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PART I

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FEDERAL REGISTER

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Title 3—THE PRESIDENT

Proclamation 3861

PROFESSIONAL PHOTOGRAPHY WEEK

By the President of the United States of America

A Proclamation

There is scarcely a single field of human endeavor which has not been influenced in some way by photography. In addition to its traditional role as a chronicle of family history and personal remembrance, photography:

—documents and reports current events, at home and abroad, in war and peace.

—assists scientists in such vital fields as astronomy, biology and physics, ocean exploration, and outer space.

—serves commerce and industry in advertising and manufacturing.

—contributes to the national security.

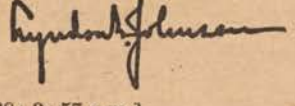
—provides visual aids for general and specialized educational purposes.

—aids law enforcement agencies by providing identification and fingerprint photographs.

More than 150,000 men and women are engaged as professional photographers in these various fields of endeavor. To recognize their contributions to our culture and to our economy, the Congress has requested the President to issue a proclamation designating the week of August 4 through August 10, 1968, as Professional Photography Week.

NOW, THEREFORE, I, LYNDON B. JOHNSON, President of the United States of America, do hereby designate the week of August 4 through August 10 as Professional Photography Week, and I call upon the people of the United States to observe that week with appropriate ceremonies and activities.

IN WITNESS WHEREOF, I have hereunto set my hand this thirtieth day of July, in the year of our Lord nineteen hundred and sixty-eight, and of the Independence of the United States of America the one hundred and ninety-third.



[F.R. Doc. 68-9314; Filed, July 31, 1968; 2:57 p.m.]

Executive Order 11420

ESTABLISHING THE EXPORT EXPANSION ADVISORY COMMITTEE

WHEREAS foreign trade is an essential and continuing element in sustaining the growth, strength, and prosperity of our economy, contributes to the improvement of our balance of payments, and fosters the long-term commercial interest of the United States; and

WHEREAS, on March 20, 1968, I requested the Congress to empower the Export-Import Bank of the United States to use up to $500,000,000 of its loan, guarantee, and insurance authority to finance a broadened program to sell American goods in foreign markets; and

WHEREAS the Congress has authorized the Bank to extend loans, guarantees, and insurance which, in the judgment of the Board of Directors of the Bank, offer sufficient likelihood of repayment to justify the Bank's support in order to actively foster the foreign trade and long-term commercial interest of the United States; and

WHEREAS it is desirable and appropriate that guidance concerning the commercial interests and the balance of payments objectives of the United States be provided to the Board of Directors of the Bank in the use of such loan, guarantee, and insurance authority allocated to finance export expansion, and I have stated that I would establish an Export Expansion Advisory Committee to provide such guidance to the Board of Directors of the Bank:

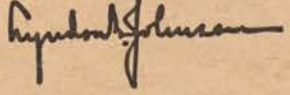
NOW, THEREFORE, by virtue of the authority vested in me as President of the United States, it is ordered as follows:

SECTION 1. *Establishment of Advisory Committee.* (a) There is hereby established the Export Expansion Advisory Committee (hereinafter referred to as "the Committee").

(b) The Committee shall be composed of the following members: the Secretary of Commerce, who shall be Chairman of the Committee, the Secretary of the Treasury, the Secretary of State, and the President and Chairman of the Board of the Export-Import Bank of the United States.

SEC. 2. *Functions of the Committee.* The Committee shall review and make recommendations concerning applications and proposals for loans, guarantees, and insurance to be charged against allocations made to finance export expansion and shall provide guidance to the Board of Directors of the Bank concerning the use of such allocations with the view to fostering the foreign trade and long-term commercial interest of the United States.

SEC. 3. *Construction.* Nothing in this order shall be construed to abrogate, modify, or restrict any function vested by law in, or assigned pursuant to law to, any Federal agency or any officer thereof or to any Federal interagency council or committee. As used herein the term "any Federal agency" includes any executive department and any other executive agency.



THE WHITE HOUSE,
July 31, 1968.

[F.R. Doc. 68-9313; Filed, July 31, 1968; 2:57 p.m.]

Rules and Regulations

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

Eradication and Free States

Pursuant to the provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111–113, 114g, 115, 117, 120, 121, 123–126, 134–134h), § 76.2 of Part 76, Title 9, Code of Federal Regulations, restricting the interstate movements of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

Paragraphs (f) and (g) of § 76.2 are amended to read as follows:

§ 76.2 Notices relating to existence of hog cholera; prohibition of movement of virulent virus; spread of disease through raw garbage; regulations; quarantines; eradication States; and free States.

* * * * *

(f) Notice is hereby given that there is no clinical evidence that the virus of hog cholera exists in swine in the following States, that systematic procedures are in effect to detect and eradicate the disease should it appear within any of such States, and that such States are hereby designated as hog cholera eradication States:

Connecticut.
Delaware.
Florida.
Maryland.
North Dakota.
Utah.
Vermont.
Wisconsin.
Wyoming.

(g) Notice is hereby given that a period of more than 1 year has passed since there has been clinical evidence that the virus of hog cholera exists in the following States, that more than 1 year has passed since systematic procedures were placed in effect to exclude the virus of hog cholera and to detect and eradicate the disease should it appear within any of such States, and that the virus of hog cholera has been eradicated from such States and such States are hereby designated as hog cholera free States:

Alaska.
Idaho.
Michigan.
Montana.
Nevada.
Oregon.
Washington.

(Secs. 4–7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791–792, as amended, sec. 3, 33 Stat. 1265, as amended, sec. 1, 75 Stat. 481, secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123–126, 134–134h; 29 F.R. 16210, as amended, 30 F.R. 5799, as amended)

The purpose of the foregoing amendment is to remove the State of Vermont from the list of free States set forth in § 76.2(g) and to add such State to the list of hog cholera eradication States set forth in § 76.2(f), as Vermont no longer meets the specified criteria for States designated in § 76.2(g).

This amendment does not change the requirements under 9 CFR Part 76 concerning the interstate movement of swine.

Accordingly, under the administrative procedure provisions of 5 U.S.C., Section 553, is is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and unnecessary and the amendment may be made effective less than 30 days after publication in the FEDERAL REGISTER.

The foregoing amendment shall become effective upon issuance.

Done at Washington, D.C., this 29th day of July 1968.

R. J. ANDERSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 68-9279; Filed, Aug. 1, 1968; 8:49 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 8458]

PART 13—PROHIBITED TRADE PRACTICES

Grand Union Co.

Subpart—Acquiring corporate stock or assets: § 13.5 *Acquiring corporate stock or assets.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 18) [Order to set aside a cease and desist order, The Grand Union Co., East Paterson, N.J., Docket 8458, June 21, 1968]

In the Matter of The Grand Union Co., a Corporation.

Order reopening proceeding and setting aside a cease and desist order dated June 10, 1965, 30 F.R. 12,938, which required a major food chain to divest certain retail grocery stores, the respondent having made all except one of the required divestitures, and prohibitions against certain future acquisitions provided for in docket No. C–1350, the Commission has determined that the public interest would be served by vacating the cease and desist order.

The order to set aside the cease and desist order is as follows:

It is ordered, That the order to cease and desist entered in Docket No. 8458 be, and it hereby is, set aside.

Issued: June 21, 1968.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 68-9229; Filed, Aug. 1, 1968; 8:45 a.m.]

[Docket No. 4902 o.]

PART 13—PROHIBITED TRADE PRACTICES

Hollywood Film Studios

Subpart—Advertising falsely or misleadingly: § 13.75 *Free Goods or services.* Subpart—Misrepresenting oneself and goods—Goods: § 13.1663 *Individual's special selection or situation.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Modified order to cease and desist, Ned R. Baskin doing business as Hollywood Film Studios, Hollywood, Calif., Docket 4902, May 10, 1968]

In the Matter of Ned R. Baskin, an Individual Doing Business as Hollywood Film Studios

Order modifying a cease and desist order dated January 27, 1951, 16 F.R. 3106, which charged a Hollywood, Calif., mail-order seller of photo enlargements with certain false advertising practices by adding prohibitions against deceptively representing that customers will receive color enlargements without added cost, will receive two enlargements forthwith and unconditionally, and that cash will be paid for using customer photos in advertising.

The modified order to cease and desist, is as follows:

It is ordered, That the respondent, Ned R. Baskin, an individual trading under the name of Hollywood Film Studios, or trading under any other name, and his agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution of plain or colored photographs, or enlargements thereof, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Representing, directly or by implication, that any photograph or enlargement, colored or black and white, framed or unframed, will be made and delivered for a stipulated price, unless such photograph or enlargement will in fact be made and delivered for the stipu-

lated price without the imposition or attempted imposition of any condition not clearly disclosed in the representation.

(2) Representing, directly or by implication, that any offer is for a limited time only, when such offer is not in fact limited in point of time, but is made by respondent in the regular course of business.

(3) Using the words "free" or "given", or any other word or term expressly or impliedly importing a like meaning, in advertising, to designate, describe, or refer to any article of merchandise which is not in fact a gift or gratuity or which is not given without requiring the purchase of other merchandise or the performance of some service inuring directly or indirectly to the benefit of the respondent.

(4) Using the name "Hollywood Film Studios", together with pictures of motion picture celebrities, on letterheads or in advertising matter; or otherwise representing that the respondent has any connection whatsoever with the motion picture industry.

It is further ordered, That respondent, Ned R. Baskin, an individual doing business as Hollywood Film Studios, or under any other name or names, and respondent's representatives, agents, and employees, directly or through any corporate or other device, in connection with the advertising, furnishing, offering for sale, sale, or distribution or photographs, photographic enlargements, photographic coloring or enlargement services, or any other products or services in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Offering to furnish any photograph or any enlargement of a picture, photograph, print, snapshot, negative, slide, color slide, or similar article, either free of cost or for any stated amount or compensation:

(a) Unless the offered photograph or enlargement is in every instance furnished upon the request therefor, when accompanied by the stated amount or compensation, if any, and

(b) Unless the negative, slide or photograph forwarded pursuant to the offer is returned simultaneously with the offered photograph or enlargement, and

(c) Without the imposition or attempted imposition of any condition, and

(d) Without first sending to the requesting person any form of communication offering to sell respondent's coloring services or any other services.

2. Offering to furnish a black and white photograph or enlargement of a picture, photograph, print, snapshot, negative, slide, color slide, or similar article, either free of cost or for any stated amount or compensation, unless in immediate conjunction with such offer, in letters of equal size and prominence, the disclosure is made that the offered photograph or enlargement is black and white.

3. Requesting information for having any photograph, enlargement, or similar article colored, in any advertisement or in any other form of communication, unless in each instance in which such request for information is made:

(a) There is clear and conspicuous disclosure that forthcoming is an offer to sell respondent's coloring services, and

(b) There is clear and conspicuous disclosure of the full amount of respondent's charge for such coloring services.

4. Representing that photographs, including those made from submitted negatives or slides, received from customers are being considered for use as advertisements or that a fee of $100 or any other amount each will be paid for such use.

5. Misrepresenting in any manner the terms of any offer or the services provided by respondent.

It is further ordered, That respondent, Ned R. Baskin, shall, within sixty (60) days after service upon him of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which he has complied with the order to cease and desist.

Issued: May 10, 1968.

By the Commission.

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

[F.R. Doc. 68-9228; Filed, Aug. 1, 1968; 8:45 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of Transportation

SUBCHAPTER J—BRIDGES

[CGFR 68-79]

PART 117—DRAWBRIDGE OPERATION REGULATIONS

Kissimmee River, Fla.

1. The Florida State Road Commission by letter dated November 30, 1967 requested the Jacksonville District, Corps of Engineers to revise the special operation regulations for the drawbridges across the Kissimmee River at mile 0.5 on State Road 78 and mile 19.5 on State Road 70. This revision would increase the time an advance notice is required from 48 hours to 72 hours. On April 8, 1968, the Commander 7th Coast Guard District issued a public notice to this effect. There were no adverse comments to this change and the revision is accepted. Also, a review of available records disclosed that the C. H. Carlton bridge, mile 2.7, Kissimmee River, Fla., was removed on October 20, 1962. The purpose of this document is to revise 3 CFR 117.245 (h) (26) to reflect these changes.

2. By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by 14 U.S.C. 632 and 49 CFR 1.4(a)(3), the text of 33 CFR 117.245(h)(26) shall be amended to read as follows and shall be effective on and after 30 days after date of publication of this document in the FEDERAL REGISTER:

§ 117.245 Navigable waters discharging into the Atlantic Ocean south of and including Chesapeake Bay and into the Gulf of Mexico, except the Mississippi River and its tributaries and outlets; bridges where constant attendance of draw tenders is not required.

* * * * *

(h) *Waterways discharging into Atlantic Ocean south of Charleston.* * * *

(26) Kissimmee River, Florida:

(i) State Road 78 bridge 0.5 mile above mouth and State Road 70 bridge 19.5 miles above mouth. At least 72 hours' advance notice required.

(ii) Seaboard Coast Line Railroad bridge 37 miles above mouth. At least 48 hours' advance notice required.

* * * * *

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g), 80 Stat. 941; 33 U.S.C. 499; 49 U.S.C. 1655(g); 49 CFR 1.4(a)(3)(v); 32 F.R. 5606)

Dated: July 25, 1968.

P. E. TRIMBLE,
Vice Admiral, U.S. Coast Guard,
Acting Commandant.

[F.R. Doc. 68-9239; Filed, Aug. 1, 1968; 8:46 a.m.]

Title 46—SHIPPING

Chapter II—Maritime Administration, Department of Commerce

SUBCHAPTER J—MISCELLANEOUS

[General Order 89, Amdt. 3]

PART 355—REQUIREMENTS FOR ESTABLISHING U.S. CITIZENSHIP

Changes in Citizenship Data

Correction

In F.R. Doc. 68-9114, appearing at page 10849 in the issue of Wednesday, July 31, 1968, the fourth line of § 355.4(a) should be corrected to read "act in the absence or disability of the".

Title 50—WILDLIFE AND FISHERIES

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

PART 10—MIGRATORY BIRDS

Shooting From Certain Floating Craft

A proposal was issued on June 18, 1968 (33 F.R. 8820), to revise § 10.3(a)(3), concerning shooting of migratory game birds from certain floating craft.

Interested persons were given an opportunity to participate in the rule making through submission of comments. The majority of responses received were favorable. Accordingly, 50 CFR Part 10 is hereby amended as follows:

Section 10.3(a)(3) is revised to read:

§ 10.3 Hunting methods.

* * * * *

(a) *Permitted methods.* * * *

(3) From floating craft (except a sinkbox), including those propelled by motor, sail and wind, or both, when (i) the motor of such craft has been completely shut off and/or the sails furled, as the case may be; its progress therefrom has ceased; and it is drifting, beached, moored, resting at anchor, or it is being propelled by paddle, oars, or pole; or (ii) the craft is being operated in accordance with paragraph (b)(4) of this section or § 10.53(b).

* * * * *

Effective date. This amendment of Part 10 shall become effective on the date of publication in the FEDERAL REGISTER.

JOHN S. GOTTSCHALK,
Director, Bureau of Sport Fisheries and Wildlife.

JULY 30, 1968.

[F.R. Doc. 68-9263; Filed, Aug. 1, 1968; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 68-SW-2]

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

Alteration of Federal Airway Segment

On June 26, 1968, F.R. Doc. 68-7534 was published in the FEDERAL REGISTER (33 F.R. 9334) effective August 22, 1968. This document amended Part 71 of the Federal Aviation Regulations by realigning VOR Federal airway segment No. 222 between Industry, Tex., and Lake Charles, La., via Houston, Tex.

The intent of this realignment of the portion of the airway between Industry and Houston was to have the centerline of V-222 coincide with the centerline of VOR Federal airway No. 76 segment which is currently designated between Industry and Houston.

Accordingly, action is taken herein to provide a one degree correction to the alignment of V-222 segment to coincide with V-76 between Industry and Houston.

Since this amendment is minor in nature, will not require the designation of additional airspace and will impose no additional burden on any person, compliance with notice and public procedure is unnecessary and the effective date of the final rule as initially adopted is retained.

In consideration of the foregoing, effective immediately, F.R. Doc. 68-7534 (33 F.R. 9334) is amended as follows: "12 AGL Houston, Tex.; 12 AGL Beaumont, Tex.;" is deleted and "12 AGL INT Industry 104° and Houston, Tex., 287° radials; 12 AGL Houston; 12 AGL Beaumont, Tex.;" is substituted therefor.

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

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

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

[F.R. Doc. 68-9242; Filed, Aug. 1, 1968; 8:46 a.m.]

[Airspace Docket No. 68-SO-24]

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

Designation of Transition Area

On June 6, 1968, F.R. Doc. 68-6664 was published in the FEDERAL REGISTER (33 F.R. 8389), amending Part 71 of the Federal Aviation Regulations by designating the Cheraw, S.C., transition area.

In the amendment the final approach radial for Cheraw Municipal Airport was shown as "079°."

Subsequent to the publication of the rule, the final approach radial was redefined by Coast and Geodetic Survey as the "077° radial."

Since this amendment is minor in nature and imposes no additional burden on the public, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, effective immediately, F.R. Doc. 68-6664 is amended as follows:

In line five of the Cheraw, S.C., transition area description "* * * 079° radial * * *" is deleted and "* * * 077° radial * * *" is substituted therefor.

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

Issued in East Point, Ga., on July 24, 1968.

JAMES G. ROGERS,
Director, Southern Region.

[F.R. Doc. 68-9243; Filed, Aug. 1, 1968; 8:46 a.m.]

[Airspace Docket No. 67-WE-67]

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

Alteration of Federal Airway Segments

On June 26, 1968, F.R. Doc. 68-7533 was published in the FEDERAL REGISTER (33 F.R. 9334) effective August 22, 1968. This document amended Part 71 of the Federal Aviation Regulations by altering in part VOR Federal airway No. 8 south alternate segment between Hanksville, Utah, and Grand Junction, Colo. This amendment realigned V-8S in part through use of the Grand Junction 231° radial whereas it should have been realigned by use of the Grand Junction 232° radial as proposed in the Notice. Accordingly, action is taken herein to correct this alignment.

Since this amendment is editorial in nature and imposes no additional burden on any person, the Administrator finds that compliance with notice and public procedure is unnecessary, and the effective date of the final rule as initially adopted may be retained.

In consideration of the foregoing, effective immediately, F.R. Doc. 68-7533 (33 F.R. 9334) is amended as hereinafter set forth.

In Item a. "Grand Junction 231°" is deleted and "Grand Junction 232°" is substituted therefor.

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

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

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

[F.R. Doc. 68-9244; Filed, Aug. 1, 1968; 8:46 a.m.]

[Airspace Docket No. 68-EA-36]

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

Alteration of Federal Airway

On May 7, 1968, a notice of proposed rule making was publishing in the FEDERAL REGISTER (33 F.R. 6882) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would realign V-308 between Nottingham, Md., and Hampton, N.Y.

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., September 19, 1968, as hereinafter set forth.

Section 71.123 (33 F.R. 2009) V-308 is amended by deleting all between "12 AGL Nottingham,;" and "12 AGL Hampton;" and substituting therefor "12 AGL Sea Isle, N.J.; 12 AGL INT Sea Isle 050° and Hampton, N.Y., 223° radials;."

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

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

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

[F.R. Doc. 68-9245; Filed, Aug. 1, 1968; 8:46 a.m.]

[Airspace Docket No. 68-CE-69]

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 Regula-

tions is to alter the Sault Ste. Marie, Mich., transition area.

The Whitefish, Mich., VOR is being decommissioned on August 22, 1968, and the controlled airspace designated with reference to this VOR must be rescinded. Consequently, it is necessary to alter the Sault Ste. Marie transition area to delete this airspace from the designation.

Since the alteration will reduce the existing designated Sault Ste. Marie transition area, it will not impose any additional burden on any person. Therefore, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective August 22, 1968, as hereinafter set forth:

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

SAULT STE. MARIE, MICH.

That airspace within the United States extending upward from 700 feet above the surface within a 7-mile radius of Kincheloe AFB (latitude 46°15'00" N., longitude 84°-28'00" W.); within 8 miles northeast and 5 miles southwest of the 129° bearing from the Sault Ste. Marie RBN, extending from the RBN to 12 miles southeast of the RBN; within 2 miles each side of the Sault Ste. Marie VOR 153° radial, extending from the VOR to 8 miles southeast of the VOR, within 2 miles each side of the Sault Ste. Marie, Ontario, Canada, ILS localizer nowthwest course, extending from the OM to 8 miles northwest of the OM, and within 2 miles each side of the 293° bearing from the Gros Cap RBN, extending from the RBN to 8 miles northwest of the RBN, and the airspace within the United States extending upward from 1,200 feet above the surface within a 34-mile radius of Kincheloe AFB.

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

Issued at Kansas City, Mo., on July 17, 1968.

DANIEL E. BARROW,
Acting Director, Central Region.

[F.R. Doc. 68-9246; Filed, Aug. 1, 1968; 8:46 a.m.]

[Airspace Docket No. 68-SW-19]

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

Designation of Additional Control Area

On May 17, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 7330) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate an additional control area in the vicinity of Coyote, N. Mex.

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., September 19, 1968, as hereinafter set forth.

Section 71.163 (33 F.R. 2051) is amended by adding the following:

COYOTE, N. MEX.

That airspace extending upward from 11,000 feet MSL bounded on the north by V-264, on the west by long. 106°04'00" W., on the southeast by the Corona, N. Mex., additional control area.

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

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

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

[F.R. Doc. 68-9247; Filed, Aug. 1, 1968; 8:47 a.m.]

[Airspace Docket No. 67-CE-141]

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

Designation of Control Area

On May 24, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 7696) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate an additional control area from the Quincy, Ill., VOR with a 1,200-foot AGL floor direct to the intersection of the Quincy 247° T (242° M) and the Macon, Mo., VOR 172° (166° 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., September 19, 1968, as hereinafter set forth.

Section 71.163 (33 F.R. 2051) is amended by adding the following:

QUINCY, ILL.

That airspace extending from Quincy, Ill., VORTAC 12 AGL INT Quincy 247° and Macon, Mo., 172° radials.

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

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

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

[F.R. Doc. 68-9248; Filed, Aug. 1, 1968; 8:47 a.m.]

[Airspace Docket No. 68-CE-34]

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

Extension of Federal Airway

On May 24, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 7697) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would extend VOR Federal airway No. 227 from Lafayette, Ind., to Rockford, Ill.

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., September 19, 1968, as hereinafter set forth.

In § 71.123 (33 F.R. 2009) V-227 is amended by deleting "12 AGL Lafayette." and substituting therefor "12 AGL Lafayette; 12 AGL Roberts, Ill.; 12 AGL Pontiac, Ill.; 12 AGL INT Pontiac 338° and Rockford, Ill., 172° radials; 12 AGL Rockford."

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

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

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

[F.R. Doc. 68-9249; Filed, Aug. 1, 1968; 8:47 a.m.]

[Airspace Docket No. 68-SO-57]

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 Washington, N.C., transition area.

The Washington transition area is described in § 71.181 (33 F.R. 2137).

In the description, reference is made to the Washington Municipal Airport. Since the name of this airport has been changed to "Warren Field," it is necessary to amend the description accordingly.

Since this amendment is editorial in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.181 (33 F.R. 2137), the Washington, N.C., transition area is amended as follows:

"* * * Washington Municipal Airport * * *" is deleted and "* * * Warren Field * * *" is substituted therefor.

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

Issued in East Point, Ga., on July 22, 1968.

JAMES G. ROGERS,
Director, Southern Region.

[F.R. Doc. 68-9258; Filed, Aug. 1, 1968; 8:47 a.m.]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 9030; Amdt. 608]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

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

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

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

1. By amending § 97.11 of Subpart B to delete low or medium frequency range (L/MF), automatic direction finding (ADF) and very high frequency omnirange (VOR) procedures as follows:

New Orleans, La.—New Orleans International (Moisant), ADF 1, Amdt. 14, 8 Aug. 1964 (established in Subpart C).
North Bend, Oreg.—North Bend Municipal, ADF 1, Amdt 1, 22 Oct. 1966 (established in Subpart C).
London, Ky.—Corbin-London War Memorial, VOR 1, Amdt. 4, 25 July 1964 (established in Subpart C).
New Orleans, La.—New Orleans International (Moisant), VOR 1, Amdt. 5, 8 Aug. 1964 (established in Subpart C).
North Bend, Oreg.—North Bend Municipal, VOR 1, Amdt. 4, 22 Oct. 1966 (established in Subpart C).

