., and those in Stanton, Morton, Grant, Stevens, Finney, Haskell, Seward, Gray, and Meade Counties, Kans. NOTE: If a hearing is deemed necessary, applicant requests it be held at Wichita or Topeka, Kans., or Oklahoma City, Okla.

No. MC 129407 (Amendment), filed March 29, 1968, published FEDERAL REGISTER issues of April 11, 1968, and April 18, 1968, and republished as amended this issue. Applicant: JOH WICKIZER, JR., Rural Delivery No. 2, Kingsley, Pa. Applicant's representative: Kenneth R. Davis, 1106 Dartmouth Street, Scranton, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and wooden pallets*, from points in Susquehanna, Wyoming, and Bradford Counties, Pa., to points in New York, New Jersey, Connecticut, Massachusetts, and Rhode Island, under contract with Brunges Lumber Co. NOTE: The purpose of this republication is to show the origin points as counties in Pennsylvania. If a hearing is deemed necessary, applicant requests it be held at Binghamton, N.Y.

No. MC 129456 (Sub-No. 4), filed April 15, 1968. Applicant: TRANS CANADIAN COURIERS, LTD., 20 Morse Street, Toronto 1, Ontario, Canada. Applicant's representative: Russell S. Bernhard, Esq., 1625 K Street NW., Washington, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commercial papers, documents, written instruments, and business records* (except currency and negotiable securities) as are used in the business of banks and banking institutions, (a) from the ports of entry on the international boundary line between the United States and Canada, located at or near Niagara Falls and Buffalo, N.Y., to Buffalo, N.Y.; and, (b) from Detroit, Mich., to the port of entry on the international boundary line between the United States and Canada located at or near Detroit, Mich., under contract with banks and banking institutions. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Buffalo or New York, N.Y.

No. MC 129637 (Sub-No. 1) (Correction), filed April 1, 1968, published in FEDERAL REGISTER issue of April 25, 1968, and republished as corrected this issue. Applicant: CHIP LINE, INC., Post Office Box 2369, Crater Lake Highway, White City, Oreg. 97542. Applicant's representative: Donald A. Schafer, 1400 Public Service Building, Portland, Oreg. 97204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood shavings, sawdust, wood chips, wood flour, ground wood, hog fuel, hogged wood, and bark (treated or untreated)*, in bulk in hopper type trailers and semitrailers, (1) between points in Oregon, (2) between points in Siskiyou County, Calif., and points in Jackson, Josephine, and Douglas Counties, Oreg., and (3) between points in Cowlitz, Clark, Skamania, Klickitat, Yakima, Benton and Walla Walla Counties, Wash., and points in Clatstop, Columbia, Clackamas, Hood River, Wasco, Jefferson, Deschutes, Crook, Wheeler, Grant, Gilliam, Morrow, Umatilla, Union, Baker, and Wallowa Counties, Oreg. NOTE: The purpose of this republication is to add (1) above "between points in Oregon," to territory description, inadvertently omitted in previous publication. If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 129675 (Sub-No. 1), filed April 10, 1968. Applicant: CHEESE EXPRESS, INC., 6815 West 98 Street, Shawnee Mission, Kans. 66212. Applicant's representative: John E. Jandera, 641 Harrison Street., Topeka, Kans. 66603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dairy products*, as defined in Motor Carrier Certificates, 61 M.C.C. 209 and 766 and (2) *commodities*, the transportation of which is partially exempt under the provisions of section 203(b)(c) of the Interstate Commerce Act if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time with dairy products, from Alma, Bogue, Tescott, and Atwood, Kans., Milan and Trenton, Mo., to points in Nebraska, Colorado, Montana, Wyoming, New Mexico, Missouri, Oklahoma, Texas, Iowa, Illinois, Idaho, Utah, Arizona, Nevada, Washington, Oregon, California, and Kansas and *materials, supplies and equipment* used in the manufacture of (1) above on return, under contract with Dwight-Alma Dairy Products, Inc., Texcott Cheese Co., Inc., Bogue Cheese Co., Inc., Trenton Milk Co., Inc., Atwood Cheese Co., Inc., and Sullivan County Cheese Co., Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 129676 (Sub-No. 1), filed April 8, 1968. Applicant: DEAN TRUMAN, doing business as DEAN TRUMAN VAN & STORAGE, 1507 North Ben Jordan, Victoria, Tex. 77901. Applicant's representative: Mert Starnes, The 904 Lavaca Building, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Victoria, Tex., on the one hand, and, on the other, points in Victoria, De Witt, Jackson, Refugio, Goliad, Bee, Calhoun, Wharton, Matagorda and Lavaca Counties, Tex., restricted to shipments having a prior or subsequent movement beyond Texas in specially designed containers, and further restricted to pickup and delivery service incidental to and in connection with packing, crating and containerization or unpacking, uncrating, and decontainerization of such shipments. NOTE: If a hearing is deemed necessary, applicant requests it be held at San Antonio, Corpus, Christi, or Houston, Tex.

No. MC 129781 (Sub-No. 2), filed April 16, 1968. Applicant: J. J. RADSHAW, 22 Roosevelt Street, Bridgeport, Conn. Applicant's representative: Thomas W. Murrett, 410 Asylum Street Hartford, Conn. 06103. Authority sought to operate as a *contract carrier*, by motor vehicle over irregular routes, transporting: *General commodities and express*, between Bridgeport Municipal Airport, Stratford, Conn.; Bradley International Airport, Windsor Locks, Conn.; Trumbull Airport, Groton, Conn.; and Tweed-New Haven Airport, East Haven, Conn., on the one hand, and, on the other, La Guardia Field, New York, N.Y.; and Newark Airport, Newark, N.J., limited to shipments either having a prior or subsequent movement by air or reconsigned air shipments, limited to transportation to be performed under a continuing contract or contracts with Allegheny Airlines, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or Washington, D.C.

No. MC 129806, filed April 1, 1968. Applicant: J. MITCHKO TRUCKING, INC., Rural Delivery No. 1, Limecrest Road, Lafayette, N.J. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Salt and/or salt products*, in bulk; *salt or salt products in packages, pepper in packages when transported in mixed shipments with salt in packages, animal and poultry feeds in packages, and mineral and/or protein blocks for animal and poultry feeding in mixed shipments with salt in packages*, from Port Newark, N.J., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, and the District of Columbia; (2) *salt* in bulk, (a) from points in New Jersey in and north of Camden and Atlantic Counties, N.J., to points in New Jersey, restricted to shipments having an immediate prior movement by rail from points beyond New Jersey; and (b) from points in New Jersey in and north of Camden and Atlantic Counties, N.J., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, and the District of Columbia; (3) *salt or salt products, pepper in packages, when transported in mixed shipments with salt in packages, animal and poultry feeds in packages and mineral and/or protein blocks for animal and poultry feeding in mixed shipments with salt in packages*, from points in New Jersey in and north of Camden and Atlantic Counties, N.J., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, and the District of Columbia; and (4) *refused, rejected or returned shipments* on return, in (1), (2), and (3) above. Restriction: Restricted against transportation of the involved commodities from Newton, N.J., and points within 5 miles thereof to points in the destination territory referred to in (3) above. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 129808 (Sub-No. 2), filed April 3, 1968. Applicant: GRAND ISLAND CONTRACT CARRIER, INC., Rural Route No. 3, Box 46, Municipal Airport, Grand Island, Nebr. Applicant's representative: J. Max Harding, 605 South 14th Street, 300 NSEA Building, Post Office Box 2028, Grand Island, Nebr. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Grain storage bins, grain drying bins, bulk feed tank, and metal buildings and parts, materials, and supplies*, used in connection therewith, from plantsite and storage facilities of Big Chief of Nebraska, Inc., at or near Grand Island, Nebr., to points in the United States (except Alaska and Hawaii) and (2) *raw materials, parts, supplies and tools used in connection with the manufacture and distribution of grain storage bins, grain drying bins, bulk feed tanks, and metal buildings*, from points in the United States (except Alaska and Hawaii) to plantsite and storage facilities of Big Chief of Nebraska, Inc., at or near Grand Island, Nebr., under continuing contract with Big Chief of Nebraska, Inc., Grand Island, Nebr., restricted to traffic originating or terminating at the plantsite or warehouse facilities of Big Chief of Nebraska, Inc., at or near Grand Island, Nebr. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha or Lincoln, Nebr.

No. MC 129812, filed April 1, 1968. Applicant: ROBERT K. BUSBY, doing business as U-GO LEASE COMPANY, 610 West Bockman Way, Sparta, Tenn. 38583. Applicant's representative: Lucius H. Camp, Post Office Box 467, 203 Rhea Street, Sparta, Tenn. 38583. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Aircraft parts and related materials*, from Sparta, Tenn., to St. Stephens, S.C., under contract with McDonnell Douglas Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Cookeville or Nashville, Tenn.

No. MC 129824, filed April 4, 1968. Applicant: SECURITIES TRANSPORTATION CO., INC., 287 Kenberma Street, Manchester, N.H. 03103. Applicant's representative: Leonard A. Jaskiewicz, 1155 15th Street NW., Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor

vehicle, over irregular routes, transporting: *Coins, currency, receipts, and coin boxes* (empty or with coin), between points in New Hampshire, Vermont, and Boston, Mass., under contract with New England Telephone Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Manchester, N.H., or Boston, Mass.

No. MC 129826, filed April 10, 1968. Applicant: ROBERT HOWARD SIMPSON, East South Lane, Marion, Va. 24354. Applicant's representative: Robert I. Asbury, North Park Street, Marion, Va. 24354. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Air freight and air express*, (1) between Marion and Sugar Grove, Va., and Tri-City Airport, in Virginia; and, (2) between Marion and Sugar Grove, Va., and Woodrum Airport, Roanoke, Va., under contract with Brunswick Corp., Marion, Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Marion or Roanoke, Va.

No. MC 129828 (Sub-No. 1), filed April 15, 1968. Applicant: GLENN DAVIS AND DON R. DAVIS, a partnership doing business as DAVIS BROS., Post Office Box 962, Missoula, Mont. 59801. Applicant's representative: John P. Thompson, 450 Capitol Life Buildings, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feeds and supplements thereof*, from Denver, Colo., to points in Montana. NOTE: Applicant holds contract carrier authority under Docket No. MC 127349, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Missoula, Mont.

No. MC 129831, filed April 15, 1968. Applicant: ERNEST KAMRATH, doing business as MILL VALLEY SALVAGE, 1339 East Main Street, Waukesha, Wis. 53186. Applicant's representative: James D'Amato, 905 North East Avenue, Waukesha, Wis. 53186. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Auto salvage and scrap metals*, (1) between Waukesha, Wis., and Chicago, Ill., and (2) between Waukesha, Wis., and Joliet, Ill. NOTE: If a hearing is deemed necessary, applicant requests it be held at Milwaukee, Wis.

No. MC 129832, filed April 15, 1968. Applicant: JIFFY TRUCKING, INC., 33 Pacific Avenue, Jersey City, N.Y. 07304. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Groceries*, between Carlstadt, N.J., on the one hand, and, on the other, points in Nassau, Suffolk, Westchester, and Rockland Counties, and New York, N.Y., and points in Fairfield County, Conn., under contract with General Trading Co., Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 129835, filed April 15, 1968. Applicant: DUANE KRANZ, doing business as ECONO LINE DELIVERY, 4217 Seeley, Downers Grove, Ill. 60513. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except in bulk or tank, those of unusual value, classes A and B explosives, household goods as defined by the Commission, and those requiring special equipment), having a prior or subsequent movement by air, between O'Hare International Airport located at Chicago, Ill., and points in Du Page and Will Counties, Ill. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 129842, filed April 8, 1968. Applicants: JAMES W. RAYFIELD AND G. P. THOMPSON, a partnership, doing business as R & T TRUCKING COMPANY, Post Office Box 90, Midway, Ala. Applicant's representative: Robert E. Tate, Suite 2023–2028 City Federal Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fiberboard boxes*, corrugated, and *paper boxes*, from Auburndale, Fla., to points in Alabama. NOTE: If a hearing is deemed necessary, applicant requests it be held at Montgomery or Birmingham, Ala.

No. MC 129844, filed April 17, 1968. Applicant: WHITEHURST PAVING, COMPANY, INC., 2800 Deepwater Terminal Road, Richmond, Va. Applicant's representatives: Frank W. McInerny, 1000 16th Street NW., Washington, D.C. 20036 and Jno. C. Goddin, Post Office Box 1636, Richmond, Va. 23213. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt and asphaltic products*, from Baltimore, Md., to points in Virginia. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Richmond, Va., or Washington, D.C.

MOTOR CARRIERS OF PASSENGERS

No. MC 102538 (Sub-No. 14); filed April 15, 1968. Applicant: YELLOW COACH LINES, INCORPORATED, 520 East Mary Street, Post Office Box 287, Bristol, Va. 24201. Applicant's representative: Clifford E. Sanders, 321 East Center Street, Kingsport, Tenn. 37660. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, in the same vehicle with passengers*, in charter operations, (1) between Covington, Va., and Johnson City, Tenn., (a) from Covington over U.S. Highway 60 to junction Virginia Highway 159 near Callaghan, Va., thence over Virginia Highway 159 to junction Virginia Highway 311 near Crows, Va., thence over Virginia Highway 311 to junction Virginia Highway 600 near Paint Bank, Va., thence over Virginia Highway 600 to junction Virginia Highway 635 near Kire, Va., thence over Virginia Highway 635 to junction U.S. Highway 460 near Pearisburg, Va., thence over U.S. Highway 460 to junction U.S. Highway 19 to Claypool Hill, Va., thence over U.S. Highway 19 to junction U.S. Highway 11 at Abingdon, Va., thence over U.S. Highway 11 and U.S. Highway 11–E to Johnson City, Tenn. (also over West Virginia Highway 12 between its two junction points with U.S. Highway 460 near Ada, W. Va., and Oakvale, W. Va.), and return over the same route, serving the intermediate points of Bluefield, Va., and Bluefield, W. Va., (b) between Covington, Va., and Johnson City, Tenn., from Covington over Interstate Highway 64 to Clifton Forge, Va., thence over U.S. Highway 220 to junction Interstate Highway 81 near Cloverdale, Va., thence over Interstate Highway 81 to Bristol, Tenn.-Va., thence over U.S. Highway 11–E to Johnson City, Tenn., and return over the same route, serving the intermediate points of Marion, Wytheville, Pulaski, and Salem, Va., and (2) between Bluefield, Va.-W. Va., and Wytheville, Va., over U.S. Highway 52, serving no intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Nashville, Tenn.

No. MC 114206 (Sub-No. 1), filed April 3, 1968. Applicant: FERGUS BUS SERVICE, INC., Post Office Box 415, Fergus Falls, Minn. 56537. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in round trip charter operations, beginning and ending at points in Becker, Douglas, Grant, Otter Tail, Pope, Stevens, Traverse, Wadena, and Wilkin Counties, Minn., and extending to points in the District of Columbia, Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Montana, New York, Nebraska, North Dakota, Ohio, Pennsylvania, South Dakota, Virginia, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 124370 (Sub-No. 1), filed April 11, 1968. Applicant: ACE TRANSPORTATION CO., INC., Post Office Box 328, 1407 St. John Avenue, Albert Lea, Minn. 56007. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in round trip charter operations, (1) beginning and ending at points in Winnebago County, Iowa, and extending to points in Illinois, Minnesota, Nebraska, South Dakota, and Wisconsin; and, (2) beginning and ending at points in Freeborn County, Minn., and extending to points in North Dakota, South Dakota, Wisconsin, Illinois, Missouri, Iowa, Nebraska, Minnesota, and Colorado. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 126876 (Sub-No. 3), filed April 11, 1968. Applicant: BUTLER MOTOR TRANSIT COMPANY, INC., 200 Bantam Avenue, Butler, Pa. 16001. Applicant's representative: S. Harrison Kahn, Suite

733, Investment Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in special operations, in round-trip sightseeing and pleasure tours, beginning at points in Butler, Allegheny, Lawrence, Westmoreland, Armstrong, Clarion, Jefferson, and Indiana Counties, Pa., and points in Mahoning and Trumbull Counties, Ohio, and extending to points in the United States, including Alaska and Hawaii. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa.

No. MC 129514 (Sub-No. 1), filed April 12, 1968. Applicant: CHAPPAQUA TRANSPORTATION, INC., 130 Hunts Lane, Chappaqua, N.Y. 10514. Applicant's representative: Garrison R. Corwin, Jr., 35 Hillcrest Road, Hartsdale, N.Y. 10530. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Passengers*, in special operations, between Danbury, Conn., and the plantsite of the Reader's Digest on New York Highway 117 near Chappaqua, N.Y., under contract with Reader's Digest. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant does not specify a location.

No. MC 129833, filed April 15, 1968. Applicant: SHORT'S BUS SERVICE, INC., 2836 27th Street, Slayton, Minn. 56172. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in round trip and charter operations, beginning and ending at Edgerton and Pipestone, Minn., and points in Murray, Cottonwood, Redwood, and Rock Counties, Minn., and extending to points in Colorado, Illinois, Iowa, Michigan, Minnesota, Nebraska, North Dakota, South Dakota, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Sioux Falls, S. Dak.

No. MC 129841, filed April 10, 1968. Applicant: WHITFIELD BUS LINES, INC., 300–316 North Clark Road, El Paso, Tex. 79989. Applicant's representative: W. D. Benson, Jr., 900 Citizens Tower, Lubbock, Tex. 79401. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Passengers (aliens) and armed guards and their baggage*, in special operations, between El Paso, Tex., and points in the United States (except Alaska and Hawaii), under contract with the U.S. Department of Justice, Immigration and Naturalization Service. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at El Paso, Tex., or Washington, D.C.

APPLICATION FOR BROKERAGE LICENSE

No. MC 130056, filed April 10, 1968. Applicant: MANHATTAN SHOW TOURS, INC., % Howard Johnson's Motor Lodge, Exit 5 of the New Jersey Turnpike, Mount Holly, N.J. Applicant's representative: Steven A. Burn, 55 Liberty Street, New York, N.Y. For a license (BMC 5) to engage in operations as a *broker* at Mount Holly, N.J., in arranging for the transportation in interstate or foreign commerce, of *passengers and their baggage*, both as individual and in groups in special and charter operations, in sightseeing and pleasure tours, beginning and ending at points in Burlington County, N.J., and extending to points in the United States.

FREIGHT FORWARDER OF PROPERTY

No. FF–99 (Sub-No. 2), PROVIDENCE-PHILADELPHIA DISPATCH, INC., EXTENSION—OHIO, filed April 15, 1968. Applicant: PROVIDENCE-PHILADELPHIA DISPATCH, INC., 200 Whitehall Street, Providence, R.I. 02901. Applicant's representative: John A. Vuono, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought under section 410, Part IV of the Interstate Commerce Act to extend operations as a *freight forwarder* in interstate or foreign commerce, through use of the facilities of common carriers by railroad, motor vehicle, and water in the transportation of *general commodities*, (1) between points in Ohio and West Virginia, on the one hand, and, on the other, points in Massachusetts, Rhode Island, Connecticut, New Jersey, Maine, New Hampshire, and Vermont; and, (2) between points in Pennsylvania and New Jersey, on the one hand, and on the other, points in Maine, New Hampshire, and Vermont.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 42487 (Sub-No. 689), filed April 8, 1968. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. 94025. Applicant's representatives: Vernon S. Tyler (same address as applicant) and Wm. B. Adams, 624 Pacific Building, Portland, Oreg. 97204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer*, from ports of entry on the international boundary line between the United States and Canada located in Washington, on and east of U.S. Highway 97, in Idaho, and in Montana on and west of U.S. Highway 91, to points in Washington on and east of U.S. Highway 97, points in Idaho on and north of the southern boundary of Idaho County, points in Montana, and points in Oregon, restricted to the transportation of shipments originating in Trail, Warfield, and Kimberley, British Columbia.

No. MC 110252 (Sub-No. 60), filed April 3, 1968. Applicant: JAMES J. WILLIAMS, INC., East 5711 Third Avenue, Post Office Box 2825 Terminal Annex, Spokane, Wash. 99220. Applicant's representative: William B. Adams, 624 Pacific Building, Portland, Oreg. 97204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizers*, from points in Eastern Washington on and east of U.S. Highway 97 and points in Idaho on and north of the southern boundary of Idaho County, Idaho, to points in Montana, east of U.S. Highway 91.

By the Commission.

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

[F.R. Doc. 68-5210; Filed, May 1, 1968; 8:45 a.m.]

[Notice 598]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 29, 1968.

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 921 (Sub-No. 14 TA), filed April 24, 1968. Applicant: DEAN TRUCK LINE, INC., Post Office Drawer 32, Fulton Drive, Corinth, Miss. 38834. Applicant's representative: James W. Wrape, 2111 Sterick Building, Memphis, Tenn. 38130. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Tupelo, Miss., and Hattiesburg, Miss., from Tupelo, over U.S. Highway 45 to Shannon, Miss., thence over U.S. Highway 45W to Brooksville, Miss., thence over U.S. Highway 45 to Meridian, Miss., thence over U.S. Highway 11 and/or Interstate Highway 59 to Hattiesburg, serving all intermediate points on and south of U.S. Highway 80. Restriction: The operations, requested herein are to be restricted against the transportation of any traffic moving between Memphis, Tenn., or its commercial zone as defined by the Commission, on the one hand, and on the other, Hattiesburg, Miss., and its

commercial zone as defined by the Commission, and intermediate points on the described highways on and south of U.S. Highway 80 for 180 days. NOTE: At the present time U.S. Interstate Highway 59 is in use between Meridian, Miss., and Laurel, and the segment between Laurel and Hattiesburg is in the process of being completed. It may be 6 months before the Interstate Highway 59 is completed all the way from Meridian to Hattiesburg with the result that the applicant desires authority between Laurel and Hattiesburg over U.S. Highway 11 and over Interstate Highway 59 if it can be used. Supporting shippers: Tractor & Equipment Supply Co., 926 South 16th Street, Laurel, Miss., and 39 other supporting shippers in the involved territory, which may be examined. 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 25869 (Sub-No. 81 TA) (Correction), filed April 15, 1968, published FEDERAL REGISTER, issue of April 23, 1968, and republished as corrected this issue. Applicant: NOLTE BROS. TRUCK LINE, INC., Post Office Box 7184, South Omaha Station, Omaha, Nebr. 68107. Applicant's representative: Marshall D. Becker, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from Chicago Heights, Waukegan, Joliet, and points in the Chicago, Ill., commercial zone, and Portage, Ind., commercial zone, to points in Nebraska, for 180 days. NOTE: The purpose of this republication is to include the origin points of Chicago Heights, Waukegan, and Joliet, Ill., inadvertently omitted from previous publication. SUPPORTING SHIPPERS: Henke Machine, Inc., Columbus, Nebr.; Paulsen Building & Supply, Inc., Cozad, Nebr.; Delux Manufacturing Co., Kearney, Nebr.; The Egging Co., Gurley, Nebr.; Couplamatic, Inc., Lyman, Nebr.; Burg Manufacturing Co., Waverly, Nebr.; Yost Lumber, Milford, Nebr.; The Commodore Corp., Omaha, Nebr.; Hastings Industries, Inc., Omaha, Nebr. Send protests to: Keith P. Kohrs, District Supervisor, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 29886 (Sub-No. 242 TA), filed April 25, 1968. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind. 46621. Applicant's representative: Charles Pieroni (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trucks, tractors, and chassis*, in initial movements, from the ports of entry on the international boundary line between the United States and Canada in Washington to points in the United States (except Hawaii), for 180 days. Supporting shipper: Canadian Kenworth, Ltd., 3750 Kitchener Street, Burnaby 2, British Columbia. Send protests to: District Supervisor J. H. Gray, Bureau of Operations, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind. 46802.

No. MC 47142 (Sub-No. 97 TA), filed April 25, 1968. Applicant: C. I. WHITTEN TRANSFER COMPANY, 200 19th Street, Post Office Box No. 1833, Huntington. W. Va. 25719. Applicant's representative: Michael R. Prestera (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Explosive mines*, moving on Government bills of lading, between West Hanover, Mass., and Picatinny Arsenal, N.J.; Aberdeen Proving Grounds, Aberdeen, Md.; and Military Ocean Terminal, Sunny Point, Southport. N.C., for 150 days. NOTE: Applicant does not intend to combine this TA if granted with any other operating authority presently held by it. Supporting shipper: Leonard T. Hynes, Military Traffic Advisor, Defense Military Traffic Service, U.S. Department of Defense, Washington, D.C. Send protests to: H. R. White. District Supervisor, Bureau of Operations. Interstate Commerce Commission, 3202 Federal Office Building, Charleston, W. Va. 25301.