2. By amending § 97.11 of Subpart B to cancel low or medium frequency range (L/MF), automatic direction finding (ADF) and very high frequency omnirange (VOR) procedures as follows:

Springfield, Vt.—Hartness Municipal, ADF 1, Amdt 4, 22 Jan. 1966, canceled, effective 22 Aug. 1968.
Blythe, Calif.—Blythe, VOR 1, Amdt. 3, 27 May 1965, canceled, effective 22 Aug. 1968.

3. By amending § 97.15 of Subpart B to delete very high frequency omnirange-distance measuring equipment (VOR/DME) procedures as follows:

North Bend, Oreg.—North Bend Municipal VOR/DME Runway 4, Amdt. 2, 8 Apr. 1967 (established under Subpart C).

4. By amending § 97.17 of Subpart B to delete instrument landing system (ILS) procedures as follows:

New Orleans, La.—New Orleans International (Moisant), ILS Runway 10, Amdt. 19, 29 May 1967 (established under Subpart C).
New Orleans, La.—New Orleans International (Moisant), ILS–28, Amdt. 1, 24 July 1965 (established under Subpart C).

5. By amending § 97.19 of Subpart B to delete radar procedures as follows:

New Orleans, La.—New Orleans International (Moisant), Radar 1, Amdt. 5, 1 Jan. 1966 (established under Subpart C).

6. By amending § 97.23 of Subpart C to establish very high frequency omnirange (VOR) and very high frequency-distance measuring equipment (VOR/DME) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 5 miles after passing Creek Int.
Muncie VOR	Creek Int (NOPT)	Direct	2500	Climbing right turn to 2500′ direct to MIE VOR.

Procedure turn not authorized. Approach crs (Profile) starts at MIE VOR.
FAF, Creek Int. Final approach crs, 268°. Distance FAF to MAP, 5 miles.
Minimum altitude over MIE VOR, 2500′; over Creek Int, 2500′.
MSA: 000°–360°—2500′.

NOTES: (1) Use Muncie altimeter setting, if not available, use Indianapolis altimeter setting and increase straight-in and circling MDA 160′. (2) Dual VOR receivers required.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAT	MDA	VIS	HAT	VIS	VIS
S-27	1260	1	360	1260	1	360	NA	NA
	MDA	VIS	HAA	MDA	VIS	HAA		
C	1260	1	360	1360	1	460	NA	NA
A	Not authorized.		T 2-eng or less—Standard.				T over 2-eng—Not authorized.	

City, Alexandria; State, Ind.; Airport name, Alexandria; Elev., 900′; Facility, MIE; Procedure No. VOR Runway 27, Amdt. Orig.; Eff. date, 22 Aug. 68

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 1.9 miles after passing BLH VOR.
				Right turn to intercept BLH R 130°, climbing to 3000' within 10 miles of VOR. All maneuvering W of crs. Supplementary charting information: Final approach crs aligned with ARP.

Procedure turn N side of crs, 258° Outbnd, 078° Inbnd, 3800' within 10 miles of BLH VOR.
FAF, BLH VOR. Final approach crs, 040°. Distance FAF to MAP, 1.9 miles.
Minimum altitude over BLH VOR, 1800'.
MSA: 020°–110°—4400'; 110°–200°—3800'; 200°–290°—5600'; 290°–020°—5400'.
NOTE: Air carrier will not reduce landing visibility due to local conditions.
CAUTION: Rapidly rising terrain starting 2 miles WNW of airport.
%IFR departure procedures: Departures 180° clockwise through 040° and 070° clockwise through 095°, climb via the BLH, R 130° within 10 miles of VOR to recross VOR at or above 3000', then via assigned route. All maneuvering W of crs.
#Takeoff Runway 26 requires a climb rate of 280' per mile to 1500'.
*1000-2 required Category D alternate minimums.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1040	1	643	1040	1	643	1040	1½	643	1260	2	863
A	Standard.*		T 2-eng. or less—Standard.%#				T over 2-eng.—Standard.%#					

City, Blythe; State, Calif.; Airport name, Blythe; Elev., 397'; Facility, BLH; Procedure No. VOR-2, Amdt. Orig.; Eff. date, 22 Aug. 68

Terminal Routes			Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 8.1 miles after passing HRL VOR.
Hargill Int	HRL VOR (NOPT)	Direct	1600	Climb to 1600', left turn to HRL VOR.
Elsa Int	HRL VOR (NOPT)	Direct	1600	Supplementary charting information: LRCO—122.1R and 123.6R. UNICOM—122.8.

Procedure turn N side of crs, 288° Outbnd, 108° Inbnd, 1600' within 10 miles of HRL VOR.
FAF, HRL VOR. Final approach crs, 108°. Distance FAF to MAP, 8.1 miles.
Minimum altitude over HRL VOR, 1600'.
MSA: 090°–270°—2100': 270°–090°—1500'.
NOTE: Use Brownsville altimeter when Harlingen Industrial Airpark altimeter setting is not received.
*Alternate minimum—800-2 authorized for air carriers having weather reporting service.
#MDA for all categories increased 80' when Harlingen Industrial Airpark altimeter setting is not received.

DAY AND NIGHT MIMINUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C#	600	1	565	600	1	565	600	1½	565	600	2	565
A	Not authorized.*		T 2-eng. or less—Standard.				T over 2-eng.—Standard.					

City, Harlingen; State, Tex.; Airport name, Harlingen Industrial Airpark; Elev., 35'; Facility, L-BVOR HRL; Procedure No. VOR-1 Amdt. Orig.; Eff. date, 22 Aug. 68

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 3.2 miles after passing LOZ VORTAC.
				Make left-climbing turn to 3400' direct to LOZ VORTAC and hold. Supplementary charting information: Hold S, 1-minute, right turns, 022° Inbd. 1286'n water tank and 1592' obstruction (lighted pole) NE of airport. TDZ elevation, 1201'.

Procedure turn E side of crs, 202° Outbnd, 022° Inbnd, 3400' within 10 miles of LOZ VORTAC.
FAF, LOZ VORTAC. Final approach crs., R 022°. Distance FAF to MAP, 3.2 miles.
Minimum altitude over LOZ VORTAC, 2200'.
MSA: 000°–090°—3000'; 090°–180°—4300'; 180°–270°—3200'; 270°–360°—2900'.
CAUTION: 1592' obstruction (lighted pole) 1.5 miles NE of airport.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIZ
S-5	1580	1	379	1580	1	379	1580	1	379	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C	1700	1	499	1900	1	699	1940	1½	739	NA
A	Standard.		T 2-eng. or less—Standard.				T over 2-eng.—Runway 5, 300-1; Runway 23, Standard.			

City, London; State, Ky.; Airport name, Corbin-London War Memorial; Elev., 1201'; Facility, LOZ; Procedure No. VOR Runway 5, Amdt. 5; Eff. date, 22 Aug. 68; Sup. Amdt. No. VOR 1, Amdt. 4; Dated, 25 July 64

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: MTJ VOR.
Grand Junction VORTAC	Bridgeport DME Fix	Direct	10,500	Climbing right turn to 8,300′ on R 299 of MTJ VOR within 10 miles, return to VOR and hold.
Bridgeport DME Fix	Delta DME Fix	Direct	8,300	
Delta DME Fix	Roe Fan Marker (NOPT)	Direct	6,600	
MTJ VOR	Roe Fan Marker	Direct	8,300	

Supplementary charting information: Hold NW MTJ VOR, right turns, 119° inbnd. Final approach crs. intercepts Runway 12 centerline 5200′ from threshold. LRCO—122.1. TDZ elevation, 5,731′.

Procedure turn S side of crs, 299° Outbnd, 119° Inbnd, 8,300′ within 10 miles of Roe Fan Marker.
Final approach crs, 119°.
Minimum altitude over Roe Fan Marker, *6,600′.
MSA: 000°-090°—13,800′; 090°-180°—15,200′; 180°-270°—13,000′; 270°-360°—11,300′.
NOTES: (1) Use GJT altimeter setting when control zone not effective. (2) Approach from holding pattern not authorized.
#Alternate minimums not authorized when control zone not effective.
*Circling and straight-in MDA increased 400′ and MDA over Roe FM becomes 6,800′ when control zone not effective.
%IFR departure procedures: Climb in standard holding pattern on MTJ VOR R 299° to sufficient altitute to cross MTJ VOR at 10,000′, eastbound V-244, 9,300′, westbound V-244.
$ Sliding scale not authorized.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-12*$	6140	1	409	6140	1	409	6140	1	409	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C*	6280	1	521	6280	1	521	6340	1½	581	NA
	Without FM Minimums:									
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	
S-12*$	6600	1	869	6600	1¼	869	6600	1½	869	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C*	6600	1	841	6600	1¼	841	6600	1½	841	NA
A	1000-2.#			T 2-eng. or less—Standard.%			T over 2-eng.—Standard.%			

City, Montrose; State, Colo.; Airport name, Montrose County; Elev., 5759′; Facility, MTJ; Procedure No. VOR Runway 12, Amdt. Orig.; Eff. date, 22 Aug. 68

Terminal routes				Missed approach
From	To—	Via	Minimum altitudes (feet)	MAP: 4.4 miles from MSY VOR.
				Climb to 1500′ via MSY R 237° within 15 miles, or when directed by ATC, climb to 1500′, right turn to MSY R 269° to Turtle Int.

Procedure turn N side of crs, 057° Outbnd, 237° Inbnd, 1500′ within 10 miles of MSY VOR.
FAF, MSY VOR. Final apprach crs, 237°. Distance FAF to MAP, 4.4 miles.
Minimum altitude over MSY VOR, 1200′.
MSA: 000°-360°—2100′.
NOTE: ASR.
*When determined through New Orleans approach control that booms of pile drivers NW of airport are in lowered position, circling MDA's for Categories A, B, and C may be reduced to 460′.
%RVR 18 authorized Runway 10 for Categories A, B, and C.
%RVR 20 authorized Runway 10 for Category D.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	*520	1	517	*520	1	517	*520	1½	517	560	2	557
A	Standard.			T 2-eng. or less—Standard.%			T over 2-eng.—Standard.%					

City, New Orleans; State, La.; Airport name, New Orleans International (Moisant); Elev., 3′; Facility, MSY; Procedure No. VOR-1, Amdt. 6; Eff. date, 22 Aug. 68; Sup. Amdt. No. VOR-1, Amdt. 5; Dated, 8 Aug. 64

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 3.1 miles after passing OTH VOR.
				Climb to 3000′ on R 250° from OTH VOR within 13 miles. Supplementary charting information: Final approach crs to a point 700′ S of airport reference point.

Procedure turn S side of crs, 070° Outbnd, 250° Inbnd, 3500′ within 10 miles of OTH VOR.
FAF, OTH VOR. Final approach crs, 250°. Distance FAF to MAP, 3.1 miles.
Minimum altitude over OTH VOR, 2300′.
MSA: 000°–090°—3600′; 090°–180°—4200′; 180°–270°—2600′; 270°–360°—2900′.
%IFR departure procedures: Runways 4, 31, and 34 turn left; Runways 16, 13, and 22 turn right; intercept and climb westbound on R 250° to 500′; return to VOR via R 250°, climbing to cross VOR at or above 1000′.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	VIS
C	1100	1½	1086	1100	1½	1086	1100	1½	1086	NA
A	1200–2.		T 2-eng. or less—Runway 4, 600–1; Standard all other runways.%				T over 2-eng.—Runway 4, 600–1; Standard all other runways.%			

City, North Bend; State, Oreg.; Airport name, North Bend Municipal; Elev., 14′; Facility, OTH; Procedure No. VOR-1, Amdt. 5; Eff. date, 22 Aug. 68; Sup. Amdt. No. VOR 1, Amdt. 4; Dated, 22 Oct. 66

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 6.6 miles after passing VOR.
				Climb to 3900′ on R 201° within 10 miles return to VOR. Supplementary charting information: LRCO—122.1. Tower 1.4 miles S of airport 2420′. Final approach crs aligned to center of airport.

Procedure turn W side of crs, 021° Outbnd, 201° Inbnd, 3900′ within 10 miles of ISD VOR.
FAF, ISD, VOR. Final approach crs, 201°. Distance FAF to MAP, 6.6 miles
Minimum altitude over ISD VOR, 3900′.
MSA: 270°–090°—3400′; 090°–270°—3600′.
CAUTION: Turf landing strips 3/21 and 8/26 unlighted.
NOTE: Use Pierre, S.Dak. altimeter setting.
%Aircraft departing Runway 13, left-climbing turn to 2900′ before proceeding southbound or westbound.
%Aircraft departing Runway 21, immediate right-climbing turn to 2900′ before proceeding southbound or eastbound.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAA	MDA	VIS	HAA	VIS	VIS
C	3100	1½	1062	3100	1¾	1062	NA	NA
A	Not authorized.		T 2-eng. or less—Standard.%				T over 2-eng.—Not authorized.	

City, Winner; State, S. Dak.; Airport name, Bob Wiley Field; Elev., 2038′; Facility, ISD; Procedure No. VOR Runway 21, Amdt. Orig.; Eff. date, 22 Aug. 68

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR/DME

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 4-mile DME Fix, R 250°.
OTH VOR	4-mile DME Fix, R 250°	Direct	2800	Climbing right turn to 3000′ on R 250° within 14 miles.
10-mile DME Fix, R 024°	OTH VOR	Direct	3900	
10-mile DME Fix, 001°	OTH VOR	Direct	3900	
10-mile DME Fix, R 162°	OTH VOR	Direct	3700	Supplementary charting information: Final approach crs intercepts runway centerline extended 1000′ from runway threshold. TDZ elevation, 9′.
R 003°, OTH VOR counterclockwise	R 250°, OTH VOR	14-mile Arc OTH R 258°, lead radial.	2200	
R 162°, OTH VOR clockwise	R 250°, OTH VOR	14-mile Arc OTH R 242°, lead radial.	2200	
14-mile DME Fix, R 250°	9-mile DME Fix, R 250° (NOPT)	Direct	1500	

Procedure turn S side of crs, 250° Outbnd, 070° Inbnd, 2200′ within 10 miles of 4-mile DME Fix, R 250°.
Final approach crs, 070°.
Minimum altitude over 9-mile DME Fix, R 250°, 1500′.
MSA: 000°-090°—3600′; 090°-180°—4200′; 180°-270°—2600′; 270°-360°—2900′.
NOTE: Inoperative components table does not apply to HIRL runway 4.
%IFR departure procedures: Runways 4, 31, and 34 turn left; runways 13, 16, and 22 turn right; intercept and climb westbound on R 250° to 500′; return to VOR via R 250° climbing to cross VOR at or above 1000′.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-4	460	1	451	460	1	451	460	1	451	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C	660	1	646	800	1¼	786	820	1½	806	NA
A	900–2.		T 2-eng. or less—Runway 4, 600–1; Standard all other runways.%				T over 2-eng.—Runway 4, 600–1; Standard all other runways.%			

City, North Bend; State, Oreg.; Airport name, North Bend Municipal; Elev., 14′; Facility, OTH; Procedure No. VOR/DME Runway 4, Amdt. 3; Eff. date, 22 Aug. 68; Sup. Amdt. No. 2; Dated, 8 Apr. 67

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: SLR R 231° 5.5-mile DME Fix.
SLR VORTAC	10-mile DME Rix	R 231°	2100	Climbing left turn to 2100′ on SLR R 252° within 20 miles.
R 267°, SLR VORTAC Counterclockwise	R 231°, SLR VORTAC (NOPT)	20-mile Arc SLR R 237°, lead radial.	2100	
R 208°, SLR VORTAC clockwise	R 231°, SLR VORTAC (NOPT)	20-mile Arc SLF R 225°, lead radial.	2100	Supplementary charting information: Depict tower 1 mile E. of airport, 812′.

Procedure turn S side of crs, 231° Outbnd, 051° Inbnd, 2100′ within 10 miles of 10-mile DME Fix.
Final approach crs, 051°.
Minimum altitude over 10-mile DME Fix, 1100′.
MSA: 000-360°—2100′.
NOTE: Use Tyler, Tex., altimeter setting.
*CAUTION: Maneuvering not authorized E of airport as defined by extension of runway centerline.
#Landing and takeoff authorized Runways 17–35 only.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAA	MDA	VIS	HAA	VIS	VIS
C*	1060	1	576	1060	1	576	NA	NA
A	Not authorized.		T 2-eng. or less— Standard.#				T over 2-eng—Standard.#	

City, Sulphur Springs; State, Tex.; Airport name, Sulphur Springs Municipal; Elev., 484′; Facility, SLR VORTAC; Procedure No. VOR/DME-1, Amdt. Orig.; Eff. date, 22 Aug. 68.

7. By amending § 97.25 of Subpart C to establish localizer (LOC) and localizer-type directional aid (LDA) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LOC

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 6 miles after passing Bridge Int.
MSY VOR	Bridge Int	Direct	2000	Climb to 1500′ direct to MS LOM.
MS LOM	Bridge Int	Direct	2000	Supplementary charting information: TDZ elevation, 3′.

Procedure turn N side of crs, 099° Outbnd, 279° Inbnd, 2000′ within 10 miles of Bridge Int.
FAF, Bridge Int. Final approach crs, 279°. Distance FAF to MAP, 6 miles.
Minimum altitude over Bridge Int, 1800′.
NOTE: ASR.
*When determined through New Orleans approach control that booms of pile drivers NW of airport are in lowered position, circling MDA's Categories A, B, and C may be reduced to 460′.
%RVR 18 authorized Runway 10 for Categories A, B, and C.
%RVR 20 authorized Runway 10 for Category D.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-28	380	¾	377	380	¾	377	380	¾	377	380	1	377
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	*520	1	517	*520	1	517	*520	1½	517	560	2	557
A	Standard.		T 2-eng. or less—Standard.%				T over 2-eng.—Standard.%					

City, New Orleans; State, La.; Airport name, New Orleans International (Moisant); Elev., 3′; Facility, I-MSY; Procedure No. LOC (BC) Runway 28, Amdt. 2; Eff. date, 22 Aug. 68; Sup. Amdt. No. ILS-28, Amdt. 1; Dated, 24 July 65

8. By amending § 97.27 of Subpart C to establish nondirectional beacon (automatic direction finder) (NDB/ADF) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: ADG NDB.
Jasper Int	ADG NDB	Direct	2400	Left-climbing turn to 2400′ on 223° bearing within 10 miles, return to NDB.
Hudson Int	ADG NDB	Direct	2400	Supplementary charting information: Final approach crs intercepts runway centerline 4751′ from threshold. TDZ elevation, 799′.

Procedure turn N side of crs, 223° Outbnd, 043° Inbnd, 2400′ within 10 miles of ADG NDB.
Final approach crs, 043°.
Minimum altitude over ADG NDB, 1360′.
MSA: 000°–090°—2300′; 090°–180°—2000′; 180°–360°—2500′.
NOTES: (1) Radar vectoring. (2) Use Toledo altimeter setting.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-5	1360	1	561	1360	1	561	1360	1	561	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C	1360	1	557	1360	1	557	1360	1½	567	NA
A	Not authorized.		T 2-eng. or less—Standard.				T over 2-eng.—Standard.			

City, Adrian; State, Mich.; Airport name, The Lenawee County; Elev., 803′; Facility, ADG; Procedure No. NDB (ADF) Runway 5, Amdt. Orig.; Eff. date, 22 Aug. 68

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: FCY NDB.
				Climbing right turn to 2000', heading 175° and hold on FCY NDB. Supplementary charting information: Hold S of FCY NDB on bearing 175°-355° Inbnd, right turns, 1 minute. Tower 600', 2 miles N of airport. TDZ elevation, 242'.

Procedure turn E side of crs, 175° Outbnd, 355° Inbnd, 2000' within 10 miles of FCY NDB.
Final approach crs, 355°.
Minimum altitude over FCY NDB, 860'.
MSA: 000°-360°—1600'.
*Use Memphis, Tenn., FSS altimeter setting.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAT	MDA	VIS	HAT	VIS	VIS
S-35*	860	1	618	860	1	618	NA	NA
	MDA	VIS	HAA	MDA	VIS	HAA		
C*	900	1	651	900	1	651	NA	NA
A	Not Authorized.		T 2-eng. or less—Standard.				T over 2-eng.—Standard.	

City, Forrest City; State, Ark.; Airport name, Forrest City Municipal; Elev., 249'; Facility, FCY: Procedure No. NDB (ADF) Runway 35, Amdt. Orig.; Eff. date, 22 Aug. 68

Terminal routes—				Missed approach
From—	To—	Via—	Minimum altitudes (feet)	MAP: 4.2 miles after passing HRL NDB.
HRL VOR	HRL NDB	Direct	1500	Climb to 1500', left turn to HRL NDB.
Mansfield Int	HRL NDB	Direct	1500	Supplementary charting information: LRCO—122.1R and 123.6R. UNICOM—122.8.
Raymondsville Int	HRL NDB (NOPT)	Direct	1500	

Procedure turn W side of crs, 352° Outbnd, 172° Inbnd, 1500' within 10 miles of HRL NDB.
FAF, HRL NDB. Final approach crs, 172°. Distance FAF to MAP, 4.2 miles.
Minimum altitude over HRL NDB, 1000'.
MSA: 000°-180°—1400'; 180°-270°—2100'; 270°-360°—1500'.

NOTE: Use Brownsville altimeter setting when Harlingen Industrial Airpark altimeter setting is not received.
*Alternate minimum: 800-2 authorized for air carriers having approved weather reporting service. Inoperative table does not apply to HIRL Runway 17R.
#Circling and straight-in MDA increased 80' when Harlingen Industrial Airpark altimeter setting is not received.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
S-17R#	400	1	365	400	1	365	400	1	365	400	1	365
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C#	500	1	465	500	1	465	500	1½	465	600	2	565
A	Not authorized.*		T 2-eng. or less—Standard.				T over 2-eng.—Standard.					

City, Harlingen; State, Tex.; Airport name, Harlingen Industrial Airpark; Elev., 35'; Facility, MHW HRL; Procedure No. NDB (ADF) Runway 17R, Amdt. Orig.; Eff. date, 22 Aug. 68

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 6.6 miles from MS NDB.
MSY VOR	MS NDB	Direct	1800	Climb to 2000′ on crs 099° within 15 miles, or when directed by ATC, climb to 1500′, left turn to Clam Int via MSY VOR R 064°.
Wave Int	MS NDB	Direct	1800	
Sally Int	MS NDB	Direct	1800	
TBD VOR	Turtle Int (NOPT)	Direct	1800	
Turtle Int	MS NDB (NOPT)	Direct	1800	Supplementary charting information: TDZ elevation, 2′.

Procedure turn S side of crs, 279° Outbnd, 099° Inbnd, 1800′ within 10 miles of MS NDB.
FAF, MS NDB. Final approach crs, 099°. Distance FAF to MAP, 6.6 miles.
Minimum altitude over MS NDB, 1800′.
MSA: 000°-360°—2100′.

NOTE: ASR.
When determined through New Orleans approach control that the booms of pile drivers NW of airport are in lowered position:
*(1) Straight-in MDA's may be reduced to 400′.
#(2) Circling MDA's Categories A, B, and C may be reduced to 460′.
%RVR 18 authorized Runway 10 for Categories A, B, and C.
%RVR 20 authorized Runway 10 for Category D.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-10	*520	RVR 40	518	*520	RVR 40	518	*520	RVR 40	518	*520	RVR 50	518
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	#520	1	517	#520	1	517	#520	1¼	517	560	2	557
A	Standard.		T 2-eng. or less—Standard. %				T over 2-eng.—Standard. %					

City, New Orleans; State, La.; Airport name, New Orleans International (Moisant); Elev., 3′; Facility, MS; Procedure No. NDB (ADF) Runway 10, Amdt. 15; Eff. date, 22 Aug. 68; Sup. Amdt. No. ADF 1, Amdt. 14; Dated, 8 Aug. 64

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: OTH NDB.
OTH VOR	OTH NDB	Direct	3600	Climbing right turn to 3000′ on 317° bearing within 10 miles. Supplementary charting information: final approach crs 500′ right of runway centerline 3000′ from threshold. TDZ elevation 9′.

Procedure turn W side of crs, 317° Outbnd, 137° Inbnd, 1700′ within 10 miles of OTH NDB.
Final approach crs, 137°.
MSA: 000°-090°—3600′; 090°-180°—4200′; 180°-360°—2200′.
% IFR departure procedures: Runways 4, 31, and 34 turn left; Runways 16, 13, and 22 turn right; intercept and climb westbound on R 250° to 500′; return to VOR via R 250° climbing to cross VOR at or above 1000′.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-13	580	1	571	580	1	571	580	1	571	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C	660	1	646	800	1¼	786	820	1½	806	NA
A	900-2.		T 2-eng. or less—Runway 4, 600-1; Standard all other runways.%				T over 2-eng.—Runway 4, 600-1; Standard all other runways.%			

City, North Bend; State, Oreg.; Airport name, North Bend Municipal; Elev., 14′; Facility, OTH; Procedure No. NDB (ADF) Runway 13, Amdt. 2; Eff. date, 22 Aug. 68; Sup. Amdt. No. ADF 1, Amdt. 1; Dated, 22 Oct. 66

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 5 miles after passing VSF NDB.
Hartness Int	VSF NDB	Direct	4000	Make right-climbing turn to VSF NDB. Cross VSF NDB at 3000′ or above, continue climb in holding pattern to 4000′ and hold. Supplementary charting information: Hold SW of VSF NDB, 048° Inbnd, 1-minute right turns. # Chart in plan view.

Procedure turn S side of crs, 228° Outbnd, 048° Inbnd, 4000′ within 10 miles of VSF NDB.
FAF, VSF NDB. Final approach crs, 048°. Distance FAF to MAP, 5 miles.
Minimum altitude over VSF NDB, 3000′.
MSA: 000°-090°—5000′; 090°-180°—3800′; 180°-270°—5000′; 270°-360°—5300′.
NOTES: (1) Use Lebanon altimeter setting. (2) Facility must be monitored aurally during approach.
#Final approach from holding pattern at VSF NDB not authorized; procedure turn required.
IFR departure: Depart airport at 1300′ on heading 050°, make right-climbing turn to VSF NDB, cross VSF NDB at 3000′ or above. Continue climb in holding pattern to MEA for route of flight.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	VIS
C	1820	1¼	1245	1820	2	1245	1820	2¼	1245	NA
A	Not authorized.		T 2-eng. or less—800-1.					T over 2-eng.—800-1.		

City, Springfield; State, Vt.; Airport name, Hartness Municipal; Elev., 575′; Facility, VSF; Procedure No. NDB (ADF) Runway 5, Amdt. Orig.; Eff. date, 22 Aug. 68

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: HEE NDB.
La Grange Int	HEE NDB	Direct	2000	Climb to 2000′, right turn to HEE NDB and hold. Supplementary charting information: Hold N of HEE NDB on bearing 345°-165° Inbnd, right turns, 1 minute. TDZ elevation, 240′.

Procedure turn W side of crs, 345° Outbnd, 165° Inbnd, 2000′ within 10 miles of HEE NDB.
Final approach crs, 165°.
Minimum altitude over HEE NDB, 1060′.
MSA: 000°-360°—1709′.
*Use Memphis, Tenn., altimeter setting.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAT	MDA	VIS	HAT	VIS	VIS
S-17*	1060	1	820	1060	1	820	NA	NA
C*	MDA	VIS	HAA	MDA	VIS	HAA		
	1060	1	820	1060	1¼	820	NA	NA
A	Not authorized.		T 2-eng. or less—Standard.				T over 2-eng.—Standard.	

City, West Helena; State, Ark.; Airport name, Thompson-Robbins Field; Elev., 240′; Facility, HEE; Procedure No. NDB (ADF) Runway 17, Amdt. Orig.; Eff. date, 22 Aug. 68

9. By amending § 97.27 of Subpart C to amend nondirectional beacon (automatic direction finder) (NDB/ADF) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 5.2 miles after passing Lakeside LOM.
Atlanta NDB	Lakeside LOM	Direct	2700	Climb to 3000', left turn direct Tucker Int via ATL VOR, R 033°.
Atlanta VORTAC	Lakeside LOM	Direct	2700	
Harrison Int	Lakeside LOM	Direct	3000	Supplementary Charting Information: TDZ elevation, 1024'.
Chattahoochee Int	Lakeside LOM (NOPT)	Direct	2700	

Procedure turn S side of crs, 269° Outbnd, 089° Inbnd, 2700' within 10 miles of Lakeside LOM (AT).
FAF, Lakeside LOM. Final approach crs, 089°. Distance FAF to MAP, 5.2 miles.
Minimum altitude over Lakeside LOM, 2700'.
MSA: 000°–090°—3100'; 090°–180°—2200'; 180°–270°—2700'; 270°–360°—2900'.
NOTE: ASR.
% RVR 24 authorized Runways 9L, 33.
% RVR 18 authorized Runway 9R for Categories A, B, and C.
% RVR 20 authorized Runway 9R for Category D.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-9L	1520	RVR 40	496	1520	RVR 40	496	1520	RVR 40	496	1520	RVR 50	496
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1520	1	496	1520	1	496	1520	1½	496	1580	2	556
A	Standard.		T 2-eng. or less—Standard. %				T over 2-eng.—Standard. %					

City, Atlanta; State, Ga.; Airport name, Atlanta; Elev., 1024'; Facility, AT; Procedure No. NDB (ADF) Runway 9L, Amdt. 28; Eff. date, 22 Aug. 68; Sup. Amdt. No.27; Dated, 8 Aug. 68

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 4.6 miles after pasing GS LOM.
Fort Worth NDB	GS LOM	Direct	2200	Climbing right turn to 2000' on crs 190° within 15 miles.
Britton VOR	GS LOM	Direct	2800	Supplementary charting information: TDZ elevation, 568'.

Procedure turn N side of crs, 309° Outbnd, 129° Inbnd, 2200' within 10 miles of GS LOM.
FAF, GS LOM. Final approach crs, 129°. Distance FAF to MAP, 4.6 miles.
Minimum altitude over GS LOM, 2000'.
MSA: 090°–180°—3400'; 180°–270°—2800'; 270°–090°—2300'.
NOTE: ASR.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-13	940	RVR 40	372	940	RVR 40	372	940	RVR 40	372	940	RVR 50	372
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1020	1	452	1020	1	452	1020	1½	452	1120	2	552
A	Standard.		T 2-eng. or less—standard.				T over 2-eng.—Standard.					

City, Fort Worth; State, Tex.; Airport name, Greater Southwest International, Dallas-Fort Worth Field; Elev., 568'; Facility, GS; Procedure No. NDB(ADF) Runway 13, Amdt. 12; Eff. date, 22 Aug. 68; Sup. Amdt. No. 11; Dated, 18 July 68

10. By amending § 97.29 of Subpart C to establish instrument landing system (ILS) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: ILS DH 202'. LOC 6.6 miles after passing MS LOM.
Sally Int	LOM	Direct	1800	Climb to 2000' on E crs ILS within 15 miles,
Wave Int	LOM	Direct	1800	or when directed by ATC, (1) climb to
MSY VOR	LOM	Direct	1800	1500', left turn via R 030° MSY VOR to
French Int	LOM	Direct	1800	Snail Int, or, (2) climb to 1500', right turn
Tibby VOR	Turtle Int	Direct	1800	via R 175° MSY VOR to Sally Int.
Turtle Int	LOM (NOPT)	Direct	1800	Supplementary charting information: TDZ elevation, 2'.

Procedure turn S side of crs, 279° Outbnd, 099° Inbnd, 1800' within 10 miles of MS LOM.
FAF, LOM. Final approach crs, 099°. Distance FAF to MAP, 6.6 miles.
Minimum altitude over LOM, 1800'.
Minimum glide slope interception altitude, 1800'. Glide slope altitude at OM, 1842'; at MM 209'; at IM 98.2'.
Distance to runway threshold at OM, 6.6 mile at MM, 0.6 miles; at IM, 0.18 mile.
MSA: 000°-360°—2100'.
NOTE: ASR.
*When determined through New Orleans approach control that booms of pile drivers NW of airport are in lowered position, circling MDA's for categories A, B, and C may be reduced to 460'.
%RVR 18 authorized Runway 10 for Categories A, B, and C.
%RVR 20 authorized Runway 10 for Category D.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
S-10	202	RVR 18	200	202	RVR 18	200	202	RVR 18	200	202	RVR 20	200
LOC:	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-10	360	RVR 24	358	360	RVR 24	358	360	RVR 24	358	360	RVR 40	358
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	*520	1	517	*520	1	517	*520	1½	517	560	2	557
	Category II: Special authorization required.											
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
S-10	152 RA152	RVR 16	150	152 RA152	RVR 16	150	152 RA152	RVR 16	150	152 RA152	RVR 16	150
A	Standard.		T 2-eng. or less—Standard.%				T over 2-eng.—Standard.%					

City, New Orleans; State, La.; Airport name, New Orleans International (Moisant); Elev., 3'; Facility, I-MSY; Procedure No. ILS Runway 10, Amdt. 20; Eff. date, 22 Aug. 68 Sup. Amdt. No. 19; Dated, 20 May 67

11. By amending § 97.29 of Subpart C to amend instrument landing system (ILS) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: ILS DH, 1324. LOC 5.2 miles after passing AT LOM.
ATL NDB	Lakeside LOM	Direct	2700	Climb to 3000′ left turn direct to Tucker Int. via ATL VORTAC, R 033°.
ATL VORTAC	Lakeside LOM	Direct	2700	
Harrison Int	Lakeside LOM	Direct	3000	Supplementary charting information: Back crs unusable. TDZ elevation, 1024′.
Chattahoochee Int	Lakeside LOM (NOPT)	Direct	2700	

Procedure turn S side of crs, 269° Outbnd, 089° Inbnd, 2700′ within 10 miles of Lakeside LOM.
FAF, Lakeside LOM. Final approach crs, 089°. Distance FAF to MAP, 5.2 miles.
Minimum glide slope interception altitude, 2700′. Glide slope altitude at OM, 2660′; at MM, 1236′.
Distance to runway threshold at OM, 5.2 miles; at MM, 0.5 mile.
MSA: 000°–090°—3100′; 090°–180°—2200′; 180°–270°—2700′; 270°–360°—2900′.
NOTE: ASR.
%RVR 24 authorized Runways 9L, 33.
%RVR 18 authorized Runways 9R for Categories A, B, and C.
%RVR 20 authorized Runways 9R for Category D.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
S-9L	1324	RVR 40	300	1324	RVR 40	300	1324	RVR 40	300	1324	RVR 40	300
LOC:	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-9L	1400	RVR 40	376	1400	RVR 40	376	1400	RVR 40	376	1400	RVR 50	376
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1500	1	476	1500	1	476	1500	1½	476	1580	2	556
A	Standard.		T 2-eng. or less—Standard.%				T over 2-eng.—Standard.%					

City, Atlanta; State, Ga.; Airport name, Atlanta; Elev., 1024′; Facility I-ATL; Procedure No. ILS 9L, Amdt. 31; Eff. date, 22 Aug. 68; Sup. Amdt. No. 30; Dated, 8 Aug. 68

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 09R—ILS DH 1216′, 90L—ILS DH 1324′.
				9R—Climbing right turn to 3000′ direct to ATL VORTAC and hold. 9L—Climb to 3000′, left turn, direct Tucker Int via ATL VOR, R 033°. Supplementary charting information: 9R—Hold S, 1-minute right turns, 354° Inbnd. 9L—Back crs unusable. TDZ elevation, 9R—1016′; 9L—1024′.

Radar vector to intercept final approach crs at established vectoring altitudes.
Procedure turn not authorized.
FAF, AL or AT LOM. Final approach crs, 089°. Distance FAF to MAP, 9R—5 miles; 9L—5.2 miles.
Altitudes as advised by radar controller.
Minimum glide slope interception altitude, 9R—2500′; 9L—3500′*. Glide slope altitude at OM, 9R—2439′; 9L—2660′; at MM, 9R—1227′; 9L—1236′.
Distance to runway threshold at OM, 9R—5 miles: 9L—5.2 miles; at MM, 9R—0.6 mile; 9L—0.5 mile.
MSA: 000°–090°—3100′; 090°–180°—2300′; 180°–270°—2700′; 270°–360°—2900′.
NOTE: Radar required.
*Or as directed by Radar Controller.
%RVR 24 authorized runways 9L, 33.
%RVR 18 authorized runway 9R for Categories A, B, and C.
%RVR 20 authorized runway 9R for Category D.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
S-9R	1216	RVR 18	200	1216	RVR 18	200	1216	RVR 18	200	1216	RVR 20	200
S-9L	1324	RVR 40	300	1324	RVR 40	300	1324	RVR 40	300	1324	RVR 40	300
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1500	1	476	1500	1	476	1500	1½	476	1580	2	556
A	Standard.		T 2-eng. or less—Standard.%				T over 2-eng.—Standard.%					

City, Atlanta; State, Ga.; Airport name, Atlanta; Elev., 1024′; Facility, I-ALR, I-ATL; Procedure No. Dual ILS Runways 9L and 9R, Amdt. 8; Eff. date, 22 Aug. 68; Sup. Amdt. No. 7; Dated, 8 Aug. 68

12. By amending § 97.31 of Subpart C to establish precision approach radar (PAR) and airport surveillance radar (ASR) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE RADAR

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

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

Radar terminal area maneuvering sectors and altitudes (sectors and distances measured from radar antenna)

From—	To—	Distance	Altitude	Distance	Altitude	Distance	Altitude	Distance	Altitude	Distance	Altitude
000°	360°	25	*1500								

Notes

1. Descend aircraft to MDA after FAF at 5 miles from thresholds of Runways 1, 10, 19, and 28.
*2. Radar Control must provide 3 miles horizontal or 1000′ vertical separation from 1049′ tower 12 miles ESE and 1049′ tower 16 miles E of airport.
#3. CAUTION: Radar Control will not descend aircraft below 700′ on approach to Runway 19 until observed to have passed 409′ radio towers 2.3 miles N of airport.

Supplementary charting information:
TDZ elevation Runway 1, 3′.
TDZ elevation Runway 10, 2′.
TDZ elevation Runway 19, 0′.
TDZ elevation Runway 28, 3′.

*Missed approach: Climb to 1500′, right or left turn as appropriate direct to MSY VORTAC, or when directed by ATC, direct to MS NDB (LOM).
** When determined through New Orleans approach control that booms of pile drivers NW of airport are in lowered position:
(1) Circling MDA for Categories A, B, and C may be reduced to 460′.
(2) Straight-in MDA for all categories may be reduced to 400′.
%RVR 18 authorized Runway 10 for Categories A, B, and C.
%RVR 20 authorized Runway 10 for Category D.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-1	420	1	417	420	1	417	420	1	417	420	1	417
S-10	480	RVR 40	478	480	RVR 40	478	480	RVR 40	478	480	RVR 50	478
S-19#	400	1	400	#400	1	400	#400	1	400	#400	1	400
S-28	400	1	397	400	1	397	400	1	397	400	1	397
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	**520	1	517	**520	1	517	**520	1½	517	560	2	557
A	Standard.		T 2-eng. or less—Standard.%				T over 2-eng.—Standard.%					

City, New Orleans; State, La.; Airport name, New Orleans International (Moisant); Elev., 3′; Facility, New Orleans Radar; Procedure No. Radar 1, Amdt. 6; Eff. date, 22 Aug. 68; Sup. Amdt. No. 5; Dated, 1 Jan. 66

These procedures shall become effective on the dates specified therein.

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

Issued in Washington, D.C. on July 19, 1968.

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

[F.R. Doc. 68-8934; Filed, Aug. 1, 1968; 8:45 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

[Release 34-8370]

PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

Acquisitions, Tender Offers, and Solicitations

The Securities and Exchange Commission has adopted temporary rules and regulations to implement the recent amendments, effected by Public Law 90-432, 82 Stat. 454, to sections 13 and 14 of the Securities Exchange Act of 1934. These amendments, set forth in sections 13 (d) and (e) and sections 14 (d) and (f) of the Act, apply to classes of equity securities registered pursuant to section 12 of the Act and classes of equity securities issued by closed-end investment companies registered under the Investment Company Act of 1940. They relate to the acquisition of more than 10 percent of a class of such securities by any person, the purchase of securities by the issuer thereof, the making of tender offers or solicitations in favor of, or in opposition to, such tender offers, and the replacement of a majority of the directors of an issuer in connection with an acquisition subject to section 13(d) or a tender offer subject to section 14(d) of the Act. The statutory amendments became effective immediately when the President signed the Bill on July 29, 1968. The Commission adopted the temporary rules to put into operation the provisions of the amendments. This constitutes a first step in the development of comprehensive regulations to accomplish the full purposes of the statutory amendments.

The rules under the new section 13(d) of the Act with respect to the acquisition of securities are set forth in Regulation 13D. That regulation provides that the information with respect to such acquisitions called for by Schedule 13D be filed with the Commission and sent to the issuer of the security and to each exchange where the security is traded. For the purpose of preventing fraudulent, deceptive or manipulative acts and practices, the Commission has adopted § 240.13e-1. The rule provides that no issuer which is subject to section 13(e) of the Act shall purchase any of its equity securities when a tender offer is being made unless a statement with respect to

the proposed purchase has been filed by it with the Commission, and the substance of the information therein has been sent or given to its equity security holders within the preceding six months.

The rules under section 14(d) of the Act with respect to tender offers and solicitations to accept or to reject such offers are set forth in Regulation 14D. That regulation provides that the information called for by Schedule 13D or Schedule 14D shall be filed with the Commission. Certain of such information, or a fair and adequate summary thereof, is required to be included in all requests and solicitations.

Section 240.14f–1 relates to the replacement of a majority of the directors of an issuer in connection with an acquisition subject to section 13(d) of the Act or a tender offer subject to section 14(d) of the Act. The rule requires that not less than 10 days prior to the time the persons elected or designated as directors of the issuer take office, or such shorter period as the Commission may authorize, the issuer shall file with the Commission and transmit to certain holders of securities of the issuer information required by certain items of the Commission's proxy rules.

Provisions are made for delay in compliance with the rules in regard to activities which had been commenced before the statutory amendments became effective.

It is suggested that the applicable sections of the statute be read in connection with the temporary rules. The Commission's staff will endeavor to be as helpful as possible in connection with interpretive or other problems which may arise under the new legislation or the rules thereunder. The Commission will be glad to receive any comments or suggestions which interested persons may wish to make in regard to the temporary rules.

It should be noted that compliance with these rules does not provide relief from other applicable provisions of the Act and rules and regulations thereunder.

The rules and regulations which were adopted pursuant to the Securities Exchange Act of 1934, particularly sections 13 (d) and (e) and sections 14 (d) and (f), are set forth below.

The Commission finds that it is necessary in the public interest and for the protection of investors that temporary rules and regulations be adopted immediately to implement the recent amendments to sections 13 and 14 of the Securities Exchange Act of 1934 and that notice and procedure specified in the Administrative Procedure Act (5 U.S.C. 552) is impracticable. Accordingly, the foregoing rules and regulations shall become effective immediately.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

JULY 30, 1968.

REGULATION 13D

§ 240.13d–1 Filing of Schedule 13D.

Any person who, after acquiring, subsequent to July 29, 1968, directly or indirectly the beneficial ownership of any equity security of a class which is registered pursuant to section 12 of the Act, or any security issued by a closed-end investment company registered under the Investment Company Act of 1940, is directly or indirectly the beneficial owner of more than 10 per centum of such class shall, within ten days after such acquisition, send to the issuer of the security at its principal executive office, by registered or certified mail, send to each exchange where the security is traded, and file with the Commission, a statement containing the information required by Schedule 13D.

§ 240.13d–2 Filing of amendments.

If any material change occurs in the facts set forth in the statement required by § 240.13d–1, the person who filed such statement shall promptly file with the Commission and send to the issuer and the exchange an amendment disclosing such change.

§ 240.13d–101 Schedule 13D—Information to be included in statements filed pursuant to § 240.13d–1 or § 240.14d–1.

NOTES: A. The item numbers and captions of the items shall be included but the text of the items are to be omitted. The answers to the items shall be so prepared as to indicate clearly the coverage of the items without referring to the text of the items. Answer every item. If an item is inapplicable or the answer is in the negative, so state.

B. If the statement is filed by a partnership, limited partnership, syndicate, or other group, the information called for by Items 2 to 6, inclusive, shall be given with respect to (1) each partner or any partnership or limited partnership, (2) each member of such syndicate or group and (3) each person controlling such partner or member. If a person referred to in (1), (2), or (3) is a corporation or the statement is filed by a corporation, the information called for by the abovementioned items shall be given with respect to each officer and director of such corporation and each person controlling such corporation.

Item 1. Security and Issuer.

State the title of the class of equity securities to which this statement relates and the name and address of the issuer of such securities.

Item 2. Identity and Background.

State the following with respect to the person filing this statement:

(a) Name and business address;

(b) Residence address;

(c) Present principal occupation or employment and the name, principal business and address of any corporation or other organization in which such employment is carried on;

(d) Material occupations, positions, offices or employments during the last 10 years, giving the starting and ending dates of each and the name, principal business and address of any business corporation or other organization in which each such occupation, position, office, or employment was carried on; and

(e) Whether or not, during the last 10 years, such person has been convicted in a criminal proceeding (excluding traffic violations or similar misdemeanors) and, if so, give the dates, nature of conviction, name and location of court, and penalty imposed, or other disposition of the case. A negative answer to this subitem need not be furnished to security holders.

Item 3. Source and Amount of Funds or Other Consideration.

State the source and amount of funds or other consideration used or to be used in making the purchases, and if any part of the purchase price or proposed purchase price is represented or is to be represented by funds or other consideration borrowed or otherwise obtained for the purpose of acquiring, holding, or trading the securities, a description of the transaction and the names of the parties thereto.

Item 4. Purpose of Transaction.

If the purpose of the purchases or prospective purchases is to acquire control of the business of the issuer of the securities, describe any plans or proposals which such persons may have to liquidate such issuer, to sell its assets to or merge it with any other persons, or to make any other major change in its business or corporate structure.

Item 5. Interest in Securities of the Issuer.

State the number of shares of the security which are beneficially owned, and the number of shares concerning which there is a right to acquire, directly or indirectly, by (i) such person, and (ii) each associate of such person, giving the name and address of each such associate.

Item 6. Contracts, Arrangements, or Understanding With Respect to Securities of the Issuer.

Furnish information as to any contracts, arrangements, or understandings with any person with respect to any securities of the issuer, including but not limited to transfer of any of the securities, joint ventures, loan or option arrangements, puts or calls, guaranties of loans, guaranties against loss or guaranties of profits, division of losses or profits, or the giving or withholding of proxies, naming the persons with whom such contracts, arrangements, or understandings have been entered into, and giving the details thereof.

Item 7. Persons Retained, Employed, or To Be Compensated.

Where the Schedule 13D relates to a tender offer, or request or invitation for tenders, identify all persons and classes of persons employed, retained, or to be compensated by the person filing this Schedule 13D, or by any person on his behalf, to make solicitations or recommendations to security holders and describe briefly the terms of such employment, retainer, or arrangement for compensation.

Item 8. Material To Be Filed as Exhibits.

Copies of all requests or invitations for tenders or advertisements making a tender offer or requesting or inviting tenders, additional material soliciting or requesting such tender offers, solicitations or recommendations to the holders of the security to accept or reject a tender offer or request or invitation for tenders shall be filed as an exhibit.

Signature.

I certify that to the best of my knowledge and belief the information set forth in this statement is true, complete, and correct.

_____ _____

(Date) (Signature)

If the statement is signed on behalf of a person by an authorized representative, evi-

dence of the representative's authority to sign on behalf of such person shall be filed with the statement.