No. MC 83835 (Sub-No. 56 TA) (Correction), filed April 15, 1968, published FEDERAL REGISTER, issue of April 23, 1968, and republished as corrected this issue. Applicant: WALES TRUCKING COMPANY, 905 Myers Road, Grand Prairie, Tex., Post Office Box 6186, Dallas, Tex. 75222. Applicant's representative: James W. Hightower, Wynnewood Professional Building, Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: I(a) *Material handling equipment; winches; compaction and roadmaking equipment; rollers, self-propelled and non-self-propelled; mobile cranes; and highway freight trailers*, (b) *parts, attachments, and accessories* for the commodities described in I(a) above, between the plantsites of the Hyster Co. located at or near Danville, Kewanee, and Peoria, Ill., on the one hand, and, on the other, points in Colorado, Kansas, Louisiana, Missouri, Nebraska, New Mexico, Oklahoma, and Texas, for 180 days. Restriction: Restricted to the handling of traffic originating at or destined to the named plantsites. NOTE: Applicant does not intend to tack with its existing authority. The purpose of this republication is to correct the tacking information. Supporting shipper: Hyster Co., 2902 Northeast Clackamas, Portland, Oreg. 97208. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 103993 (Sub-No. 325 TA), filed April 25, 1968. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Ralph H. Miller (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles, in initial movements, from points in Crawford County, Ohio, to points in Michigan, Indiana, Illinois, Kentucky, Pennsylvania, West Virginia, New York, for 180 days. Supporting shipper: Fleetwood Trailer Co. of Ohio, Inc., Post Office Box 296, Galion, Ohio 44833. Send protests to: District Supervisor J. H. Gray, Bureau of Operations, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind. 46802.

No. MC 107403 (Sub-No. 743 TA), filed April 24, 1968. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Butylenes*, in bulk, in tank vehicles, from West Lake Charles, La., to Port Neches, Tex., for 150 days. Supporting shipper: Anchor-Tex Co., 1010 Americanan Building, Houston, Tex. 77002. Send protests to: Ross A. Davis, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 900 U.S. Customhouse, Second and Chestnut Streets, Philadelphia, Pa. 19106.

No. MC 113828 (Sub-No. 143 TA), filed April 24, 1968. Applicant: O'BOYLE TANK LINES, INCORPORATED, 4848 Cordell Avenue NW., Washington, D.C. 20014. Applicant's representative: Martin Sterenbuch, 1819 H Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corn syrup*, in bulk, from Front Royal, Va., to points in Maryland, Virginia, and the District of Columbia, for 180 days. Supporting shipper: The Hubinger Co., 49 South Gay Street, Baltimore, Md. Send protests to: Robert D. Caldwell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1220, 12th and Constitution Avenue NW., Washington, D.C. 20423.

No. MC 114301 (Sub-No. 54 TA), filed April 24, 1968. Applicant: DELAWARE EXPRESS CO., Post Office Box 97, Elkton, Md. 21921. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic materials*, in bulk, from Perryville, Md., to Auburn and Lancaster, Pa.; Brooklyn, Buffalo, and Newburgh, N.Y.; Chillicothe, Ohio; Manville and Yardville, N.J.; Mount Clemens, Mich.; Nashua, N.H.; Kingsport, Tenn.; Richmond, Va.; Stratford, Conn.; and Watertown, Mass., for 180 days. Supporting shipper: The Firestone Tire & Rubber Co., Akron, Ohio, W. N. Inman, Assistant General Traffic Manager. Send protests to: Paul J. Lowry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 206 Old Post Office Building, Salisbury, Md. 21801.

No. MC 125037 (Sub-No. 8 TA), filed April 25, 1968. Applicant: DIXIE MIDWEST EXPRESS, INC., Post Office Box 372, Highway 69 South, Greensboro, Ala. 36744. Applicant's representative: John W. Cooper, Suite 1301, City Federal Building, Birmingham, Ala. 32503. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry animal and poultry mineral mixtures, livestock and poultry feeders, insecticides OTA, and*

premiums and advertising materials relating to preceding products when moving in mixed shipments with such products from Quincy, Ill., to points in Alabama, Georgia, and Florida, for 180 days. Supporting shipper: Moorman Manufacturing Co., 1000 North 30th Street, Quincy, Ill. 62301. Send protests to: B. R. McKenzie, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 823, 2121 Building, Birmingham, Ala. 35203.

No. MC 128540 (Sub-No. 2 TA) (Correction), filed April 15, 1968, published FEDERAL REGISTER, issue of April 25, 1968, and republished as corrected this issue. Applicant: LEWIS C. HOWARD, doing business as HOWARD MOTOR FREIGHT, 3931 Moreland, Kalamazoo, Mich. 49001. Applicant's representative: William B. Elmer, 22644 Gratiot Avenue, Kaiser Building, East Detroit, Mich. 48021. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), between Ross Field, Benton Harbor, Mich., on the one hand, and, on the other, O'Hare Field and Midway Airport, Chicago, Ill., with the restriction that said operations are restricted to the transportation of shipments moving on air bills of lading and having an immediately prior or subsequent movement by air for 150 days. It does intend to tack at Benton Harbor, Mich. NOTE: The purpose of this republication is to correctly set forth the exceptions to the general commodities proposed to be transported. Supporting shipper: North Central Airlines, Inc., 6201 34th Avenue South, Minneapolis, Minn. 55450. Send protests to: District Supervisor, C. R. Flemming, Interstate Commerce Commission, Bureau of Operations, 221 Federal Building, Lansing, Mich. 48933.

No. MC 128768 (Sub-No. 2 TA) (Correction), filed April 15, 1968, published FEDERAL REGISTER, issue of April 23, 1968, and republished as corrected this issue. Applicant: TOM McKEE AND KILIAN MAUZ, doing business as McKEE TRUCKING CO., 2770 Eldridge Street, Golden, Colo. 80401. Applicant's representative: Kenneth G. Bueche, 1310 Denver Club Building, Denver, Colo. 80202. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Mill feeds, including bran, middlings, and shorts*, from the plantsites of The Colorado Milling & Elevator Co. at Denver and Commerce City, Colo., to Quinby, Kans., from Denver and Commerce City, Colo., over Interstate Highway 70 (U.S. Highway 40) to Limon, Colo., thence over U.S. Highway 287 to Lamar, Colo., thence over U.S. Highway 50 to Quinby, for 180 days. NOTE: The purpose of this republication is to show that applicant proposes to operate as a contract carrier rather than as a common carrier as set forth in error in the previous publication. Supporting shipper: The Colorado Milling & Elevator Co., Post Office Box 718, Denver, Colo. 80201. Send protests to: District Supervisor, C. W. Buckner, Interstate Commerce Commission, Bureau of Operations, 1961 Stout Street, Denver, Colo. 80202.

By the Commission.

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

[F.R. Doc. 68-5290; Filed, May 1, 1968; 8:48 a.m.]

[Notice 130]

MOTOR CARRIER TRANSFER PROCEEDINGS

APRIL 29, 1968.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

Finance Docket No. 24992. By order of April 24, 1968, the Transfer Board approved the transfer to Helen Stubblefield Elliott and Oscar J. Elliott, doing business as Hell's Canyon Navigation, 715 North Sixth Street, Payette, Idaho 83661, of the operating rights in the second amended certificate and order in Dockets Nos. W-1014 and W-1014 (Sub-No. 1) issued August 11, 1959, to Blaine Stubblefield, doing business as Hell's Canyon Navigation, Weiser, Idaho, authorizing operations as a common carrier by self-propelled vessels, in interstate or foreign commerce, in the transportation of passengers and commodities generally, from and to points along the Snake River, (1) northbound, between Weiser and Granite Creek, Idaho, and from those points, except Granite Creek, to Lewiston, Idaho, and (2) southbound, between Kinney Creek Rapids and Home, Oreg., inclusive.

No. MC-FC-70256. By order of April 19, 1968, the Transfer Board approved the transfer to Manning Motor Express, Inc., Glasgow, Ky., of the operating rights in certificates Nos. MC-109026, MC-109026 (Sub-No. 2), MC-109026 (Sub-No. 3), MC-109026 (Sub-No. 6), MC-109026 (Sub-No. 7), and MC-109026 (Sub-No. 9), issued May 18, 1950, July 7, 1949, May 19, 1950, August 12, 1954, March 25, 1958, and January 10, 1968, respectively, to Hall K. Davis and Lella H. Davis, a partnership, doing business as Burkesville Transfer Co., Glasgow, Ky., authorizing the transportation over regular routes as specified, of general commodities, between Nashville and Willow Grove, Tenn., serving specified intermediate and off-route points; general commodities, except household goods in truckloads, between Tompkinsville, Ky., and Celina, Tenn.; general commodities, with usual exceptions, between Glasgow and Louisville, Ky.; and general commodities, with exceptions as separately specified, between Albany, Ky., and Glasgow, Ky.; between Glasgow and Buffalo, Ky., and between various other points in Kentucky. Walter Harwood, 515 Nashville Bank & Trust Building, Nashville, Tenn. 37201, attorney for applicants.

No. MC-FC-70298. By order of April 19, 1968, the Transfer Board, on reconsideration, approved the transfer to R. J. De Nure Trailways, Ltd., a corporation, Peterborough, Ontario, Canada, of the operating rights in certificate No. MC-128505 issued April 25, 1967, to Ivan Harold Fowler, doing business as Fowler Coach Lines, Bancroft, Ontario, Canada, authorizing the transportation of passengers and their baggage, in round trip charter operations, from ports of entry on the United States-Canadian boundary line to points in the United States, except Alaska and Hawaii, and return, restricted to traffic beginning and ending at points in Canada. S. Harrison Kahn, Suite 733 Investment Building, Washington, D.C. 20005, attorney for applicants.

No. MC-FC-70355. By order of April 19, 1968, the Transfer Board approved the transfer to Gordon S. Harang and Ola Harang a partnership doing business as Arrowhead Transfer, Sitka, Alaska, of the operating rights in certificate No. MC-127399 (Sub-No. 1), issued March 1, 1966, to Jens K. Hansen and Donna L. Hansen, a partnership, doing business as Bud's Hauling, Sitka, Alaska, authorizing the transportation of foodstuffs, prefabricated buildings, and commodities which because of size or weight require the use of special equipment, between points on Baranof Island, Alaska, and between points on Baranof Island, Alaska, on the one hand, and, on the other, points in Alaska south and east of the United States-Canada boundary line north of Haines, Alaska. Duane Craske, 114 Lincoln Street, Post Office Box 1088, Sitka, Alaska 99835, attorney for applicants.

No. MC-FC-70365. By order of April 24, 1968, the Transfer Board approved the transfer to Cofsky's Express, Inc., Norwood, Mass., certificate of registration No. MC-99701 (Sub-No. 1), issued July 22, 1964, to Simon Cofsky and George Cofsky, a partnership, doing business as Cofsky's Express, Norwood, Mass., evidencing a right to engage in interstate or foreign commerce, transportation general commodities between specified points in Massachusetts. George C. O'Brien, 33 Broad Street, Boston, Mass. 02109, attorney for applicants.

No. MC-FC-70370. By order of April 19, 1968, the Transfer Board approved

the transfer to Ray Arpin Moving Co., Inc., West Warwick, R.I., of the operating rights in certificate No. MC-73516 issued January 25, 1966, to J. Arthur Trudeau & Sons, Inc., Providence, R.I., authorizing the transportation of household goods as defined by the Commission, between Providence, East Providence, and West Warwick, R.I., on the one hand, and, on the other, points in New Hampshire, Connecticut, Massachusetts, New Jersey, New York, and Philadelphia, Pa. Marvin A. Brill, 1908 Industrial Bank Building, Providence, R.I. 02903, attorney for applicants.

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

[F.R. Doc. 68-5291; Filed, May 1, 1968; 8:48 a.m.]

FEDERAL POWER COMMISSION

[Docket No. RI68-548, etc.]

GULF OIL CORP. ET AL.

Order Accepting Contract Amendments, Providing for Hearings on and Suspension of Proposed Changes in Rates[1]

APRIL 5, 1968.

The above-named Respondents have tendered for filing proposed changes in presently effective rate schedules for sales of natural gas subject to the jurisdiction of the Commission. The proposed changes, which constitute increased rates and charges, are designated as follows:

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

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed increased rate	Rate in effect subject to refund in docket Nos.
RI68-548	Gulf Oil Corp. (Operator) et al., Post Office Box 1589, Tulsa, Okla. 74102, Attn: Arthur F. Whitt, Esq.	281	3	Colorado Interstate Gas Co. (Patrick Draw Area, Sweetwater County, Wyo.).	$410	3-11-68	[2] 4-11-68	9-11-68	[3] 14.5	[3 4] 15.5	
RI68-549	Northern Natural Gas Producing Co. (Operator) et al., Post Office Box 2444, Houston, Tex. 77001.	1	[5] 6	Northern Natural Gas Co. (West Panhandle Field, Carson and Gray Counties, Tex.) (R.R. District No. 10).	----------	3-7-68	[7] 4-7-68	(Accepted)	----------	----------	
		1	7		162,003	[8] 3-7-68	[7] 4-7-68	9-7-68	[13 14] 11.063312	[4 9 10 11 13] 15.175	
					(17)	----------	----------	----------	----------	[4 9 12 15] 17.25	
					(17)	----------	----------	----------	----------	[4 9 12 16] 19.25	
RI68-550	Mobil Oil Corp., Post Office Box 2444, Houston, Tex. 77001.	63	15	Natural Gas Pipeline Co. of America (Camrick Field, Texas County, Okla.)(Panhandle Area).	2,248	3-15-68	[2] 4-15-68	9-15-68	[14] 16.0	[4 14 18 19] 18.415	
	----do----------	284	[20] 15	Northern Natural Gas Co. (Guymon-Hugoton Field, Texas County, (Okla.) (Panhandle Area).	----------	3-7-68	[7] 4-7-68	(Accepted)	----------	----------	
		284	16		212	[22] 3-7-68	[7] 4-7-68	9-7-68	[13] 12.0	[4 9 23 24] 13.698	RI68-275.
					(17)	----------	----------	----------	----------	[4 9 12 25] 17.0	
					(17)	----------	----------	----------	----------	[4 9 12 26] 19.0	
	----do----------	54	[46] 14	Panhandle Eastern Pipe Line Co. (Panhandle Field, Moore County, Tex.) (RR. District No. 10).	----------	3-14-68	[7] 4-14-68	(Accepted)	----------	----------	
					56,347	3-14-68	[7] 4-14-68	9-14-68	[27] 12.6737	[4 9 27] 13.6756	RI67-272.
RI68-551	Sohio Petroleum Company, 970 First National Annex, Oklahoma City, Okla. 73102.	32	8	Natural Gas Pipeline Co. of America (Camrick Pool, Texas County, Okla.) (Panhandle Area).	1,258	3-13-68	[2] 4-13-68	9-13-68	[14 28] 16.0	[4 14 18 19] 18.415	
	----do----------	33	8	----do----------	1,235	3-13-68	[2] 4-13 68	9-13-68	[14 28] 16.0	[4 14 18 19] 18.415	
	----do----------	36	6	Colorado Interstate Gas Co. (Mocane Field, Beaver County, Okla.) (Panhandle Area).	1,825	3-13-68	[2] 4-13-68	9-13-68	[27] 16.0	[3 4 19 27] 17.015	RI66-276.
	----do----------	37	10	Natural Gas Pipeline Co. of America (Camrick Pool, Texas County, Okla.) (Panhandle Area).	1,679	3-13-68	[29] 5-10-68	10-10-68	[14 28] 16.2	[4 14 19 30] 18.415	
	----do----------	51	6	Northern Natural Gas Co. (Glenwood Pool, Beaver County, Okla.) (Panhandle Area).	112	3-13-68	[2] 4-13-68	9-13-68	[27] 16.0	[3 4 27] 17.015	RI66-276.
	----do----------	59	4	Natural Gas Pipeline Co. of America (Camrick Pool, Beaver County, Okla.) (Panhandle Area).	155	3-13-68	[2] 4-13-68	9-13-68	[14 28] 17.0	[4 14 19 31] 18.415	
	----do----------	61	4	Panhandle Eastern Pipe Line Co. (Mocane Laverne Pool, Beaver County, Okla.) (Panhandle Area).	89	3-13-68	[2] 4-13-68	9-13-68	[28] 16.0	[4 19 32] 18.015	
	----do----------	102	4	Michigan Wisconsin Pipe Line Co. (Putman Pool, Dewey County, Okla.) (Oklahoma "Other" Area).	22,631	3-13-68	[2] 4-13-68	9-13-68	[27] 15.0	[4 19 27 33] 18.415	
	----do----------	103	4	Panhandle Eastern Pipe Line Co. (Putman Pool, Dewey County, Okla.) (Oklahoma "Other" Area).	178	3-13-68	[2] 4-13-68	9-13-68	[27] 15.0	[4 19 27 34] 18.415	
	----do----------	119	4	Natural Gas Pipeline Co. of America (Camrick Pool, Beaver County, Okla.) (Panhandle Area).	586	3-13-68	[2] 4-13-68	9-13-68	[14] 17.0	[4 14 19 31] 18.415	RI61-558.
	----do----------	128	2	Northern Natural Gas Co. (Catesby Pool, Ellis County, and Northwest Woodward Pool, Woodward County Okla.) (Panhandle Area).	4,289	3-13-68	[2] 4-13-68	9-13-68	[27] 17.0	[3 4 19 27] 18.015	

See footnotes at end of table.

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed increased rate	Rate in effect subject to refund in docket Nos.
RI68-552	Sohio Petroleum Co. (Operator) et al., 970 First National Annex, Oklahoma City, Okla. 73102.	47	26	Michigan Wisconsin Pipe Line Co. (Mocane-Laverne Pool, Harper County, Okla.) (Panhandle Area).	23,666	3-13-68	[2] 4-13-68	9-13-68	[27 28] 17.0	[4 19 27 32] 18.415	
	do	53	[36] 3	Colorado Interstate Gas Co (Keyes Field, Cimarron County, Okla.) (Panhandle Area).	----------	3-13-68	[2] 4-13-68	(Accepted)			
	do	53	4		174	3-13-68	[2] 4-13-68	9-13-68	[27 33] 16.0	[4 9 19 27] 17.015	
	do	76	6	Northern Natural Gas Co. (Catesby Pool, Ellis County, and Mocane-Laverne Pool, Beaver County, Okla.) (Panhandle Area).	8,475	3-13-68	[2] 4-13-68	9-13-68	[14 28] 17.0	[2 4 14 19] 18.015	
RI68-553	Union Oil Co. of California, Union Oil Center, Los Angeles, Calif. 90017.	146	[37] 1	Cities Service Gas Co. (Sterling Area, Comanche County, Okla.) (Oklahoma "Other" Area).	780	3-8-68	[2] 4-25-68	9-25-68	[18] 15.0	[2 4 14] 16.0	
RI68-554	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001.	303	2	Panhandle Eastern Pipe Line Co. (Hansford (Hurliman Unit) Field, Hansford County, Tex.) (RR. District No. 10).	582	3-12-68	[2] 4-12-68	9-12-68	[28] 17.0	[4 38] 17.5	
	do	364	4	Panhandle Eastern Pipe Line Co. (Northeast Trail Field, Dewey County, Okla.) (Oklahoma "Other" Area).	433	3-12-68	[2] 4-12-68	9-12-68	[27] 15.0	[4 27 39] 17.0	
	do	431	2	Panhandle Eastern Pipe Line Co. (North Greensburn Field, Wood County, Okla.), (Oklahoma "Other" Area).	2,160	3-12-68	[2] 4-12-68	9-12-68	[27] 15.0	[4 27 39] 17.0	
	do	338	4	Natural Gas Pipeline Co. of America (Sugar Valley Field, Matagorda County, Tex.) (RR. District No. 3).	56,965	3-12-68	[2] 4-12-68	9-12-68	[41] 16.0	[4 40] 18.0	
RI68-555	Mobil Oil Corp. (Operator) et al., Post Office Box 2444, Houston, Tex. 77001.	390	1	Natural Gas Pipeline Co. of America (Chitwood (Shallow) Field, Grady County, Okla.), (Oklahoma "Other" Area).	93,155	3-14-68	[2] 4-14-68	9-14-68	15.0	[4 42] 17.915	
RI68-556	N. Bruce Calder and Curtis E. Calder, Jr., d.b.a. Horizon Oil & Gas Co. (Operator) et al, 1216 Hartford Bldg., Dallas, Tex. 75201.	1	3	Northern Natural Gas Co. (Hansford Field, Hansford County, Tex.) (RR. District No. 10).	4,700	3-8-68	[2] 5-1-68	10-1-68	[38] 17.5	[2 4 38] 18.5	RI63-122.
	do	2	3	do	1,080	3-8-68	[2] 5-1-68	10-1-68	[38] 17.5	[2 4 38] 18.5	RI63-74.
	do	3	7	Kansas-Nebraska Natural Gas Co., Inc. (Camrick Field, Texas County, Okla.) (Panhandle Area).	1,146	3-8-68	[2] 5-1-68	10-1-68	[38] 17.0	[4 14 43] 18.0	RI63-72.
RI68-557	N. Bruce Calder and Curtis E. Calder, Jr., d.b.a. Horizon Oil & Gas Co.	4	6	Northern Natural Gas Co. (Hansford and Horizon Fields, Hansford County, Tex.) (RR. District No. 10).	3,250	3-8-68	[2] 5-1-68	10-1-68	[38] 17.5	[2 4 38] 18.5	RI63-72.
RI68-558	Midwest Oil Corp., 1700 Broadway, Denver, Colo. 80202.	35	[44] 2	Panhandle Eastern Pipe Line Co. (Canadian River Unit No. 1, Dewey County, Okla.) (Oklahoma "Other" Area).	----------	3-11-68	[2] 4-11-68	(Accepted)			
		35	3		38	3-11-68	[2] 4-11-68	9-11-68	[27 45] 14.208	[4 9 27 45] 16.576	
RI68-559	Rowan & Hope (Operator) et al., 1032 Milam Bldg., San Antonio, Tex. 78205.	1	9	Texas Eastern Transmission Corp. (Henze Field, De Witt County, Tex) (RR. District No. 2).	750	3-14-68	[7] 4-14-68	9-14-68	14.3733	[2 4] 14.8733	RI63-397.

[2] The stated effective date is the effective date requested by Respondent.
[3] Periodic rate increase.
[4] Pressure base is 14.65 p.s.i.a.
[5] Initial rate.
[6] Amendment dated Feb. 12, 1968, which provides for the proposed rate increase.
[7] The stated effective date is the first day after expiration of the statutory notice.
[8] Filing completed by corrected notice of change submitted Mar. 18, 1968.
[9] Renegotiated rate increase.
[10] Applicable to gas produced from the Earth's surface down to and including the Panhandle Lime, Herrington Zone and Granite Wash Formation.
[11] Includes 1.675 cents upward B.t.u. adjustment (1,096 B.t.u. gas).
[12] Subject to upward and downward B.t.u. adjustment from a base of 975 B.t.u.'s per cubic foot.
[13] Includes 0.063312 cent tax reimbursement.
[14] Subject to a downward B.t.u. adjustment.
[15] Applicable to gas produced below the Panhandle Lime, Herrington Zone and Granite Wash Formation down to a depth of 15,000 feet below the Earth's surface.
[16] Applicable to gas produced from depths below 15,000 feet from the Earth's surface.
[17] No production at present time.
[18] Twelve-step periodic rate increase.
[19] Includes 0.015 cent tax reimbursement.
[20] Amendment dated Feb. 12, 1968, which provides for the proposed rate increase.
[21] Footnote 21 not used.
[22] Filing completed by corrected notice of change submitted Mar. 18, 1968.
[23] Applicable to production from the Earth's surface down to and including the Chase Group of the Permian System.
[24] Includes 0.448 cent upward B.t.u. adjustment (1,008 B.t.u. gas). Base rate subject to upward and downward B.t.u. adjustment from a base of 975 B.t.u.'s per cubic foot.
[25] Applicable to production below the Chase Group down to a depth of 15,000 feet below the Earth's surface.
[26] Applicable to production from depths below 15,000 feet from the Earth's surface.
[27] Subject to an upward and downward B.t.u. adjustment.
[28] Settlement rate approved by Commission order issued Dec. 30, 1963, in Docket Nos. G-8488 et al. Moratorium on filing increases in excess of area ceiling expired on Jan. 8, 1966.
[29] Contractual effective date.
[30] Eleven-step periodic rate increase.
[31] Seven-step periodic rate increase.
[32] Two-step periodic rate increase.
[33] "Fractured" rate increase. Seller contractually due a base rate of 22 cents plus tax reimbursement. (Initial contract base rate is 19.5 cents). Proposed rate includes base rate of 18.4 cents plus 0.015 cent tax reimbursement.
[34] "Fractured" rate increase. Seller contractually due a base rate of 19.5 cents plus tax reimbursement. Proposed rate includes base rate of 18.4 cents plus 0.015 cent tax reimbursement.
[35] "Fractured" rate increase. Respondent contractually due base rate of 19.5 cents plus tax reimbursement.
[36] Contract Amendment dated Sept. 9, 1963, provides for 17 cent rate for 5-year period beginning Jan. 1, 1964, and 1 cent periodic increase for each 5-year period after Dec. 31, 1968, for the remaining life of the contact.
[37] Applicable to gas produced from formations at depths of 13,000 feet or less from the Earth's surface.
[38] "Fractured" rate increase. Contractually due rate is 18.5 cents.
[39] Filing from initial conditioned certificated rate to initial contract rate.
[40] "Fractured" rate increase. Respondent contractually entitled to a rate of 20 cents per Mcf.
[41] Initial "In-line" rate as provided by Opinion No. 383 issued Mar. 27, 1963.
[42] Filing from conditioned certificated rate to initial contract rate of 17.9 cents plus 0.015 cent tax reimbursement.
[43] Five-step periodic increase.
[44] Contract Amendment dated Jan. 26, 1968, which provides for the proposed rate increase.
[45] Includes base rate of 12 cents plus 2.208 cents upward B.t.u. adjustment before increase and base rate of 14 cents plus 2.576 cents upward B.t.u. adjustment after increase.
[46] Contract Amendment dated Feb. 23, 1968, provides for increased base rate of 13.53 cents from Aug. 11, 1967, to Aug. 11, 1972.