§ 240.13e–1 Purchase of securities by issuer thereof.

When a person other than the issuer makes a tender offer for, or request or invitation for tenders of, any class of equity securities of an issuer subject to section 13(e) of the Act, and such person has filed a statement with the Commission pursuant to § 240.14d–1 and the issuer has received notice thereof, such issuer shall not thereafter, during the period such tender offer, request or invitation continues, purchase any equity securities of which it is the issuer unless:

(a) The issuer has filed with the Commission a statement containing the information specified below with respect to proposed purchases:

(1) The title and amount of securities to be purchased, the names of the persons or classes of persons from whom, and the market in which, the securities are to be purchased, including the name of any exchange on which the purchase is to be made;

(2) The purpose for which the purchase is to be made and whether the securities are to be retired, held in the treasury of the issuer or otherwise disposed of, indicating such disposition; and

(3) The source and amount of funds or other consideration used or to be used in making the purchases, and if any part of the purchase price or proposed purchase price is represented by funds or other consideration borrowed or otherwise obtained for the purpose of acquiring, holding, or trading the securities, a description of the transaction and the names of the parties thereto.

(b) The issuer has at any time within the past 6 months sent or given to its equity security holders the substance of the information contained in the statement required by paragraph (a) of this section.

Provided, however, That any issuer making such purchases which commenced prior to July 30, 1968, shall, if such purchases continue after such date, comply with the provisions of this section on or before August 12, 1968.

REGULATION 14D

§ 240.14d–1 Filing of Schedule 13D.

(a) No person, directly or indirectly, by use of the mails or by any means or instrumentality of interstate commerce or of any facility of a national securities exchange or otherwise, shall make a tender offer for, or a request or invitation for tenders of, any class of any equity security which is registered pursuant to section 12 of the Act, or any equity security issued by a closed-end investment company registered under the Investment Company Act of 1940, if, after consummation thereof, such person would directly or indirectly, be the beneficial owner of more than 10 per centum of such class, unless, at the time copies of the offer or request or invitation are first published or sent or given to security holders, such person has filed with the Commission a statement containing the information and exhibits required by Schedule 13D: *Provided, however,* That any person making a tender offer for or a request or invitation for tenders which commenced prior to July 30, 1968 shall, if such offer, request or invitation continues after such date, file the statement required by this section on or before August 12, 1968.

(b) If any material change occurs in the facts set forth in the statement required by paragraph (a) of this section, the person who filed such statement shall promptly file with the Commission an amendment disclosing such change.

(c) All requests or invitations for tenders or advertisements making a tender offer or requesting or inviting tenders shall contain the name of the persons making such requests, invitations, or advertisements and the information required by Items 2 (a), (c), and (e), 3, 4, 5, and 6 of Schedule 13D, or a fair and adequate summary thereof, and shall be filed with the Commission as part of the statement required by paragraph (a) of this section.

(d) Any additional material soliciting or requesting such tender offers subsequent to the initial solicitation or request shall contain the name of the persons making such solicitation or request and the information required by Items 2 (a), (c), and (e), 3, 4, 5, and 6 of Schedule 13D, or a fair and adequate summary thereof: *Provided, however,* That such material may omit any of such information previously furnished to the persons solicited or requested for tender offers. Copies of such additional material soliciting or requesting such tender offers shall be filed with the Commission not later than the time copies of such material are first published or sent or given to security holders.

§ 240.14d–4 Filing of Schedule 14D.

(a) No solicitation or recommendation to the holders of a security to accept or reject a tender offer or request or invitation for tenders subject to section 14(d) of the Act shall be made unless, at the time copies of the solicitation or recommendation are first published or sent or given to holders of the security, the person making such solicitation or recommendation has filed with the Commission a statement containing the information specified by Schedule 14D: *Provided, however,* That this section shall not apply to (1) a person required by § 240.14d–1(a) to file a statement, or (2) a person, other than the issuer or the management of the issuer, who makes no written solicitations or recommendations other than solicitations or recommendations copies of which have been filed with the Commission pursuant to this section or § 240.14d–1: *And, provided further,* That any person making a solicitation or recommendation to the holders of a security to accept or reject a tender offer or request or invitation for tenders which solicitation or recommendation commenced prior to July 30, 1968 shall, if such solicitation or recommendation continues after such date, file the statement required by this section on or before August 12, 1968.

(b) If any material change occurs in the facts set forth in the statement required by paragraph (a) of this section, the person who filed such statement shall promptly file with the Commission an amendment disclosing such change.

(c) Any written solicitation or recommendation to the holders of a security to accept or reject a tender offer or request or invitation for tenders subject to section 14(d) of the Act shall include the name of the person making such solicitation or recommendation and the information required by Items 1(b), 2(b) of Schedule 14D or a fair and adequate summary thereof: *Provided, however,* That such written solicitation or recommendation may omit any of such information previously furnished to the persons to whom the solicitation or recommendation is made.

§ 240.14d–101 Schedule 14D.

Item 1. Security and Issuer.

(a) State the title of the class of equity securities to which this statement relates and the name and address of the issuer of such securities.

(b) Identify the tender offer or request or invitation for tenders to which this statement relates and state the reasons for the solicitation or recommendation to security holders to accept or reject such tender offer, request, or invitation for tenders.

Item 2. Identity and Background.

(a) State the name and business address of the person filing this statement.

(b) Describe any arrangement or understanding in regard to the solicitation with (i) the issuer or the management of the issuer or (ii) the maker of the tender offer or request or invitation for tender of securities of the class to which this statement relates.

Item 3. Persons Retained, Employed, or To Be Compensated.

Identify any person or class or persons employed, retained or to be compensated, by the person filing this Schedule 14D, or by any person on his behalf, to make solicitations or recommendations to security holders and describe briefly the terms of such employment, retainer or arrangement for compensation.

Item 4. Material To Be Filed as Exhibits.

Copies of all solicitations or recommendations to accept or to reject a tender offer or request or invitation for tenders of the securities specified in Item 1 shall be filed as an exhibit.

Signature.

I certify that to the best of my knowledge and belief the information set forth in this statement is true, complete and correct.

---------- ----------
(Date) (Signature)

If the statement is signed on behalf of a person by an authorized representative, evidence of the representative's authority to sign on behalf of such person shall be filed with the statement.

§ 240.14f–1 Change in majority of directors.

If, pursuant to any arrangement or understanding with the person or persons acquiring securities in a transaction subject to sections 13(d) or 14(d) of the Act, any persons are to be elected or designated as directors of the issuer, otherwise than at a meeting of security

holders, and the persons so elected or designated will constitute a majority of the directors of the issuer, then, not less than 10 days prior to the date any such person take office as a director, or such shorter period prior to that date as the Commission may authorize upon a showing of good cause therefor, the issuer shall file with the Commission and transmit to all holders of record of securities of the issuer who would be entitled to vote at a meeting for election of directors, information substantially equivalent to the information which would be required by Items 5 (a), (d), (e), and (f), 6, and 7 of Schedule 14A of Regulation 14A to be transmitted if such person or persons were nominees for election as directors at a meeting of such security holders.

[F.R. Doc. 68-9347; Filed, Aug. 1, 1968; 9:40 a.m.]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter V—Federal Water Pollution Control Administration, Department of the Interior

PART 607—FILING OF REPORTS WITH SECRETARY OF THE INTERIOR BY PERSONS WHOSE ALLEGED ACTIVITIES RESULT IN DISCHARGES CAUSING OR CONTRIBUTING TO WATER POLLUTION

On February 22, 1968, notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 3283) which set forth the text of regulations, proposed to be adopted as Part 607, establishing the procedure for filing of requested or required reports with the Secretary of the Interior by persons whose alleged activities result in discharges causing or contributing to water pollution.

Pursuant to the above notice, a number of comments have been received from interested persons, and due consideration has been given to all relevant matter presented. In light of the preceding, a number of revisions have been made in the rules as proposed.

In accordance with the statement in the notice of proposed rule making, Part 607, as set forth below, is hereby adopted effective on publication.

Sec.
607.1 Applicability.
607.2 Definitions.
607.3 Initiation of request for report.
607.4 Service.
607.5 Report; form and content, time for submission.
607.6 Protection of trade secrets; confidential information.
607.7 Penalties.

AUTHORITY: The provisions of this Part 607 issued under section 10(k) of the Federal Water Pollution Control Act, as amended (80 Stat. 1250; 33 U.S.C. 466g(k)) and section 12(a) of the act, as amended (75 Stat. 204; 33 U.S.C. 466i(a)).

§ 607.1 Applicability.

The provisions of this part apply to reports requested or required by the Secretary of the Interior to be filed with him by any person whose alleged activities result in discharges causing or contributing to water pollution. The Secretary is authorized to request such reports to be filed at the request of a majority of the conferees in any conference and to require such reports in connection with any hearing called under section 10 of the Federal Water Pollution Control Act, as amended. (80 Stat. 1250; 33 U.S.C. 466g (f) (2), (3), and (4), and (k).)

§ 607.2 Definitions.

(a) "Act" means the Federal Water Pollution Control Act, as amended (33 U.S.C. 466 et seq.).

(b) "Department" means the Department of the Interior.

(c) "Secretary" means the Secretary of the Interior.

(d) The definitions of terms contained in sections 10 and 13 of the act shall be applicable to such terms as used in this part unless the context otherwise requires.

§ 607.3 Initiation of request for report.

(a) The Secretary of the Interior at the request of a majority of the conferees in any conference may request, or in connection with any public hearing called under section 10 of the Federal Water Pollution Control Act, as amended, may require any person whose alleged activities result in discharges causing or contributing to water pollution of the subject waters of such conference or public hearing to file with him a report as to the character, kind and quantity of such discharges and the use of facilities or other means to prevent or reduce such discharges by the person filing such report.

(b) When the Secretary finds that the conditions precedent to the requesting or requiring of such report or reports have been met he may request or require in writing the submission to him of such report in the time, form and content as herein provided.

(c) The request for or requirement of such report shall be served on any person whose alleged activities result in discharges causing or contributing to the pollution of waters in the matter of which the conference or the public hearing has been called.

§ 607.4 Service.

The written request for or requirement of such report may be served by mailing a copy thereof to the person whose alleged activities result in discharges causing or contributing to the pollution of waters subject to the conference or to the public hearing, or in the case of a corporation, partnership, association, State, municipality, other political subdivision of a State, upon an authorized representative thereof at his residence, office or place of business as ascertained by the Secretary.

§ 607.5 Report; form and content, time for submission.

(a) No particular form for such reporting will be required unless specified within the written request for or requirement of such report.

(b) Such report shall detail, based on existing data, and covering such period as the Secretary may direct, all pertinent and useful information as to the character, kind and quantity of the discharges, treated, or untreated, alleged to be causing or contributing to the pollution of the waters. The reported data shall identify the causes and sources of the alleged pollutional discharges and shall include but not be limited to applicable information as to the physical, chemical, or biological properties of any liquid, gaseous, solid, radioactive, or other substance composing the discharges in whole or in part. Thermal characteristics of the discharges and the level of heat in flow shall be included in the reported data. Where available in existing data, twenty-four (24) hour daily average quantities of discharges, in whole and of separate individual component substances shall be stated either in units of pounds per day or, as measurable in concentration, in milligrams per liter. Peak hourly discharge quantities, in whole, in combination, or of separate individual component substances, which exceed such twenty-four (24) hour daily average by twenty (20) percent or more shall be noted.

(c) Facilities or other means used to prevent or reduce such discharges shall be reported and described in sufficient detail, including pertinent plans and specifications, to permit a technical judgment of the present and future effectiveness of such facilities or other means, together with any specific data the Secretary may reasonably consider necessary and useful. Plans for future improvement of existing facilities or other means or for the installation of new facilities or other means may be included, together with a projected timetable for their planning and installation, at the option of the respondent.

(d) Five (5) copies of the report shall be furnished. It shall be directed to the Secretary, be dated, clearly identify the subject matter of the report, bear the name, address and telephone number of the reporting person and shall be signed by such person, or in the case of a corporation, municipality or other political subdivision, by a duly authorized officer thereof. The report shall be clearly typed, printed, or duplicated and shall be securely stapled or otherwise fastened. Each page shall be numbered and in proper sequence. Any exhibits shall be included in or securely attached to the report.

(e) Such reports shall be filed with the Secretary within such time as specified in his written request or requirement which shall not be less than thirty (30) days from the date of the request or requirement unless the Secretary finds that an emergency exists requiring the report to be furnished in a shorter time,

or unless an extension for good cause shown is requested of and granted by the Secretary in writing.

§ 607.6 Protection of trade secrets; confidential information.

No person shall be required in such report to divulge trade secrets or secret processes and all information reported shall be considered confidential for the purposes of section 1905 of title 18 of the United States Code which provides:

Whoever, being an officer or employee of the United States or of any department or agency thereof, publishes, divulges, discloses, or makes known in any manner or to any extent not authorized by law any information coming to him in the course of his employment or official duties or by reason of any examination or investigation made by, or return, report or record made to or filed with, such department or agency or officer or employee thereof, which information concerns or relates to the trade secrets, processes, operations, style of work, or apparatus, or to the identity, confidential statistical data, amount or source of any income, profits, losses, or expenditures of any person, firm, partnership, corporation, or association; or permits any income return or copy thereof of any book containing any abstract or particulars thereof to be seen or examined by any persons except as provided by law; shall be fined not more than $1,000, or imprisoned not more than 1 year, or both; and shall be removed from office or employment. June 25, 1948, c. 645, 62 Stat. 791.

§ 607.7 Penalties.

(a) If any person fails to file a report required by the Secretary in connection with any public hearing within the time set for the filing of such report and such failure shall continue for thirty (30) days after written notice of such default given by the Secretary to such persons by registered or certified mail at his last known address, such person shall forfeit to the United States the sum of $100 for each and every day of continued default following immediately upon the expiration of the thirtieth (30th) day after the Secretary has given written notice; such forfeiture to be paid into the Treasury of the United States.

(b) If any person, having agreed to submit a report to any conference, fails to file a report requested by the Secretary in response to a request of a majority of the conferees in such conference within the time set for the filing of such report and such failure shall continue for thirty (30) days after written notice of such default given by the Secretary to such person by registered or certified mail at his last known address, the Secretary shall forthwith report such failure to the conferees.

(c) A majority of the conferees of said conference may order such person to be subject to a forfeiture of $100 for each and every day of continued default following immediately upon the expiration of the thirtieth (30th) day after the Secretary has given written notice; such forfeiture to be paid into the Treasury of the United States.

(d) Such forfeitures, without demand or further notice, may be recovered in a civil suit in the name of the United States brought in the district in which such person has his principal office or in which he does business.

(e) The Secretary may, upon timely application therefor, remit or mitigate any forfeiture and he shall have authority to determine the facts upon all such applications.

Dated: July 26, 1968.

STEWART L. UDALL,
Secretary of the Interior.

[F.R. Doc. 68-9230; Filed, Aug. 1, 1968; 8:45 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 68-191]

PART 12—SPECIAL CLASSES OF MERCHANDISE

Hazardous Substances

Section 1273, title 15, United States Code, prohibits the importation of certain hazardous substances found by the Secretary of Health, Education, and Welfare, to be misbranded hazardous substances or banned hazardous substances. The following amendments are made to conform provisions of the Customs Regulations to amended and revised regulations of the Food and Drug Administration, Department of Health, Education, and Welfare (21 CFR 191.1–191.272), made pursuant to the Federal Hazardous Substances Act, as amended (15 U.S.C. 1261–1273).

1. The centerhead preceding § 12.1 and § 12.1 are amended to read as follows:

FOOD, DRUGS, AND COSMETICS, ECONOMIC POISONS, HAZARDOUS SUBSTANCES, AND DANGEROUS CAUSTIC OR CORROSIVE SUBSTANCES

§ 12.1 Cooperation with certain agencies; joint regulations.

(a) *Federal Food, Drug, and Cosmetic Act.* The importation into the United States of food, drugs, devices, and cosmetics as defined in section 201 (f), (g), (h), and (i) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321 (f), (g), (h), (i)) is governed by section 801 of the Act, as amended (21 U.S.C. 381) and regulations issued under authority of section 701(b) of the Act (21 U.S.C. 371(b)) by the Secretary of Health, Education, and Welfare, and the Secretary of the Treasury (21 CFR 1.315–1.322).

(b) *Federal Insecticide, Fungicide, and Rodenticide Act.* The importation of insecticides and certain economic poisons and devices is governed by section 10 of the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 135h) and regulations issued under authority of section 6b of the Act (7 U.S.C. 135d(b)) by the Secretary of Agriculture and the Secretary of the Treasury (7 CFR 362.30–362.36).

(c) *Federal Hazardous Substances Act.* The importation of hazardous substances, misbranded hazardous substances, or banned hazardous substances as defined in section 2 of the Federal Hazardous Substances Act, as amended (15 U.S.C. 1261) is governed by regulations issued under the authority of sections 10(b) and 14 of said Act, as amended (15 U.S.C. 1296, 1273), by the Secretary of Health, Education, and Welfare and the Secretary of the Treasury (21 CFR 191.265–191.272).

(d) *Federal Caustic Poison Act.* The importation of certain dangerous caustic or corrosive substances as defined in section 2(a) of the Federal Caustic Poison Act (15 U.S.C. 402(a)) is governed by section 5 of the Federal Caustic Poison Act (15 U.S.C. 405) and regulations prescribed by the Food and Drug Administration, Department of Health, Education, and Welfare (21 CFR 285.20–285.32) under authority of section 9 of the Act (15 U.S.C. 409).

2. Section 12.3 is amended to read:

§ 12.3 Release under bond.

No food, drug, device, cosmetic, hazardous substance, economic poison or device, or dangerous caustic or corrosive substance, the subject of § 12.1, shall be released except in accordance with the laws and regulations applicable thereto. Where any such merchandise is to be released under bond pursuant to regulations applicable thereto, a bond on customs Form 7551, 7553, or other appropriate form containing a condition for the return of the merchandise, or any part thereof, to customs custody upon demand at any time of the district director of customs shall be required.

3. Section 12.4 is amended to read:

§ 12.4 Exportation.

The exportation of merchandise, the subject of § 12.1, refused admission into the United States in accordance with regulations applicable thereto shall be under customs supervision in accordance with the regulations set forth in §§ 18.25 and 18.26 of this chapter.

4. Section 12.5 is amended to read:

§ 12.5 Shipment to other ports.

When imported merchandise, the subject of § 12.1, is shipped to another port for reconditioning or exportation, such shipment shall be under a customs carrier's manifest, customs Form 7512, in the same manner as shipments in bond.

5. Paragraph (a) of § 12.6 is amended to read:

§ 12.6 Suspension of liquidation.

(a) The liquidation of each entry covering merchandise, the subject of § 12.1 shall be suspended until it is determined whether admission of the merchandise into the United States is permitted under the law.

* * * * *

6. Footnotes 1, 2, 3, 4, and 5 to Part 12 are deleted.

(80 Stat. 379, R.S. 251; 5 U.S.C. 301, 19 U.S.C. 66)

Effective date. These amendments shall be effective on publication in the FEDERAL REGISTER.

[SEAL] EDWIN F. RAINS,
Acting Commissioner of Customs.

Approved: July 24, 1968.

JOSEPH M. BOWMAN,
Assistant Secretary of the Treasury.

[F.R. Doc. 68-9276; Filed, Aug. 1, 1968; 8:49 a.m.]

Title 22—FOREIGN RELATIONS

Chapter I—Department of State

SUBCHAPTER M—INTERNATIONAL TRAFFIC IN ARMS

[Departmental Reg. 108.593]

PART 121—ARMS, AMMUNITION, AND IMPLEMENTS OF WAR

PART 122—REGISTRATION

PART 123—LICENSING CONTROLS

PART 125—TECHNICAL DATA

Miscellaneous Amendments

Parts 121, 122, 123, and 125 of Title 22 of the Code of Federal Regulations are amended as set forth below:

1. In Part 121, § 121.13(b) is revised to read as follows:

§ 121.13 Aircraft and related articles.

* * * * *

(b) Regardless of demilitarization, all aircraft bearing an original military designation are included in Category VIII of the U.S. Munitions List, except the following aircraft which have not been specifically equipped or modified for military operations:

(1) Cargo aircraft bearing "C" designations C–45 through C–118 inclusive, and C–121;

(2) Trainer aircraft bearing "T" designations and using reciprocating engines only;

(3) Utility aircraft bearing "U" designations and using reciprocating engines only;

(4) All liaison aircraft bearing an "L" designation.

2. In Part 122, §§ 122.02(b) and 122.03 are revised, and § 122.02(c) is added, reading as follows:

§ 122.02 Application for registration.

* * * * *

(b) Applicants may be registered for periods of from 1 to 5 years at a time upon payment of a fee of $75 per year at the option of the registrant.

(c) A registrant who fails to renew his registration for any number of years between the time his registration expires and the time he seeks to re-register may be liable to pay registration fees for each year in which he was not registered.

§ 122.03 Refund of fee.

When a multiple-year registration fee is paid, a request for refund for whole future years will be honored only if the registrant ceases to be a manufacturer, exporter, or importer of Munitions List articles.

3. In Part 123, §§ 123.53, 123.61, and 123.64 are revised to read as follows:

§ 123.53 Arms for personal use of members of Armed Forces.

The following exemptions apply to uniformed personnel of the U.S. Armed Forces or U.S. civilian personnel (both referred to as "personnel") employed by those forces who are assigned abroad for extended duty. These exemptions do not apply to the family members of such personnel. Personnel may take the exemption in either § 123.52 or § 123.53 for themselves, but not both. Adult members 18 years or older (as defined by the Department of Defense) of families of such personnel may, however, take advantage of the exemption in § 123.52 without prejudice to the exemptions provided for the personnel.

(a) *War trophies and war souvenirs.* District directors of customs are authorized to permit personnel employed by those forces to ship or bring (but not mail) into the United States, without license, nonautomatic firearms, upon presentation of written authorization from their commanding officer, which authorization shall include a certification that such firearms are bona fide war trophies or war souvenirs. (This exemption does not include parts or ammunition for war trophies and war souvenirs.)

(b) *Other firearms.* (1) Subject to the provisions of § 123.22, district directors of customs are authorized to permit Category I(a) firearms and parts for such weapons to leave (but not be mailed from) the United States without a license provided they are consigned to servicemen's clubs abroad or to individual members of the Armed Forces of the United States, and are accompanied by a written authorization from the commanding officer.

(2) District directors of customs are authorized to permit the same identical firearms and parts (as described in subparagraph (1) of this paragraph) to reenter (but not be mailed to) the United States without a license when the owner states they are being returned for his personal use and not for sale, and are accompanied by a written authorization from the commanding officer who certifies to their identity.

(3) Subject to the provisions of § 123.22, district directors of customs are authorized to permit, after declaration by the personnel and inspection by a customs officer, not more than three Category I(a) firearms and parts for such weapons to enter the United States without a license when the owner certifies that the firearms and parts are for his personal use, for sporting or scientific purposes, or for personal protection, and not for sale or disposal from his possession.

(c) *Ammunition.* Subject to the provisions of § 123.22, district directors of customs are authorized to permit not more than 1,000 cartridges (or rounds) of ammunition for the firearms in paragraph (b) of this section to enter the United States or depart therefrom without a license when the firearms are on the person of the owner or with his baggage or effects, whether accompanied or unaccompanied (but not mailed).

§ 123.61 Certain helium gas.

(a) No license shall be required for the importation of helium gas.

(b) Subject to the provisions of §§ 121.14 and 123.22, district directors of customs are authorized to permit the exportation, without a license, of miniature cylinders containing helium gas in fractional cubic foot quantities mixed with other gases, provided that the shipment does not exceed 10 cubic feet of "contained helium" to any consignee in any one shipment, and (1) the gas is intended for medical use or for the use of educational and research institutions and laboratories where such organizations have education and research as their primary purpose; (2) the gas is to be used by U.S. companies to repair or provide maintenance on equipment for which they have contractual responsibilities.

§ 123.64 Temporary exports.

A license for temporary export of articles on the Munitions List may be issued, usually for a period not to exceed 6 months, by the Department of State in lieu of export and import licenses when the applicant intends to export the articles temporarily and return them to the United States. The Department of State may require documentary evidence pertinent to the sojourn abroad of the articles, and may require execution of a bond before issuance of a temporary export license.

(a) Owners of articles on the Munitions List who intend to use or send such articles abroad for temporary periods and return them in the same condition to the United States must apply for a License for Temporary Export of Articles on the U.S. Munitions List on form DSP–73.

(b) If a license is issued, the license is forwarded to the applicant who is required to have the articles depart the United States where a customs officer is available. The license must be presented to a customs officer who, if he finds no discrepancy, endorses the exit column on the reverse of the license. The license is returned to the owner or bearer and is carried in company with the article as evidence that it has been authorized to leave the United States by the Department of State and Bureau of Customs, Department of Treasury.

(c) When the article is returned to the United States, the license must be endorsed in the entry column by a customs officer, and the license is returned to the owner or bearer. The owner is responsible to return the used license immediately to the Office of Munitions Control, Department of State.

(d) The Department may permit a series of temporary exports of the same Munitions List articles under a License

for Temporary Export. Full details must be given on form DSP–73 or in a covering letter. If a series of exports and imports is authorized, usually for a period not to exceed 6 months, the owner or person in whose custody the article is entrusted must have the license endorsed by customs upon each exit and reentry. On the final return, the owner is responsible to return the used license immediately to the Office of Munitions Control, Department of State.

(e) All unused licenses must be returned by the owner to the Office of Munitions Control not later than the expiration of the period of validity for which the license was issued.

(f) Owners are responsible for the acts of their employees and agents to whom the owner may, orally or in writing, delegate authority to operate, carry, or otherwise use a Munitions List article abroad. Similarly, owners are responsible for the acts of persons and companies to whom they may, orally or in writing, lease, give, or otherwise grant temporary custody of a Munitions List article for operation or other use abroad. By the same token, such persons and companies are equally responsible to comply with the regulations in this subchapter.

(g) Failure to return a used or unused License for Temporary Export (DSP–73) to the Office of Munitions Control shall constitute an offense subject to the provisions of Part 126 of this subchapter.

(h) Requests for extension of a License for Temporary Export must be submitted to the Department of State on a new application form (DSP–73) reflecting the port of departure stated on the original application, or if different therefrom, the actual port of departure.

4. In Part 125, § 125.30(a)(2) is revised to read as follows:

§ 125.30 General exemptions.

* * * * *

(a) * * *

(2) If it has been approved for public release by any department or agency having authority for the classification of information or material under Executive Order 10501, as amended, and does not disclose the details of design, production, or manufacture of an article on the U.S. Munitions List.

Effective date. These amendments are effective upon publication in the FEDERAL REGISTER.

(Sec. 414, as amended, 68 Stat. 848; 22 U.S.C. 1934; secs. 101 and 105, E.O. 10973, 3 CFR, 1959–1963 Comp.; sec. 6, Departmental Delegation of Authority No. 104, 26 F.R. 10608, as amended, 27 F.R. 9925, 28 F.R. 7231; Redelegation of Authority No. 104–3–A, 28 F.R. 7231)

Dated: July 23, 1968.

[SEAL] DEAN RUSK,
Secretary of State.

[F.R. Doc. 68–9275; Filed, Aug. 1, 1968; 8:49 a.m.]

Title 32—NATIONAL DEFENSE

Chapter VII—Department of the Air Force

SUBCHAPTER I—MILITARY PERSONNEL

MISCELLANEOUS AMENDMENTS TO SUBCHAPTER

Subchapter I of Chapter VII of Title 32 of the Code of Federal Regulations is amended as follows:

PART 882—DECORATIONS AND AWARDS

Subpart B—U.S. Military Decorations

1. Section 882.24 is amended by revising paragraphs (a) and (b)(1) to read as follows:

§ 882.24 Special entitlements.

(a) *Increase in retired pay.* Any Regular enlisted member of the Air Force retired under 10 U.S.C. 8914 credited with extraordinary heroism in the line of duty, is entitled to 10 percent increase in retired pay, provided the total retired pay does not exceed 75 percent. An enlisted man who has been awarded the Medal of Honor, Air Force Cross, or equivalent Army or Navy decorations, satisfies the requirement for extraordinary heroism for the purpose of this additional pay. The determination of the Secretary of the Air Force regarding such increases in pay is final for all lesser decorations, where extraordinary heroism was involved.

(b) *Medal of Honor recipients.* (1) Medal of Honor Roll: Upon written application to the Secretary of the Air Force, each living recipient of the Medal of Honor, who has served on active duty in the Armed Forces of the United States, may have his name entered on the Medal of Honor Roll, if the Medal of Honor was awarded for conspicuous gallantry and intrepidity at the risk of his life above and beyond the call of duty while so serving. Each person whose name is placed on the Roll is certified to the Veterans Administration as being entitled to receive a special pension of $100 per month for life, if he so desires, payable monthly by that agency. The payment of this special pension is in addition to, and does not deprive the pensioner of, any other pension, benefit, right, or privilege to which he is or may be thereafter entitled (38 U.S.C. 560–562). Necessary application is automatically furnished each Air Force recipient of the Medal of Honor by Hq USAF.

* * * * *

2. Section 882.26 is amended by revising paragraphs (c)(10) and (d)(1) and (4) and by adding a new paragraph (c)(11). These paragraphs now read as follows:

§ 882.26 Joint Service Commendation Medal (JSCM) (Department of Defense).

* * * * *

(c) * * *

(10) Jointly manned staffs with Allied Command Europe and Allied Command Atlantic, the NATO Military Committee and military agencies associated with the functions of the Military Committee; the Inter-American Defense Board, and the combined staffs of the North American Air Defense Command.

(11) Joint activities for which the Secretary of a Military Department has been designated as the executive agent for the Secretary of Defense.

(d) Awarded by: (1) The Assistant Secretary of Defense (Administration) for awards to military personnel assigned to the Office of the Secretary of Defense or to Joint Activities of the Department of Defense for which the Secretary of a Military Department has been designated as Executive Agent.

* * * * *

(4) Supreme Allied Commander, Europe (when of U. S. national origin), for awards to U.S. personnel assigned to Allied Command Europe, and Supreme Allied Commander, Atlantic (when of U.S. national origin) for awards to U.S. personnel assigned to Allied Command Atlantic; the U.S. Representative to the Military Committee, NATO, for award to U.S. personnel serving on the NATO Military Committee and in military agencies associated with the Military Committee; and the Commander-in-Chief, North American Air Defense Command (when of U.S. national origin).

* * * * *

Subpart E—U.S. Service Awards

3. Section 882.71 is amended by revising paragraph (b)(5)(v) to read as follows:

§ 882.71 Air Reserve Forces Meritorious Service Ribbon.

* * * * *

(b) *Requirement for award.* * * *

(5) *General.* * * *

(v) The ARFMSR may be awarded after an airman is called to active duty or after he is appointed a commissioned officer or warrant officer, if he had sufficient time accrued toward the award prior to the occurrence of either of these changes of status. Termination of enlisted Reserve status by enlistment in the regular component or by appointment as a commissioned officer or warrant officer cancels all accrued time of less than 4 years duration.

* * * * *

4. Section 882.77 is amended by revising the establishment of the National Defense Service Medal (12th award) to read as follows:

§ 882.77 Authority for U.S. Service awards.

* * * * *

National Defense Service Medal (NDSM).	E.O. 10448, Apr. 22, 1953, as amended by E.O. 11265, Jan. 11, 1966.

* * * * *

Subpart H—U.S. Unit Awards

5. Section 882.106 is amended by revision of paragraphs (b), (e)(2), and (f)(1) to read as follows:

§ 882.106 Air Force Outstanding Unit Award (AFOUA).

* * * * *

(b) *AFOUA Lapel Button.* The AFOUA Lapel Button is a civilian award exclusively for use in recognizing Air Force civilians who are assigned or attached to units awarded the AFOUA, and who contribute to the achievements of a cited unit on or after January 6, 1954 (when the AFOUA was established).

* * * * *

(e) *Component units sharing in the Air Force Outstanding Unit Award.* * * *

(2) The parent organization will consider its operationally detached units for the Air Force Outstanding Unit Award. Such units will not share in the award of the AFOUA to the host organization. This does not preclude the personnel concerned from sharing in the award of the AFOUA to the host organization on an individual basis.

* * * * *

(f) *Attached personnel sharing in the Air Force Outstanding Unit Award.* (1) Attached personnel (including temporary duty or permanent party) may be permanently entitled to the AFOUA ribbon on an individual basis if they directly contributed to the mission and accomplishments of the cited unit. Entitlement of such personnel, whether attached by verbal or written order, to wear the individual ribbon will be verified by the commander of the cited unit who will issue a letter confirming such entitlement. This letter will state the name of the individual, certify his entitlement, specify the designation of the cited unit to which the individual was attached, state the authority for the award (order number, date, and headquarters of issue), and indicate the inclusive dates of the award. The original of this letter will be filed in the individual's unit personnel records group and a copy provided the individual.

* * * * *

(Sec. 8012, 70A Stat. 488; 10 U.S.C. 8012, except as otherwise noted) [AFM 900-3B, Sept. 8, 1967]

PART 888b—ENLISTMENT IN THE AIR FORCE RESERVE

Subpart A—General

6. Section 888b.3 is amended by revising (a) (2) (ii) to read as follows:

§ 888b.3 Where and when a person may enlist.

(a) *Within the United States and U.S. possessions and territories.* * * *

(2) * * *

(ii) Other applicants not subject to induction may enlist or reenlist for assignment to Ready Reserve units or mobilization augmentation positions. Members assigned to RRPS or NARS may reenlist provided:

(*a*) The Reservist has earned a minimum of 15 points during his last retention year.

(*b*) The commander having custody of the Reservist's Field Personnel Records contacts the person or gives him a letter of notification or authority to reenlist and the airman is discharged and reenlisted within 90 days before the AFRes enlistment would normally expire.

* * * * *

Subpart B—Enlistment and Grades

7. Section 888b.5 is amended by revising the sixth sentence of the introductory text of paragraph (c) (2) to read as follows:

§ 888b.5 How to determine applicants' grade.

* * * * *

(c) *Prior service applicants whose date of discharge was beyond the 24-month limitation.* * * *

(2) * * * The Commanders of major commands are authorized to make final enlistment grade determinations for mobilization augmentees enlisting within their commands. * * *

* * * * *

8. Section 888b.8 is amended by revising (*1*) and (2) and deleting (3) of paragraph (d) (5) (i) (*b*).

§ 888b.8 Enlisting selected Reserve officers (including warrant officers) for appointment to the Air Force or Military Academies.

* * * * *

(d) * * *

(5) * * *

(i) DD Form 4: * * *

(*b*) Exceptions: * * *

(*1*) If the applicant meets the requirements of subparagraph (1) of this paragraph, the following entry will be placed in Item 48 and the enlistee will initial the entry: "This airman has been selected for appointment to the USAF (or Military) Academy."

(*2*) Physical and mental testing will not be required, and Items 25 and 44 will be left blank.

(*3*) [Deleted]

* * * * *

Subpart C—Qualifications

9. Section 888b.9 is amended by revising the first sentence of paragraph (b) to read as follows:

§ 888b.9 Age requirements.

* * * * *

(b) *Women.* A woman may be enlisted if she is 18 to 54 years of age, inclusive: *Provided,* That her age at time of enlistment is not greater than 27 years plus the length of her total military service. * * *

* * * * *

10. Section 888b.10 is amended by revising paragraph (a) to read as follows:

§ 888b.10 Citizenship requirements.

(a) Applicant must be a citizen of the United States or possess a valid Department of Justice Form I–151, "Immigration and Naturalization Service Alien Registration Receipt Card," as evidence of lawful entry into the United States for permanent residence. Reproduction of the form in any manner is prohibited.

* * * * *

Subpart D—Who Is Ineligible

11. Section 888b.34 is amended by revising paragraph (a) to read as follows:

§ 888b.34 Male applicants with dependents.

(a) *Without prior service.* A man without prior service who has more than one dependent will not be enlisted except for the AFROTC program or other course of instruction leading to a commission.

* * * * *

(Sec. 8012, 70A Stat. 488; 10 U.S.C. 8012) [AFR 45-47, Change 1, Dec. 8, 1967]

PART 888c—CAREER RESERVE STATUS FOR RESERVE OFFICERS AND ACTIVE DUTY SERVICE COMMITMENTS FOR OFFICERS AND WARRANT OFFICERS

Subpart A—General

12. Section 888c.3 is amended by revising paragraph (a) to read as follows:

§ 888c.3 Definitions.

(a) *Active duty service commitment.* A period of active military service which an officer must serve as a result of PCS movement; Government-sponsored training; appointment in the Regular Air Force; or acceptance of promotion to the active duty grade of CWO W–3, CWO W–4, major, lieutenant colonel, or colonel, or as required by other Air Force directives. Service commitments are acquired on active duty or EAD after commissioning.

* * * * *

Subpart C—Active Duty Service Commitments

13. Section 888c.12 is revised to read as follows:

§ 888c.12 Reference tables.

Active duty service commitments incurred as a result of Air Force-sponsored training or active duty promotion to the grade of CWO W–3, CWO W–4, major, lieutenant colonel, or colonel are contained in the following sections:

(a) *Section 888c.13.* Active Duty Service Commitment from Operation Bootstrap, Service Schools, and Technical Training.

(b) *Section 888c.14.* Active Duty Service Commitment from Flying Training.

(c) *Section 888c.15.* Active Duty Service Commitment for Physicians and Dentists.

(d) *Section 888c.16.* Active Duty Service Commitment when Eliminated from Training.

(e) *Section 888c.16a.* Active Duty Service Commitment from Promotion.

14. Section 888c.13 is amended by revising Rule 1, Column A; and Note 7.

§ 888c.13 **Active duty service commitment for Operation Bootstrap, service schools, and technical training.**

Rule	A If type training is—	* * *
	* * *	* * *
1	Operation Bootstrap—TDY Programs (AFM 213-1) (Operation and Administration of the Air Force Education Service Program).	* * *
	* * * * *	

NOTES: * * *
7. Formalized by USAF/NASA Memoranda Agreement, July 16, 1965, and October 5, 1967.
* * * *

15. Section 888c.14 is amended by revising Note 5(g) and adding Note 5(i). These notes now read as follows:

§ 888c.14 **Active duty service commitment for flying.**

* * * * *

NOTES: * * *
5. * * *
(g) T-28, except for officers who attend IP training conducted by ATC who will accrue commitments based on Rule 2.

* * * * *

(i) A-26

16. Section 888c.16 is amended by revising Rule 4, Column A.

§ 888c.16 **Active duty service commitment when eliminated from training.**

Rule	A If member is eliminated—	* * *
* * *	* * *	* * *
4	From postgraduate or professional education and training (for physicians and dentists only).	* * *
	* * * * *	

NOTE: * * *

17. A new § 888c.16a is added:

§ 888c.16a **Active duty service commitment from promotion.**

Rule	A If promotion date is—	B To the active duty grade of—	C Then service commitment is—
1	Before July 1, 1967.	CWO W-3, CWO W-4, lieutenant colonel, or colonel.	None (see § 888c.19a(a)).
2	On/after July 1, 1967.	CWO W-3, CWO W-4, major, lieutenant colonel, or colonel.	2 years (note).

NOTES: Active duty service commitment commences on effective date of promotion, at which time UOR will be updated. This does not apply to officers serving on active duty under 10 U.S.C. 265, 8033, and 8496, and 32 U.S.C. 708. The consecutive feature of rule 1, column C, and rule 5, column D, § 888c.13, is not applied in conjunction with this commitment.

18. New §§ 888c.19a and 888c.19b are added as follows:

§ 888c.19a **After acceptance of promotion.**

(a) Officers in categories of Rule 1, § 888c.16a, are required to serve a minimum of 2 years active duty as a condition precedent to voluntary retirement. Exception: Officers promoted prior to March 1, 1967, who were entitled to retire in a permanent Reserve grade equal to or higher than their temporary grade are exempt from this provision.

(b) Officers in categories of Rule 2, § 888c.16a, acquire a 2-year active duty service commitment. Reserve officers in a noncareer status who have a DOS which will occur prior to fulfillment of the commitment from promotion must sign a SPTC (AFR 36-94) to insure the separation date is concurrent with fulfillment of commitment.

§ 888c.19b **After appointment in the Regular Air Force.**

(a) FY 67 Regular Air Force Appointment Program and before:

(1) Regular officers appointed from Reserve commissioned status—4 years of continuous active commissioned service, including 1 year after appointment as a Regular Air Force officer.

(2) Regular officers appointed upon graduation from a service academy or the AFROTC program, and civilian or non-EAD Reserve dentists appointed upon entry on active duty—4 years of active service after appointment as a Regular Air Force officer.

(3) Regular commissioned officers appointed upon graduation from a service academy before 1962, who did not possess current aeronautical ratings at the time of entry into active military service—3 years of active service after appointment as a Regular Air Force officer.

(b) FY 68 Regular Air Force Appointment Program and thereafter:

(1) Regular officers appointed from Reserve commissioned status 5 years of continuous active commissioned service, including a 1-year active duty service commitment after appointment as a Regular Air Force officer.

(2) Regular officers appointed upon graduation from a service academy or the AFROTC program, and civilian or non-EAD Reserve dentists appointed upon entry on active duty—5 years of active service after appointment as a Regular Air Force officer.

(Sec. 8012, 70A Stat. 488; 10 U.S.A. 8012, except as otherwise noted) [AFR 36-51, Change 2, dated Dec. 15, 1967]

By order of the Secretary of the Air Force.

ALEXANDER J. PALENSCAR, Jr.,
Colonel, U.S. Air Force, Chief, Special Activities Group, Office of The Judge Advocate General.

[F.R. Doc. 68-9224; Filed, Aug. 1, 1968; 8:45 a.m.]

Title 44—PUBLIC PROPERTY AND WORKS

Chapter IV—Business and Defense Services Administration, Department of Commerce

[Foreign Excess Property Order No. 1]

PART 401—FOREIGN EXCESS PROPERTY

General Determination No. 1 (Revised)

On May 23, 1968, there was published in the FEDERAL REGISTER (33 F.R. 7630) a proposal to revise General Determination No. 1 of Foreign Excess Property Order No. 1 (44 CFR Part 401 et seq.). Said notice provided for the submission of views or arguments in writing to the Foreign Excess Property Officer of the Department of Commerce within 20 days following the day of publication of the notice. Views and arguments have been received in writing and modifications have been made in the text of the proposed amendment in order to avoid delays in the entry of items covered by General Determination No. 1, Revised.

Pursuant to the above and in accordance with the provisions of 5 U.S.C. 553, General Determination No. 1 is hereby revised to read as follows:

General Determination No. 1 Revised. Importation of foreign excess property consisting of the following listed items would relieve domestic shortages and otherwise be beneficial to the economy of this country. Consequently, and in accordance with § 401.5, General determinations of shortage or benefit, of Foreign Excess Property Order No. 1, foreign excess property specified in (a), (b), (c), and (d) below may be imported into the United States, unless otherwise prohibited by law, subject to the conditions of this General Determination.

(a) *Pneumatic tires and inner tubes.* (1) All used pneumatic tires and inner tubes, except 14-inch rim diameter passenger car tires and inner tubes.

(2) All unused airplane tires and inner tubes.

(3) All other unused pneumatic tires and inner tubes, except 14-inch rim diameter passenger car tires and inner tubes, that are overage or which by virtue of handling or exposure have deteriorated so that they are fit only for limited service application. Deterioration of the tires must be evidenced by either (i) branding with the letters "N.F.C." (Not First Class) in one inch (1") block type

on each sidewall of each tire so as to be clearly visible above the bead area, or (ii) buffing the tires so as to remove from each sidewall thereof the name of the manufacturer and trade name(s). Deterioration of the inner tubes must be evidenced by the stamping thereon in one inch block type with indelible ink, the letters "N.F.C." (Not First Class).

(b) *Used compressed gas cylinders.* All used compressed gas cylinders, both high pressure and low pressure intended but not limited for use of such gases as oxygen, acetylene, nitrogen, and hydrogen.

(c) *Military motor vehicles.* All used military motor vehicles over ½-ton rated capacity including: General purpose types such as bomb service, cargo, carryall, chassis, dump, panel, pickup, platform, prime mover, stake; special purpose types such as shop van, medical van, laboratory, fluid tank, wrecker and ambulance, and all tactical vehicles.

(d) *Used parts for military motor vehicles.* All used parts for military motor vehicles including but not limited to those listed in (c) above.

Any of the property described above may be entered into the economy of the United States on presentation of the original FEP Import Authorization to the District Director of Customs for his endorsement at the time of entry: *Provided,* (i) The requirements, if any, stated in (a) through (d) above are complied with to the satisfaction of the District Director of Customs at the port of entry, and (ii) the entry document, Customs Form 7501 carries the statement, "The foreign excess property described hereon is being entered into the United States under the provisions of General Determination No. 1, Revised, of FEP Order No. 1, United States Department of Commerce."

Nothing in General Determination No. 1, Revised, shall be construed to exempt the importer from presentation of such other entry documents or conforming with any procedures required by the Bureau of Customs.

General Determination No. 1, Revised, is effective upon publication in the FEDERAL REGISTER.

In order to conform FEP Order No. 1 (44 CFR Part 401 et seq.) with General Determination No. 1, Revised, the following amendments to the Order are necessary. The rule making requirements of 5 U.S.C. 553 are not applicable to these amendments, therefore, they are effective upon publication in the FEDERAL REGISTER:

1. Paragraph (b) of § 401.5, *General determinations of shortage or benefit,* of FEP Order No. 1 (44 CFR 401.5) is amended to read as follows:

§ 401.5 General determinations of shortage or benefit.

* * * * *

(b) Upon publication in the FEDERAL REGISTER of a General Determination that the importation of particular kinds of foreign excess property would relieve a domestic shortage or would otherwise be beneficial to the economy of this country, and until such General Determination is withdrawn by notice of withdrawal published in the FEDERAL REGISTER, the Foreign Excess Property Officer (FEPO) will issue FEP Import Authorizations for such property upon the receipt of applications for FEP Import Determination provided (1) each such application is complete in all material respects as prescribed in the instructions contained on Form FEPF–1 and in FEP Order No. 1; (2) the following statement is entered in Part I, Box 8 of Form FEPF–1 in lieu of the information called for in the heading thereof:

This application is filed in accordance with the provisions of General Determination No. 1, Revised.

and (3) proof of ownership of the property is attached to the application.

* * * * *

§ 401.11 [Amended]

2. Section 401.11, *Applications,* of FEP Order No. 1 (44 CFR 401.11) is amended by deleting the following from the first sentence thereof: "§ 401.5".

(63 Stat. 398; 40 U.S.C. 512)

BUSINESS AND DEFENSE SERVICES ADMINISTRATION,
RODNEY L. BORUM,
Administrator.

[F.R. Doc. 68–9262; Filed, Aug. 1, 1968; 8:47 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in the Feed and Drinking Water of Animals or for the Treatment of Food-Producing Animals

AMPROLIUM

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by Merck Sharp & Dohme Research Laboratories, Division of Merck & Co., Inc., Rahway, N.J. 07065, and other relevant material, has concluded that the food additive regulations should be amended to provide for the safe use of amprolium in the feed of replacement chickens where development of active immunity to coccidiosis is not desired. Also, the regulation for amprolium and ethopabate is clarified by adding thereto a limitation that such feeds are not to be fed to laying chickens.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under the authority delegated to the Commissioner (21 CFR 2.120), Part 121 is amended in Subpart C in the following respects:

1. Section 121.210(c) is amended in table 1 by revising items 2.1, 2.2, 2.3, 2.4, 2.5, 2.8, and 2.9; subitems a, b, c, d, e, f, g, h, i, j, o, and p under item 2.9; subitems a, b, d, e, f, g, h, i, j, o, and p under item 3.3; and items 5.1 and 6.1 to read as follows:

§ 121.210 Amprolium.