Northern Natural Gas Producing Co. (Operator) et al. (Northern), request waiver of the statutory notice to permit their proposed rate increase and contract amendment to become effective on March 7, 1968. Mobil Oil Corp. (Mobil) requests effective dates of March 7 and 14, 1968, for its contract amendments, designated as Supplement Nos. 15 and 14 to Mobil's FPC Gas Rate Schedule Nos. 284 and 54, respectively, and rate increases related thereto. Rowan & Hope (Operator) et al. (Rowan), request that their proposed rate increase be permitted to become effective on April 5, 1968. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit earlier effective dates for Northern, Mobil, and Rowan's rate filings and such requests are denied.

Northern, Mobil, and Humble Oil & Refining Co. (Humble) request that should the Commission suspend their proposed rate increases, that the suspension periods be shortened to 1 day. Good cause has not been shown for granting the aforementioned producers' requests for limiting to 1 day the suspension period with respect to their rate filings and such requests are denied.

Concurrently with the filing of their rate increases, Northern submitted a contract amendment dated February 12, 1968;[47] Mobil submitted two contract amendments, one dated February 12, 1968,[48] and the other dated February 23, 1968;[49] Sohio Petroleum Co. (Operator), et al. (Sohio), submitted a contract amendment dated September 9, 1963;[50] and Midwest Oil Corp. (Midwest) submitted a contract amendment dated January 26, 1968,[51] which provide the basis for the aforementioned producers' rate increases. We believe that it would be in the public interest to accept for filing Northern, Mobile, Sohio, and Midwest's contract amendments to become effective on the dates shown in the "Effective Date" column listed above, but not the proposed rates contained therein which are suspended as hereinafter ordered.

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's statement of general policy No. 61–1, as amended (18 CFR 2.56).

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

The Commission finds:

(1) Good cause has been shown for accepting for filing the contract amendments filed by Northern, Mobil, Sohio, and Midwest, as set forth above, and for permitting such supplements to become effective on the dates indicated in the "Effective Date" column listed above.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon hearings concerning the lawfulness of the proposed changes, and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered (except for the supplements referred to in paragraph (1) above).

The Commission orders:

(A) Supplement No. 6 to Northern's FPC Gas Rate Schedule No. 1; Supplement Nos. 15 and 14 to Mobil's FPC Gas Rate Schedule Nos. 284 and 54, respectively; Supplement No. 3 to Sohio's FPC Gas Rate Schedule No. 53, and Supplement No. 2 to Midwest's FPC Gas Rate Schedule No. 35, are accepted for filing effective on the dates shown in the "Effective Date" column listed above.

(B) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), public hearings shall be held upon dates to be fixed by notices from the Secretary concerning the lawfulness of the proposed increased rates and charges contained in the above-designated supplements (except the supplements set forth in paragraph (A) above).

(C) Pending hearings and decisions thereon, the above-designated rate supplements are hereby suspended and the use thereof deferred until the date indicated in the "Date Suspended Until" column, and thereafter until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(D) Neither the supplements hereby suspended, nor the rate schedules sought to be altered thereby, shall be changed until these proceedings have been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.

(E) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)), on or before May 22, 1968.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Acting Secretary.

[F.R. Doc. 68–5188; Filed, May 1, 1968; 8:45 a.m.]

[47] Designated as Supplement No. 6 to Northern's FPC Gas Rate Schedule No. 1.

[48] Designated as Supplement No. 15 to Mobil's FPC Gas Rate Schedule No. 284.

[49] Designated as Supplement No. 14 to Mobil's FPC Gas Rate Schedule No. 54.

[50] Designated as Supplement No. 3 to Sohio's FPC Gas Rate Schedule No. 53.

[51] Designated as Supplement No. 2 to Midwest's FPC Gas Rate Schedule No. 35.

[Docket No. CP68–287]

ATLANTIC SEABOARD CORP.

Notice of Application

APRIL 25, 1968.

Take notice that on April 17, 1968, Atlantic Seaboard Corp. (Applicant), Post Office Box 1273, Charleston, W. Va. 25325, filed in Docket No. CP68–287 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities for the purpose of serving the increased requirements of its existing customers, and to initiate the wholesale sale and delivery of natural gas to Frederick Gas Co. for resale. Applicant further requests authorization to substitute Virginia Pipe Line Co. as a purchaser in lieu of Applicant's present customer, Lynchburg Gas Co. All the aforesaid proposals are more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks authorization to construct and operate the following facilities:

(1) An additional 9,100 horsepower at various compressor stations on its transmission system.

(2) Approximately 27.6 miles of 36-inch pipeline looping existing transmission lines.

(3) Approximately 6.4 miles of 20-inch pipeline replacing Applicant's existing 20-inch gas transmission pipeline between its Granite and Owens Mills Measuring and Regulating Stations, Baltimore County, Md.

(4) Measuring and regulation facilities to provide an additional point of delivery to Baltimore Gas and Electric Co. from Applicant's 20-inch gas transmission pipeline in Cecil County, Md.

(5) Measuring facilities to provide an initial point of delivery to Frederick Gas Co. from Applicant's 30-inch gas transmission pipeline in Montgomery County, Md.

In addition, Applicant requests authorization to (1) initiate the wholesale sale and delivery of natural gas to Frederick Gas Co., for resale; and (2) substitute the wholesale sale and delivery of natural gas to Virginia Pipe Line Co., for resale, in lieu of its existing wholesale sale and delivery of natural gas to Lynchburg Gas Co.

Applicant states that the installation of the aforementioned facilities will provide transmission capacity of 1,304,100 Mcf, or 3,000 Mcf per day of capacity in excess of Applicant's estimated peak day requirements during the 1968–69 winter season of 1,301,100 Mcf.

Applicant further requests that, in the event the Commission deems it appropriate to impose volumetric limitations on Applicant's deliveries to jurisdictional customers, the Commission authorize maximum daily deliveries under rate schedules providing for firm service to the following:

	Authorized maximum daily firm deliveries	Proposed maximum daily firm deliveries
	Mcf	*Mcf*
Baltimore Gas & Electric Co.	306,000	348,000
City of Charlottesville	14,100	15,100
Commonwealth Natural Gas Corp.	171,800	175,000
Cumberland & Allegheny Gas Co.	25,600	26,000
Virginia Pipe Line Co.	7,500	9,500
Manufacturers Light & Heat Co.	54,000	54,000
Roanoke Gas Co.	23,000	25,000
Virginia Gas Distribution Corp.	78,100	78,100
Washington Gas Light Co.	510,900	549,800

The total estimated cost of the proposed facilities is $9,805,625, which cost will be financed through the purchase of Applicant's notes and commonstock by The Columbia Gas System, Inc., Applicant's parent.

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 May 23, 1968.

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. 68-5248; Filed, May 1, 1968; 8:45 a.m.]

[Docket No. CP68-290]

CITY OF CLAXTON, GA., AND SOUTHERN NATURAL GAS CO.

Notice of Application

APRIL 26, 1968.

Take notice that on April 22, 1968, the city of Claxton, Ga. (Applicant), city of Claxton, Claxton, Ga., filed in Docket No. CP68-290 an application pursuant to section 7(a) of the Natural Gas Act for an order of the Commission directing Southern Natural Gas Co. (Respondent) to establish physical connection of its transportation facilities with the proposed facilities of Applicant and to sell gas to Applicant for resale in the cities and communities of Claxton, Bellville, Hagan, Daisy, Pembroke, Eden, and Blichton, Ga., and the areas adjacent to the proposed distribution facilities of Applicant, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant requests the Commission to direct Respondent to establish a delivery point on the Savannah Lateral of Respondent at M.P. 95.106 at Respondent's Rincon Gate setting in order to enable Applicant to initiate natural gas service to the aforementioned cities and communities, and adjacent areas.

Total estimated cost of the facilities is $1 million to be financed by the sale of $850,000 in Natural Gas Revenue Bonds and $150,000 in General Obligation Bonds.

Estimated 3d-year annual and peak-day requirements are 190,319 Mcf and 1,869 Mcf, respectively.

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 May 24, 1968.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 68-5249; Filed, May 1, 1968; 8:45 a.m.]

[Docket No. CP68-289]

COLORADO INTERSTATE GAS CO.

Notice of Application

APRIL 26, 1968.

Take notice that on April 22, 1968, Colorado Interstate Gas Co. (Applicant), Post Office Box 1087, Colorado Springs, Colo. 80901, filed in docket No. CP68-289 a "budget-type" application pursuant to section 7(c) of the Natural Gas Act and § 157.7(c) of the Regulations thereunder, for a certificate of public convenience and necessity authorizing construction during the 12-month period commencing June 1, 1968, and operation of miscellaneous gas sales and transportation facilities for the sale and delivery of natural gas to existing resale customers, and for the waiver of certain provisions of the Commission's regulations, all as more fully set forth in the application which is on file with the Commission and open for public inspection.

The purpose of this "budget-type" application is to enable Applicant to act with reasonable dispatch in establishing not more than 10 new meter stations and main line and lateral taps for existing resale customers and not more than five lateral pipelines, with each line not to exceed 5 miles in length or 10 inches in diameter.

The application further states that the miscellaneous rearrangements to be constructed pursuant to the requested authorization will include not more than five relocations for highway construction, development of private property or other similar projects and that such rearrangements will not include pipe to exceed 26-inches in diameter, with a maximum length of 5 miles.

Total estimated cost of the various facilities is as follows:

Particulars	Estimated maximum costs	
	Single project	Total all projects
New delivery points	$25,000	$100,000
Lateral lines (up to 10-inch)	50,000	100,000
Miscellaneous rearrangements	400,000	450,000
Total		650,000

The cost of the proposed projects is to be financed from current working funds on hand.

Applicant further requests the Commission to waive the provisions of § 157.7(c)(3)(i) because of required rearrangement of its Denver area transmission facilities. The Applicant states that the rearrangement is necessitated by the construction of previously authorized facilities. The Applicant states that the proposed rearrangement will enable it to thermally balance the gas deliveries in the Denver 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 (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before May 24, 1968.

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. 68-5250; Filed, May 1, 1968; 8:45 a.m.]

[Docket No. CI65-974, etc.]

GEORGE DESPOT ET AL.

Order Conditionally Approving Settlement and Severing and Terminating Proceeding

APRIL 25, 1968.

George Despot, agent (Operator) et al., Docket No. CI65-974 etc.; Mobil Oil Corp., Docket No. CI65-1227.

On May 6, 1960, Mobil Oil Corp. (Mobil), commenced deliveries to Tennessee Gas Pipeline Co., a division of Tenneco, Inc., of gas sold under two restrictive use contracts similar to those we held subject to our jurisdiction in Lo-Vaca Gathering Co., Opinion No. 348, 26 FPC 606 (1961), aff. 379 U.S. 366 (1965). Mobil did not apply for or receive a certificate of public convenience and necessity covering such sales. As part of its arrangement with Tennessee, Mobil incurred the costs for the construction of 24 miles of the 16-inch Cameron-Creole line through which Tennessee took delivery of the gas. Mobil was and is the owner of 24-mile segment of that line, though it has entered into an agreement to convey it to Tennessee. Mobil has borne and continues to bear certain of

the costs of ownership of the Cameron-Creole line. On May 3, 1965, Mobil and Tennessee entered into a standard jurisdictional sales contract superseding the two restrictive use contracts. On July 14, 1965, in Docket No. CI65–1227, we granted Mobil a certificate authorizing sales under that contract and deliveries under the restricted use contracts were terminated.

On September 14, 1966, we issued an order directing Mobil Oil Corp. to show cause why it should not be required to apply for and obtain a certificate of public convenience and necessity nunc pro tunc authorizing it to make sales of compressor fuel from the second Bayou Field, Cameron Parish, La., to Tennessee Gas Pipeline Co., a division of Tenneco, Inc., and to show cause why it should not be required to refund the difference between its charges to Tennessee and the in-line price for Southern Louisiana. On October 3, we consolidated the proceeding against Mobil with other proceedings involving Lo-Vaca type sales in George Despot, agent (Operator) et al., Docket No. CI65–974 et al.

On June 19, 1967, Mobil filed an offer of settlement embodying a settlement agreement negotiated between Mobil and the several of the Intervenors in this proceeding. Comments on the settlement have been received from the Public Service Commission of New York and from Tennessee Gas Pipe Line Co. neither of which objects to the settlement.

Mobil proposes to refund a principal sum of $1 million plus interest at 7 percent per annum to February 28, 1967, on the principal sum less royalty and overriding royalty interests for a total interest payment of $144,000. Thus under the settlement proposal Mobil will be obligated to refund $1,144,000.

The refund which Mobil proposes to make under the settlement was computed on the basis of a formula requiring refunds of 62½ percent of the amount collected in excess of the Southern Louisiana in-line price of 20 cents between the date of our Lo-Vaca decision (Oct. 23, 1961), and the date the Supreme Court affirmed that decision (Jan. 18, 1965), and refund of 100 percent of the excess amounts collected from the date of the Supreme Court decision until the termination of Mobil's deliveries under the restricted use contract (July 31, 1965), less 62½ percent of the net cost of ownership of the Cameron-Creole line from the date of our Lo-Vaca decision to the date the Supreme Court affirmed that decision and 100 percent of the net cost of ownership of the line from the date of the Supreme Court decision to March 31, 1967. The formula excludes any refunds of amounts collected from the date of initial delivery to the date of our Lo-Vaca decision and does not allow credit for the costs of ownership incurred during that period.

In addition Mobil has agreed to undertake a contingent refund liabliity depending upon the outcome of the proceedings in Docket No. AR61–2, the Southern Louisiana Area Rate Proceeding. Mobil agrees to refund the difference, if any, between the 20-cent price which it is now charging Tennessee and the area rate determined by the Commission in AR61–2, but in no event shall the refund be computed on a level below 18.25 cents per Mcf at 15.025 p.s.i.a. Such refunds will be made for the period commencing with the Commission's approval of Mobil's settlement and ending with the Commission's opinion and order disposing of the exceptions now pending to the Examiner's initial decision in AR61–2. In no event, however, will Mobil be required to make refunds for a period greater than 6 months. If our opinion in AR61–2 is issued more than 6 months after the order approving Mobil's settlement proposal, Mobil agrees to make refunds on the sale made for a 6-month period ending with our opinion in AR61–2.

As Mobil notes in its offer of settlement, the central issues in the Despot proceedings have been the date from which refunds should be ordered, if at all, and the proper measure of refunds. The formula, which underpins the Mobil settlement offer, is a reasonable accommodation of the conflicting position of the parties to this proceeding, and provides a basis for terminating this proceed in a manner consistent with the public interest. We, therefore, are conditionally approving Mobil's settlement offer.

There are several matters which cause us to accept Mobil's offer only conditionally. Firstly, we cannot approve of crediting against refunds any of Mobil's costs of operating the Cameron-Creole line. Secondly, we cannot approve of the adoption of a cut-off date on interest earlier than the date of the issuance of this order.

As to the expenses of operating the Cameron-Creole line, we have previously held in comparable situations that:

> * * * Except in unusual circumstances, we shall apply the in-line price to the point of delivery negotiated at arm's length between the parties. * * * The fact that it is necessary for a producer to transport its gas to a pipeline in order to make a sale does not justify a higher price for the gas in an in-line proceeding, * * * Superior Oil Co., Opinion No. 437, 32 FPC 241, 243 (1964).

We adhere to that view here. We do not, therefore, consider it proper to allow Mobil the credit, which is in result an increment over the in-line price for transportation, albeit solely for a past period.

While Tennessee takes delivery at the tailgate of Mobil's Cameron plant and operates the line, Mobil has incurred the fixed costs associated with the 24 miles of line which it owns. The economic effects of this transaction do not essentially differ from the situation which would have existed had the delivery point been designated as the place on the Cameron-Creole line where Tennessee's ownership commences and had Mobil made delivery there, except that in the later situation Mobil would have also paid the operating costs. If the delivery point were the point where Tennessee's ownership commences, it is clear under Superior that Mobil would not have been allowed an increment over the in-line price for transportation. We cannot see how an increment is justified in the situation before us simply because the parties have as a matter of contractual convenience made the tailgate of the plant the delivery point and Tennessee has paid the operating costs. To allow Mobil an increment here would elevate contractual form over economic substance in violation of the teachings of Rayne Field, UGI v. Continental Oil Co., 381 U.S. 392 (1965); and Ship Shoal, Continental Oil Co. v. FPC, 370 F. 2d 57 (CA5, 1967), cert. den. 388 U.S. 910 (1967); cf. California v. Lo-Vaca, 379 U.S. 366 (1965).

The rationale of the requirement of interest on refunds is the prevention of unjust enrichment. U.G.I. v. Callery Properties, Inc., 382 U.S. 223, 230 (1965); Texaco Inc. v. F.P.C., 290 F. 2d 149, 157 (CA5, 1961). In this instance, this purpose is not served by the adoption of an arbitrary cut-off date on the obligation to pay interest on refunds prior to the date of our order approving the settlement.

During the course of the proceeding in Despot, the Presiding Examiner required the pipeline intervenors in that proceeding to file statements of their intended disposition of any refunds in those proceedings. In response to that order Tennessee filed a statement of intention in which it claimed the right to retain any refunds. We are, therefore, directing Mobil to retain the refunds pending our final determination as to their disposition.

Tennessee has entered into an agreement with Mobil to purchase Mobil's 24 mile portion of the Cameron-Creole line. Tennessee has agreed to pay to Mobil the depreciated net book value of the line as of Commission approval of the transfer. Tennessee has applied for a certificate authorizing the acquisition and operation of the line in Docket No. CP66–160. Mobil requests that we certificate Tennessee's acquisition as of April 1, 1967.

In its comments on Mobil's settlement proposal Tennessee requests that if the Commission, as part of the settlement, approve the acquisition with a retroactive effective date to April 1, 1967, that language be included in the order authorizing Tennessee to include in Account No. 101 Mobil's original cost of the line and in Account No. 108 Mobil's accrued depreciation as of April 1, 1967. In the alternative, Tennessee requests that we modify Mobil's settlement proposal by removal of the pipeline matter from consideration with Mobil's settlement offer.

We regard Tennessee's alternative request as the more proper. The pipeline transfer is not an appropriate matter for consideration with Mobil's settlement offer.

We also note that in its proposal, Mobil agrees that if it commingles retained refunds with other corporate funds, it will pay interest at 5 percent thereon. However, the appropriate rate of interest payable on such a contingency is 5½ percent. We are, therefore, requiring interest at that rate in the event of commingling.

The Commission finds: Mobil's settlement proposal of June 19, 1967, as hereinafter conditioned is in the public interest, and it is appropriate in the administration of the provisions of the Natural Gas Act that it be approved and made effective as hereinafter ordered; and good cause exists for severing and terminating the proceedings in Docket No. CI65–1227.

The Commission orders:

(A) The settlement of these proceedings on the basis of the settlement proposal as herein conditioned, filed by Mobil on June 19, 1967, is approved and made effective subject to terms and conditions herein.

(B) Approval of the settlement herein is conditioned upon Mobil's agreement be refund 62½ percent of the sums collected from Tennessee in excess of 20 cents for the period from October 23, 1961, to January 18, 1965, and the refunding of 100 percent of the sums collected from Tennessee in excess of 20 cents for the period from January 18, 1965, to July 31, 1965, such sums refundable to be computed without regard to the costs to Mobil of the Cameron-Creole line.

(C) Mobil shall pay interest on the principal sum refundable less royalty and overriding royalty interests as computed according to paragraph (B) hereof at the rate of 7 percent per annum to the date of the issuance of this order.

(D) Mobil shall file with the Commission within 45 days after the date of this order a report setting out the amount of refunds computed in accordance with paragraph (B) hereof together with the interest thereon computed in accordance with paragraph (C) hereof and shall serve a copy of the report on all parties to the proceeding in Docket No. CI65–1227.

(E) Mobil shall retain the amounts shown in the reports required under ordering paragraph (D) subject to further order of the Commission directing the disposition of those amounts. If Mobil elects to commingle these retained refunds with its general assets and use them for its corporate purposes, it shall pay interest thereon at the rate of 5½ percent per annum on all funds thus available from the date of this order to the date on which they are paid over to the person ultimately determined to be entitled thereto in a final order of the Commission. If Mobil elects to deposit the retained refunds in a special escrow account, Mobil shall tender for filing on or before the date of the filing of the refund report an executed Escrow Agreement, conditioned as set out below accompanied by certificate showing service of a copy thereof upon the parties to the proceeding in Docket No. CI65–1227. Unless notified to the contrary by the Secretary within 30 days from the date of filing thereof the Escrow Agreement shall be entered into between Mobil and any bank or trust company used as a depositor for funds of the U.S. Government and the agreement shall be conditioned as follows:

(1) Mobil, the bank or trust company, and the successors and assigns of each, shall be held and formally bound unto the Federal Power Commission for the use and benefit of those entitled thereto, with respect to all amounts and the interest thereon deposited in a special escrow account, subject to such Agreement, and such bank or trust company shall be bound to pay over to such person or persons as may be identified and designated by final order of the Commission and in such manner as may be therein specified, all or any portion of such deposits and the interest thereon.

(2) The bank or trust company may invest and reinvest such deposits in any short-term indebtedness of the United States or an agency thereof or in any form of obligation guaranteed by the United States which is, respectively, payable within 120 days as the said bank or trust company in the exercise of its sound discretion may select.

(3) Such bank or trust company shall be liable only for such interest as the invested funds described in paragraph (2) above will earn and no other interest may be collected from it.

(4) Such bank or trust company shall be entitled to such compensation as is fair, reasonable and customary for its services as such, which compensation shall be paid out of the escrow account to such bank or trust company. Said bank or trust company shall likewise be entitled to reimbursement for its reasonable expenses necessarily incurred in the administration of this escrow account, which reimbursement shall be made out of the escrow account.

(5) Such bank or trust company shall report to the Secretary of this Commission quarterly, certifying the amount deposited in the trust account for the quarterly period.

(F) Mobil shall, over the signature of a responsible officer, file with the Commission, within 30 days of the date of this order, an original and one copy of its acceptance or rejection of this order and shall serve a copy of the same on the parties to Docket No. CI65–1227.

(G) Upon full compliance by Mobil with this order the proceedings in Docket No. CI65–1227 shall terminate and such proceedings upon termination are hereby served from the consolidated proceedings in Docket No. CI65–974, et al.

By the Commission.

[SEAL] GORDON M. GRANT,
Secretary.

[F.R. Doc. 68–5251; Filed, May 1, 1968; 8:46 a.m.]

[Docket No. CP68–286]

KENTUCKY GAS TRANSMISSION CORP.

Notice of Application

APRIL 25, 1968.

Take notice that on April 17, 1968, Kentucky Gas Transmission Corp. (Applicant), Post Office Box 1273, Charleston, W. Va. 25325, filed in Docket No. CP68–286 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing it to construct and operate certain natural gas transportation and sale facilities in Mason, Bath, and Montgomery Counties, Ky., and in Adams County, Ohio, 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 and operate the following facilities:

(1) Approximately 2.9 miles of 6-inch and 8-inch transmission pipeline, including a single line river crossing, extending from Applicant's 20-inch transmission line in Mason County, Ky., to a new point of delivery to The Cincinnati Gas & Electric Co. on the north side of the Ohio River in Adams County, Ohio;

(2) A measuring and regulating station in Mason County, Ky., to be utilized in connection with said new point of delivery;

(3) Approximately 8.2 miles of 30-inch loop pipeline in Bath and Montgomery Counties, Ky., extending in a northerly direction from a point approximately 4.9 miles north of Applicant's Means Compressor Station.

The total estimated cost of the proposed facilities is $1,822,880 to be financed through the issuance and sale of promissory notes and common stock to The Columbia Gas System, Inc.

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 May 23, 1968.