* * * * *

(c) * * *

TABLE 1—AMPROLIUM IN COMPLETE CHICKEN AND TURKEY FEED

	Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
	* * *	* * *	* * *	* * *	* * *	* * *
2.1	Amprolium	113.5–227 (0.0125%–0.025%)			For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired.	Prevention of coccidiosis.
2.2	Amprolium	113.5–227 (0.0125%–0.025%)	Ethopabate	3.6 (0.0004%)	For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired; not for laying hens.	Do.
2.3	Amprolium	113.5–227 (0.0125%–0.025%)	Arsanilic acid	90 (0.01%)	For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired; as sole source of organic arsenic; withdraw 5 days before slaughter.	Prevention of coccidiosis; growth promotion and feed efficiency; improving pigmentation.
2.4	Amprolium	113.5–227 (0.0125%–0.025%)	Ethopabate + Arsanilic acid	3.6 (0.0004%) 90 (0.01%)	For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired; as sole source or organic arsenic; withdraw 5 days before slaughter; not for laying hens.	Do.

TABLE 1—AMPROLIUM IN COMPLETE CHICKEN AND TURKEY FEED—Continued

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
2.5 Amprolium	113.5–227 (0.0125%–.025%)	Dienestrol diacetate.	20.9 (0.0023%)	For broiler, fryer, and roaster chickens; withdraw 48 hours before slaughter; start treatment at 5 or 6 weeks of age; treat broiler and fryer chickens 4 to 6 weeks; treat roaster chickens 6 to 10 weeks; not for laying hens or breeding flocks.	Prevention of coccidiosis; promotion of fat distribution for tenderness and bloom.
* * *	* * *	* * *	* * *	* * *	* * *
2.8 Amprolium	113.5–227 (0.0125%–0.025%)	3-Nitro-4-hydroxyphenylarsonic acid.	22.7–45.4 (0.0025%–0.005%)	For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired; as sole source of organic arsenic; withdraw 5 days before slaughter.	Prevention of coccidiosis; growth promotion and feed efficiency; improving pigmentation.
2.9 Amprolium	113.5–227 (0.0125%–0.025%)	Ethopabate + 3-Nitro-4-hydroxyphenylarsonic acid.	3.6 (0.0004%) 22.7–45.4 (0.0025%–0.005%)	For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired; as sole source of organic arsenic; withdraw 5 days before slaughter; not for laying hens.	Do.
a. 2.1, 2.2, 2.3, 2.4, 2.5, or 2.6.	113.5–227	Penicillin	2.4–50	As procaine penicillin	Growth promotion and feed efficiency.
b. 2.1 or 2.2	113.5–227	Penicillin plus bacitracin.	3.6–50	Not less than 0.6 gm. of penicillin nor less than 3 gm. of bacitracin; as procaine penicillin plus bacitracin, bacitracin methylene disalicylate, manganese bacitracin, or zinc bacitracin.	Do.
c. 2.1, 2.2, 2.3, or 2.4.	113.5–227	Penicillin+streptomycin.	14.4–50	As procaine penicillin plus streptomycin sulfate; 14.4–50 gm. of combination containing 16.7% of penicillin.	Do.
d. 2.1 or 2.2	113.5–227	Streptomycin	30–50	As streptomycin sulfate	Do.
e. 2.1, 2.2, or 2.9	113.5–227	Bacitracin	4–50	As bacitracin, bacitracin methylene disalicylate, manganese bacitracin, or zinc bacitracin.	Do.
f. 2.1 or 2.2	113.5–227	Chlortetracycline	10–50	As chlortetracycline hydrochloride.	Do.
g. 2.1 or 2.2	113.5–227	Bacitracin	50–100	As bacitracin, bacitracin methylene disalicylate, or zinc bacitracin.	Prevention of chronic respiratory disease (air-sac infection) and blue comb (nonspecific infectious enteritis).
h. 2.1 or 2.2	113.5–227	do	100–200	do	Treatment of chronic respiratory disease (air-sac infection) and blue comb (nonspecific infectious enteritis).
i. 2.1 or 2.2	113.5–227	Chlortetracycline	50–200	As prescribed in § 121.208(d), table 1, items 1, 2, 5, 6.	§ 121.208(d), table 1, items 1, 2, 5, 6.
j. 2.1 or 2.2	113.5–227	Pencillin plus streptomycin.	90–180	§ 121.256(d), table 1, item 5.1.	§ 121.256(d), table 1, item 5.1.
* * *	* * *	* * *	* * *	* * *	* * *

TABLE 1—AMPROLIUM IN COMPLETE CHICKEN AND TURKEY FEED—Continued

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
o. 2.1	113.5–227	Oleandomycin	2	Regulation limited to holders of approved new-drug applications.	Growth promotion and feed efficiency.
p. 2.1	113.5–227	Tylosin+penicillin.	3.2–50	3.2–50 gm. of combination containing a ratio of 1.2 parts of penicillin to 2 parts of tylosin; as procaine penicillin + tylosin phosphate.	Do.
* * *	* * *	* * *	* * *	* * *	* * *
a. 3.1 or 3.2	36.3–113.5	Penicillin	2.4–50	As procaine penicillin	Growth promotion and feed efficiency.
b. 3.1	36.3–113.5	Penicillin plus bacitracin.	3.6–50	Not less than 0.6 gm. of penicillin nor less than 3.0 gm. of bacitracin; as procaine penicillin plus bacitracin, bacitracin methylene disalicylate, manganese bacitracin, or zinc bacitracin.	Do.
* * *	* * *	* * *	* * *	* * *	* * *
d. 3.1	36.3–113.5	Streptomycin	30–50	As streptomycin sulfate	Growth promotion and feed efficiency.
e. 3.1	36.3–113.5	Bacitracin	4–50	As bacitracin, bacitracin methylene disalicylate, manganese bactiracin, or zinc bacitracin.	Do.
f. 3.1	36.3–113.5	Chlortetracycline	10–50	As chlortetracycline hydrochloride.	Do.
g. 3.1	36.3–113.5	Bacitracin	50–100	As bacitracin, bacitracin methylene disalicylate, or zinc bacitracin.	Prevention of chronic respiratory disease (air-sac infection) blue comb (nonspecific infectious enteritis).
h. 3.1	36.3–113.5	Bacitracin	100–200	As bacitracin, bacitracin methylene disalicylate, or zinc bacitracin.	Treatment of chronic respiratory disease (air-sac infection) and blue comb (nonspecific infectious enteritis).
i. 3.1	36.3–113.5	Chlortetracycline	50–200	As prescribed in § 121.208(d), table 1, items 1, 2, 5, 6.	§ 121.208(d), table 1, items 1, 2, 5, 6.
j. 3.1	36.3–113.5	Penicillin plus streptomycin.	90–180	§ 121.256(d), table 1, item 5.1.	§ 121.256(d), table 1, item 5.1.
* * *	* * *	* * *	* * *	* * *	* * *
o. 3.1	36.3–113.5	Oleandomycin	2	Regulation limited to holders of approved new-drug applications.	Growth promotion and feed efficiency.
p. 3.1	36.3–113.5	Tylosin+penicillin.	3.2–50	3.2–50 gm. of combination containing a ratio of 1.2 parts of penicillin to 2 parts of tylosin; as procaine penicillin+tylosin phosphate.	Do.
* * *	* * *	* * *	* * *	* * *	* * *
5.1 Amprolium	113.5 (0.0125%)			For moderate outbreaks of coccidiosis in laying chickens; administer for 2 weeks.	Treatment of coccidiosis.
6.1 Amprolium	227 (0.025%)			For severe outbreaks of coccidiosis in laying chickens; administer for 2 weeks.	Do.

* * * * * * * *

§ 121.232 [Amended]

2. In § 121.232 *Bacitracin*, paragraph (d), table 1 is amended by deleting from items 2.2b and 6.2b under "Limitations" the words "For broiler chickens;".

§ 121.233 [Amended]

3. In § 121.233 *Zinc bacitracin*, paragraph (d), table 1 is amended by deleting from items 2.2b and 6.2b under "Limitations" the words "For broiler chickens;".

§ 121.252 [Amended]

4. In § 121.252 *Bacitracin methylene disalicylate*, paragraph (d), table 1 is amended by deleting from items 2.2b and 7.2b under "Limitations" the words "For broiler chickens;".

5. Section 121.253(c) is amended in table 1 by revising item 1.2 to read as follows:

§ 121.253 Arsanilic acid.

* * * * *

(c) * * *

TABLE 1—ARSANILIC ACID IN COMPLETE CHICKEN AND TURKEY FEED

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
* * *	* * *	* * *	* * *	* * *	* * *
1.2 Arsanilic acid	90 (0.01%)	Amprolium	113.5–227 (0.0125%–0.025%)	For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired; withdraw 5 days before slaughter; as sole source of organic arsenic.	Growth promotion and feed efficiency; improving pigmentation; prevention of coccidiosis.
* * *	* * *	* * *	* * *	* * *	* * *

* * * * * * *

6. Section 121.262(c) is amended in table 1 by revising items 1.7 and 1.8 to read as follows:

§ 121.262 3-Nitro-4-hydroxyphenylarsonic acid.

* * * * * * *

(c) * * *

TABLE 1—3-NITRO-4-HYDROXYPHENYLARSONIC ACID IN COMPLETE CHICKEN AND TURKEY FEED

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
* * *	* * *	* * *	* * *	* * *	* * *
1.7 3-Nitro-4-hydroxyphenylarsonic acid.	22.7–45.4 (0.0025%–0.005%)	Amprolium	113.5–227 (0.012%–0.025%)	For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired; withdraw 5 days before slaughter; as sole source of organic arsenic.	Prevention of coccidiosis; growth promotion and feed efficiency; improving pigmentation.
1.8 3-Nitro-4-hydroxyphenylarsonic acid.	22.7–45.4 (0.0025%–0.005%)	Amprolium + Ethopabate	113.5–227 (0.0125%–0.025%) 3.6 (0.0004%)	For broiler chickens; for replacement chickens where immunity to coccidiosis is not desired; withdraw 5 days before slaughter; as sole source of organic arsenic; not for laying hens.	Do.
* * *	* * *	* * *	* * *	* * *	* * *

* * * * * *

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: July 23, 1968.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 68-9144; Filed, Aug. 1, 1968; 8:45 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR Part 1]

INCOME TAX

Segregated Asset Accounts of Foreign Life Insurance Companies

Notice is hereby given that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to the final adoption of such regulations, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing, preferably in quintuplicate, to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224, within the period of 15 days from the date of publication of this notice in the FEDERAL REGISTER. Comments are particularly invited as to whether the percentage figure referred to below is consistent with the practices of life insurance companies, and whether such percentage figure is consistent with a ratio, the numerator of which is the excess of the assets attributable to segregated asset accounts over the total insurance liabilities attributable to such accounts, and the denominator of which is the total insurance liabilities attributable to such accounts. Any written comments or suggestions not specifically designated as confidential in accordance with 26 CFR 601.601(b) may be inspected by any person upon written request. The proposed regulations are to be issued under the authority contained in section 7805 of the Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805).

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

In order to change the rules applicable to segregated asset accounts of foreign corporations carrying on a life insurance business, the Income Tax Regulations (26 CFR Part 1) are amended as follows:

PARAGRAPH 1. Section 1.801–8 is amended by adding after paragraph (g) the following new paragraph:

§ 1.801–8 Contracts with reserves based on segregated asset accounts.

* * * * *

(h) *Additional separate computation*—(1) *Assets and total insurance liabilities.* A life insurance company which issues contracts with reserves based on segregated asset accounts (as defined in section 801(g)(1)(B) and paragraph (a)(2) of this section) shall separately compute and report with its return the assets and total insurance liabilities which are properly attributable to all of such segregated asset accounts. Each foreign corporation carrying on a life insurance business which issues such contracts shall separately compute and report with its return assets held in the United States and total insurance liabilities on United States business which are properly attributable to all of such segregated asset accounts.

(2) *Foreign life insurance companies.* For adjustment under section 819 in the case of a foreign life insurance company which issues contracts based on segregated asset accounts under section 801(g), see § 1.819–2(b)(4).

PAR. 2. Paragraph (b) of § 1.819–2 is amended by adding at the end thereof the following new subparagraph:

§ 1.819–2 Foreign life insurance companies.

* * * * *

(b) *Adjustment where surplus held in the United States is less than specified minimum.* * * *

(4) *Segregated asset accounts.* For taxable years beginning after December 31, 1967, pursuant to the provisions of section 801(g)—

(i) A foreign corporation carrying on a life insurance business which issues contracts based on segregated asset accounts shall separately compute in a manner consistent with this subparagraph the adjustment (if any) under section 819 to the amount of policy and other contract liability requirements and the amount of required interest properly attributable to each of such segregated asset accounts. The "minimum figure" used in section 819 in making the adjustment with respect to each of the segregated asset accounts shall be computed as provided in subdivision (ii) of this subparagraph in lieu of the manner provided in subparagraphs (1), (2), and (3) of this paragraph.

(ii) The minimum figure applicable to a segregated asset account referred to in subdivision (i) of this subparagraph is the amount determined by multiplying the total insurance liabilities on U.S. business attributable to such a segregated asset account, by 1 percent.

(iii) The minimum figure as computed under subdivision (ii) of this subparagraph shall be compared only with the surplus held in the United States attributable to each segregated asset account referred to in subdivision (i) of this subparagraph. Such surplus is the excess of assets held in the United States properly attributable to such segregated asset account over the total insurance liabilities on U.S. business properly attributable to such account.

(iv) No adjustment under section 819 or this paragraph shall be made if the aggregate of the minimum figures applicable to segregated asset accounts plus the minimum figure applicable to accounts other than segregated asset accounts does not exceed the surplus held in the United States with respect to the company's entire U.S. life insurance business, including segregated asset accounts as well as other accounts. In the case of a company which issues contracts based on more than one segregated asset account, no adjustment under section 819 or under this subparagraph shall be made with respect to any segregated asset account if the aggregate of the minimum figures applicable to segregated asset accounts does not exceed the surplus held in the United States with respect to all such segregated asset accounts, but nothing in this sentence shall preclude an adjustment under section 819 with respect to accounts other than segregated asset accounts.

(v) Subdivisions (i), (ii), (iii), and (iv) of this subparagraph may be illustrated by the following examples:

Example (1). (a) For the taxable year 1968, T, a foreign life insurance company carrying on a life insurance business within the United States and taxable under section 802, has the following assets and total insurance liabilities with respect to such U.S. business:

	Regular account	Separate account A	Separate account B
Assets	$9,300,000	$1,810,000	$515,000
Total insurance liabilities	8,000,000	1,800,000	500,000

It is further assumed that the percentage determined and proclaimed by the Secretary under section 819(a)(2)(A) for the taxable year 1968 is 15 percent.

(b) In order to determine whether any adjustment under section 819 must be made, T must compute the minimum figure applicable to its Regular Account as well as each of its Separate Accounts. The minimum figure for the Regular Account is $1,200,000 (15 percent of $8,000,000). The minimum figure applicable to Separate Account A is $18,000 (1 percent of $1,800,000). The minimum figure applicable to Separate Account B is $5,000 (1 percent of $500,000). The aggregate of the minimum figures is $1,223,000 ($1,200,000+$18,000+$5,000). The surplus held in the United States with respect to the Regular Account is $1,300,000 ($9,300,000 −$8,000,000), with respect to Separate Account A is $10,000 ($1,810,000−$1,800,000) and with respect to Separate Account B is $15,000 ($515,000−$500,000). The surplus held in the United States with respect to T's entire U.S. life insurance business is $1,325,000 ($1,300,000+$10,000+$15,000).

(c) Since the aggregate of the minimum figures ($1,223,000) does not exceed the surplus held in the United States attributable to T's entire U.S. life insurance business ($1,325,000), under subdivision (iv) of this subparagraph no adjustment under section 819 shall be made with respect to the Regular Account or either of the Separate Accounts.

Example (2). (a) The facts are the same as in example (1) except that the assets held in the United States with respect to the Regular Account is $8,300,000 instead of $9,300,000. Thus, the surplus held in the United States with respect to the Regular Account is

$300,000 ($8,300,000−$8,000,000), and the surplus held in the United States with respect to T's entire U.S. life insurance business is $325,000 ($300,000+$10,000+$15,000).

(b) Since the aggregate of the minimum figures ($1,223,000) does not exceed the surplus held in the United States with respect to T's entire U.S. life insurance business ($325,000), subdivision (iv) of this subparagraph does not apply with respect to the Regular Account. However, since the aggregate of the minimum figures with respect to the Separate Accounts, $23,000 ($18,000+$5,000), does not exceed the surplus held in the United States with respect to both of such Separate Accounts, $25,000 ($10,000+$15,000), under the second sentence of subdivision (iv) of this subparagraph, no adjustment under section 819 must be made with respect to either of the Separate Accounts.

(c) The excess of the minimum figure for the Regular Account ($1,200,000) over the surplus held in the United States with respect to the Regular Account ($300,000) is equal to $900,000 ($1,200,000−$300,000). Thus, the amount of policy and other contract liability requirements with respect to T's Regular Account and the amount of required interest with respect to T's Regular Account (both computed without regard to section 819) shall each be reduced by an amount equal to the product of such excess ($900,000) and the current earnings rate computed only with respect to T's Regular Account.

* * * * *

[F.R. Doc. 68-9322; Filed, Aug. 1, 1968; 8:49 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 916]

NECTARINES GROWN IN CALIFORNIA

Approval of Expenses and Fixing of Rate of Assessment for 1968–69 Fiscal Period and Carryover of Unexpended Funds

Consideration is being given to the following proposals submitted by the Nectarine Administrative Committee, established under the marketing agreement, as amended, and Order No. 916, as amended (7 CFR Part 916), regulating the handling of nectarines grown in California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof:

(1) Expenses that are reasonable and likely to be incurred by the Nectarine Administrative Committee, during the period March 1, 1968, through February 28, 1969, will amount to $254,445;

(2) The rate of assessment for such period, payable by each handler in accordance with § 916.41 to be fixed at $0.045 per No. 22D standard lug box, or equivalent quantity of nectarines in other containers or in bulk; and

(3) Unexpended assessment funds in excess of expenses incurred during the fiscal period ending February 28, 1969, shall be carried over as a reserve in accordance with § 916.42 of the said amended marketing agreement and order.

Terms used in the marketing agreement, as amended, and order, as amended, shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order, and "No. 22D standard lug box" shall have the same meaning as set forth in section 43601 of the Agricultural Code of California.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. 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)).

Dated: July 29, 1968.

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

[F.R. Doc. 68-9176; Filed, Aug. 1, 1968; 8:45 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 68-WE-18-AD]

AIRWORTHINESS DIRECTIVE

Boeing 707–300, –400, –300B, and –300C Series Aircraft

Amendment 752, Part 507 (29 F.R. 7923), AD 64–14–1, requires repetitive inspections of the trailing edge of the upper wing at wing stations 211 and 232 on Boeing 707–300, –400, –300B, and –300C Series aircraft. Repairs as well as preventative modifications are prescribed therein. After issuing Amendment 752, Part 507, AD 64–14–1, reports have been received that the preventative modification is inadequate and, further, that abrasion and cracking have occurred in the faying surface between the wing skin trailing edge and the attaching zee strip. The Administration is considering superseding AD 64–14–1 with a new AD that requires an inspection for abrasion in the upper wing skin trailing edge, repetitive inspections for cracks at the same locations and appropriate repairs. Aircraft which have been modified so as to comply with the terminating portions of AD 64–14–1 will be subject to this AD.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Department of Transportation, Federal Aviation Administration, FAA Western Region, Attention: Regional Counsel, Airworthiness Rules Docket, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. All communications received on or before September 2, 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 Airworthiness 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:

BOEING. Applies to all 707–300, –400, –300B, and –300C Series Aircraft.

Compliance required as indicated.

(a) Inspect for cracks in the faying surface around and emanating from the fastener holes in the trailing edge of the upper wing skin at wing stations 211 and 232, as noted in Figure 1 of Boeing Service Bulletin 1796 (Revision 3 or later approved FAA revision), in accordance with eddy current or dye penetrant inspection techniques, at the time specified in (h) or (i). If cracks are found, repair in accordance with (e), (f), or (g), as appropriate. If cracks are not found and unless already accomplished, reinstall fasteners in accordance with step "e" of Part I of Boeing Service Bulletin 1796 (Revision 3 or later FAA approved revision) or equivalent fastener installation approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(b) Unless already accomplished, conduct a one time inspection at Wing Station 232 for gaps between adjacent layers of structure by removing the two fasteners shown in Figure 1 of Boeing Service Bulletin 1796 (Revision 3 or later approved FAA revision) at the threshold times specified in (h) or (i), as appropriate. Shim as necessary to eliminate these gaps.

(c) On aircraft which do not have the stainless steel straps (Boeing P/N 69–27339–1, P/N 69–27338–1 and –2) installed or have had such straps installed in the field, remove the fasteners shown in Figure 1 of Boeing Service Bulletin 1796 (Revision 3) and conduct a one time inspection for abrasion on the trailing edge of the wing skin and around the fastener holes at wing stations 211 and 232, in accordance with eddy current or dye penetrant inspection techniques at the threshold times specified in (h) or (i), as appropriate. Surfaces found abraded are to be cleaned up in accordance with standard maintenance techniques.

(d) Unless already accomplished, wings which have been repaired in accordance with Boeing Service Bulletin 1796 (Revision 2) for cracks at wing station 211, must have the internal crack stop plate installed in accordance with Figure 3 of Boeing Service Bulletin 1796 (Revision 3 or later FAA approved revision) or equivalent installation approved by the Chief, Aircraft Engineering Division, FAA Western Region, within 6,000 hours time in service after that repair.

(e) Cracks not exceeding 1.25 inches in length measured from the trailing edge of the wing skin may be repaired in accordance with (d), Note 2, of Part I of Boeing Service

Bulletin 1796 (Revision 3 or later FAA approved revision) or an equivalent repair approved by Chief, Aircraft Engineering Division, FAA Western Region, and the airplane continued in service for the next 200 hours if inspections utilizing eddy current inspection techniques for crack growth are accomplished prior to each days operation. If crack growth is found, repair prior to further flight in accordance with (f) or (g), as appropriate. If crack growth is not found, the aircraft must be repaired within the aforementioned 200 hours in accordance with (f).

(f) Cracks not exceeding 3 inches in length should be repaired in accordance with Part II of Boeing Service Bulletin 1796 (Revision 3 or later FAA approved revision) or an equivalent repair approved by Chief, Aircraft Engineering Division, FAA Western Region.

(g) If cracks exceed 3 inches in length, accomplish the modification described in Boeing Service Bulletin 2607, or repair in accordance with a method approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(h) For those aircraft having less than 7,500 hours time in service on the effective date of this AD, prior to the accumulation of 7,700 hours time in service and at intervals thereafter not to exceed 100 hours time in service from the last inspection.

(i) For those aircraft having 7,500 or more hours time in service on the effective date of this AD, within the next 200 hours time in service and at intervals thereafter not to exceed 100 hours time in service from the last inspection.

(j) The inspections required by this AD may be discontinued when wings have been modified in accordance with Boeing Service Bulletin 1796 Part II Revision 2 or later FAA approved revision, Boeing Drawing 65-68328, Boeing Service Bulletin 1796 Part III Revision 3 or later FAA approved revisions, Boeing Service Bulletin 2427 Part X, Boeing Service Bulletin 2607, or another method approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(k) Airplanes having cracks which require rework under this AD may be flown in accordance with FAR 21.197 with the concurrence of the Chief, Aircraft Engineering Division, FAA Western Region, to a base where rework can be accomplished.

(l) Upon request of an operator, an FAA maintenance inspector, subject to prior approval of the Chief, Aircraft Engineering Division, FAA Western Region, may adjust the repetitive inspection intervals specified in this AD to permit compliance at an established inspection period of the operator if the request contains substantiating data to justify the increase for such operator.

This supersedes Amendment 752, Part 507 (29 F.R. 7923).

Issued in Los Angeles, Calif., on July 23, 1968.

LEE E. WARREN,
Acting Director,
FAA Western Region.

[F.R. Doc. 68-9254; Filed, Aug. 1, 1968; 8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 68-SO-54]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Rocky Mount, N.C., control zone and transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Area Manager, Atlanta Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Administration, Post Office Box 20636, Atlanta, Ga. 30320. 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 amendments. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Branch. 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.

The official docket will be available for examination by interested persons at the Southern Regional Office, Federal Aviation Administration, Room 724, 3400 Whipple Street, East Point, Ga.

The Rocky Mount control zone described in § 71.171 (33 F.R. 2058) would be redesignated as follows:

Within a 5-mile radius of Rocky Mount Airport (lat. 35°58'01" N., long. 77°47'33" W.).

The Rocky Mount transition area described in § 71.181 (33 F.R. 2137) would be redesignated as follows:

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Rocky Mount Municipal Airport (lat. 35°58'01" N., long. 77°47'33" W.); within 2 miles each side of the Rocky Mount VORTAC 083° radial, extending from the 7-mile radius area to 8 miles northeast of the VORTAC.

Since the original designation of controlled airspace at Rocky Mount Airport, the geographic coordinate for the airport has been refined, necessitating an alteration to the control zone. Additionally, turboprop aircraft have begun utilizing this airport. Current criteria, appropriate to this airport, requires an alteration to the transition area. The proposed alteration permits the revocation of the transition area extension predicated on the Rocky Mount VORTAC 263° radial.

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

Issued in East Point, Ga., on July 19, 1968.

JAMES G. ROGERS,
Director, Southern Region.

[F.R. Doc. 68-9250; Filed, Aug. 1, 1968; 8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 68-WE-27]

FEDERAL AIRWAY, TRANSITION AREA, AND REPORTING POINTS

Proposed Alteration and Designation

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would alter controlled airspace in the vicinity of Astoria, Oreg., and realign airways between Newport, Oreg., and Seattle, Wash.

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

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

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

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

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

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 90007, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

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

In consideration of the foregoing, the following amendments to Part 71 of the Federal Aviation Regulations are proposed.

1. Realign V–27 from Astoria, Oreg., VOR 1,200 feet AGL; Hoquiam, Wash., VORTAC; 1,200 feet AGL; Seattle, Wash., VORTAC.

2. Designate a 1,200 feet AGL east alternate to V–27 from Newport, Oreg., to Seattle, Wash., via INT Newport 016° T (355° M) and Astoria, 157° T (135° M) radials, Astoria, Olympia, Wash., INT Olympia 010° T (348° M) and Seattle 249° T (227° M) radials.

3. Realign V–27 west alternate from Astoria, 1,200 feet AGL via INT Astoria 309° T (287° M) and Hoquiam 182° T (160° M) radials, 1,200 feet AGL to Hoquiam.

4. Alter the Astoria, Oreg., 1,200-foot portion of the transition area as that airspace within 6 miles northeast and 5 miles southwest of the Astoria, Oreg., VOR 147° and 327° T radials, extending from 7 miles southeast to 13 miles northwest of the VOR; within 9 miles south and 2 miles north of the Astoria VOR 268° T radial; extending from the VOR to 13 miles west of the VOR; within 5 miles northeast and 8 miles southwest of the Astoria VOR 309° T radial, extending from the Fort Stevens, fan marker to 12 miles northwest of the fan marker and within 8 miles northeast and 6 miles southwest of the Astoria VOR 309° T radial extending from the Fort Stevens fan marker to 20 miles northwest of the fan marker.

5. Designate the Ilwaco intersection domestic reporting point as the intersection of the Astoria, Oreg., VOR 309° T (287° M) and the Hoquiam, Wash., VOR TAC 182° T (160° M) radials.

The proposed realignment and designation of the airways would provide additional routes for aircraft operating in accordance with instrument flight rules between these terminals; provide the necessary flexibility for air traffic control and simplify flight plan procedures. Additionally, the proposed airways would be used mainly to provide a straight approach route into Astoria and a bypass route when the proposed restricted area west of Astoria (Airspace Docket No. 68–WE–31) is in use.

The increase of the 1,200-foot portion of the Astoria, Oreg., transition area is required to provide controlled airspace for aircraft executing holding patterns at the Astoria, Oreg., VOR and for an instrument approach procedure.

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

Issued in Washington, D.C., on July 25, 1968.

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

[F.R. Doc. 68–9251; Filed, Aug. 1, 1968; 8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 68–SO–56]

CONTROL ZONE AND TRANSITION AREA

Proposed Designation and Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would designate the Greenwood, S.C., part-time control zone and alter the Greenwood, S.C., 700-foot transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Area Manager, Atlanta Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Administration, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within thirty days after publication of this notice in the Federal Register will be considered before action is taken on the proposed amendments. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Branch. 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.

The official docket will be available for examination by interested persons at the Southern Regional Office, Federal Aviation Administration, Room 724, 3400 Whipple Street, East Point, Ga.

The Greenwood part-time control zone would be designated as:

Within a 5-mile radius of Greenwood County Airport (lat. 34°15'00" N., long. 82°-09'22" W.); within 2 miles each side of the Greenwood VORTAC 099° and 259° radials, extending from the 5-mile radius zone to 8 miles east and west of the VORTAC, effective 0615 to 2245 local time, Monday through Friday, 0615 to 1830 local time, Saturday, and 1045 to 2230 local time, Sunday.

The Greenwood 700-foot transition area described in § 71.181 (33 F.R. 2137) would be redesignated as:

That airspace extending upward from 700 feet above the surface within an 8-mile radius of Greenwood County Airport (lat. 34°15'00" N., long. 82°09'22" W.); within 2 miles each side of the Greenwood VORTAC 099° and 259° radials, extending from the 8-mile radius area to 8 miles east and west of the VORTAC.

The proposed part-time control zone would provide controlled airspace protection for IFR aircraft during climb from 700 feet above the surface and during descent below 1,000 feet above the surface. Airline personnel will be performing aviation weather observations and reporting duties during the times the control zone is in effect.

Since the original designation of the 700-foot transition area at Greenwood, turbojet aircraft have begun utilizing the Greenwood County Airport. Criteria appropriate to this airport requires an increase in the basic radius circle from 5 to 8 miles.

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

Issued in East Point, Ga., on July 22, 1968.

James G. Rogers,
Director, Southern Region.

[F.R. Doc. 68–9252; Filed, Aug. 1, 1968; 8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 68–CE–63]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to designate a transition area at Manistique, Mich.

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 the Schoolcraft County Airport, Manistique, Mich., using a state-owned VOR located on the airport as a navigational aid. Communications will be provided through the Escanaba VOR. Consequently, it is necessary to provide controlled airspace protection for aircraft that will be executing this approach

procedure by designating a transition area at Manistique, Mich. The new procedure will become effective concurrently with the designation of the transition area.

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

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

MANISTIQUE, MICH.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Schoolcraft County Airport (latitude 45°58'25" N., longitude 86°10'35" W.); and within 2 miles each side of the 099° bearing from Schoolcraft County Airport, extending from the 5-mile radius area to 8 miles east of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles south and 8 miles north of the 099° bearing from Schoolcraft County Airport, extending from the airport to 12 miles east 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 July 18, 1968.

DANIEL E. BARROW,
Acting Director, Central Region.

[F.R. Doc. 68-9253; Filed, Aug. 1, 1968; 8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Parts 2, 81, 83]

[Docket No. 18218]

TRANSITION OF SHIP AND COAST RADIO-TELEGRAPH STATIONS

Order Extending Time for Filing Comments

In the matter of amendments of Parts 2, 81 and 83—to establish a schedule of dates, revised technical standards, frequencies, and other requirements for the orderly transition of ship and coast radiotelegraph stations from present frequency assignments in the low, medium, and high frequency bands to new assignments within allotments and/or frequency usage as adopted by the ITU World Administrative Radio Conference on marine matters, Geneva, 1967, Docket No. 18218.

1. A notice of proposed rule making was released in this proceeding on June 25, 1968. It provided for the filing of comments by August 1, 1968, and reply comments by August 12, 1968. The American Merchant Marine Institute, Inc. (AMMI) has filed a request for extension of time in which to file comments.

2. AMMI states that it has no adverse comment to submit with respect to those portions of the Docket dealing with the radio frequency changes involved in the new table of ship radiotelegraph high frequencies. It urges, since a number of crystal changes will be involved, that this portion of the rule making should be finalized at an early date. However, AMMI feels that those aspects of the proposed rule changes dealing with revision of authorized frequency tolerances contain serious implications for existing ship radio equipments which will require further study by the industry. Accordingly, an extension of time until August 16 in which to file comments is requested.

3. In view of the foregoing and inasmuch as the brief additional time will not have an adverse affect upon this proceeding: *It is ordered*, That the time for filing comments and reply comments is extended to August 16, 1968, and August 26, 1968, respectively.

4. This action is taken pursuant to authority contained in sections 4(i) and 5(d)(1) of the Communications Act of 1934, as amended, and § 0.331(b)(4) of the Commission's rules.

Adopted: July 25, 1968.

Released: July 29, 1968.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] JAMES E. BARR,
Chief, Safety and Special Radio Services Bureau.

[F.R. Doc. 68-9268; Filed, Aug. 1, 1968; 8:48 a.m.]

[47 CFR Part 73]

[Docket No. 18269; FCC 68-770]

FM BROADCAST STATIONS

Table of Assignments; Moncks Corner, S.C., etc.

In the matter of amendment of § 73.202, Table of Assignments, FM Broadcast Stations. (Moncks Corner, S.C.; Rochelle, Ill.; Carlisle, Pa.; Laredo, Tex.; Burney, Calif.; Fulton, Miss.; Ojai, Calif.; Buford, Ga.; and Berlin, Wis.); Docket No. 18269; RM-1304, RM-1305, RM-1307, RM-1310, RM-1312, RM-1313, RM-1315, RM-1318, RM-1319.

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

2. *RM-1304, Moncks Corner, S.C. (Associates of Berkeley); RM-1313, Fulton, Miss. (Itawamba County Broadcasting Co.); RM-1315, Ojai, Calif. (Edward T. Martin); RM-1318, Buford, Ga. (Buford Broadcasting, Inc.); and RM-1319, Berlin, Wis. (Kingsley H. Murphy, Jr.).* In these five cases interested parties seek the assignment of a first Class A channel in a community without requiring any other changes in the Table. The populations of the communities range from 1,706 in Fulton, Miss., to 4,838 in Berlin, Wis., and appear to warrant the proposed assignments. Comments are therefore invited on the following additions to the FM Table of Assignments:

City	Channel No.
Moncks Corner, S.C.	288A
Fulton, Miss.	269A
Ojai, Calif.	288A
Buford, Ga.	272A
Berlin, Wis.	232A

3. *RM-1305, Rochelle and Savanna, Ill., and Dubuque, Iowa.* Tilton Publications, Inc., filed a petition on May 13, 1968, and a supplement on May 29, 1968, requesting the assignment of a first FM channel to Rochelle, Ill., and to make other necessary changes in the table as follows:

City	Channel No.	
	Present	Proposed
Rochelle, Ill.		272A
Savanna, Ill.	272A	261A
Dubuque, Iowa	225, 257A, 261A, 287	225, 257A, 272A, 287

Rochelle, with a population of 7,008 persons and located about 22 miles south of Rockford, is the largest city in Ogle County, which has a population of 38,106. A daytime-only AM station, WRHL, is licensed to petitioner for operation at Rochelle; there are no FM assignments in the community.

4. The petitioner proposes that Channels 261A and 272A presently assigned at Dubuque, Iowa, and Savanna, Ill., respectively, be switched in order to permit Channel 272A to be assigned to Rochelle in conformity with the spacing requirements of the rules. The proposed changes would not involve any existing FM stations or pending applications and the number and class of existing assignments would remain the same in each community. The petitioner's engineering statement reveals Channel 272A would require a site about 2.5 miles north or northeast of Dubuque in order to meet the spacing requirements with Channel 275 at Cedar Rapids, Iowa. There is also pending a rule making, RM-1220, Docket No. 18051 (FCC 68-231), which, among other things, proposes changing the channel assigned to Station WGLC-FM, Mendota, Ill., from 261A to 265A. In the event this proposal is adopted, a site for Channel 261A proposed herein for Savanna would require a site slightly less than 1 mile north of the Savanna post office (standard reference point) in order to meet the spacing requirements with Station WGLC-FM.

5. In support of its request, the petitioner urges that (since the only aural outlet for Ogle County is the daytime-only station licensed to petitioner at Rochelle, there is a need for a full time aural outlet to that community and the surrounding rural area. Sources of statistical information for 1967 are cited

which show Ogle County had 471 retail establishments with $50,096,000 in retail sales, 71 wholesale establishments with $30,525,000 in sales, 61 places of manufacturing with a payroll of $27,634,000 and a total of $46,150,000 in farm product sales. The petitioner submits that the proposed changes would provide for a more effiecient, fair and equitable distribution of facilities than presently exists and that it will file an application to operate on Channel 272A at Rochelle if the request is adopted.

6. We are of the view that the proposal for a first FM assignment in Rochell merits rule making and so we invite comments on the request. Comments and showings are also requested on the availability of suitable transmitter sites for Channel 272A at Dubuque and Channel 275 at Cedar Rapids in light of the requirements of § 73.208(a)(4) of the rules. Similarly, comments are requested on the availability of suitable sites for Channel 261A at Savanna, assuming the proposal in RM–1220 to change the assignment of Station WGLC–FM, Mendota, from Channel 261A to 265A is adopted.

7. *RM–1307, Carlisle, Pa.* In a petition filed May 16, 1968, WIOO, Inc., requests the assignment of a second Class A FM channel to Carlisle, Pa., as follows:

City	Channel No.	
	Present	Proposed
Carlisle, Pa.	272A	228A, 272A

Carlise, having a population of 16,623 persons, is the county seat and largest community in Cumberland County, which has a population of 124,816. The community is located about 19 miles west of Harrisburg, Pa., and is located within the Harrisburg SMSA (population 345,071), but outside the Harrisburg urbanized area. There are two daytime-only AM stations and one Class A FM station operating in Carlisle. One (WIOO(AM)) is licensed to petitioner, and the FM station (WHYL–FM) is licensed to the licensee of the second AM station (WHYL(AM)).

8. WIOO submits numerous statistics and descriptions of the cultural, industrial, and business characteristics of Carlisle and its surrounding area to support its contention that the community has an active community life and that it is an important commercial center. The petitioner urges that, in view of the size and importance of Carlisle, the requested channel should be assigned to provide a first competitive full-time broadcast service to the community.

9. The engineering statement included with the petition demonstrates that assignment of Channel 228A to Carlisle would be in full compliance with the separation requirements of the rules. As to the important matter of preclusion of assignments to other communities which would result on the proposed and the six pertinent adjacent channels, it is shown that an area with dimensions of about 20 by 50 miles for Channel 228A would be so involved. This area includes the principal metropolitan city of York, Pa., which has three Class B FM assignments. There are no other communities with populations greater than 1,840 within the precluded area that are not also located within the urbanized area of either Harrisburg of York. Harrisburg has three Class B and one Class A FM assignment.

10. We are of the view that rule making should be instituted in this case in order that all interested parties may submit their views and relevant data. Comments are invited, therefore, on petitioner's proposal to add Channel 228A to Carlisle, Pa.

11. *RM–1310, Laredo, Tex.* Border Broadcasters, Inc., a prospective FM applicant, filed a petition on May 10, 1968, requesting that the table be amended to add Channel 221A to Laredo, Tex., as follows:

City	Channel No.	
	Present	Proposed
Laredo, Tex.	264, 289, 300	221A, 264, 289, 300

Laredo has a population of 60,678 persons and the Laredo Metropolitan Area (Webb County) has a population of 64,791. The community is located in southern Texas on the United States-Mexican border and has two AM stations: A Class IV and an unlimited-time Class III (1 kw). The Class IV station, KVOZ, is licensed to the petitioner. The three existing Class C FM assignments are neither occupied or have applications pending.

12. The petitioner submits that assignment of the requested Class A assignment will enable Laredo to have its first FM station on an economical basis.[1] The petition is supported by an engineering statement showing that the proposed channel is technically feasible at Laredo.

13. We note that the proposed Channel 221A is adjacent to the educational portion of the FM broadcast band. Study is currently being given to the formulation of an educational FM table, and, where possible, assignments on Channels 221A, 222, and 223 are avoided to permit maximum latitude in arriving at an efficient table of assignments for educational Channels 218, 219, and 220. We have determined that Channel 224A could also be used at Laredo, since it appears to meet the spacing requirements and would avoid conflict with possible educational assignments in the area. Additionally, in view of the apparent lack of interest at this time in the three Class C channels assigned to Laredo, it appears desirable to delete one of the three channels in the event a Class A channel is added.

[1] Although petitioner does not further elaborate on the economic aspect, it is assumed recognition is being made of the fact that a minimum of 25 kw ERP is required for Class C stations as compared to the maximum of 3 kw ERP permitted for Class A channels.

14. We are of the opinion that comments should be invited on the petitioner's proposal, except as we have modified it above to specify Channel 224A in lieu of 221A and to delete Channel 300. Because of the brevity of the petition and lack of supporting data, we are not convinced that departure from our normal practices of assigning Class A channels to relatively small communities and Class C channels to sizeable communities, or principal city of a metropolitan area, and of not mixing channels of different classes, has been justified here. (See purposes for which Class A and C stations are designated in § 73.206 (a)(2) and (b)(2) of the rules.) It may be that the population in the Laredo area cannot be adequately served by a Class A station whereas it could by a Class C station even with minimum facilities. We are, therefore, requesting that comments by proponents of this proposal include a comparative showing of the U.S. land areas and populations contained within the predicted 60 dbu (1 mv/m) contours of a Class A station (assuming 3 kw at 300 feet) and a Class C station (assuming 25 kw at 300 feet), both operating from the same assumed site in Laredo. Our decision on this proposal will depend largely on the relative areas and populations determined from such showings.

15. *RM–1312, Burney, Calif.* A petition was filed on June 10, 1968, by Ulysses C. Bartmess requesting the assignment of Class C Channel 291 to Burney, Calif. Burney, having a population of 1,294 persons, is located in north-central California in Shasta County, which has a population of 59,468. Burney is about 42 miles northwest of Redding, population 12,773, the county seat of Shasta County. There is one Class IV station, KAVA, operating in Burney and licensed to petitioner. There are no FM assignments in the community.

16. In support of the request, petitioner submits that the nearest operating FM station to Burney is KEWB(FM), Redding, located about 50 miles southeast, and that reception at Burney of the station is adversely affected by intervening mountainous terrain. It is urged that, since Burney's only local radio outlet is limited to 250 watts, several nearby communities and a large portion of the agricultural area lie outside of the nighttime signal of KAVA(AM). It is claimed that the assignment of a Class C FM channel would make it possible to service such communities with the first nighttime signal. In an accompanying engineering statement it is shown that Channel 291 to Burney would meet the spacing requirements of the rules without any other changes in the table. It is also shown that the anticipated operation would cover a "white area" in large portions of Shasta, Siskiyou, Modoc, and Lassen Counties. It is estimated by petitioner, based on facilities of 100 kw ERP and antenna height of 1,500 feet he says he intends to use, that a population of 34,900 persons would be included in the above-described "white area" (1960 census). It is claimed that a conservative

estimate of the present population would be over 50,000.

17. Ordinarily, a community the size of Burney would only be considered for a Class A channel. However, in view of the isolated location of the community in a sparsely populated mountainous area, the facilities to be utilized and the showing by the petitioner of the "white area" it is claimed will be served, we are inviting comments on the proposal to assign Channel 291 to Burney, Calif.

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

19. Pursuant to applicable procedures set out in § 1.415 of the Commission's rules, interested parties may file comments on or before September 3, 1968, and reply comments on or before September 13, 1968. All submissions by parties to this proceeding or by persons acting in behalf of such parties must be made in written comments, reply comments or other appropriate pleadings.

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

Adopted: July 24, 1968.

Released: July 30, 1968.

FEDERAL COMMUNICATIONS COMMISSION,[2]

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-9269; Filed, Aug. 1, 1968; 8:48 a.m.]

[2] Chairman Hyde absent; Commissioner Cox dissenting to the proposal for Laredo, Tex.; Commissioner Wadsworth concurring in the proposal for Laredo, Tex.

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

OUTER CONTINENTAL SHELF OFF LOUISIANA

Call for Nominations for Sulphur Leasing

Pursuant to the authority prescribed in 43 CFR Part 3380, notice is hereby given that nominations of areas for prospective sulphur leasing in the Outer Continental Shelf off Louisiana may be submitted to the Director, Bureau of Land Management, Washington, D.C. 20240, not later than September 23, 1968. Copies of nominations should be sent to the Regional Oil and Gas Supervisor, Geological Survey, 301 Gateway Building, 124 Camp Street, New Orleans, La. 70130. Envelopes containing nominations should be marked "Nominations for leasing on the Outer Continental Shelf—Louisiana."

The areas open for nominations are shown upon official leasing maps for Louisiana and include all mapped areas awarded to the United States by the Supplemental Decree of the Supreme Court, entered December 13, 1965, in the United States v. Louisiana, No. 9 Original (382 U.S. 288), or included in Zone 3 as described in the Interim Agreement of October 12, 1956, between the United States and the State of Louisiana. Whole blocks or properly described subdivisions thereof, not less than one-quarter block, may be nominated.

Official leasing maps, showing leasing blocks off Louisiana, in a set of 25 maps and a cover sheet, may be purchased from the Manager, New Orleans Office, Bureau of Land Management, Room T-9003 Federal Office Building, 701 Loyola Avenue, Post Office Box 53226, New Orleans, La. 70150, and the Manager, Eastern States Land Office, 7981 Eastern Avenue, Silver Spring, Md. 20910, for $5 per set.

Notice is hereby given that any tract offered for leasing following this call for nominations will be subject to stipulations in any resulting lease that drilling will be limited to 3,000 feet beneath the seabed of the leased area: *Provided, however,* That following the discovery of a valuable deposit of sulphur, the Oil and Gas Supervisor, Geological Survey, may approve the drilling of development wells without regard to the depth limitation herein specified when necessary for the proper development of such deposit. Any areas selected for competitive bidding will be published in the FEDERAL REGISTER and this published notice of lease offers will further state the conditions and terms for leasing and the date, place, and hour at which bids will be received and opened.

JOHN O. CROW,
Associate Director,
Bureau of Land Management.

Approved: July 26, 1968.

STEWART L. UDALL,
Secretary of the Interior.

[F.R. Doc. 68-9238; Filed, Aug. 1, 1968; 8:46 a.m.]

Office of the Secretary

[Order 2882, Amdt. 4]

CONGRESS OF MICRONESIA, TRUST TERRITORY OF THE PACIFIC ISLANDS

Legislative Authority

Whereas, on September 28, 1964, the Secretary of the Interior promulgated Secretarial Order No. 2882 creating the Congress of Micronesia and granting legislative authority thereto; and

Whereas, such order has been from time to time amended, in part in response to requests from the Congress of Micronesia, and in part to clarify certain of its provisions; and

Whereas, requests for further modifications have been received from the Congress of Micronesia, and additional areas requiring modification have since appeared;

Now, therefore, Secretarial Order No. 2882, as amended, is further amended in the following particulars:

1. Effective January 1, 1969, section 4 of the said Order No. 2882, as amended, is amended by deleting therefrom the second paragraph.

2. Effective July 1, 1968, the proviso in the first sentence of section 5 of the said Order No. 2882, as amended, is amended, is amended to read as follows: "*Provided,* That the Secretary of the Interior shall, from time to time, define the term 'revenue' as used herein, so as generally to exclude therefrom all sums attributable to user charges or service related reimbursements to the Government of the Trust Territory."

3. Effective January 1, 1969, section 11 of the said Order No. 2882, as amended, is amended to read as follows:

SEC. 11. *Disqualification of government officers and employees.* Any person employed by any branch of the Government of the Trust Territory, or any political subdivision thereof, shall be accorded leave without pay, for a period not to exceed 30 days prior to and including the day of the election, for the purpose of seeking election to the Congress. If any person is elected, he shall resign from his employment with the Government of the Trust Territory, or any political subdivision thereof, prior to the date upon which his term of office commences.