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. 68–5252; Filed, May 1, 1968; 8:46 a.m.]

DEPARTMENT OF STATE

Agency for International Development

DEPUTY ASSISTANT ADMINISTRATOR, BUREAU OF EAST ASIA

Redelegation of Authority

Pursuant to the authority delegated to me as Assistant Administrator, Bureau for East Asia, I hereby delegate to the Deputy Assistant Administrator, Bureau for East Asia, authority to act as my alter ego, to be responsible, under my direction and concurrently with me, for all aspects of the activities of said Bureau. In accordance with this delegation, said Deputy Assistant Administrator is authorized to represent me, and to exercise my authority, with respect to all functions now or hereafter conferred upon me by A.I.D. delegations of authorities, regulations, manual orders, directives, notices, or other documents, by law or by any competent authority.

The redelegation of authority to Mr. Stephen B. Ives, Jr., dated July 27, 1967, is revoked hereby.

This redelegation of authority is effective immediately.

Dated: April 25, 1968.

JOHN C. BULLITT,
Assistant Administrator,
East Asia.

[F.R. Doc. 68-5308; Filed, May 1, 1968; 8:49 a.m.]

POST OFFICE DEPARTMENT

DIRECT PAYMENT TO VENDORS FOR UNIFORM PURCHASES BY ELIGIBLE POSTAL EMPLOYEES

In the daily issue of Friday, November 10, 1967 (32 F.R. 15643-15644), the Post Office Department published a notice of proposed rule making concerning the making of direct payments to vendors who sell approved uniform items to eligible postal employees effective July 1, 1968.

Interested persons were given 30 days in which to submit written data, views, and arguments concerning the proposal. As no written comments were received, the Department has decided to adopt the new procedures. Accordingly, the new direct payment procedures, the license agreement containing the Code of Ethics and uniform vendors license read as follows and are effective July 1, 1968.

I. *Uniform Vendors License.* Qualified vendors will be licensed by the Bureau of Personnel. A listing of licensed vendors will be furnished all post offices involved. A master listing will be maintained at Headquarters and a copy of the master listing will be maintained at the San Francisco Postal Data Center. Amendments to the listing will be furnished to post offices and the San Francisco Postal Data Center.

II. *Actions on procurement.* A. Post Office Department employees will procure authorized uniform items from licensed vendors.

B. Whether authorized uniform items are purchased locally or by mail order, the procedure will be the same.

C. Licensed vendors will:

1. Enter post office finance number, employee social security number, employee designation number, employee anniversary date and their license number on the original invoice or purchase order. (See exhibit C).[1]

2. Deliver the authorized uniform items to the employee. A shipment chargeable to an employee's new anniversary year will not be invoiced or shipped by vendor prior to the new anniversary date.

3. Sign, date, and enter the charge on all copies of invoice. Vendors may imprint or stamp the signature of their authorized officer or his designee on the invoice; however, under this condition, the initials of the employee responsible for the issuance of the invoice shall be affixed thereon.

4. Submit the original and a copy of the invoice to employee with the shipment.

5. Retain a copy of invoice for their files.

6. Be reimbursed only for authorized uniform items furnished employees who have served the required 90 days and only to the extent of the balance in the employee's account at the time the invoice is submitted by employee for payment.

D. The employee will deliver the vendor's original invoice to the postmaster within 10 working days after receipt of the authorized uniform items.

E. The Postmaster will: 1. Verify the vendor's original invoice including the employee social security number, employee designation number, employee anniversary date, post office finance number, license number of the vendor, invoice date and invoice number.

2. Ascertain that the employee accept the uniform items as being proper and in good condition and obtain his signature on the original invoice attesting to these facts.

3. Maintain a record file of Forms 1498, Uniform Allowance Payment Record, in Social Security number sequence, or in alphabetical order by employee name.

4. Prepare Form 1498 by inserting vendor's license number, invoice number, invoice data and amount of purchase in proper blocks.

5. Sign certification on Form 1498 and mail to the San Francisco Postal Data Center on Friday of the first and third week.

6. Retain vendor invoices at the post office in separate individual employee folders (not official personnel folders) until authorized for disposition.

7. Make payment in cash to employees for purchase of uniform caps made before the expiration of the prescribed 90 days of service.

8. Make changes to the vendor listing when notified by means of the Postal Bulletin.

[1] Exhibit C filed as part of the original document.

III. *Actions by the San Francisco Postal Data Center.*—A. *Actual date for applying payments.* For purpose of applying payment to an employee's anniversary year balance, Postal Data Center shall use the date of the vendor's invoice as the actual date of the purchase.

B. *Master records.* 1. Postal Data Center will maintain employee master tape records showing maximum uniform allowance, current or zero account balance and the anniversary date, and

2. Master record of licensed vendors.

C. *Payments.* 1. Postal Data Center will process Forms 1498 covering vendor invoices in the order in which received, i.e. first-received-first-processed basis.

2. Review Forms 1498 to determine that information is complete (see sec. II, E, 1) and that the form has been certified for payment by the postmaster.

3. Batch signed Forms 1498 submitted by the postmaster and keypunch other applicable data into cards such as vendor's license number, invoice date, invoice number, and amount.

4. Sort the punched cards (Form 1498) by social security number and post office finance number within licensed vendor number and prepare a schedule of payments. Process payments on Wednesday of the second and fourth week of each 4-week accounting period.

5. Issue one check every 2 weeks to each licensed vendor for the total amount of the Forms 1498 submitted covering vendor invoices for uniform items purchased, plus state sales tax where applicable, and less the service charge.

6. Prepare listing for each licensed vendor showing amount being paid on behalf of each employee for purchase and the related vendor invoice number and date. When amount paid for an employee is less than amount of vendor's invoice, print explanation on listing to advise the vendor that payment includes all of the remaining balance in the employee's account. When no payment is made to cover an invoice, print explanation that employee's balance has been exhausted for the year. Employee is responsible for payments for uniform purchases in excess of his uniform allowance balance. Also, if employee makes purchases from nonlicensed vendor the employee will not be reimbursed by the Department and the employee is responsible for paying any just debts from his own funds.

7. Mail check with payment identification listing to each licensed vendor.

8. Prepare a current Form 1498 and mail to applicable postmaster for retention in his record file until next payment is required to be processed for the employee.

9. Prepare Form 1961, Employee Uniform Allowance Statement (Revised) and mail to applicable postmasters for distribution to employees. Form 1961 (Revised) provides employees with information showing previous account balance, date of last payment to vendor, amount of payment, the current or zero account balance, and a detachable stub showing employee name, social security number, anniversary date, post office finance number, pay location number, and designation number.

10. Return to vendors an appropriate explanation as to why an invoice was not paid for uniform items furnished employee who has not served the required 90 days in a uniform category.

D. *San Francisco Postal Data Center computer controls.* 1. Postal Data Center will provide controls in processing of payments for rejection of input punched cards for any unlicensed vendor. Unlicensed vendors will receive an appropriate explanation as to why their invoices were not paid.

2. Controls will be established to process payment only in the amount of the employee's current account balance when the balance is less than the amount of the vendor invoice.

3. Controls will be established for the rejection of input punched cards for employees who have not served a full 90 days after appointment.

IV. *Uniform items returned.* The following requirements will be observed when uniform items are returned to the licensed vendor:

A. When an employee returns all uniform items received in a single shipment, the original and duplicate of the vendor invoice must be returned to the licensed vendor with the returned uniform items.

B. When an employee returns a part of the uniform items received in a single shipment, the postmaster must be advised of the cost of the uniform items returned. The postmaster will adjust the amount of the original and copy of the vendor invoice by the amount(s) of the uniform items returned prior to his approval of the original vendor invoice. The employee must return the adjusted vendor invoice with the rejected uniform items to the licensed vendor.

C. A licensed vendor shall not make a cash reimbursement to an employee for returned uniform items. Exchanges shall be made only for authorized uniform items.

V. *Cost of processing payments direct to vendors.* A service charge not to exceed 4 percent, or such other percent fixed by the Congress, shall be deducted from the total amount of the approved vendor invoices to defray the administrative cost by the Post Office Department for direct reimbursement to licensed vendors. Upon installation of revised procedures, a rate of 3.7 percent will apply. The effective rate of the service charge for the administrative costs shall be determined annually and applied to payments made on and after July 1 of each fiscal year.

VI. *License Agreement for Uniform Vendors with Code of Ethics.*

EXHIBIT A

The Post Office Department of the United States of America grants to the_____ _____its subsidiaries, employees, agents, and retail outlets this License No. _____to sell uniform items in accordance with approved specifications to Postal employees required by Post Office Department regulations to wear uniform items. This license continues until either the vendor notifies the Department in writing it does not wish to be further bound thereby or the Department revokes it.

In consideration of the Department's granting this license, the above named vendor agrees for itself, and on behalf of its subsidiaries, employees, agents, and retail outlets that:

1. Reimbursement will be claimed by licensed vendors only for sales made to postal employees, of uniform items which are specifically authorized by the Department's regulations, and which are in accordance with specifications issued by, or on behalf of, the Post Office Department.

2. Individual invoices will be submitted for each individual sale of such uniform items and will specify in detail the exact items sold, delivered, or shipped to the Postal employee, and will also show the exact date of such sale, shipment, or delivery, and this license number. The Post Office Department will not make payment until it has been notified by the employees that the uniform items have been received, are as ordered, and are satisfactory. Time of payment will be as specified by the Post Office Department.

3. Payment of approved invoices will be made in the order in which received if they are proper. Payment will not be made in an amount in excess of the balance remaining in the employee's account. Any excess purchases by the employee beyond his account balance will be the responsibility of the licensed vendor to effect collection from the employee. Approval of the invoice by the postmaster for purchases made by the employee is not a representation or certification that there is sufficient balance in the employee's account for the anniversary year to pay all or part of the invoice. For purpose of applying payment to an employee's anniversary year balance, the Department will use the date of the vendor's invoice as the governing date.

4. Licensed vendors shall not make a cash reimbursement for uniform items returned by an employee.

5. The Department will not reimburse any vendor who either does not have a license or whose license has been revoked.

6. The submission of invoices is to be deemed a certification that only officially authorized uniform items manufactured in accordance with officially authorized specifications have been sold and in the quantity, description, and prices therein stated.

7. No free gifts, rebates, gratuities, or any inducements to sales have been, or will be, given to Postal employees or their families on account of the sales of the uniform items.

8. The regulations of the Post Office Department concerning uniform items will be strictly complied with.

9. In consideration of the Department making direct payments to licensed vendors for approved invoices, the Department shall deduct as a service charge its annually determined administrative costs of making such direct payments. However, the deduction may not exceed 4 percent or such other percent fixed by the Congress. Payment of the approved invoices as so reduced, subject to the provisions in section 3 of this license, is full payment.

10. This license is subject to revocation if the Postmaster General finds that any of the above conditions have been violated.

THE POST OFFICE DEPARTMENT OF THE UNITED STATES OF AMERICA

By: _____
Director, Employee Benefits and Services Division Bureau of Personnel

VENDOR:

By: _____

Date _____

VII. *Uniform vendors license.*

EXHIBIT B

THE POST OFFICE DEPARTMENT OF THE UNITED STATES OF AMERICA

UNIFORM VENDOR LICENSE

License No. _____

This license is granted to _____ its subsidiaries, employees, agents, and retail outlets to sell uniform items in accordance with approved specifications to Postal employees required by Post Office Department regulations to wear uniform items. This license continues until either the vendor notifies the Department in writing it does not wish to be further bound thereby or the Department revokes it.

_____
Director, Employee Benefits and Services Division, Bureau of Personnel

VIII. *Format for Vendors Invoice.* Exhibit C illustrates the preferred format for vendors invoice.[1]

IX. *Effective date.* The effective date of this program on a nationwide basis is July 1, 1968. Uniform allowance payments by the Postal Data Center directly to vendors for uniform purchases made by authorized postal employees on a nationwide basis will be made on all invoices dated July 1, 1968, and thereafter.

Therefore, beginning July 1, 1968, employees are to make purchases for authorized uniform items only from licensed vendors. A listing of licensed vendors will be available at all post offices involved on or before July 1, 1968, for reference purposes.

Interested persons are invited to apply by letter for a license. All applications should be promptly directed to the Director, Employee Benefits and Services Division, Bureau of Personnel, Post Office Department, Washington, D.C. 20260.

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

TIMOTHY J. MAY,
General Counsel.

APRIL 29, 1968.

[F.R. Doc. 68-5301; Filed, May 1, 1968; 8:50 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[A 2031]

ARIZONA

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

In F.R. Doc. 68-4729 appearing on page 6133 of the issue of April 20, 1968, the following change should be made:

Under T. 13 S., R. 26 E., sec. 33, "N½SE¼ and NE¼SE¼" should be changed to "N½, SE¼, and NE¼SW¼."

FRED J. WEILER,
State Director.

APRIL 25, 1968.

[F.R. Doc. 68-5258; Filed, May 1, 1968; 8:45 a.m.]

[1] Exhibit C filed as part of the original document.

[R 1217]

CALIFORNIA

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

APRIL 26, 1968.

In F.R. Doc. 68–4591; filed April 17, 1968, appearing at page 5963 of the issue for April 18, 1968, the folowing correction should be made, "T. 14 N., R. 13 E., SBM., sec. 23, NE¼, W½, NE¼SE¼", should read:

T. 14 N., R. 13 E., SBM.,
Sec. 23, NE¼, W½, NW¼SE¼;

WALTER F. HOLMES,
Acting Manager, Riverside District and Land Office.

[F.R. Doc. 68–5259; Filed, May 1, 1968; 8:45 a.m.]

[R 1370]

CALIFORNIA

Notice of Proposed Withdrawal and Reservation of Lands

APRIL 25, 1968.

The Forest Service, U.S. Department of Agriculture has filed an application, Serial No. R 1370, for the withdrawal of lands described below from prospecting, location, entry, and purchase under the mining laws, subject to valid existing withdrawals.

The lands have previously been withdrawn for the San Bernardino National Forest Reserve by Presidential Proclamation No. 48 of February 25, 1893, now the San Bernardino National Forest, and as such have been open to entry under the general mining laws.

The applicant desires the exclusion of mining activity to permit use of such lands for administrative sites, which use is incompatible with mineral development.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 1414 University Avenue, Post Office Box 723, Riverside, Calif. 92502.

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

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

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

The lands involved in the application are:

SAN BERNARDINO MERIDIAN, CALIFORNIA

SMARTS RANCH ADMINISTRATIVE SITE AND PICNIC AREA

T. 2 N., R. 2 E.,
Sec. 3, lots 3, 4 and 5, SW¼NW¼.

Excepting therefrom portions thereof described as follows:

Beginning at the southwest corner of the northwest quarter of said sec. 3, thence N. 51°18′ E., 2,533 feet to the true point of beginning; thence from said true point of beginning N. 24°0′ E., 223.4 feet; thence S. 86°42′ E., 195 feet; thence S. 24°0′ W., 223.4 feet; thence N. 86°42′ W., 195 feet to the point of beginning;

Beginning at the southwest corner of the northwest quarter of said sec. 3; thence N. 51°18′ E., 2,533 feet to a point; thence N. 86°42′ W., 139 feet to a point; thence S. 3°18′ W., 134 feet to a point; thence S. 5°33′ E., 198 feet to the true point of beginning; thence from said point of beginning S. 29°17′ W., 171.8 feet; thence S. 79°17′ W., 253.5 feet; thence N. 29°17′ E., 171.8 feet; thence N. 79°17′ E., 253.5 feet to the point of beginning;

Any portion of the property described above included within the boundaries of lot 38–B as shown on township plat in the Bureau of Land Management at Washington, D.C.

CAMP ANGELUS STATION ADMINISTRATIVE SITE

T. 1 N., R. 1 W.,
Sec. 27, NW¼ of lot 2.

CITY CREEK STATION ADMINISTRATIVE SITE

T. 1 N., R. 3 W.,
Sec. 10, lot 3, NW¼SE¼.

MORTON PEAK LOOKOUT ADMINISTRATIVE SITE

T. 1 S., R. 2 W.,
Sec. 12, SE¼SW¼ of lot 2, SW¼SE¼ of lot 2, NW¼NE¼ of lot 7, NE¼NW¼ of lot 7.

PINE BENCH JOB CORPS ADMINISTRATIVE SITE

T. 1 S., R. 1 E.,
Sec. 32, lots 1 and 2.

The areas described aggregate approximately 335.77 acres.

WALTER F. HOLMES,
Acting Manager.

[F.R. Doc. 68–5260; Filed, May 1, 1968; 8:45 a.m.]

IDAHO DISTRICT MANAGERS ET AL.

Delegation of Authority Regarding Contracts and Leases

APRIL 25, 1968.

A. Pursuant to delegation of authority contained in Bureau Manual 1510–03B2d, the District Managers, Center Director, Chief, Divisions of Administration, Administrative Officers, and Administrative Assistants are authorized:

1. To enter into contracts with established sources for supplies and services, excluding capitalized equipment, regardless of amount; and

2. To enter into contracts on the open market for supplies and services, excluding capitalized equipment, not to exceed $2,500 per transaction, provided the requirement is not available from established sources of supply; and

3. To enter into negotiated contracts without advertising pursuant to section 302(c)(2) of the FPAS Act, as amended, for rental of equipment and aircraft covered by offer agreements necessary for the purpose of emergency fire suppression; and

4. To enter into contracts for construction not to exceed $2,000 per transaction.

B. District Managers may redelegate the authority granted above to qualified employees.

JOE T. FALLINI,
State Director.

[F.R. Doc. 68–5261; Filed, May 1, 1968; 8:45 a.m.]

[Serial No. I–2214]

IDAHO

Notice of Proposed Withdrawal and Reservation of Lands

APRIL 26, 1968.

The Bureau of Reclamation, Department of the Interior, has filed an application, Serial No. I–2214, for the withdrawal of the lands described below, from all forms of appropriation under the public land laws including the mining laws but not the mineral leasing laws.

The applicant desires the land to provide gravel and other materials needed in connection with the operation and maintenance of the Owyhee Project, Idaho.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 550 West Fort Street, Boise, Idaho 83702.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate lands needed for purposes more essential than the applicant's, and to reach agreement on the concurrent management of the lands and their resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the Bureau of Reclamation.

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

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

The lands involved in the application are:

BOISE MERIDIAN, IDAHO

T. 2 N., R. 5 W.,
Sec. 6, lot 4.

The area aggregates 36.56 acres in Owyhee County.

EUGENE E. BABIN,
Acting Manager, Land Office.

[F.R. Doc. 68-5262; Filed, May 1, 1968; 8:45 a.m.]

[M 5887]

MONTANA

Notice of Classification of Lands for Multiple-Use Management

APRIL 25, 1968.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411–18) and the regulations in 43 CFR Parts 2410 and 2411, the public lands within the areas described below together with any lands therein that may become public lands in the future are hereby classified for multiple-use management. Publication of this notice has the effect of segregating the described lands from appropriation only under the agricultural land laws (43 U.S.C. Parts 7 and 9; 25 U.S.C. sec. 334) and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171) and the lands shall remain open to all other applicable forms of appropriation, including the mining and mineral leasing laws. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. Comments and statements were received following publication of the notice of proposed classification published in the FEDERAL REGISTER (32 F.R. 15593 and 15594) dated November 9, 1967. Several comments and statements were also received at the public hearing held January 17, 1968, at Broadus, Mont. All comments and statements concerning the proposed classification were carefully considered and evaluated. The only change deemed necessary from the proposed classification publication is the addition of sec. 34, T. 4 S., R. 54 E., P.M., Montana. These are public domain lands within the Paul Winland ranch, added to the proposed retention classification at Mr. Winland's request. The acreage to be classified as shown in paragraph 5 of the notice of proposed classification is increased from 204,483 to 204,763 acres. The record showing comments received and other information can be examined in the Miles City District Office, Miles City, Mont., and the Land Office, Bureau of Land Management, Federal Building, Billings, Mont.

3. The public lands affected by this classification are located within the following described areas and are shown on maps on file in the Miles City District Office, Miles City, Mont., and on maps and records in the Land Office, Bureau of Land Management, Federal Building, Billings, Mont.

PRINCIPAL MERIDIAN, MONTANA

POWER RIVER COUNTY

T. 8 S., R. 45 E.,
Sec. 1;
Secs. 12 and 13;
Secs. 24 to 26, inclusive;
Secs. 35 and 36.
T. 9 S., R. 45 E.,
Secs. 1 and 2;
Secs. 11 to 14, inclusive;
Secs. 23 to 26, inclusive;
Secs. 35 and 36.
T. 8 S., R. 46 E.,
Sec. 6, N½, SW¼;
Sec. 7, W½;
Sec. 18, W½;
Sec. 19, W½.
T. 9 S., R. 46 E.,
Secs. 6 and 7;
Secs. 18 and 19;
Secs. 25 to 27, inclusive;
Secs. 30 to 36, inclusive.
T. 8 S., R. 47 E.,
Sec. 11, E½;
Secs. 12 and 13;
Secs. 25 and 26;
Secs. 35 and 36.
T. 9 S., R. 47 E.
T. 5 S., R. 48 E.,
Sec. 13.
T. 7 S., R. 48 E.,
Sec. 1;
Secs. 12 and 13;
Secs. 24 and 25;
Sec. 36.
T. 8 S., R. 48 E.
T. 9 S., R. 48 E.,
Secs. 1 to 4, inclusive;
Sec. 5, NE¼, S½;
Sec. 6, W½NE¼, W½, SE¼;
Secs. 7 to 24, inclusive;
Sec. 25, N½;
Sec. 26, N½;
Secs. 27 to 34, inclusive.
T. 5 S., R. 49 E.,
Sec. 7, E½;
Secs. 8 to 10, inclusive;
Secs. 13 to 36, inclusive.
T. 6 S., R. 49 E.,
Secs. 1 to 4, inclusive;
Secs. 9 to 16, inclusive;
Secs. 21 to 28, inclusive;
Secs. 33 to 36, inclusive.
T. 7 S., R. 49 E.,
Secs. 1 to 11, inclusive;
Secs. 14 to 33, inclusive;
Sec. 36.
T. 8 S., R. 49 E.,
Sec. 1;
Sec. 2, E½E½;
Secs. 4 to 9, inclusive;
Sec. 12, N½;
Sec. 13, SW¼;
Sec. 14, S½;
Secs. 15 to 23, inclusive;
Sec. 24, W½;
Sec. 25, NW¼, S½;
Secs. 26 to 28, inclusive;
Secs. 30 and 31;
Sec. 32, W½;
Secs. 34 to 36, inclusive.
T. 9 S., R. 49 E.,
Secs. 1 and 2;
Sec. 4, W½W½;
Secs. 5 and 6;
Sec. 8;
Sec. 9, W½W½;
Sec. 11, N½N½;
Sec. 12, N½N½;
Sec. 18, W½;
Secs. 19 and 20;
Secs. 29 to 31, inclusive;
Sec. 32, W½.
T. 4 S., R. 50 E.,
Secs. 25 to 27, inclusive;
Secs. 34 to 36, inclusive.
T. 5 S., R. 50 E.,
Secs. 1 to 3, inclusive;
Sec. 4, S½;
Sec. 7, E½;
Secs. 8 to 36, inclusive.
T. 6 S., R. 50 E.,
Secs. 1 to 12, inclusive;
Secs. 15 to 22, inclusive;
Secs. 27 to 34, inclusive;
Sec. 35, W½.
T. 7 S., R. 50 E.,
Secs. 3 and 4;
Sec. 6;
Sec. 10;
Sec. 11, W½W½.
T. 8 S., R. 50 E.,
Sec. 3;
Secs. 8 to 10, inclusive;
Sec. 14, W½;
Secs. 15 and 16;
Secs. 21 and 22;
Sec. 23, S½SW¼;
Sec. 26, W½;
Secs. 27 and 28;
Sec. 29, SE¼;
Sec. 30, SW¼;
Sec. 31, NW¼;
Sec. 32, E½;
Secs. 33 to 36, inclusive.
T. 9 S., R. 50 E.,
Secs. 1 to 3, inclusive;
Sec. 12;
Sec. 13, N½.
T. 4 S., R. 51 E.,
Sec. 25;
Sec. 26, S½;
Sec. 35, N½.
T. 5 S., R. 51 E.,
Secs. 7 and 18.
T. 6 S., R. 51 E.,
Sec. 6.
T. 8 S., R. 51 E.,
Sec. 31, S½S½.
T. 9 S., R. 51 E.,
Sec. 5, W½W½;
Secs. 6 to 8, inclusive;
Sec. 17, N½;
Sec. 18, N½.
T. 3 S., R. 52 E.,
Sec. 10, SE¼;
Secs. 13 and 14;
Sec. 15, N½NE¼;
Secs. 23 to 26, inclusive;
Sec. 32, NE¼SE¼, S½SE¼;
Secs. 35 and 36.
T. 4 S., R. 52 E.,
Sec. 1, N½N½;
Sec. 5;
Secs. 8 and 9;
Secs. 16 to 21, inclusive;
Sec. 22, S½ S½;
Secs. 25 to 28, inclusive;
Sec. 34, N½;
Secs. 35 and 36.
T. 5 S., R. 52 E.,
Secs. 1 and 2;
Secs. 11 to 14, inclusive;
Sec. 15, E½E½;
Sec. 22, E½E½;
Secs. 23 to 26, inclusive;
Sec. 27, E½E½;
Sec. 33, SE¼SE¼;
Sec. 34, SW¼SW¼;
Sec. 36.
T. 6 S., R. 52 E.,
Secs. 1 and 12.
T. 7 S., R. 52 E.,
Sec. 12, S½S½;
Sec. 13;
Sec. 14, SE¼SE¼;
Sec. 24.
T. 8 S., R. 52 E.,
Sec. 24, S½S½;
Sec. 25;
Sec. 36.

T. 9 S., R. 52 E.,
Secs. 1 and 2;
Sec. 3, E½SE¼;
Secs. 11 to 14, inclusive;
Sec. 22, E½NE¼;
Secs. 23 to 26, inclusive;
Secs. 35 and 36.
T. 1 S., R. 53 E.,
Secs. 24 to 26, south of river;
Secs. 34 to 36, south of river.
T. 2 S., R. 53 E.,
Secs. 1 to 3, inclusive;
Secs. 4 to 6, south of river;
Secs. 8 to 17, inclusive;
Secs. 20 to 36, inclusive.
T. 3 S., R. 53 E.
T. 4 S., R. 53 E.
T. 5 S., R. 53 E.,
Secs. 1 to 21, inclusive;
Secs. 28 to 33, inclusive.
T. 6 S., R. 53 E.,
Secs. 5 to 8, inclusive;
Secs. 13 to 18, inclusive;
Secs. 21 to 27, inclusive;
Secs. 33 to 36, inclusive.
T. 7 S., R. 53 E.,
Secs. 2 to 10, inclusive;
Sec. 11, N½, N½S½;
Secs. 15 to 22, inclusive;
Secs. 27 to 30, inclusive;
Sec. 31, N½;
Sec. 32, N½;
Secs 33 and 34.
T. 8 S., R. 53 E.,
Sec. 4, lot 4;
Sec. 5, lot 1;
Sec. 30, W½;
Sec. 31.
T. 9 S., R. 53 E.,
Sec. 18, S½S½;
Sec. 19;
Secs. 30 to 32, inclusive;
Sec. 33, W½.
T. 1 S., R. 54 E.,
South of river.
T. 2 S., R. 54 E
T. 3 S., R. 54 E.
T. 4 S., R. 54 E.
T. 5 S., R. 54 E.,
Sec. 2, N½;
Sec. 3, N½;
Sec. 18, W½NW¼.
T. 6 S., R. 54 E.,
Secs. 30 to 32, inclusive.
T. 7 S., R. 54 E.,
Secs. 3 to 6, inclusive;
Secs. 8 to 10, inclusive;
Secs. 15 to 17, inclusive;
Secs. 20 to 22, inclusive;
Secs. 27 to 30, inclusive;
Sec. 34, NW¼, N½SW¼, SW¼SW¼.
T. 1 S., R. 54½ E.

The public land in the areas described aggregate approximately 204,763 acres.

4. For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 721, Washington, D.C. 20240 (43 CFR 2411.1–2(d)).

HAROLD TYSK,
State Director.

[F.R. Doc. 68–5263; Filed, May 1, 1968; 8:45 a.m.]

[N–145]

NEVADA

Order Opening Lands to Mineral Location, Entry, and Patenting

APRIL 25, 1968.

1. In an exchange of lands made under the provisions of section 8 of the Act of June 28, 1934 (48 Stat. 1269), as amended, (43 U.S.C. 315g), the following described lands have been reconveyed to the United States:

MOUNT DIABLO MERIDIAN, NEVADA

T. 41 N., R. 60 E.,
Sec. 23.
T. 38 N., R. 61 E.,
Sec. 13, N½, SE¼;
Sec. 25;
Sec. 35, a parcel of land described as: Beginning at the corner of secs. 25, 26, 35, and 36, T. 38 N., R. 61 E.; thence N. 89°37'46" W., 5,299.73 feet to the corner of secs. 26, 27, 34, and 35; thence south, 1,934.55 feet; thence S. 82°43'49" E., 5,342.57 feet; thence north, 2,576.32 feet to the point of beginning.
T. 39 N., R. 61 E.,
Sec. 1, a parcel of land described as: Beginning at the corner of secs. 1, 2, 11, and 12, T. 39 N., R. 61 E., thence N. 0°22'00" E., 4,000.01 feet; thence S. 79°37'13" E., 25.62 feet; thence S. 29°14'29" E., 304.05 feet; thence S. 15°29'58" E., 513.61 feet; thence S. 4°48'26" E., 277.57 feet; thence S. 21°54'26" E., 295.24 feet; thence S. 66°31'06" E., 378.57 feet; thence S. 68°58'40" E., 402.08 feet; thence S. 17°40'59" E., 132.06 feet; thence S. 8°43'08" E., 253.81 feet; thence S. 37°43'28" E., 220.77 feet; thence S. 45°27'53" E., 183.50 feet; thence S. 38°26'40" E., 241.76 feet; thence S. 65°09'57" E., 130.14 feet; thence S. 24°36'37" E., 190.61 feet; thence S. 12°12'44" W., 289.12 feet; thence S. 35°28'55" E., 252.92 feet; thence S. 13°23'49" E., 171.48 feet; thence S. 36°05'35" E., 354.58 feet; thence S. 40°15'18" E., 224.69 feet; thence S. 23°55'44" E., 105.76 feet; thence S. 5°50'14" E., 57.82 feet; thence S. 89°24'55" W., 2,413.16 feet to the point of beginning;
Sec. 3;
Sec. 5, E½;
Sec. 7;
Sec. 9, NE¼, W½;
Sec. 11;
Sec. 13, S½NE¼, NW¼, N½SW¼, except a parcel of ground containing 2.25 acres;
Sec. 15, N½, N½SW¼, SE¼SW¼, except a parcel of ground containing 3 acres;
Sec. 17.
T. 40 N., R. 61 E.,
Sec. 9, E½, NW¼, NW¼SW¼, E½SW¼;
Sec. 27, E½;
Sec. 35, W½E½, W½.
T. 41 N., R. 61 E.,
Sec. 13;
Sec. 23.
T. 38 N., R. 62 E.,
Sec. 7;
Sec. 17;
Sec. 19, N½;
Sec. 21;
Sec. 30, S½NW¼, NW¼SE¼, SE¼SE¼;
Sec. 31, All, except two parcels of ground containing 74.72 acres;
Sec. 32, N½NW¼.
T. 40 N., R. 62 E.,
Sec. 29;
Sec. 31.

The areas described aggregate approximately 13,286 acres.

2. Minerals were conveyed in the following described lands only:

MOUNT DIABLO MERIDIAN, NEVADA

T. 41 N., R. 60 E.,
Sec. 23.
T. 39 N., R. 61 E.,
Sec. 1, the parcel of land described in paragraph 1 above;
Sec. 3;
Sec. 9, NE¼, W½;
Sec. 13, S½NE¼, NW¼, N½SW¼, except a parcel of ground containing 2.25 acres;
Sec. 15, N½, N½SW¼, SE¼SW¼, except a parcel of ground containing 3 acres;
Sec. 17.
T. 40 N., R. 61 E.,
Sec. 9, E½, NW¼, NW¼SW¼, E½SW¼;
Sec. 27, E½;
Sec. 35, W½E½, W½.
T. 41 N., R. 61 E.,
Sec. 13;
Sec. 23.

3. The lands are located northeast of Elko, Nev. Topography varies from flat to rolling hills cut by dry washes. Some of the lands have perennial small streams. Vegetation is sagebrush with an understory of native grasses and weeds.

4. Subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law, the lands described in paragraph 1 hereof are hereby opened to application, petition and selection. The lands described in paragraph 2 hereof additionally are opened to mineral leasing and to location under the U.S. Mining laws. All valid applications received at or prior to 10 a.m. on May 30, 1968, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

5. Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, 300 Booth Street, Reno, Nev. 89502.

A. JOHN HILLSAMER,
Acting Manager, Land Office.

[F.R. Doc. 68–5264; Filed, May 1, 1968; 8:45 a.m.]

NEVADA

Order Opening Lands to Mineral Location, Entry, and Patenting

APRIL 26, 1968.

1. In exchanges of lands made under the provisions of section 8 of the Act of June 28, 1934 (48 Stat. 1269), as amended (43 U.S.C. 315g), the following lands have been reconveyed to the United States:

MOUNT DIABLO MERIDIAN, NEVADA

(N–218, Nevada 067359)

T. 22 N., R. 19 E.,
Sec. 31, S½.
T. 17 N., R. 20 E.,
Sec. 27.
T. 21 N., R. 20 E.,
Secs. 3, 5, 7, 9;
Sec. 15, lots 3, 4, 5, W½NE¼, E½SE¼ NW¼, NE¼SW¼;
Sec. 29;
Sec. 31, E½NW¼.
T. 22 N., R. 20 E.,
Sec. 3, lots 3–7 inclusive, SE¼NW¼, E½ SW¼;
Secs. 5, 7, 9;
Sec. 15, W½;
Secs. 17, 19, 21, 23;
Sec. 27, lots 2, 3, 4, N½, SW¼, N½SE¼;
Secs. 29, 31, 33;
Sec. 35, lots 5, 6, 7, 9, 11, W½E½, N½NW¼, SW¼SW¼.

T. 23 N., R. 20 E.,
Sec. 14, W½NE¼, NW¼, N½SW¼, W½SE¼;
Sec. 15, NE¼, N½SE¼;
Sec. 33, lot 2, SW¼NE¼, S½NW¼, S½;
Sec. 34, E½.

(N–963, 620, Nevada 067359)

T. 14 N., R. 24 E.,
Sec. 12, E½SE¼;
Sec. 13, E½NE¼.
T. 6 N., R. 30 E.,
Sec. 5, E½SW¼, SE¼;
Sec. 8, NE¼, E½NW¼, SE¼SW¼, SW¼SE¼, E½SE¼;
Sec. 9, N½, NW¼SW¼, E½SW¼, SE¼;
Sec. 16, N½;
Sec. 17, NE¼NW¼.
T. 30 N., R. 31 E.,
Sec. 1, lots 2, 3, 4, S½N½, S½;
Secs. 3, 13.

(N–54, 106, 140)

T. 47 N., R. 35 E.,
Sec. 4, SW¼NE¼, NE¼SW¼;
Sec. 6, lots 1, 2;
Sec. 8, SE¼NE¼;
Sec. 19, lot 4, NE¼SW¼;
Sec. 30, lots 1, 2.
T. 25 N., R. 36 E.,
Sec. 28, N½S½, SW¼SW¼;
Sec. 29, S½S½, NE¼SE¼.
T. 33 N., R. 36 E.,
Sec. 13, NW¼NE¼, N½SW¼NE¼, NW¼, NE¼SW¼, W½SW¼, E½SE¼SE¼;
Sec. 19;
Sec. 21, E½, E½NW¼, SW¼;
Sec. 23, NE¼NE¼, W½NE¼, NW¼, NE¼SW¼, W½SW¼;
Sec. 25, SE¼NE¼NE¼, SE¼NE¼, W½NE¼, NE¼NE¼NW¼, W½NE¼NW¼, W½SW¼NW¼, NW¼NW¼, E½SW¼SW¼, E½SW¼, N½NE¼SE¼, SW¼NE¼SE¼, NW¼SE¼SE¼, S½SE¼SE¼, W½SE¼;
Secs. 27, 29, 31, 33, 35.
T. 32 N., R. 37 E.,
Sec. 5, lots 3, 4, S½NW¼, N½SW¼, E½SW¼SW¼, SE¼SW¼.
T. 33 N., R. 37 E.,
Sec. 19, lots 3, 4, 5, 8, S½SW¼NE¼, NE¼SW¼NE¼, N½NE¼NW¼, S½SE¼NW¼, E½SW¼;
Sec. 29, NE¼NW¼, S½NW¼, SW¼;
Sec. 31, lots 2–12 inclusive, NE¼SE¼, S½SE¼.
T. 47 N., R. 37 E.,
Sec. 19, lot 4.

(N–861, 377, 142, 377)

T. 31 N., R. 52 E.,
Sec. 5, S½N½, S½;
Sec. 9;
Sec. 16, W½NW¼, N½SW¼;
Sec. 17, E½;
Sec. 21.
T. 30 N., R. 53 E.,
Sec. 5, N½, SW¼, N½SE¼, SW¼SE¼;
Sec. 9, SE¼NW¼, E½SE¼;
Sec. 11;
Sec. 35, W½W½.
T. 31 N., R. 53 E.,
Sec. 31, lot 4.

(N–142, 143, 873)

T. 31 N., R. 54 E.,
Sec. 1;
Sec. 3, lot 4, SW¼NW¼, W½SW¼;
Sec. 5;
Sec. 7, E½;
Secs. 9, 11, 13, 17;
Sec. 21, NW¼, NW¼SW¼;
Sec. 23;
Sec. 25, W½;
Sec. 35, SE½SE¼.
T. 39 N., R. 54 E.,
Sec. 4, lots 3, 4, SE¼NE¼, S½NW¼, NE¼SW¼, N½SE¼.

(N–55, 144)

T. 32 N., R. 56 E.,
Sec. 1, E½.
T. 35 N., R. 57 E.,
Sec. 21, W½, SE¼.

(Nevada 067243)

T. 12 N., R. 60 E.,
Sec. 11, SE¼SW¼.
T. 13 N., R. 60 E.,
Sec. 23, SW¼SW¼;
Sec. 26, NW¼NW¼.

(N–599, 53)

T. 38 N., R. 61 E.,
Sec. 9, S½.
T. 39 N., R. 61 E.,
Sec. 4, NE¼SE¼;
Sec. 9, SE¼;
Sec. 12, NE¼, W½NW¼, SW¼, W½SE¼;
Sec. 15, SW¼SW¼;
Sec. 21, N½N½;
Sec. 22, SW¼NW¼;
Sec. 31, E½SW¼, SE¼.
T. 39 N., R. 62 E.,
Sec. 3, SW¼.
T. 39 N., R. 63 E.,
Sec. 18, S½NE¼, NW¼SE¼, N½SW¼.

(N–71, Nevada 067413)

T. 37 N., R. 67 E.,
Sec. 21, except a parcel of ground containing 12.40 acres, heretofore conveyed;
Sec. 29, except a parcel of ground containing 11.31 acres, heretofore conveyed;
Secs. 31, 33.
T. 40 N., R. 68 E.,
Sec. 11.

(Nevada 067242, 067412)

T. 16 S., R. 48 E.,
Sec. 1, E½.
T. 7 S., R. 67 E.,
Sec. 7, lot 2, SE¼NW¼.

The areas described aggregate 41,331.07 acres.

2. Minerals were conveyed in the following described lands only:

MOUNT DIABLO MERIDIAN, NEVADA

T. 22 N., R. 19 E.,
Sec. 31, S½.
T. 17 N., R. 20 E.,
Sec. 27.
T. 21 N., R. 20 E.,
Secs. 3, 5, 7;
Sec. 15, lots 3, 4, 5, W½NE¼, E½SE¼NW¼, NE¼SW¼;
Sec. 29;
Sec. 31, E½NW¼.
T. 22 N., R. 20 E.,
Sec. 3, lots 3–7 inclusive, SE¼NW¼, E½SW¼;
Secs. 5, 7;
Sec. 15, W½;
Secs. 17, 19, 23;
Sec. 27, lots 2, 3, 4, N½, SW¼, N½SE¼;
Secs. 29, 31;
Sec. 35, lots 5, 6, 7, 9, 11, W½E½, N½NW¼, SW¼SW¼.
T. 23 N., R. 20 E.,
Sec. 33, S½NW¼, SW¼.
T. 14 N., R. 24 E.,
Sec. 12, E½SE¼;
Sec. 13, E½NE¼.
T. 30 N., R. 31 E.,
Sec. 1, lots 2, 3, 4, S½N½, S½;
Secs. 3, 13.
T. 13 N., R. 60 E.,
Sec. 23, SW¼SW¼;
Sec. 26, NW¼NW¼.
T. 16 S., R. 48 E.,
Sec. 1, E½.
T. 7 S., R. 67 E.,
Sec. 7, lot 2, SE¼NW¼.

3. All minerals except petroleum, oil, and natural gas and products derived therefrom were conveyed in the following described lands:

MOUNT DIABLO MERIDIAN, NEVADA

T. 21 N., R. 20 E.,
Sec. 9.
T. 22 N., R. 20 E.,
Secs. 9, 21, 33.
T. 23 N., R. 20 E.,
Sec. 33, lot 2, SW¼NE¼, SE¼.

4. The land in T. 22 N., R. 19 E., lies on the southeast slopes of Peterson Mountain Range, 20 miles northeast of Reno, Nev. Vegetation consists of big sagebrush with an understory of native grasses.

5. The land in T. 17 N., R. 20 E., is located on the west slope of the Virginia Mountains south of Reno, Nev. Soils are deeply eroded and rocky.

6. The land in Tps. 21, 22, and 23 N., R. 20 E., is northeast of Reno, Nev. Topography varies from rough and mountainous to level.

7. The land in T. 14 N., R. 24 E., is located north of Yerington, Lyon County, Nev. Vegetation consists of greasewood and shadescale.

8. The land in T. 6 N., R. 30 E., lies south of Hawthorne, Mineral County, Nev. Vegetation consists of pinyon trees, sagebrush, and native grasses.

9. The land in T. 30 N., R. 31 E., is located north of Lovelock, Pershing County, Nev. Average elevation is 5,000 feet.

10. The land in T. 47 N., R. 35 E., and T. 47 N., R. 37 E., lies in the extreme northern Humboldt County and west of the community of McDermitt, Nev. The terrain is generally rough and disected by water courses draining toward Quinn River Valley.

11. The land in T. 25 N., R. 36 E., is located in Churchill and Pershing Counties, in the Stillwater Range. Topography is rough with steep canyons and small basins.

12. The land in T. 33 N., R. 36 E., and Tps. 32 and 33 N., R. 37 E., is situated southwest of Winnemucca, Nev. Topography varies from low foothills to mountainous.

13. The land in T. 31 N., R. 52 E., Tps. 30 and 31 N., R. 53 E., and T. 31 N., R. 54 E., is located in south central Elko County, Nev., southwest of Elko, Nev. Topography is flat to steep and rolling. Soils are shallow, supporting sagebrush, bluegrass, and cheatgrass.

14. The land in T. 39 N., R. 54 E., lies approximately 30 miles north of Elko, Nev. Topography is relatively flat.

15. The land in T. 32 N., R. 56 E., is located south of Elko, Nev. Topography is moderately rolling hills. Vegetation is big sage, rabbitbrush, cheatgrass, and assorted forbes.

16. The land in T. 35 N., R. 57 E., lies northeast of Elko, Nev. Topography is rolling to moderately steep hills.

17. The land in Tps. 12 and 13 N., R. 60 E., is located southwest of Ely, Nev. Soils are deep, supporting a cover of big sage, rabbitbrush, and greasewood.

18. The land in Tps. 38 and 39 N., Rs. 61, 62, and 63 E., lies in Elko County, Nev. Topography is flat to rolling. Vegetation consists of sagebrush, rabbitbrush, squirreltail, and other native grasses.

19. The land in T. 37 N., R. 67 E., lies in the east central part of Elko County, Nev. Soils vary from light and shallow with a lime hardpan to medium textured to deep.

20. The land in T. 40 N., R. 68 E., lies on the east slope of the upper extension of the Toana Range. Elevation is approximately 6,000 feet.

21. The land in T. 16 S., R. 48 E., is located in Amargosa Valley, southwest of Lathrop Wells, Nev.

22. The land in T. 7 S., R. 67 E., is located at Elgin, Nev. The terrain is mountainous, rough, and rocky.

23. Subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law, the lands described in paragraph 1 are hereby opened to application, petition, and selection; the lands described in paragraphs 2 and 3 are opened additionally to location under the mining laws and to mineral leasing, except that the lands in paragraph 3 are not open to leasing for petroleum, oil, natural gas, or products derived therefrom. All valid applications received at or prior to 10 a.m. on May 31, 1968, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

24. Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, 300 Booth Street, Reno, Nev. 89502.

A. JOHN HILLSAMER,
Acting Manager, Land Office.

[F.R. Doc. 68-5265; Filed, May 1, 1968; 8:45 a.m.]

NEW MEXICO

Notice of Proposed Withdrawal and Reservation of Lands

APRIL 26, 1968.

The Forest Service, U.S. Department of Agriculture, has filed applications, Serial Nos. New Mexico 5710, New Mexico 5711, New Mexico 5712, and New Mexico 5713 for the withdrawal of the lands described below. The lands were conveyed to the United States pursuant to section 8 of the Taylor Grazing Act. They lie within the exterior boundary of the Lincoln National Forest. They have not been open to entry under the public land laws. The applicant desires the lands for the addition to, and the consolidation with national forest lands to permit more efficient administration thereof in the conservation of natural resources.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Chief, Division of Lands and Minerals, Program Management and Land Office, Post Office Box 1449, Santa Fe, N. Mex. 87501.

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

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

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

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

The lands involved in the application are:

NEW MEXICO PRINCIPAL MERIDIAN

T. 18 S., R. 11 E.,
Sec. 7, lots 3, 4, E½SW¼, and SE¼;
Sec. 9, S½;
Sec. 36.
T. 19 S., R. 11 E.
Sec. 4, lots 1, 2, S½NE¼, and SE¼;
Sec. 9, N½.

The areas described contain 1,928.49 acres.

MICHAEL T. SLOAN,
Chief, Division of Lands and Minerals, Program Management and Land Office.

[F.R. Doc. 68-5266; Filed, May 1, 1968; 8:45 a.m.]

ADMINISTRATIVE OFFICER, CASTLE VALLEY CIVILIAN CONSERVATION CENTER

Delegation of Authority Regarding Contracts and Leases

Center Director, Castle Valley Civilian Conservation Center; Manual 1510.

A. Pursuant to delegation of authority contained in Bureau Manual 1510-03B2f, the Administrative Officer, Castle Valley Civilian Conservation Center, is authorized:

1. To enter into contracts with established sources for supplies and services, excluding capitalized equipment, regardless of amount; and

2. To enter into contracts on the open market for supplies and materials, excluding capitalized equipment, not to exceed $2,500 per transaction ($2,000 for construction), provided that the requirement is not available from established sources.

B. This authority may not be further delegated.

GEORGE R. GURR,
Center Director.

[F.R. Doc. 68-5267; Filed, May 1, 1968; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

JUTE BAGGING AND BALE TIES USED IN WRAPPING COTTON

Amendment to Modification of Revised Specifications

The notice of modification of the Specifications for Jute Bagging and Bale Ties Used in Wrapping Cotton (Revised) published in the FEDERAL REGISTER of March 14, 1968 (33 F.R. 4529), provides that applications for 1968 CCC Bale Exemption Tags must be filed not later than March 22, 1968, or such later date as may be approved by the Executive Vice President, CCC.

The March 14, 1968, notice is hereby amended to provide that any application for 1968 CCC Bale Exemption Tags filed during the 1968 calendar year may be approved provided that (1) any applicant filing after March 22, 1968, must furnish satisfactory reasons why his application was not filed by March 22, 1968, and (2) all other requirements contained in the notice are met.

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on April 26, 1968.

E. A. JAENKE,
Acting Executive Vice President, Commodity Credit Corporation.

[F.R. Doc. 68-5306; Filed, May 1, 1968; 8:49 a.m.]

DEPARTMENT OF COMMERCE

Business and Defense Services Administration

NEW YORK STATE DEPARTMENT OF HEALTH ET AL.

Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230, within

20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967, issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C.

A copy of each comment filed with the Director of the Office of Scientific and Technical Equipment must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 68-00508-33-46040. Applicant: New York State Department of Health, Division of Laboratories and Research, New Scotland Avenue, Albany, N.Y. 12201. Article: Electron microscope, Model Elmiskop IA. Manufacturer: Siemens A.G., West Germany. Intended use of article: The article will be used for research in the following areas:

(a) Rubella virus group.

(b) California eucephalitis virus group.

(c) Kidney infections by some pathogenic fungi such as Candida Albicans.

Application received by Commissioner of Customs: April 8, 1968.

Docket No. 68-00499-00-46040. Applicant: Loyola University, Purchasing Department, 6525 North Sheridan Road, Chicago, Ill. 60626. Article: Electromagnetic Shutter. Manufacturer: Siemens A.G., West Germany. Intended use of article: The article will be used to obtain precise exposure time. Application received by Commissioner of Customs: April 2, 1968.

Docket No. 68-00500-01-83500. Applicant: U.S. Department of Interior, Geological Survey, 18th and F Streets NW., Washington, D.C. 20242. Article: Thermogravimetric vacuum recorder. Manufacturer: Mettler Analytical and Precision Balances, Switzerland. Intended use of article: The article will be used to conduct basic investigations into the thermal behavior of materials in controlled gas environments. Application received by Commissioner of Customs: April 2, 1968.

Docket No. 68-00501-90-16500. Applicant: University of Delaware, Physics Department, Newark, Del. 19711. Article: Ultrahigh vacuum cold-finger with Hecryostat. Manufacturer: Leybold, West Germany. Intended use of article: The article will be used for bond excitons studies at helium temperatures in cadmiums. Application received by Commissioner of Customs: April 3, 1968.

Docket No. 68-00502-33-46040. Applicant: Colorado State University, Fort Collins, Colo. 80521. Article: Electron miscroscope, Model HS-8. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used for a morphological and histo-cyto-chemical study of the mammalian lens. Application received by Commissioner of Customs: April 4, 1968.

Docket No. 68-00503-33-46040. Applicant: University of Virginia, School of Medicine, Charlottesville, Va. 22903. Article: Electron microscope, Model EM-300. Manufacturer: Philips Electronic Instruments, The Netherlands. Intended use of article: The article will be used for comparative studies of normal nongrowing cells and their growing counterparts, both neoplastic and nonneoplastic. Application Received by Commissioner of Customs: April 4, 1968.

Docket No. 68-00505-33-46040. Applicant: Brown University, Division of Biological and Medical Sciences, Providence, R.I. 02912. Article: Electron microscope, Model EM6B. Manufacturer: Associated Electrical Industries, Ltd., United Kingdom. Intended use of article: The article will be used for biological research in the following areas:

(a) The ultrastructure of a number of anatomical sites in the parasite, Schistosoma mansoni will be undertaken.

(b) A combination of radioautography and electromicroscopy will be undertaken.

(c) Medical student, pre- and postdoctoral training in electron microscopy will be undertaken on a regular basis.

Application received by Commissioner of Customs: April 8, 1968.

Docket No. 68-00506-01-76595. Applicant: Harvard University, 75 Mount Auburn Street, Cambridge, Mass. 02138. Article: Medium quartz spectrograph. Manufacturer: Hilger & Watts Ltd., United Kingdom. Intended use of article: The article will be used to disperse and photograph a stigmatic image of the spectrum from a light source in the wavelength region transmitted by quartz. Application received by Commissioner of Customs: April 8, 1968.

CHARLEY M. DENTON,
Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration.

[F.R. Doc. 68-5243; Filed, May 1, 1968; 8:45 a.m.]

SACRAMENTO STATE COLLEGE ET AL.

Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230, within 20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967, issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C.

A copy of each comment filed with the Director of the Office of Scientific and Technical Equipment must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 68-00514-33-46040. Applicant: Sacramento State College, 6000 J Street, Sacramento, Calif. 95819. Article: Election microscope, Model EM 9A. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article will be used by students in various upper division and graduate courses, and in master's degree research problems. Application received by Commissioner of Customs; April 10, 1968.

Docket No. 68-00515-33-15900. Applicant: Veterans Administration Hospital, 5901 East Seventh Street, Long Beach, Calif. 90801. Article: Thin-layer countercurrent distribution apparatus, Model CCD. Manufacturer: G. Stark, Stalprodukter, Sweden. Intended use of article: The article will be used for the separation of different cells, on which studies will be made of membranes, proteins, nucleic acids, and general metabolism. Application received by Commissioner of Customs: April 10, 1968.

Docket No. 68-00517-33-46500. Applicant: Southern Illinois University, 901 Chautauqua, Carbondale, Ill. 62901. Article: Ultramicrotome, Model LKB 8800. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to prepare ultrathin sections of various cells and tissues for studies of cytology and biochemical genetics of yeast and virus host cell interaction, using ferritin conjugated antibodies. Application received by Commissioner of Customs: April 10, 1968.

Docket No. 68-00518-63-46500. Applicant: University of Tennessee, Agricultural Research Laboratory, 1299 Bethel Valley Road, Oak Ridge, Tenn. 37830. Article: Ultramicrotome, Model LKB 8800A and accessories. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used in research on effects of gamma irradiation on the structure and composition of plant cells by means of thin sections of plastic embedded tissue samples. Application received by Commissioner of Customs: April 10, 1968.

Docket No. 68-00520-33-46500. Applicant: The University of Michigan, Department of Pathology, 1335 East Catherine Street, Ann Arbor, Mich. 48104. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter

AB, Sweden. Intended use of article: The article will be used to obtain reproducible sections of unfixed material which can be employed for the ultrastructural localization of macromolecules using the enzyme-labeled antibody technique. Application received by Commissioner of Customs: April 10, 1968.

CHARLEY M. DENTON,
Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration.

[F.R. Doc. 68-5244; Filed, May 1, 1968; 8:45 a.m.]

UNIVERSITY OF MIAMI ET AL.

Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230, within 20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967, issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C.

A copy of each comment filed with the Director of the Office of Scientific and Technical Equipment must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 68-00507-85-43000. Applicant: University of Miami, Institute of Marine Science, Rickenbacker Causeway, Va. Key, Miami, Fla. 33149. Article: Portable magnetometer, Model GM-102. Manufacturer: Barringer Research Ltd., Canada. Intended use of article: The article will be used for studies of the total intensity of the Earth's magnetic field across shallow water and onshore areas as a means of complementing similar measurements made at sea with the larger shipboard magnetometer. Application received by Commissioner of Customs: April 8, 1968.

Docket No. 68-00510-33-46040. Applicant: The Ohio State University, Veterinary Pathology Department, 190 North Oval Drive, Columbus, Ohio 43210. Article: Electron microscope, Model EM-300. Manufacturer: Philips Electronic Instruments, The Netherlands. Intended use of article: The article will be used to study viral encephalitides and viral diseases of dogs and cats; determine the target cell in cancer of the breast related to steroid hormones of the ovary; and the earliest detectable ultrastructural changes indicative of neoplastic transformation of cells. Application received by Commissioner of Customs: April 8, 1968.

Docket No. 68-00511-00-46040. Applicant: San Jose State College, 145 South Seventh Street, San Jose, Calif. 95114. Article: Accessories for electron microscope, Model HU-11A. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used for training and instruction for use in thin film specimen transmission of microscopic materials in science laboratories. Application received by Commissioner of Customs: April 8, 1968.

Docket No. 68-00512-98-26000. Applicant: Seattle School District No. 1, 815 Fourth Avenue North, Seattle, Wash. 98109. Article: Standard construction device for the theory of electricity. Manufacturer: Dr. Max Clemens, West Germany. Intended use of article: The article will be used for teaching the basic theory of electricity. Application received by Commissioner of Customs: April 10, 1968.

CHARLEY M. DENTON,
Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration.

[F.R. Doc. 68-5245; Filed, May 1, 1968; 8:45 a.m.]

UNIVERSITY OF WISCONSIN

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00436-00-46040. Applicant: University of Wisconsin, 750 University Avenue, Madison, Wis. 53706. Article: Wide-range tilting stage, Model HK-3AH. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used for extending the use of the electron microscope to detailed crystallography. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article is an accessory to an electron microscope now in the possession of the applicant, which was purchased from the original manufacturer of the electron microscope.

The Department of Commerce knows of no similar accessory being manufactured in the United States, which is interchangeable with the foreign article or can be adapted to the instrument with which the foreign article is intended to be used.

CHARLEY M. DENTON,
Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration.

[F.R. Doc. 68-5246; Filed, May 1, 1968; 8:45 a.m.]

VANDERBILT UNIVERSITY ET AL.

Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230, within 20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967, issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C.

A copy of each comment filed with the Director of the Office of Scientific and Technical Equipment must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Diretcor must certify that such copy has been mailed or delivered to the applicant.

Docket No. 68-00516-01-11000. Applicant: Vanberbilt University, Department of Chemistry, Nashville, Tenn. 37203. Article: Gas chromatograph-mass spectrometer system. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used for scientific research as well as in the training of Ph. D. students and postdoctoral fellows. Application received by Commissioner of Customs: April 10, 1968.

Docket No. 68-00521-98-66700. Applicant: The University of Tennessee, Department of Physics, Knoxville, Tenn. 37916. Article: Scanning projector and accessories. Manufacturer: Prevost, Italy. Intended use of article: The article will be used by graduate students in physics for studying sterophotographs of nuclear interactions occuring in a bubble chamber. Application received by Commissioner of Customs: April 11, 1968.

Docket No. 68-00523-61-46500. Applicant: U.S. Department of Agriculture, Human Nutrition Research Division, Agricultural Research Center, Beltsville, Md. 20705. Article: Ultramicrotome, LKB 8800 Ultrotome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to prepare ultrathin serial sections for study of fruit and vegetable tissues at the cellular and subcellular level. Application received by Commissioner of Customs: April 12, 1968.

Docket No. 68-00524-01-77030. Applicant: Syracuse University, 150 Marshall Street, Syracuse, N.Y. 13210. Article: NMR spectrometer and accessories. Manufacturer: Japan Electron Optics Laboratory, Japan. Intended use of article: The article will be used in the training of graduate students to do chemical research in the general areas of organic and inorganic chemistry. Application received by Commissioner of Customs: April 15, 1968.

Docket No. 68-00525-67-46040. Applicant: Pennsylvania State University, College of Earth and Mineral Sciences, University Park, Pa. 16802. Article: Electron microscope, Model EM 300. Manufacturer: Philips Electronic Instruments, Inc., The Netherlands. Intended use of article: The article will be used for graduate and undergraduate teaching programs which cover the theory and operation of a modern electron microscope, and as a major investigative tool in a number of graduate research programs. Application received by Commissioner of Customs: April 15, 1968.

Docket No. 68-00526-33-46500. Applicant: University of Pittsburgh, Department of Microbiology, 3550 Terrace Street, Pittsburgh, Pa. 15213. Article: Ultramicrotome, LKB 8800 Ultrotome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to make a detailed comparative study of fine structure and functional organization of parasitic Bdellovibrio in order to determine the functional and structural features that enable the organism to maintain itself as a parasite. Application received by Commissioner of Customs: April 15, 1968.

CHARLEY M. DENTON,
Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration.

[F.R. Doc. 68-5247; Filed, May 1, 1968; 8:45 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

CHEMAGRO CORP.

Notice of Withdrawal of Petitions for Pesticide Chemical and Food Additive

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 408(d)(1), 409(b), 68 Stat. 512, 72 Stat. 1786; 21 U.S.C. 346a(d)(1), 348(b)), the following notice is issued:

In accordance with § 120.8 *Withdrawal of petitions without prejudice* of the pesticide procedural regulations (21 CFR 120.8) and § 121.52 *Withdrawals of petitions without prejudice* of the food additive procedural regulations (21 CFR 121.52), the Chemagro Corp., Post Office Box 4913, Hawthorn Road, Kansas City, Mo. 64120, has withdrawn its pesticide petition (PP 8F0653) proposing the establishment of tolerances for residues of the insecticide *O,O*-diethyl *S*-[4-oxo-1,2,3-benzotriazin-3(4H)-ylmethyl] phosphorodithioate in or on the raw agricultural commodities cottonseed and potatoes at 0.1 part per million and soybeans at 0.02 part per million and has withdrawn its related food additive petition (FAP 8H2229) proposing the establishment of a food additive tolerance of 0.1 part per million for residues of the insecticide in soybean oil. Notice of these related petitions was published in the FEDERAL REGISTER of November 17, 1967 (32 F.R. 15849).

Dated: April 25, 1968.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 68-5297; Filed, May 1, 1968; 8:48 a.m.]

NACA INDUSTRY TASK FORCE ON PHENOXY HERBICIDE TOLERANCES

Notice of Withdrawal of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), the following notice is issued:

In accordance with § 120.8 *Withdrawal of petitions without prejudice* of the pesticide regulations (21 CFR 120.8), the National Agricultural Chemicals Association's Industry Task Force on Phenoxy Herbicide Tolerances, 1155 15th Street NW., Washington, D.C. 20005, has withdrawn its petition (PP 8F0676), notice of which was published in the FEDERAL REGISTER of January 17, 1968 (33 F.R. 599), proposing the establishment of tolerances for negligible residues of the herbicide 2-methyl-4-chlorophenoxyacetic acid from the application of the herbicide in the acid form or in the form of one or more specified salts or esters in or on certain raw agricultural commodities at 0.2 part per million.

Dated: April 25, 1968.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 68-5298; Filed, May 1, 1968; 8:48 a.m.]

WHITMOYER LABORATORIES, INC.

Notice of Filing of Petitions for Food Additives Carbarsone (Not U.S.P.), Zinc Bacitracin, Zoalene

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that two petitions have been filed by Whitmoyer Laboratories, Inc., 19 North Railroad Street, Myerstown, Pa. 17067, proposing that the food additive regulations (21 CFR Part 121, Subpart C) be amended to provide for the safe use of (1) carbarsone (not U.S.P.) in combination with zoalene in turkey feed as an aid in the prevention of blackhead and for the prevention and control of coccidiosis, and (2) carbarsone (not U.S.P.) with zinc bacitracin in turkey feed as an aid in the prevention of blackhead and for the prevention or treatment of infectious sinusitis, bluecomb (mud fever) in turkeys.

Dated: April 25, 1968.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 68-5299; Filed, May 1, 1968; 8:48 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[Notice 68-RD-1]

U.S. NATIONAL STANDARD FOR IFF MARK X (SIF) AIR TRAFFIC CONTROL RADAR BEACON SYSTEM CHARACTERISTICS

Notice of Proposed Selection

The Federal Aviation Administration is considering adopting a selection order for U.S. National Standard for the IFF Mark X (SIF) Air Traffic Control Radar Beacon System Characteristics. A selection order is the method used by the Federal Aviation Administrator for selecting new systems, equipment, facilities, or devices for incorporation in the National Airspace System in order to insure proper operation and compatibility between elements of the common civil-military system of air traffic control and air navigation facilities. A notice of proposed selection is issued, as a matter of policy, in those instances where invitation of public comments is considered to

be in the public interest. It is not a notice of proposed rule making or other rule making action.

The adoption of this selection order would supersede Selection Order No. 2 (Apr. 7, 1961) "Side Lobe Suppression (SLS) for the Air Traffic Control Radar Beacon System (ATCRBS)"; and Selection Order No. 12 "Addendum to the U.S. National Standard for Common System Component Characteristics for IFF Mark X (SIF)/Air Traffic Control Radar Beacon (Secondary Surveillance Radar) Systems," December 27, 1963.

Interested persons are invited to submit such written data and comments as they may desire. Communications should identify the notice number and be submitted in duplicate to: Director, Systems Research and Development Service, Attention: RD-54, Federal Aviation Administration, Department of Transportation, 800 Independence Avenue SW., Washington, D.C. 20590, on or before July 8, 1968. All comments submitted will be available for examination, both before or after the closing date for comments, in Room 720, 800 Independence Avenue SW., Washington, D.C.

The text of the proposed Selection Order is as follows:

1. *Purpose.* This order provides for amendment of the ATCRBS Standard which defines system performance characteristics.

2. *Requirement.* The National Airspace System will utilize ATCRBS as a primary data acquisition source for aircraft position, identity, and pressure-altitude data. The Standard must be amended to include requirements for interrogation side lobe suppression, pressure-altitude reporting in 100-foot increments, and 4096 discrete identity codes.

3. *Selection decision.* The ATCRBS Standard described in paragraph 4 of this order has been shown to be responsive to the requirement stated in paragraph 2. Accordingly, it is hereby selected for incorporation in the National Airspace System, pursuant to section 312(c) of the Federal Aviation Act.

4. *Description.* The attached National Standard for ATCRBS specifies the performance required of each component to meet the overall operational requirements of the common civil/military system. It specified the technical parameters, tolerances, and techniques to the extent required to ensure proper operation and compatibility between elements of the ATCRBS.

Amendment to the Standard is needed to upgrade the permissive use of interrogation side lobe suppression, pressure-altitude transmission, and 4096 identity codes to a requirement. Additional revisions are made to the standard to clarify the transponder reply rate and power output requirements.

Characteristics of a transponder inflight monitor are defined so that the system is not degraded by their usage.

A new Guidance Material Section has been provided to replace the outdated material. It includes new guidance on the installation of aircraft antennas and the application of improved side lobe suppression.

The Standard is basically identical to the International Civil Aviation Organization Standards and Recommended Practices (SARPS) for Secondary Surveillance Radar (SSR) including the recent changes recommended by the COM/OPS Divisional Meeting (1966).

5. *Initial implementation criteria.* The National Standard for ATCRBS will be used as the basic document for defining the technical parameters, tolerances, and performance of all ATCRBS components.

6. *Directed action.* Subject to applicable rule making, programing, and budgetary procedures, action shall be taken by the elements of the Agency concerned to implement this selection in accordance with the foregoing initial implementation criteria.

This notice is issued under sections 307(b) and 312(c) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(b) and 1353(c)).

Issued in Washington, D.C., on April 24, 1968.

JOHN A. WEBER,
Director, Systems Research and Development Service.

U.S. NATIONAL STANDARD FOR THE IFF MARK X (SIF)/AIR TRAFFIC CONTROL RADAR BEACON SYSTEM CHARACTERISTICS

1. GENERAL

1.1 *System characteristics.* 1.1.1 Under Public Law 85-726, the Federal Aviation Administration is charged with providing for the regulation and promotion of civil aviation in such manner as to best foster its development and safety, and to provide for the safe and efficient use of the airspace by both civil and military aircraft, and for other purposes. Explicitly, the Administrator shall develop, modify, test, and evaluate systems, procedures, facilities, and devices, as well as define the performance characteristics thereof, to meet the needs for safe and efficient navigation and traffic control of all civil and military aviation operating in a common Civil/Military System of Air Navigation and Traffic Control.

1.1.2 A System Characteristic, the logical result of such development effort, specifies the performance required of a component (or subsystem) to meet the overall operational requirements of the System. It specifies the technical parameters, tolerances, and techniques to the extent required to insure proper operation and compatibility between elements of the National Airspace System.

1.1.3 If optimum performance is to be obtained, these System Characteristics must be met by all civil and military users of the Air Traffic Control Radar Beacon System under all expected operating conditions. It is recognized that certain existing equipment does not comply with all requirements of these characteristics. Since such equipment may degrade the quality of service to all users, it is expected that its usage will be phased out as soon as practicable.

1.2 *System characteristics and guidance material.* 1.2.1 The System Characteristics and Guidance Material provided herein are restricted to those system elements which must be treated in a uniform manner by all concerned, both civil and military, if the IFF Mark X (SIF)/Air Traffic Control Radar Beacon System is to function satisfactorily. In this connection, it is necessary to define closely many characteristics of the airborne component of the system (transponder). The system composed of the Mode 3 portion of the IFF Mark X (SIF) and Modes A and C of the Air Traffic Control Radar Beacon System shall be referred to herein as ATCRBS.

1.2.2 The following are the modes provided by the system, and their associated functions:

Mode 1—For Military use.

Mode 2—For Military use.

Mode 3/A—To initiate transponder response for identification and tracking.

Mode B—In some parts of the world, during a transition period, to initiate transponder response for identification and tracking.

Mode C—To initiate transponder responses for automatic pressure altitude transmission.

Mode D—For future expansion of the system to satisfy operational requirements that may be agreed by the International Civil Aviation Organization. No functional need for Mode D has been defined.

1.2.3 The Air Traffic Control (ATC) System will use Mode 3/A with 4096 identity codes and Mode C with pressure altitude transmission in 100-foot increments in providing separation service to both military and civil aircraft. There are no plans for use of Modes B and D in the United States.

1.2.4 The ATC System will provide vital support to military operation during periods of national emergency through the continued ATC use of Modes 3/A and C.

1.3 *Operational requirements.* Revised operational requirements for the Common System ATCRBS were originally established by the President's Air Coordinating Committee in Paper ACC 59/20.1-1 dated February 24, 1953, which endorsed the recommendations of the Joint Chiefs of Staff, Joint Communications-Electronics Committee as set forth in their memorandum CECM 58-53, Case 386-G, dated January 15, 1953. These recommendations were subsequently modified by classified correspondence to include a recognition of the 64-code capability of the ATCRBS and to provide for compatibility with the Military IFF Mark X System. Common System Component Characteristics for the ATCRBS were established by the President's Air Coordination Committee in Paper ACC 59/20.4 dated September 1957. Compatible system characteristics were approved by the International Civil Aviation Organization (ICAO), Sixth Communication Division, and published in the International Standards and Recommended Practices Aeronautical Telecommunications, Annex 10, Fifth Edition dated October 1958. Three-pulse side lobe suppression, automatic pressure-altitude transmission and other improvements were recommended by the ICAO Seventh Communications Division and included in the report of the Seventh Session dated February 9, 1962. At the ICAO COM/OPS Meeting in 1966, the three-pulse method was designated as the sole means of side lobe suppression and 4096 identity codes were raised to Standards. A standard of correspondence (paragraph 2.7.13.2.5) was established for automatic pressure-altitude transmission and a functional description of the modes and their intended usage was defined.

1.3.1 *Compatibility.* The required compatibility of the Military Mark X (SIF) airborne transponders with the ICAO SSR (ATCRBS) has been established using the Military Mode 3 and Civil Mode A which are identical in characteristics. This mode of operation is referred to herein as Mode 3/A. The memorandum of understanding between the Department of Defense and the Federal Aviation Administration on the Joint Operational Use of the Military IFF Mark X (SIF) System and the Common System Air Traffic Control Radar Beacon System, dated March 18, 1966, contains the agreement on the use of Modes 3/A and C.

1.3.2 *System coverage.* The ATCRBS is intended to provide the air traffic controller with continuous, reliable, and accurate information concerning the plan-position (rho-theta), altitude, and identity of any or all equipped aircraft in the airspace under his control. With a properly sited Air Traffic Control Radar Beacon Interrogator-Receiver and other units having characteristics as stated herein, the ATCRBS will provide spatial line-of-sight coverage equal to or greater than the following limits:

a. Range—1 to 200 [1] nautical miles.

b. Elevation—½ to 45° above the horizontal plane.

c. Altitude—Limited only by service ceiling of aircraft.

While it is necessary to establish specific standards for the airborne components of the System and to define the characteristics of the radiated signals from both the interrogator and transponder, the power and sensitivity requirements for the interrogator-receiver may be modified on the basis of the intended usage with due regard for the precautions outlined in the guidance material.

1.3.3 *System accuracy.* The system accuracy is determined by the characteristics of the ATC beacon interrogator-receiver (including its antenna), transponder, altimeter and transducer, ground processing equipment, and the associated display. With equipment of present day design meeting the characteristics stated herein, ATCRBS is capable of providing data within the following accuracies:

a. Range: ±1,000 feet.

b. Azimuth: ±1 degree.

c. Altitude correspondence: Within ±125 feet, on a 95 percent probability basis, with the pressure altitude information (referenced to the standard pressure setting of 29.92 inches of mercury) used on board the aircraft to adhere to the assigned flight profile.

1.3.4 *Identification coding.* 1.3.4.1 The ATCRBS is a valuable tool for identifying aircraft, as well as for providing radar target reinforcement.

The inherent capability of the system to provide radar identification of participating aircraft will be utilized to provide the controller with the specific radar beacon target identity of those aircraft equipped. The characteristics specified herein provide for 4096 discrete reply codes. In addition to the 4096 discrete reply codes, a Special Position Identification (SPI) pulse is available for transmission upon request of the control agency, on any mode except Mode C.

1.3.4.2 Two codes shall be reserved for transmission of distinct emergency and radio communications failure indications.

1.3.4.2.1 Code 7700 shall be used on Mode 3/A to provide recognition of an aircraft in an emergency.

NOTE: Some existing military transponders transmit four trains of the code in use as an emergency reply. Other military transponders transmit the code in use followed by three trains of Code 0000 as the emergency reply. New military transponders will transmit Code 7700 followed by three trains of Code 0000 as an emergency reply.

1.3.4.2.2 Code 7600 shall be used on Mode 3/A to provide recognition of an aircraft with radio communications failure.

1.3.5 *Altitude transmission.* The system provides for automatic pressure-altitude data transmission in 100-foot increments from −1000 feet to 126,700 feet.

1.3.5.1 This pressure altitude data transmission capability will be used to:

a. Reduce the volume of communications between controllers and pilots by obviating the need for oral altitude reports.

b. Improve utilization of airspace in connection with the provision of ATC services to climbing and descending aircraft.

c. Enable the controller, when desirable, to assure himself that vertical separation between two aircraft is being maintained.

d. Provide ATC an improved means of determining when greater vertical separation is required due to turbulence.

e. Improve the integrity of the Air Traffic Control Radar Beacon System (ATCRBS) for ATC purposes by automatically displaying to the controller the targets and altitudes or flight levels of aircraft in or near the airspace under his jurisdiction which are not otherwise selected for display.

f. Reduce the number of advisories and traffic avoidance vectors required in the provision of radar traffic information and vectoring service.

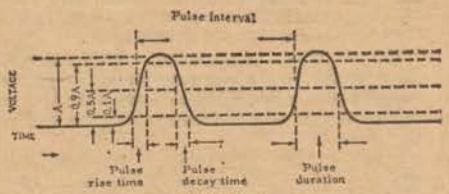
g. Improve ATC efficiency in serving high performance aircraft during cruise-climb profiles.

h. At a future date, enable automatic prediction of projected flight conflicts in elevation using electronic data processing systems.

1.4 *ATCRBS System description.* The System consists of airborne transponders, ground interrogator-receiver, processing equipment, and an antenna system. The antenna may or may not be associated with, or slaved to, a primary surveillance radar. In operation, an interrogation pulse-group transmitted from the interrogator-transmitter unit, via an antenna assembly, triggers each airborne transponder located in the direction of the main beam, causing a multiple pulse reply group to be transmitted from each transponder. These replies are received by the ground receiver and, after processing, are displayed to the controller. Measurement of the round-trip transit time determines the range (rho) to the replying aircraft while the mean direction of the main beam of the interrogator antenna, during the reply, determines the azimuth (theta). The arrangement of the multiple-pulse reply provides individualized pressure altitude and identity information pertaining to the responding aircraft. The ATCRBS is the preferred means of obtaining aircraft three dimensional position and identification data in the National Airspace System.

2. SYSTEM CHARACTERISTICS

PULSE SHAPE AND SPACING DEFINITIONS



Definitions

Pulse amplitude A. The peak voltage amplitude of the pulse envelope.

Pulse duration. The time interval between 0.5A points on leading and trailing edges of the pulse envelope.

Pulse interval. The time interval between the 0.5A point on the leading edge of the first pulse and the 0.5A point on the leading edge of the second pulse.

Pulse rise time. The rise time as measured between 0.1A and 0.9A on the leading edge of the pulse envelope.

Pulse decay time. The decay time as measured between 0.9A and 0.1A on the trailing edge of the pulse envelope.

2.1 *Interrogation and control (interrogation side lobe suppression) radiofrequencies (ground-to-air).* 2.1.1 Center frequency of the interrogation and control transmissions shall be 1030 MHz.

2.1.1.1 The frequency tolerance shall be ±0.2 MHz.

2.1.2 Center frequencies of the control transmission and each of the interrogation pulse transmissions shall not differ from each other by more than 0.2 MHz.

2.2 *Reply radiofrequency (air-to-ground).* 2.2.1 Center frequency of the reply transmission shall be 1090 MHz.

2.2.1.1 The frequency tolerance shall be ±3 MHz.

2.3 *Polarization.* 2.3.1 Polarization of the interrogation, control, and reply transmissions shall be predominantly vertical.

2.4 *Interrogation modes (signals-in-space).* 2.4.1 The interrogation shall consist of two transmitted pulses designated P_1 and P_2. A control pulse P_2 shall be transmitted following the first interrogation pulse P_1.

2.4.2 The interrogation modes shall be as defined in 2.4.3.

2.4.3 The interval, between P_1 and P_3, shall determine the mode of interrogation and shall be as follows:

Mode 1: 3±0.1 microseconds.
Mode 2: 5±0.2 microseconds.
Mode 3/A: 8±0.2 microseconds.
Mode B: 17±0.2 microseconds.
Mode C: 21±0.2 microseconds.
Mode D: 25±0.2 microseconds.

2.4.4 The interval between P_1 and P_2 shall be 2±0.15 microseconds.

2.4.5 The duration of pulses P_1, P_2, and P_3 shall be 0.8±0.1 microsecond.

2.4.6 The rise time of pulses P_1, P_2, and P_3 shall be between 0.05 and 0.1 microsecond.

NOTE: The intent of the lower limit of rise time (0.05 microsecond) is to reduce sideband radiation. Equipment will meet this requirement if the sideband radiation is no greater than that which theoretically would be produced by a trapezoidal wave having the stated rise time.

2.4.7 The decay time of pulses P_1, P_2, and P_3 shall be between 0.05 and 0.2 microsecond.

NOTE: The intent of the lower limit of decay time (0.05 microsecond) is to reduce sideband radiation. Equipment will meet this requirement if the sideband radiation is no greater than that which theoretically would be produced by a trapezoidal wave having the stated decay time.

2.5 *Interrogation and side lobe suppression transmission characteristics (signals-in-space).* 2.5.1 The system relies on pulse amplitude comparison between pulses P_1 and P_2 in the transponder to prevent response to side lobe interrogation. The radiated amplitude of P_2 at the antenna of the transponder shall be (1) equal to or greater than the radiated amplitude of P_1 from the greatest side lobe transmission of the antenna radiating P_1, and (2) at a level lower than 9 dB below the radiated amplitude of P_1 within the desired arc of interrogation (see 3.2.2).

2.5.2 Within the desired arc of the directional interrogation (main lobe), the radiated amplitude of P_2 shall be within 1 dB of the radiated amplitude of P_1.

2.6 Reply transmission characteristics (signals-in-space)—2.6.1 *Framing pulses.* The reply function shall employ a signal comprising two framing pulses spaced 20.3 microseconds, as the most elementary code.

2.6.2 *Information pulses.* Information pulses shall be spaced in increments of 1.45 microseconds from the first framing pulse. The designation and position of these information pulses shall be as follows:

Pulse	Position (microseconds)
C_1	1.45
A_1	2.90
C_2	4.35
A_2	5.80
C_4	7.25
A_4	8.70
X	10.15
B_1	11.60
D_1	13.05
B_2	14.50
D_2	15.95
B_4	17.40
D_4	18.85

NOTE: The Standard relating to the use of these pulses is given in 1.3.4 and 2.7.13. However, the position of the "X" pulse is specified only as a technical standard to safeguard possible future use. Further guidance on this matter is given in 3.3.6.

[1] Interrogators having limited range may be employed at many locations.

2.6.3 *Special Position Identification (SPI) pulse.* In addition to the information pulses provided, a Special Position Identification pulse, which may be transmitted with the information pulses, shall occur at a pulse interval of 4.35 microseconds following the last framing pulse.

2.6.4 *Reply pulse shape.* All reply pulses shall have a pulse duration of 0.45±0.10 microsecond, a pulse rise time between 0.05 and 0.1 microsecond, and a pulse decay time between 0.05 and 0.2 microsecond. The pulse amplitude variation of one pulse with respect to any other pulse in a reply train shall not exceed 1 dB.

NOTE: The intent of the lower limit of rise and decay times (0.05 microsecond) is to reduce sideband radiation. Equipment will meet this requirement if the sideband radiation is no greater than that which theoretically would be produced by a trapezoidal wave having the stated rise and decay times.

2.6.5 *Reply pulse interval tolerances.* The pulse interval tolerance for each pulse (including the last framing pulse) with respect to the first framing pulse of the reply group shall be ±0.10 microsecond. The pulse interval tolerance of the Special Position Identification Pulse with respect to the last framing pulse of the reply group shall be ±0.10 microsecond. The pulse interval tolerance of any pulse in the reply group with respect to any other pulse (except the first framing pulse) shall not exceed ±0.15 microsecond.

2.6.6 *Code nomenclature.* The code designations shall consist of four digits, each of which lies between 0 and 7, inclusive, and is determined by the sum of the pulse subscripts given in 2.6.2, employed as follows:

Digit	*Pulse group*
First (most significant)	A
Second	B
Third	C
Fourth	D

2.6.6.1 *Examples.* a. Code 3600 would consist of information pulses A_1, A_2, B_2, and B_4.

b. Code 2057 would consist of A_2, C_1, C_4, D_1, D_2, and D_4.

c. Code 0301 would consist of B_1, B_2, and D_1.

2.7 *Technical characteristics of the airborne transponder*—2.7.1 *Reply.* When selected to reply to a particular interrogation mode, the transponder shall reply (not less than 90 percent efficiency) when all of the following conditions have been met:

2.7.1.1 The received amplitude of P_3 is in excess of a level 1 dB below the received amplitude of P_1 but no greater than 3 dB above the received amplitude of P_1.

2.7.1.2 Either the received amplitude of P_1 is in excess of a level 9 dB above the received amplitude of P_2, and no pulse is received at the position 2±0.7 microseconds following P_1.

2.7.1.3 The received amplitude of a proper interrogation is more than 10 dB above the received amplitude of random pulses where the latter are not recognized by the transponder as P_1, P_2, or P_3.

2.7.2 *No reply.* The Transponder shall not reply to more than 10 percent of the interrogations under the following conditions:

2.7.2.1 To interrogations when the interval between pulses P_1 and P_3 differs from that specified in 2.4.3 for the mode selected in the transponder by more than ±1 microsecond.

2.7.2.2 Upon receipt of any single pulse which has no amplitude variations approximating a normal interrogation condition.

2.7.3 *Dead time.* After reception of a proper interrogation, the transponder shall not reply to any other interrogation at least for the duration of the reply pulse train. This dead time shall end no later than 125 microseconds after the transmission of the last reply pulse of the group.

2.7.4 *Suppressor.* Upon receipt of an interrogation, complying with 2.4 in respect of the mode selected manually or automatically, the transponder shall be suppressed (not less than 99-percent efficiency) when the received amplitude of P_2 is equal to or in excess of the received amplitude of P_1, and spaced 2±0.15 microseconds.

NOTE: It is not the intent of this paragraph to require the detection of P_2 as a prerequisite for initiation of suppression action.

2.7.4.1 The transponder suppression shall be for a period of 35±10 microseconds.

2.7.4.2 The suppression shall be capable of being reinitiated for the full duration within two microseconds after the end of any suppression period.

2.7.5 *Receiver sensitivity and dynamic range.* 2.7.5.1 The minimum triggering level (MTL) of the transponder shall be such that replies are generated to 90 percent of the interrogation signals when:

2.7.5.1.1 The two pulses P_1 and P_2 constituting an interrogation are of equal amplitude and P_2 is not detected; and,

2.7.5.1.2 The amplitude of these signals received at the antenna end of the transmission line of the transponder is nominally 71 dB below 1 milliwatt with limits between 69 and 77 dB below 1 milliwatt.

NOTE: For this MTL requirement, a nominal 3 dB transmission line loss and an antenna performance equivalent to that of a simple quarter wave antenna are assumed. In the event these assumed conditions do not apply, the MTL of the installed transponder system must be comparable to that of the assumed system.

2.7.5.2 The variation of the minimum triggering level between modes shall not exceed 1 dB for nominal pulse spacings and pulse widths.

2.7.5.3 The reply characteristics shall apply over a received signal amplitude range between minimum triggering level and 50 dB above minimum triggering level.

2.7.5.4 The suppression characteristics shall apply over a received signal amplitude range between 3 dB above minimum triggering level and 50 dB above minimum triggering level.

2.7.6 *Pulse duration discrimination.* Signals of received amplitude between minimum triggering level and 6 dB above this level, and of a duration less than 0.3 microsecond at the antenna, shall not cause the transponder to initiate more than 10 percent reply or suppression action. With the exception of single pulses with amplitude variations approximating an interrogation, any single pulse of a duration more than 1.5 microseconds shall not cause the transponder to initiate reply or suppression action over the signal amplitude range of minimum triggering level (MTL) to 50 dB above that level.

2.7.7 *Echo suppression and recovery.* The transponder shall contain an echo suppression facility designed to permit normal operation in the presence of echoes of signals in space. The provision of this facility shall be compatible with the requirements for suppression of side lobes given in 2.7.4.

2.7.7.1 *Desensitization.* Upon receipt of any pulse more than 0.7 microsecond in duration, the receiver shall be desensitized by an amount that is within at least 9 dB of the amplitude of the desensitizing pulse, but shall at no time exceed the amplitude of the desensitizing pulse, with the exception of possible overshoot during the first microsecond following the desensitizing pulse. Single pulses of duration less than 0.7 microsecond are not required to cause the specified densensitization, but may not cause desensitization of duration greater than permitted by 2.7.7.1 and 2.7.7.2.

2.7.7.2 *Recovery.* Following desensitization, the receiver shall recover sensitivity (within 3 dB of minimum triggering level) within 15 microseconds after reception of a desensitizing pulse having a signal strength up to 50 dB above minimum triggering level. Recovery shall be nominally linear at an average rate not exceeding 3.5 dB per microsecond.

NOTE: Transponders that respond to military modes will recover within 15 microseconds, but may employ methods other than nominally linear recovery.

2.7.8 *Random triggering rate.* Installation in the aircraft shall be made in such manner that, with all possible interfering equipments installed in the same aircraft operating in their normal manner on operational channels of maximum interference, but with the absence of bona fide interrogations, the random triggering rate (squitter) of the transponder shall not exceed 30 replies per second as integrated over an interval equivalent to at least 300 random triggers, or 30 seconds, whichever is less.

2.7.9 *Interference suppression pulses.* If the equipment is designed to accept and respond to suppression pulses from other electronic equipment in the aircraft (to disable it while the other equipment is transmitting), the equipment must regain normal sensitivity, within 3 dB, not later than 15 microseconds after the end of the applied suppression pulse.

2.7.10 *Reply rate.* 2.7.10.1 For equipment intended for installation in aircraft which operate at altitudes above 15,000 feet, the transponder shall be capable of at least 1,200 replies per second for a 15-pulse coded reply.

2.7.10.2 For equipment intended for installation in aircraft which operate at altitudes not exceeding 15,000 feet, the transponder shall be capable of at least 1,000 replies per second for a 15-pulse coded reply.

2.7.10.3 A sensitivity reduction type reply rate limit control shall be incorporated in the transponder. The range of this control shall permit adjustment, as a minimum, to any value between 500 and 2,000 replies per second, or to the maximum reply rate capability if less than 2,000 replies per second, without regard to the number of pulses in each reply. Sensitivity reduction in excess of 3 dB shall not take effect until 90 percent of the selected value is exceeded. Sensitivity reduction shall be at least 30 dB for rates in excess of 150 percent of the selected value.

2.7.10.3.1 *Recommendation.* The reply rate limit control should be set at 1,200 replies per second, or the maximum value below 1,200 replies per second of which the transponder is capable (see 2.7.10.2).

2.7.11 *Reply delay and jitter.* The time delay between the arrival at the transponder of the leading edge of P_3, and the transmission of the leading edge of the first pulse of the reply shall be 3±0.5 microseconds. The total jitter of the reply pulse code group, with respect to P_3, shall not exceed 0.1 microsecond for receiver input levels between 3 and 50 dB above minimum triggering level. Delay variations between modes on which the transponder is capable of replying shall not exceed 0.2 microsecond.

2.7.12 *Transponder power output.* 2.7.12.1 For equipment intended for installation in aircraft which operate at altitudes above 15,000 feet, the peak pulse power available at the antenna end of the transmission line of the transponder shall be at least 21 dB and not more than 27 dB above 1 watt.

2.7.12.2 For equipment intended for installation in aircraft which operate at altitudes not exceeding 15,000 feet, the peak pulse power available at the antenna end of the transmission line of the transponder shall be at least 18.5 dB and not more than 27 dB above 1 watt.

NOTE: For the power output requirement of 2.7.12.1 and 2.7.12.2, a nominal 3 dB transmission line loss and an antenna performance equivalent to that of a simple quarter-wave antenna are assumed. In the event these

assumed conditions do not apply, the peak pulse power of the installed transponder system must be comparable to that of the assumed system.

2.7.13 *Reply codes*—2.7.13.1 *Identification.* The 4096 codes available in the Standard at 2.6.2 shall be manually selectable for reply to interrogations on Mode 3/A.

2.7.13.2 *Pressure-altitude transmissions.* 2.7.13.2.1 Independently of the other modes and codes manually selected, the transponder shall automatically reply to Mode C interrogations.

NOTE: Military transponders may include provisions to disable Mode C replies.

2.7.13.2.2 The reply to Mode C interrogations shall consist of the two framing pulses specified in 2.6.1 together with information pulses specified in 2.6.2.

2.7.13.2.3 At as early a date as practicable, transponders shall be provided with means to remove the information pulses, but to retain the framing pulses when the provision of 2.7.13.2.6 is not complied with, in reply to Mode C interrogation.

NOTE: The information pulses should be capable of being removed either in response to a failure detection system or manually at the request of the controlling agency.

2.7.13.2.4 The information pulses shall be automatically selected by an analog-to-digital converter connected to a pressure-altitude data source in the aircraft referenced to the standard pressure setting of 29.92 inches of mercury.

2.7.13.2.5 Pressure altitude shall be reported in 100-foot increments by selection of pulses as shown in Figure 1.[2]

NOTE: Some transponders in service transmit the Special Position Identification (SPI) pulse in addition to the D_4 pulse.

2.7.13.2.6 The digitizer code selected shall correspond to within ± 125 feet, on a 95 percent probability basis, with the pressure altitude information (referenced to the standard pressure setting of 29.92 inches of mercury) used on board the aircraft to adhere to the assigned flight profile.

NOTE: Guidance material relating to pressure altitude transmission is contained in 3.3.4 and 3.3.5.

2.7.14 *Transmission time of Special Position Identification (SPI) pulse.* When manually selected, the SPI pulse shall be transmitted for a period of between 15 and 30 seconds and must be capable of being reinitiated at any time.

2.7.15 *Transponder receiver bandwidth.* The skirt bandwidth should be such that the sensitivity of the transponder is at least 60 dB down at frequencies outside the band 1030 ± 25 MHz.

2.7.16 *Transponder self-test and monitor.* 2.7.16.1 Self-test and monitor devices that radiate test interrogation signals, or prevent transponder reply to proper interrogation during the test period, shall be limited to intermittent use which is no longer than required to determine the transponder status.

2.7.16.2 The test interrogation rate shall not exceed 450 per second and the test interrogation signal level at the antenna end of the transmission line shall not exceed a level of -70 dBm.

2.7.17 *Antenna.* 2.7.17.1 The transponder antenna system, when installed on an aircraft, shall have a radiation pattern which is essentially omni-directional in the horizontal plane.

2.7.17.2 *Recommendation.* The vertical beamwidth (half power points) should be at least 30° above and below the horizontal plane.

NOTE: Guidance material relating to airborne transponder antennas is contained in 3.3.2.

[2] Figure 1 filed as part of original document.

2.8 *Technical characteristics of the interrogator-receiver*—2.8.1 *Interrogation repetition frequency.* The maximum interrogation repetition frequency shall be 450 interrogations per second.

NOTE: This value is the sum total of the interrogation rate of all modes in use.

2.8.1.1 *Recommendation.* To minimize unnecessary transponder triggering and the resulting high density of mutual interference, all interrogators should use the lowest practicable interrogation repetition frequency that is consistent with the display characteristics, interrogator antenna beamwidth, and antenna rotation speed employed.

2.8.2 *Power output.* 2.8.2.1 The effective radiated peak power of interrogation pulses (P_1 and P_3) shall not exceed 52.5 dB above 1 watt, and P_1 shall be within 1 dB of P_3.

NOTE: The effective radiated peak power includes the antenna gain and the transmission line losses. The effective radiated peak power of interrogation should be the minimum required to provide the system coverage. The system coverage stated in 1.3.2 can be met by an interrogator having a nominal 1,000 watts power (peak pulse), a transmission line loss of 3 dB, and an antenna gain of 21 dB.

2.8.2.2 Interrogators with range coverage requirements of less than 200 miles will be employed at many locations. The effective radiated peak power of interrogation at these sites shall be reduced to the minimum required level which is practical to achieve.

2.8.3 *Receiver sensitivity.* 2.8.3.1 The maximum receiver sensitivity shall be not less than 85 dB below 1 milliwatt, to produce a tangential signal output, for a 200-mile facility.

NOTE: For this receiver sensitivity requirement, a nominal 3 dB transmission line loss and an antenna gain of 21 dB are assumed. In the event these assumed conditions do not apply, the receiver sensitivity of the installed system should be comparable to that of the assumed system.

2.8.3.2 Interrogators with range coverage requirements of less than 200 miles will be employed at many locations. The maximum receiver sensitivity at these sites may be reduced to the minimum required level.

2.8.4 *Sensitivity Time Control (STC).* The receiver sensitivity shall be reduced at short ranges to minimize reply path reflections and pulse stretching. At 15.36 microseconds after the leading edge of pulse P_3 (1 nautical mile plus transponder delay), the gain shall be reduced to an adjustable value between 10 and 50 dB below maximum sensitivity. The recovery rate shall be adjusted to suit local conditions.

2.8.4.1 *Recommendation.* Following the initial reduction of sensitivity at 15.36 μsec. after the leading edge of pulse P_3 (1 nautical mile plus transponder delay), a recovery rate of 6 dB for each doubling of range is satisfactory for most applications.

2.8.5 *Receiver bandwidth and video response.* The bandwidth of the receiver shall be centered on 1090 MHz and shall be adequate to reproduce the transponder pulse train described in paragraph 2.6 and to accommodate the transponder transmitter frequency tolerance and interrogator receiver local oscillator drift. The bandwidth shall not be more than 24 MHz at 40 dB below maximum sensitivity. The video response shall be capable of reproducing the pulse trains described in paragraph 2.6 without appreciable pulse stretching or distortion over a dynamic range from receiver threshold to a level 24 dB above threshold, at any range with STC provisions operative.

2.8.5.1 *Image response.* The image response shall be at least 60 dB below maximum sensitivity.

2.8.6 *Azimuth accuracy.* The electrical alignment of the main lobe of the directional antenna radiation pattern, with respect to the associated display shall be such as to permit received replies to be displayed within 1 degree of true orientation.

2.9 *Interrogator radiated field pattern—Recommendation.* The beamwidth of the directional interrogator antenna should not be wider than is operationally required. The side- and back-lobe radiation of the directional antenna should be at least 24 dB below the peak of the main-lobe radiation.

2.10 *Interrogator monitor.* 2.10.1 The range and azimuth accuracy of the ground interrogator shall be monitored continuously.

NOTE: Interrogators that are associated with and operated in conjunction with primary radar may use the primary radar as the monitoring device; alternatively an electronic range and azimuth accuracy monitor would be required.

2.10.2 *Recommendation.* In addition to range and azimuth monitoring, provision should be made to monitor continuously the other critical parameters of the ground interrogator for any degradation of performance exceeding the allowable system tolerances and to provide an indication of any such occurrence.

NOTE: Guidance on those system parameters for which continuous or periodic monitoring provisions are of particular importance is to be found in paragraph 3.2.7.

2.11 *Spurious emissions and spurious responses*—2.11.1 *Spurious radiation.* Spurious radiation shall not exceed 76 dB below 1 watt for the interrogator and 70 dB below 1 watt for the transponder.

2.11.2 *Spurious responses.* The response of both airborne and ground equipment to signals not within the receiver bandpass shall be at least 60 dB below maximum sensitivity.

3. GUIDANCE MATERIAL RELATED TO THE AIR TRAFFIC CONTROL RADAR BEACON SYSTEM CHARACTERISTICS

3.1 *Factors affecting optimum utilization of the system.* A number of specific precautions may be taken in order to obtain maximum utilization of the ATCRBS system, such as:

3.1.1 Coordination of the number and type of interrogators installed in any particular area, and cooperative use of interrogators, where possible, for several related functions.

3.1.2 Use for each interrogator of the lowest interrogation rate which is required to perform its function.

3.1.3 Use for each interrogator of the lowest power output which is required for it to provide satisfactory performance.

3.1.4 Use of particular interrogators only during the periods necessary for them to perform their function.

3.1.5 Limitation of antenna beamwidth to the minimum required and use of low-side-lobe antennas.

3.1.6 Coordination of the interrogation repetition frequency used to minimize interference.

3.2 *Application considerations of the ATCRBS system*—3.2.1 *Siting.* Care should be taken in siting the ground interrogator to ensure that the number of ground installations is kept to a minimum consistent with the operational requirement for ATCRBS information. It should be emphasized that the effects obtained by reflection of the main lobe are more serious than those associated with primary radar. It is therefore necessary to ensure that no large vertical reflecting surfaces are within a reasonable distance of the ATCRBS interrogator antenna. This distance will depend on the area of the reflecting surface and its elevation with respect to the interrogator, but as a guide, it is desirable to site the interrogator at least half a mile away from large metal

structures. Although it may be desirable to associate the interrogator antenna physically with a primary radar antenna, siting and maintenance considerations may make it necessary to have a separate site for the interrogator. When this is necessary, the rotation of the two antennas should be synchronized with a maximum error not to exceed 1°.

3.2.2 *Interrogator antenna.* 3.2.2.1 It is necessary that the side lobe level of the antenna relative to the main lobe be as low as practicable. A level lower than −24 dB is desirable. It is important that the interrogation beamwidth be kept as narrow as possible, normally of the order of 3°, but it should be noted that there is a minimum number of replies necessary for processing and display. This minimum will depend on the particular processing and display facilities provided, but would, typically, fall in the range of four to eight replies per beamwidth on each interrogation mode.

3.2.2.2 Side lobe suppression requires two radiation patterns: A directional pattern to radiate the interrogation pulses, and an omni-directional pattern to radiate the control pulse. It should be noted that "omni-directional", as used here, assumes that adequate power is radiated in all directions, not necessarily that equal power is radiated in all directions. It is necessary that the control pattern be in the right relationship to the interrogation pattern over the operational angles of elevation. This may demand that the antennas be designed in a common assembly so that the same effective height above the ground can be maintained for both.

3.2.2.3 Some antenna sites may experience severe reflections from buildings and re-siting may not be practicable. If the reflections are not adequately suppresesd by side lobe suppression, satisfactory performance is possible by use of modified three-pulse side lobe suppression techniques. One technique makes use of the omni-directional antenna during transmission of the P_1 interrogation pulse. The P_1 interrogation is fed to both the directional and omni-directional antennas in a power ratio depending on the particular reflection problem and assists transponder suppression in the side lobe areas.

3.2.5 *Sensitivity Time Control (STC).* This feature is extremely effective in minimizing the undesirable processing and display of side lobe replies from older transponders that do not have side lobe suppression (SLS) capability. Even with SLS fully implemented, the use of STC will be required to minimize the effects of reflected signals and pulse stretching. The setting of STC is critical since too much attenuation will cause target loss and too little allows reflection and side lobe breakthrough. Once an optimum setting is determined, it should be maintained with close tolerance. A tolerance of ±1.5 dB is recommended.

3.2.6 *Rejection of unwanted responses.* 3.2.6.1 In an area where a large number of ground interrogators are necessary, there will be a considerable number of transponder responses, which have been triggered by other interrogators, received at any one ground equipment. The responses will be received at recurrence frequencies which will, in all probability, be different from that of the interrogator receiving the information and will constitute a nuisance called "fruit" (unsynchronized replies) on the radar display.

3.2.6.2 Defruiting techniques which use delay lines, storage tubes, or digital storage to defruit on a pulse-to-pulse basis should be employed to remove these nonsynchronous replies. The defruiting function may also be an integral part of the digital detection process.

3.2.7 *Monitoring of ATCRBS interrogator.* 3.2.7.1 The performance monitoring of the ground interrogator called for in 2.10 is required to provide responsible personnel with an indication that the equipment is functioning satisfactorily within the system limits and to give an immediate indication of any significant fault developing in the equipment. Additionally, it is desirable that continuous monitoring provisions with respect to at least the system parameters listed hereafter in 3.2.7.1.1 and 3.2.7.1.2 be provided and that an alarm indication be given in the event of a failure of the monitor itself.

3.2.7.1.1 *Pulse intervals.* Means should be provided to measure pulse spacings for all modes which are to be employed.

3.2.7.1.2 *Interrogator relative radiated pulse levels.* When side lobe suppression is provided, monitoring of this parameter is most important and should be associated with the tolerances indicated in 2.5.

3.2.7.2 Monitoring of the following ATCRBS system parameters is also desirable; however, checking on a periodic basis should suffice.

3.2.7.2.1 *Interrogator radio frequencies.* Assuming that a high stability crystal controlled oscillator is used as the frequency control element of the ATCRBS, it will be necessary only on a periodic basis to determine that the tolerances specified in 2.1 are satisfied.

3.2.7.2.2 *Interrogator pulse duration.*

3.2.7.2.3 *Receiver sensitivity.*

3.2.7.2.4 *Radiated power.*

3.2.7.2.5 *Spurious radiation.*

3.2.7.3 The precise location of the monitor warning indication is a matter for determination by the Administration concerned in the light of local circumstances, but should take into account the need to prevent the presentation of erroneous information to the controller without his knowledge.

3.3 *Airborne equipment*—3.3.1 *Transponder peak power output and sensitivity.* System requirements can be met by a transponder having a nomial output power of 500 watts (peak pulse) and a nominal minimum triggering level (MTL) of −74 dBm, when used in an aircraft having a nominal 3 dB transmission line attenuation and mismatch loss and an antenna performance equivalent to that of a simple quarter-wave antenna. Other combinations of transponder peak pulse power output and MTL, transmission line loss and antenna performance, which result in comparable installed system effective radiated peak pulse power and MTL may be considered equally acceptable.

3.3.2 *Antenna.* 3.3.2.1 A technique which uses two transponders connected to separate antennas must be considered with extreme caution. Such an arrangement, unless carefully controlled, could result in unsatisfactory performance because of the difficulty of matching transponder parameters. This technique requires matching of the relevant characteristics specified in 2.7 and in particular, matching of the reply delay (2.7.11) to within 0.2 microsecond.

3.3.2.2 Any switching device that alternately changes the transponder from one antenna to another at a preset rate should be avoided. A preferred method, if dual antennas are used, is through received signal amplitude comparison whereby the transponder reply is routed to the antenna which receives the stronger interrogation signal.

3.3.3 *Transponder self-test and monitor.* If self-test and/or monitor devices are installed and used in aircraft to indicate normal or faulty operation, care should be exercised to minimize any system derogation (particularly fruit generation) that may result. The duration of use of the test mode should be an absolute minimum and limited to that required by the pilot to determine the transponder status. In order to minimize suppression of replies to ground interrogations, the test signal interrogation rate and level should be the lowest practicable for test.

3.3.4 *Pressure-altitude transmission.* 3.3.4.1 In order to achieve maximum operational benefit from automatic pressure-altitude transmission, the altitude information used by the pilot and that automatically provided to the controller must closely correspond (2.7.13.2.5). The highest degree of correspondence will be achieved by having airborne systems which use the same static pressure source, same aneroid unit, same static pressure error correction device and same scale correction device for both the pilot and the automatically transmitted pressure-altitude data.

3.3.4.2 For aircraft installations which are not yet equipped with altitude digitizer units, the use of Mode C reply framing pulses only (2.7.13.2.3) is encouraged as an interim arrangement.

3.3.4.3 The wording of the standard recognizes that facilities are provided on many transponders in service which only enable the information and framing pulses to be removed together. But its main objective is to ensure that inaccurate information pulses are removed while retaining the capability of position determination. The framing pulses alone are useful in certain ground processing equipments for enhancing the detection probability and azimuth accuracy.

3.3.4.4 The capability required by the Standard at 2.7.13.2.2 should be provided in new installations.

3.3.5 *Automatic conversion of pressure altitude data to altitude.* Automatically transmitted pressure altitude data obtained via ATCRBS may be displayed to air traffic controllers directly after being decoded when such data indicates that the aircraft from which it is received is at or above the transition level. When the aircraft is below the transition level, such data could be misleading, since it is based upon the standard atmospheric pressure reference datum of 29.92 inches of mercury, while the pilot's altimeter is adjusted to a different reference. In this case, therefore, the data must be converted by application of an appropriate correction factor based upon the same reference datum as that to which the pilot's altimeter is set.

3.3.6 *Transmission of the "X" pulse.* In 2.6.2, the position of the "X" pulse is specified as a technical standard to provide for possible future expansion of the system. It is recognized that though a majority of airborne transponders of later design contain an "X" pulse position, there are no means at present embodied to permit the operational use of this pulse. To do so, modifications of existing transponders and/or ancillary equipment would be necessary. The extent of modifications required would depend on the future function of the "X" pulse.

3.3.7 *Transponder low sensitivity setting.* Many existing transponders are equipped with a low sensitivity setting (minus 12 dB below normal sensitivity) which is manually selectable by the pilot upon request of the controlling agency. This feature has been found useful as an interim technique for reducing transponder side lobe response. However, SLS is being implemented at interrogator sites and the low sensitivity feature will not be needed in new transponders.

[F.R. Doc. 68-5202; Filed, May 1, 1968; 8:50 a.m.]

[Notice 68-RD-2]

LEAD-IN LIGHTING SYSTEM (LDIN)

Notice of Proposed Selection

The Federal Aviation Administration is considering adopting a selection order

for a Lead-In Lighting System (LDIN). A selection order is the method used by the Federal Aviation Administrator for selecting new systems, equipment, facilities, or devices for incorporation in the National Airspace System in order to insure proper operation and compatibility between elements of the common civil-military system of air traffic control and air navigation facilities. A notice of proposed selection is issued, as a matter of policy, in those instances where invitation of public comments is considered to be in the public interest. It is not a notice of proposed rule making or other rule-making action.

Interested persons are invited to submit such written data and comments as they may desire. Communications should identify the notice number and be submitted in duplicate to: Director, Systems Research and Development Service, Attention: RD-54, Federal Aviation Administration, Department of Transportation, 800 Independence Avenue SW., Washington, D.C. 20590, on or before July 8, 1968. All comments submitted will be available for examination, both before or after the closing date for comments, in Room 720, 800 Independence Avenue SW., Washington, D.C.

The text of the proposed selection order is as follows:

1. *Purpose.* This order provides for the incorporation of a lead-in lighting system in the National Airspace System and establishes implementation criteria.

2. *Requirement.* The National Airspace System now utilizes the standard ALS/SFL in conjunction with ILS for straight-in approaches to prevision instrument runways. There is a requirement for a special system of lighting to provide positive visual guidance along a specific approach path, generally a curved one, where special problems exist with hazardous terrain, obstructions, and noise abatement procedures.

3. *Selection decision.* The lead-in lighting system described in paragraph four of this order is responsive to the requirement stated in paragraph two. For convenience of reference, this special system is designated "Lead-In Lighting System" or "LDIN." It is hereby selected for incorporation in the National Airspace System under section 312(c) of the Federal Aviation Act of 1958.

4. *Description.* The lead-in lighting system consists of series of flashing lights installed at or near ground level to describe the desired course to a runway or final approach. Each group of lights shall be positioned and aimed so as to be conveniently sighted and followed from the approaching aircraft under conditions at or above approach minimums under consideration. The system may be curved, straight, or combination thereof, as required. The lead-in lighting system may be terminated at any approved approach lighting system, or it may be terminated at a distance from the landing threshold which is compatible with authorized visibility minimums permitting visual reference to the runway environment. The outer portion shall use groups of lights to mark segments of the approach path beginning at a point within easy visual range of a final approach fix. These groups shall be spaced close enough together (approximtaely 1 mile) to give continuous lead-in guidance. A group shall consist of at least three flashing lights in a linear of cluster configuration and may be augmented by steady burning lights where required. When practicable groups shall flash in sequence toward runways. Flash rates and equipment characteristics shall be in accordance with FAA specifications. Typical layout of such a system is attached as an illustration.[1] Each system must be designed to suit local conditions and to provide the visual guidance intended. The design of all LDIN must be compatible with the requirements of U.S. Standards for Terminal Instrument Procedures (TERPS) where such procedures are applied for establishing instrument minimums. Control of all lights may be provided by automatic or manual systems. Electrical monitoring is not a requirement of this order.

5. *Initial implementation criteria.* The selected system will be installed where accurately defined approaches to runways are determined necessary for noise abatement and for safe guidance in the vicinity of high terrain or obstructions.

6. *Directed action.* Subject to applicable rule making, programing, and budgetary procedures, action shall be taken, by the FAA elements concerned, to implement this selection in accordance with the foregoing implementation criteria or such modifications thereof as may be hereafter approved by or on behalf of the Federal Aviation Administrator.

This notice is issued under sections 307(b) and 312(c) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(b) and 1353(c)).

Issued in Washington, D.C., on April 24, 1968.

JOHN A. WEBER,
Director, Systems Research and Development Service.

[F.R. Doc. 68-5195; Filed, May 1, 1968; 8:50 a.m.]

[1] Illustration filed as part of original document.

ATOMIC ENERGY COMMISSION

[Docket No. 50-186]

UNIVERSITY OF MISSOURI

Notice of Issuance of Facility License Amendment

The Atomic Energy Commission has issued, effective as of the date of issuance, Amendment No. 1 to License No. R-103 in the form set forth below. The license authorizes the University of Missouri to operate the research reactor, which is located on the campus in Columbia, Mo. Amendment No. 1 increases from 15 to 45 kilograms the amount of contained uranium-235 the University is authorized to receive, possess, and use in connection with operation of the reactor.

In its application for amendment dated February 23, 1968, the University requested authority to maintain sufficient fuel reserve in storage for continuity of operation of its reactor at the licensed power level of 5 Mwt. The University of Missouri is presently authorized to receive, possess, and use the equivalent of two reactor cores plus four additional fuel elements used in initial reactor loading operations. Since initial startup, the reactor has been operated at reduced power levels. However, with continuous operation at 5 Mwt, the University anticipates that the original core will have to be replaced this summer, and that three to five cores a year will be required thereafter. Since the lead time for procurement of new cores is 10 to 12 months, the University has requested the increased possession limit.

We have evaluated the applicant's procedures for material controls described in the application for license and in amendments thereto, and have concluded that these procedures remain adequate to assure the safeguarding of the quantity of special nuclear material contemplated by this amendment.

We have analyzed the proposed storage facilities, and have found that the stored fuel will not reach criticality even in the unlikely event of flooding since the effective multiplication factor (K_{eff}) for this condition is no greater than 0.8. The administrative controls in force at the reactor facility and the calculated K_{eff} for the storage facilities provide reasonable assurance that no significant hazards will be created by storage of the additional fuel elements. Accordingly, the Commission has determined that the amendment does not involve significant hazards considerations different from those previously evaluated and will not be inimical to the common defense and security or an unreasonable risk to the health and safety of the public.

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

For further details with respect to this amendment, see the licensee's application for license amendment dated February 23, 1968, and supplement thereto dated March 13, 1968, which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 23d day of April 1968.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,
Assistant Director for Reactor Operations, Division of Reactor Licensing.

AMENDMENT TO FACILITY LICENSE

[License No. R-103, Amdt. 1]

The Atomic Energy Commission (hereinafter "the Commission") having found that:

a. The application for amendment dated February 23, 1968, and supplement thereto dated March 13, 1968, comply with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in Title 10, Chapter I, CFR;

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

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

Facility License No. R-103 is hereby amended by revising subparagraph 2.B. in its entirety to read as follows:

"B. Pursuant to the Act and Title 10, Chapter I, CFR, Part 70, "Special Nuclear Material", to receive, possess, and use up to 45 kilograms of contained uranium-235 and up to 80 grams of plutonium in a plutonium-beryllium neutron source in connection with operation of the reactor; and"

This amendment is effective as of the date of issuance.

Date of issuance: April 23, 1968.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,
Assistant Director for Reactor Operations, Division of Reactor Licensing.

[F.R. Doc. 68-5242; Filed, May 1, 1968; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 19820; Order E-26719]

AQUARIUM SUPPLY CO.

Order Dismissing Complaint

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 26th day of April 1968.

By a filing received April 12, 1968, Aquarium Supply Co. of Harrison, N.J., protests certain tariff rules of Bor-Air Freight Co., Inc. (Bor-Air), and Express Air Freight, Inc. (Express), for effectiveness April 28, 1968.[1]

Complainant protests the Bor-Air proposal that transportation charges must be paid before presenting claims, and that all claims must be mailed to the carrier by certified or registered mail. It also protests Express' rule that no claim will be honored unless all freight charges have been paid on the shipment,[2] and the concept that the carrier will not be liable for damage when merchandise has inborn, natural defects, or inherent vice, unless the damage is due to the actual negligence of the carrier.

Bor-Air's filing has been rejected by the Board for technical reasons and the issue is moot as to this forwarder's proposal.

With respect to Express' filing, the complaint cites lost or mishandled livestock shipments and alleges that the proposed rules would place the shipper or consignee in the position of paying money for service not rendered.

While there may well be merit to the complainant's contention with respect to payment of freight charges on nondelivered shipments, similar rules are in effect for most airlines,[3] and the Board has decided not to initiate an investigation of such rules at this time on account of a single forwarder. The general subject of airline liability and claim rules and practices on air freight shipments has been under study by the Board and by the carriers for many months for the purpose of determining whether more equitable conditions of carriage could be developed. Assuming for example, that the airlines corrected such inequities by waiving payment of charges on nondelivered shipments, the Board would anticipate that forwarders would remain competitive by matching the revised airline rules; thus the general public interest would be served. Under these circumstances, we believe it would be premature to approach a problem of this magnitude on a piece-meal basis and the Board will dismiss the complaint without prejudice.

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

It is ordered, That:

1. The complaint of Aquarium Supply Co., in Docket 19820, is dismissed;

2. This order will be served on Aquarium Supply Co., Bor-Air Freight Co., Inc., and Express Air Freight, Inc.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] MABEL MCCART,
Acting Secretary.

[F.R. Doc. 68-5292; Filed, May 1, 1968; 8:48 a.m.]

[Docket No. 19601]

LINEAS AEREAS DE NICARAGUA, S.A. (LANICA)

Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on May 16, 1968, at 10 a.m., e.d.t. in Room 211, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned examiner.

For information concerning the issues involved and other details in this proceeding, interested persons are referred to the examiner's report of prehearing conference served March 19, 1968, the Board's Order E-26612 served April 4, 1968, and other documents which are in the docket of this proceeding on file in the docket section of the Civil Aeronautics Board.

Dated at Washington, D.C., April 26, 1968.

[SEAL] HYMAN GOLDBERG,
Hearing Examiner.

[F.R. Doc. 68-5293; Filed, May 1, 1968; 8:48 a.m.]

[Docket No. 18142]

SOCIETE ANONYME BELGE D'EXPLOITATION DE LA NAVIGATION AERIENNE ENFORCEMENT PROCEEDING

Notice of Postponement of Hearing

Notice is hereby given that the hearing in the above-entitled proceeding, now assigned to be held on May 6, 1968, is hereby postponed indefinitely.

Dated at Washington, D.C., April 26, 1968.

[SEAL] ROBERT M. JOHNSON,
Hearing Examiner.

[F.R. Doc. 68-5294; Filed, May 1, 1968; 8:48 a.m.]

[Docket No. 19805]

SERVICIO AEREO DE HONDURAS, S.A.

Notice of Postponement of Prehearing Conference

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that prehearing conference in the above-entitled proceeding now assigned to be held May 3, 1968, is postponed to May 21, 1968, at 10 a.m., e.d.s.t., in Room 211, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the undersigned examiner.

Dated at Washington, D.C., April 29, 1968.

[SEAL] JOSEPH L. FITZMAURICE,
Hearing Examiner.

[F.R. Doc. 68-5328; Filed May 1, 1968; 8:50 a.m.]

FEDERAL MARITIME COMMISSION

AMERICAN WEST AFRICAN FREIGHT CONFERENCE

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreement at the office of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter)

[1] While there are procedural defects to the complaint, such as failure to specify the relief sought and failure to furnish the proper number of copies, the Board has concluded to consider the substantive matters raised by the complaint in view of the industry-wide interest in liability and claim rules.

[2] This provision is currently in effect in the carrier's tariff.

[3] E.g., Rules 30 and 60, Tariff CAB No. 96, Airline Tariff Publishers, Inc., Agent.

and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Mr. John K. Cunningham, Chairman, American West African Freight Conference, 67 Broad Street, New York, N.Y. 10004.

Agreement 7680–24, among the member lines to the American West African Freight Conference operating in the trade between U.S. Atlantic and Gulf Coast ports and ports in West Africa amends the basic agreement to provide as one of the conditions for admission to conference membership the payment of a nonreimbursable fee of $5,000.

Dated: April 29, 1968.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 68–5295; Filed, May 1, 1968; 8:48 a.m.]

UNITED STATES GREAT LAKES AND ST. LAWRENCE RIVER PORTS/WEST AFRICA AGREEMENT

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreement at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Mr. John K. Cunningham, Secretary, U.S. Great Lakes and St. Lawrence River Ports/West Africa Agreement, 67 Broad Street, New York, N.Y. 10004.

Agreement 9420–2, among the member lines of the U.S. Great Lakes and St. Lawrence River Ports/West Africa Agreement operating in the trade between U.S. Great Lakes and St. Lawrence River ports and ports in West Africa amends the basic agreement to provide as one of the conditions for admission to conference membership the payment of a non-reimbursable fee of $5,000.

Dated: April 29, 1968.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 68–5296; Filed, May 1, 1968; 8:48 a.m.]

SECURITIES AND EXCHANGE COMMISSION

ALCAR INSTRUMENTS, INC.

Order Suspending Trading

APRIL 26, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Alcar Instruments, Inc., 225 East 57th Street, New York, N.Y., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 27, 1968, through May 6, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 68–5269; Filed, May 1, 1968; 8:46 a.m.]

[File No. 2–14886]

ALSCOPE CONSOLIDATED, LTD.

Order Suspending Trading

APRIL 26, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Alscope Consolidated, Ltd. Passaic, N.J., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 29, 1968, through May 8, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 68–5270; Filed, May 1, 1968; 8:46 a.m.]

[File No. 1–3421]

CONTINENTAL VENDING MACHINE CORP.

Order Suspending Trading

APRIL 26, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cent par value of Continental Vending Machine Corp., and the 6-percent convertible subordinated debentures due September 1, 1976, being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 27, 1968, through May 6, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 68–5271; Filed, May 1, 1968; 8:46 a.m.]

FASTLINE, INC.

Order Suspending Trading

APRIL 26, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Fastline, Inc., New York, N.Y., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 27, 1968, through May 6, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 68–5272; Filed, May 1, 1968; 8:46 a.m.]

[70–4622]

WEST PENN POWER CO.

Notice of Proposed Issue and Sale of Short-Term Notes to Banks

APRIL 26, 1968.

Notice is hereby given that West Penn Power Co. ("West Penn"), 800 Cabin Hill Drive, Greensburg, Pa. 15601, a public-utility subsidiary company of Allegheny Power System, Inc., a registered holding company, has filed a declaration and an amendment thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) and 7 thereof 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 transactions.

West Penn proposes to issue and sell, from time to time prior to June 1, 1969, its unsecured promissory notes to banks in an aggregate principal amount not to

exceed $23 million. Each note proposed to be issued by West Penn will bear interest at the prime rate in effect at the purchasing bank on the date of issue, will mature less than 1 year from the date of issue, and will be prepayable at any time without penalty. It is stated that although no commitment or agreement for the borrowings has been made, West Penn proposes to issue its notes to the banks and in the maximum amounts as follows: First National City Bank, New York, N.Y. $12,500,000; and Mellon National Bank and Trust Co., Pittsburgh, Pa., $10,500,000.

The net proceeds of the proposed notes will be used to pay part of the cost of West Penn's construction program, which is estimated at $153 million for 1968 and 1969. The net proceeds from any permanent debt financing effected prior to the maturity of any of the proposed notes will be applied, to the extent necessary, to the payment of all of such notes then outstanding and thereafter no further notes will be issued hereunder.

It is stated that no fees and expenses, other than ordinary expenses estimated not to exceed $500, will be incurred in connection with the proposed transactions. It is further stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than May 17, 1968, request in writing that a hearing be held on such matter, 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 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 amended or as it may be further 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. 68-5273; Filed, May 1, 1968; 8:46 a.m.]

[File No. 1-4371]

WESTEC CORP.

Order Suspending Trading

APRIL 26, 1968.

The common stock, 10 cents par value, of Westec Corp., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Westec Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 27, 1968, through May 6, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 68-5274; Filed, May 1, 1968; 8:46 a.m.]

WHITE ELECTROMAGNETICS, INC.

Order Suspending Trading

APRIL 26, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the securities of White Electromagnetics, Inc., Southlawn Industrial Park, Rockville, Md., otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 26, 1968, at 11 a.m., e.s.t., through May 2, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 68-5275; Filed, May 1, 1968; 8:46 a.m.]

[File No. 2-24176]

ZIMOCO PETROLEUM CORP.

Order Suspending Trading

APRIL 26, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Zimoco Petroleum Corp., New York, N.Y., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 29, 1968, through May 8, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 68-5276; Filed, May 1, 1968; 8:47 a.m.]

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area 661]

KENTUCKY AND OHIO

Declaration of Disaster Loan Area

Whereas, it has been reported that during the month of April 1968, because of the effects of certain disasters, damage resulted to residences and business property in the counties of Bracken, Greenup, Jessamine, Mason, and Pendleton in the State of Kentucky, and in the counties of Brown and Scioto in the State of Ohio;

Whereas, the Small Business Administration has investigated and has received other reports of investigations of conditions in the areas affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such areas constitute a catastrophe within the purview of the Small Business Act, as amended.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b)(1) of the Small Business Act, as amended, may be received and considered by the Offices below indicated from persons or firms whose property, situated in the aforesaid counties and areas adjacent thereto, suffered damage or destruction resulting from tornadoes occurring on April 23, 1968.

OFFICES

Small Business Administration Regional Office, Fourth and Broadway, Louisville, Ky. 40202.

Small Business Administration Regional Office, 50 West Gay Street, Columbus, Ohio 43215.

2. Temporary offices will be established at such other areas as are necessary, addresses to be announced locally.

3. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to October 31, 1968.

Dated: April 25, 1968.

ROBERT C. MOOT,
Administrator.

[F.R. Doc. 68-5277; Filed, May 1, 1968; 8:47 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—MAY

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during May.