No person serving as a member of a legislative body of any political subdivision of the Government of the Trust Territory shall be eligible, while so serving, to serve as a member of the Congress of Micronesia.

No member of the Congress shall receive any compensation, other than that provided for in this order, from the Government of the Trust Territory or any political subdivision thereof.

4. Effective January 1, 1969, the first paragraph of section 12 of the said Order No. 2882, as amended, is amended to read as follows:

There shall be a regular session of the Congress held in each year beginning on the second Monday of July and continuing for not to exceed 45 consecutive calendar days. In each odd numbered year there shall also be a regular session of the Congress beginning on the second Monday in January and continuing for not to exceed 15 consecutive calendar days.

5. Effective July 1, 1968, section 16 of the said Order No. 2882, as amended, is amended to read as follows:

SEC. 16. *Publication of laws.* The High Commissioner shall cause the resolutions and laws to be published within 30 days after they become law, and shall make provision for their distribution to public officials and sale to the public.

6. Effective July 1, 1969, section 19 of the said Order No. 2882, as amended, is amended to read as follows:

SEC. 19. *Compensation.* Each member of the Congress shall be entitled to receive an annual salary of $4,500, and the President of the Senate and the Speaker of the House of Representatives shall each be entitled to receive an additional $500, all of which amounts shall be payable from funds appropriated by the Congress of the United States, when such funds are appropriated pursuant to estimates submitted by the Secretary of the Interior. Each member shall also be entitled to receive, from funds available to and appropriated by the Congress of Micronesia, travel expenses and per diem at the standard Trust Territory Government rates for each day the member is in a travel status to and from sessions of the Congress or while on other official legislative business away from the seat of the Government of the Trust Territory. Travel shall be performed by the most expeditious and direct means: *Provided,* That compensation, travel, and per diem shall not be allowed in excess of such amounts as may be budgeted therefor.

7. Effective for the period beginning January 1, 1969, and ending June 30, 1969, members and officers of the Congress of Micronesia shall be entitled to

compensation, travel, and per diem at the rates prescribed in section 5 of this order, but all such compensation, travel, and per diem shall be paid from funds available to and appropriated by the Congress of Micronesia.

8. Effective July 1, 1969, section 23 of the said Order No. 2882, as amended, is amended to read as follows:

SEC. 23. *Legislative counsel.* The Congress of Micronesia may by joint resolution nominate a legislative counsel of its own choosing. The salary and other benefits available to such legislative counsel shall be established and paid by the Congress of Micronesia. The Congress of Micronesia may make budgetary provision for such supporting staff for the legislative counsel and the legislature as it may deem necessary.

STEWART L. UDALL,
Secretary of the Interior.

JULY 26, 1968.

[F.R. Doc. 68-9231; Filed, Aug. 1, 1968; 8:45 a.m.]

WILLIAM G. MEESE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

(1) No change.
(2) Addition: American Seating Co.
(3) No change.
(4) No change.

This statement is made as of July 24, 1968.

Dated: July 24, 1968.

WILLIAM G. MEESE.

[F.R. Doc. 68-9232; Filed, Aug. 1, 1968; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

ARKANSAS AND NEBRASKA

Designation of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named counties in the States of Arkansas and Nebraska, natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

ARKANSAS

Bradley.	Howard.
Clark.	Perry.
Hot Spring.	Sevier.

NEBRASKA

Franklin.	Webster.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after June 30, 1969, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 29th day of July 1968.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 68-9240; Filed, Aug. 1, 1968; 8:46 a.m.]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

AMENDMENTS MADE BY TITLE VIII OF HOUSING AND URBAN DEVELOPMENT ACT OF 1968

Notice of Establishment of Effective Date

I hereby establish September 1, 1968, as the effective date of the amendments made by title VIII of the Housing and Urban Development Act of 1968. Notice is hereby given of the establishment of such date, as required by section 808 of such Act.

Issued this first day of August 1968.

ROBERT C. WEAVER,
Secretary of Housing and Urban Development.

[F.R. Doc. 68-9350; Filed, Aug. 1, 1968; 12:30 p.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

AIR CARRIER DISTRICT OFFICE AT AURORA, COLO.

Notice of Relocation

Notice is hereby given that on or about August 3, 1968, the Air Carrier District Office at 9635 Montview Boulevard, Aurora, Colo., will be relocated at 2525 Geneva Street, Aurora, Colo. Services to the public will not be affected.

(Sec. 313(a), 72 Stat. 752; 49 U.S.C. 1354)

Issued in Los Angles, Calif., on July 19, 1968.

LEE E. WARREN,
Acting Director, Western Region.

[F.R. Doc. 68-9259; Filed, Aug. 1, 1968; 8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 20051; Order 68-7-138]

TRANS WORLD AIRLINES, INC.

Order Authorizing Multi-Carrier Discussions

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 26th day of July 1968.

By letter dated July 24, 1968, (Docket 20051), Trans World Airlines, Inc. (TWA), requests authority from the Board to engage in joint discussions with American Airlines, Inc. (American), Eastern Air Lines, Inc. (Eastern), Pan American World Airways, Inc. (Pan American), and United Air Lines, Inc. (United), and other United States and foreign scheduled airlines authorized to serve New York City, Chicago, Los Angeles, Washington and other "critical air transport centers" with the purpose of exploring, subject to Board approval, the means by which the carriers can alleviate the critical air traffic congestion problem now adversely affecting flight operations in those areas.

The letter indicates that during the peak traffic hours in the morning and evening delays in the air and on the ground at John F. Kennedy International Airport and La Guardia Airport extend from 1 to 3 hours. Furthermore it is alleged that the congestion is frequently extended over a number of hours. The letter contains excerpts from various newspaper articles and a statement from the President of the Air Transport Association attesting to the delays recently experienced at the New York airports. TWA asserts that while the problem is worst in the New York area, it is also serious at Chicago, Los Angeles, Washington and other major air transport hubs. In light of these considerations the carrier requests permission to explore with other carriers all possible solutions to the problem, including the rescheduling or elimination of schedules during the congested traffic periods and the use of fare differentials during peak or low volume periods.

The Board is cognizant of the congestion problem—a situation which has reached critical proportions at some cities. We are aware that those Federal, State, and local agencies whose authority extends to maintenance and control of the airways, airports, and ground facilities are spending considerable time and money to alleviate the problem, and are currently engaged in a mass effort to meet what appears to be an emergency situation.

The Board, too, is concerned with the problem and is actively exploring possible areas within the limits of its authority in which it may assist with respect to congestion resulting from air carrier operations. The Board's powers in this area are limited. It has no authority to regulate either airport operators as such or general aviation, as opposed to air carriers. Furthermore, the

extent of our authority to act with respect to air carrier scheduling is limited.

Under usual circumstances, we would not permit air carriers to discuss scheduling and fares, matters which reach to the heart of the competitive air transportation system. Normally such discussions would be antithetical to the competitive system. However, as set forth above, the congestion problems are highly unusual circumstances which compel extraordinary measures by all segments of the air transportation community. Accordingly, we find that the public interest in reducing the congestion problems warrants a grant of Board approval for intercarrier discussions. However, because of the competitive implications heretofore noted, and since an authorization from the Board for these discussions carries with it immunity from the antitrust laws, we further find that the public interest also requires the imposition of the restrictions hereinafter stated.

To begin with, any multicarrier agreements resulting from the discussions shall not be implemented until they have been filed with and approved by the Board pursuant to section 412 of the Act. Furthermore, the discussions will be limited to the congestion problems at New York City, Chicago, Los Angeles, and Washington. They will be authorized only for the purpose of exploring means to meet the congestion problems created by arrivals and departures at those four points. Discussions are not authorized for the purpose of allocating schedules or frequencies of particular carriers in specific inter-city markets, but only for the purpose of establishing general criteria under which each carrier will independently determine its own schedule pattern. The Board will also authorize discussions for the purpose of establishing differentials in fares between any of the four cities involved (on the one hand) and any other city (on the other hand) based upon peak and low volume periods of operations at the airports of such four cities. The Board would expect that any peak period surcharges, fare increases, or other fare changes having such effect to be at least offset by equivalent fare reductions in the same markets. Any fare agreements shall be filed with and approved by the Board prior to the filing of tariffs. Additionally, all meetings will be held upon the premises of the Board in the Universal Building, Washington, D.C.; an observer or observers from the Board will be in attendance at all times; and the carriers shall cause a transcript of all meetings to be made and shall provide two copies of all such transcripts to the Board.[1] All air carriers and foreign air carriers holding certificates or permits authorizing service to any of the four cities may attend, as well as representatives of the airport operators in the four cities, and of other interested Federal departments and agencies.

Accordingly, it is ordered, That:

1. Trans World Airlines, Inc., is hereby authorized to hold discussions with other United States and foreign air carriers providing scheduled services to and from New York City, Chicago, Los Angeles, and Washington concerning possible means of alleviating the air traffic congestion problems at such cities, or any of them, subject to the following conditions:

(a) Discussion shall be limited to the matters and to the extent heretofore specified affecting air traffic congestion problems only at New York City, Chicago, Los Angeles, and Washington.

(b) All discussions will be held on the Board's premises at the Universal Building, Washington, D.C.; a notice of any meeting called pursuant to this order shall be filed with the Board in this docket and mailed to all persons upon whom this order is to be served herein at least 3 calendar days prior to such meeting; a transcript of all discussions will be made and two copies shall be delivered to the Board by the reporter at the same time that copies are delivered to the carriers; and an observer or observers from the Board will be in attendance at all meetings.

(c) Representatives of all interested Federal departments and agencies of all air carriers and foreign air carriers holding certificates of public convenience and necessity or permits authorizing service to any of the cities heretofore specified in subparagraph (a), and of all airport operators at any of such cities shall be permitted to attend the meetings.

(d) All agreements resulting from such discussions shall be filed with the Board and shall not be implemented until approved by the Board.

2. The authorization granted herein shall expire 60 days from the date of issuance of this order, and this order may be earlier revoked or amended at any time without hearing in the discretion of the Board; and

3. A copy of this order shall be served upon all U.S. certificated air carriers, all foreign air carriers holding permits from the Board, the Departments of Transportation and Justice, the Port of New York Authority, the Department of Aviation of the city of Chicago, the Los Angeles Department of Airports, and the Federal Aviation Administration.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.[2]

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 68-9267; Filed, Aug. 1, 1968; 8:48 a.m.]

[1] In light of these requirements, the meetings will not be open to the public, but the transcript will be available in the public docket in accordance with normal Board procedures.

[2] Concurring statement of member Adams filed as part of the original document.

FEDERAL MARITIME COMMISSION

CITY OF OAKLAND ET AL.

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. J. Kerwin Rooney, Port Attorney, Port of Oakland, 66 Jack London Square, Oakland, Calif. 94607.

City of Oakland and Japan Line, Ltd., Kawasaki Kisen Kaisha, Ltd., Mitsui O.S.K. Lines, Ltd., and Yamashita-Shinnihon Steamship Co., Ltd.

Agreement No. T-2197 is a containership crane lease agreement between the city of Oakland (Oakland) and Japan Line, Ltd., Kawasaki Kisen Kaisha, Ltd., Mitsui O.S.K. Lines, Ltd., and Yamashita-Shinnihon Steamship Co., Ltd. (the Lines). The crane is located in the Seventh Street Terminal Area. (Oakland has entered into a lease with the Lines for this terminal facility (Agreement No. T-2138), and the lease is the subject of FMC Docket No. 68-27.) The crane will be used for loading and unloading containers to and from the Lines' containership and semicontainer vessels, and handling containers between 20 and 40 feet in length on the Lines' break-bulk vessels. As rental, the Lines will pay monthly 1/12 of an estimated annual rental of $78,537.00. Actual rental may be adjusted, depending on the actual cost of the crane. A formula for such an adjustment is included in the agreement. Secondary use of the crane by Oakland or by third parties is permitted, and charges therefor will be those specified in Oakland's tariff. The Lines' rental will be reduced by the amount of crane rental charges paid to the Port for such secondary use. Any secondary user will pay $12 per hour to the lines as com-

pensation for the cost of utilities, repairs, and maintenance.

Dated: July 30, 1968.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Assistant Secretary.

[F.R. Doc. 68-9277; Filed, Aug. 1, 1968; 8:49 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP69-11]

HUMBLE GAS TRANSMISSION CO.

Notice of Application

JULY 25, 1968.

Take notice that on July 15, 1968, the Humble Gas Transmission Co. (Applicant), 1700 Commerce Building, New Orleans, La. 70112, filed in Docket No. CP69-11 an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon and remove certain natural gas facilities in the Baton Rouge, La., Area, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks permission and approval to abandon the following:

(1) The "Maryland Tank Farm delivery point" used for supplying natural gas to Humble Oil and Refining Co.

(2) The TEL and HCL metering stations used for supplying natural gas to Ethyl Corp.

(3) Facilities used for supplying natural gas to the Louisiana Station Power Plant owned by Gulf States Utilities Co.

Applicant states it is abandoning the "Maryland Tank Farm delivery point" because it is now considered advisable to supply gas to the "Tank Farm" from other sources. Applicant states that in recent years a greater part of the service to Ethyl Corp. was transferred to Applicant's nonjurisdictional system with the result that only approximately 1 percent of the total delivery to the account passed from Applicant's jurisdictional system through the metering station to the TEL plant. Since November 24, 1967, deliveries have ceased entirely to the TEL plant, thus terminating all deliveries to this customer from Applicant's jurisdictional system. There have been no deliveries of gas through Applicant's metering station at the HCL plant delivery point in recent years and the facilities are not required. Applicant further states that a small amount of gas was previously delivered to the Louisiana Station Power Plant but these deliveries were discontinued July 1967. The Power Plant requirements are now being satisfied from other sources.

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 August 19, 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 permission and approval for the proposed abandonment 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. 68-9225; Filed, Aug. 1, 1968; 8:45 a.m.]

[Docket No. CP69-12]

MICHIGAN GAS STORAGE CO.

Notice of Application

JULY 25, 1968.

Take notice that on July 17, 1968, Michigan Gas Storage Co. (Applicant), 212 West Michigan Avenue, Jackson, Mich. 49201, filed in Docket No. CP 69-12 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing Applicant to use its existing facilities for the transportation for and in behalf of Consumers Power Co. (Consumers) of 525,000 Mcf of natural gas per day and additional volumes of gas, in excess of contract quantities, of up to 50,000 Mcf per day, which are received from time to time by Consumers from Trunkline Gas Co. (Trunkline), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

By order of the Commission issued in Docket No. CP 67-291 on July 10, 1967, Applicant was authorized to transport up to 425,000 Mcf of natural gas per day for and in behalf of Consumers on a firm basis, and additional volumes of gas of up to 50,000 Mcf per day which might be received by Consumers from Trunkline commencing November 1, 1967. The gas contemplated by said authorization is supplied to Consumers by Trunkline, under an agreement dated October 29, 1963, as amended February 21, 1967, which also provides, inter alia, for the delivery by Trunkline to Consumers of 525,000 Mcf per day commencing November 1, 1968.

The Commission on May 24, 1968, in Docket No. CP68-174 approved the 1968 increase in deliveries by Trunkline to Consumers. Applicant also states that, from time to time, during periods of low market demand, Trunkline may have available, in excess of such contract quantities, volumes of gas ranging up to 50,000 Mcf per day, and that Consumers may desire to purchase some of such additional gas. The application states that Applicant desires to transport said volumes of gas for and in behalf of Consumers. The application further states that these transportation services will be provided by Applicant without the construction of any additional facilities and all costs arising from said service will be passed on to Consumers pursuant to Applicant's cost-of-service tariff.

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 August 19, 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. 68-9226; Filed, Aug. 1, 1968; 8:45 a.m.]

[Docket Nos. CP68-177, R-341; Order 363]

TRANSCONTINENTAL GAS PIPE LINE CORP.

Order on Petition for Clarification of Order Issuing Conditional Certificate of Public Convenience and Necessity and of Statement of Policy

JULY 25, 1968.

Transcontinental Gas Pipe Line Corp. (Transco), on June 7, 1968, filed a petition for clarification of the "Findings and Order After Statutory Hearing Issuing Certificate of Public Convenience and Necessity", 39 FPC Docket No. CP68-177, issued on May 3, 1965, in which we granted conditional certificate authorization under section 7(c) and 7(e) of the Natural Gas Act for the construction and operation of pipeline facilities in the Southern Louisiana offshore area. The proposed facilities involve an estimated capital investment of approximately $65.7 million.

The grant of the certificate was conditioned upon Transco's agreement to make future filings for offshore facilities by September 1 of each year con-

taining such supplemental information as we prescribed. Thus, in the future, Transco is required to submit data concerning the potential joint utilization of existing and/or proposed new facilities; we also stated that it shall present information which will: "(iii) Utilize 30-inch (or larger if technologically possible) pipe for its offshore main line facilities * * * [and], (iv) demonstrate that its proposed facilities will be utilized, either by it individually or jointly with other pipeline companies, at a minimum annual load factor of 60 percent of the annual capacity available by the end of a 12-month period following the installation thereof, unless a waiver is issued." (Transco order mimeo. p. 3). Identical requirements were subsequently prescribed on June 4, 1968, for all future Southern Louisiana offshore pipeline certificate applicants. Statement of Policy, Order No. 363, 39 FPC _____, issued June 4, 1968, in Docket No. R-341. We treat the instant petition for clarification, as suggested by Transco, as also pertaining to this policy statement.

Transco seeks clarification of two questions: (1) Whether the September 1st filing date and the prescribed supplemental information apply only to mainline facilities, or to branch and stub lines, as well? (Petition, p. 3). It urges application to mainline facilities only so that it and other pipelines may file certificate applications for minor gathering facilities at times other than September 1st of each year. (2) What is the basis for the imposition of a 12-month/60 percent minimum annual load factor standard for offshore facilities? (Petition, p. 4). Transco requests, in light of the fact that production build-up may take several years after a new supply of natural gas is attached, that the 60 percent load factor requirement be imposed after a 3-year, rather than a 1-year, build-up; or alternatively, that the imposition of any load factor requirement await the "determinations" emanating from the Commission's Technical Advisory Committee on offshore natural gas, established by Commission order, issued June 19, 1968, 39 FPC _____. And, further, Transco urges that the provision for enforcement of the 60 percent requirement in any subsequent rate case be deleted from our orders.

We believe that the policy objectives and the related certificate filing requirements, as set out in our May 3 and June 4, 1968, orders, are sound and should not be modified at least until such time as the Commission and the industry gain additional experience in searching out all possible means of decreasing unit transmission costs for offshore natural gas.

1. We recognize that additional gas supplies will, from time to time, become available in the immediate vicinity of existing facilities which can most effectively be connected by the construction of minor gathering laterals or stub lines. Accordingly, applications for such minor facilities, involving relatively small investments, may be filed and considered for certification at any time during the year. However, we will examine any such applications to insure that the proposed minor facilities reflect the most efficient and economical means of transporting the related offshore gas volumes, giving full consideration to other lines or proposed lines in the area and other reserves including those not under contract to the applicant pipeline, and pipeline applicants will be expected to append to their applications factual information in sufficient detail to permit Commission determination of these questions.

2. The 60 percent load factor was an exercise of Commission judgment based upon the normal pipeline design capacity required to permit the maximum take provisions permissible under most Southern Louisiana gas purchase contracts. Under these contracts a pipeline is authorized to take up to 125 percent of the daily contract quantity obligation (DCQ). If a field were depleted at a rate necessary to meet the DCQ obligation, the pipeline facilities would have a load factor of 80 percent (i.e. 100÷125=80 percent). However, to allow for flexibility in the design of facilities, this optimum level of operation was discounted to a 60 percent level which, it should be noted, is the annual load factor attained if the pipeline buyer takes gas at a rate equal to only 75 percent of the DCQ (i.e., 75 percent÷125 percent =60 percent).

Concerning the propriety of the requirement that pipelines shall demonstrate that proposed mainline offshore facilities will have a minimum load factor of 60 percent within 12 months after installation, Transco correctly points out that some fields will have projected production buildup period which may make the imposition of these criteria inappropriate. If so, it was for this reason that we expressly provided that upon an appropriate showing in the application (e.g., a schedule of estimated daily gas and liquids production, by years) we were prepared to waive the 12 months period and prescribe a longer period within which the 60 percent minimum load factor could be met. In seeking such extensions because of the buildup period, we will also expect the pipeline buyer and the producer sellers to advise us, of the estimated proven and probable reserves, and why a more rapid developmental program cannot be undertaken. If accumulated experience later demonstrates that this requirement should be adjusted in some manner we will of course entertain a further request to do so.

We also see no reason for deleting the paragraph from our orders, which apprises pipeline certificate applicants of our intended cost-of-service treatment where offshore facilities fail to achieve a 60 percent load factor within the time period prescribed.[1] It should be obvious however, that we do not intend to apply the policy inflexibly to cases where lower utilization of installed offshore pipeline capacity than had been contemplated at the time of certification is demonstrably due to unavoidable situations beyond the control of the pipeline company.

For these reasons we think that the Commission's offshore pipeline policy is a workable one and should serve as a guide in future gas certificate and rate proceedings before the Commission without any modifications at this time.

By the Commission.

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

[F.R. Doc. 68-9227; Filed, Aug. 1, 1968; 8:45 a.m.]

[1] This paragraph reads as follows: It is the intention of the Commission to enforce the fourth requirement by permitting offshore pipeline facilities, certificated after the date of this order, to be included in Applicant's cost-of-service in future rate proceedings at an average unit cost predicated upon load factors of not less than 60 percent of the annual capacity available. (See Order No. 363, Mimeo p. 4).

FEDERAL RESERVE SYSTEM

OTTO BREMER CO. AND OTTO BREMER FOUNDATION

Notice of Request and Order for Hearing

Notice is hereby given that request has been made to the Board of Governors of the Federal Reserve System, pursuant to section 4(c)(8) of the Bank Holding Company Act of 1956 (12 U.S.C. 1843(c)(8)) and § 222.4(a) of the Board's Regulation Y (12 CFR 222.4(a)), by Otto Bremer Co. and Otto Bremer Foundation, St. Paul, Minn., both registered bank holding companies, for a determination that the planned activities of their proposed nonbanking subsidiaries, The State Agency of Redwood Falls, Inc., The American State Insurance Agency, Inc., The Cassabanka Insurance Agency, Inc., The Elk Valley Agency, Inc., and The Citizens Insurance Agency, Inc., are of the kind described in the aforementioned sections of the Act and the regulation so as to make it unnecessary for the prohibitions of section 4 of the Act with respect to the acquisition or retention of shares in nonbanking organizations to apply in order to carry out the purposes of the Act.

Inasmuch as section 4(c)(8) of the Act requires that any determination pursuant thereto be made by the Board after due notice and hearing and on the basis of the record made at such hearing:

It is hereby ordered, That pursuant to section 4(c)(8) of the Bank Holding Company Act and in accordance with §§ 222.4(a) and 222.5(a) of the Board's Regulation Y (12 CFR 222.4(a), 222.5(a)), promulgated under the Bank Holding Company Act, a hearing with respect to this matter be held commencing on August 21, 1968, at 10 a.m., at the Federal Reserve Bank of Minneapolis, Minneapolis, Minn., before a hearing examiner selected by the Civil Service Commission, pursuant to section 3344 of Title 5 of the United States Code, such hearing to be conducted according to the rules of practice for Formal Hearings of the Board of Governors of the Federal Reserve System (12 CFR Part 263). The right is reserved to the Board or such hearing examiner to designate any other date or

place for such hearing or any part thereof which may be determined to be necessary or appropriate for the convenience of the parties. The Board's rules of practice for Formal Hearings provide, in part, that "All such hearings shall be private and shall be attended only by parties and their representatives or counsel, representatives of the Board, witnesses, and other persons having an official interest in the proceedings: *Provided, however,* That, on written request by a party or representative of the Board, or on the Board's own motion, the Board, unless prohibited by law, may permit other persons to attend or may order the hearing to be public."

Any person desiring to give testimony in this proceeding should file with the Secretary of the Board, directly or through the Federal Reserve Bank of Minneapolis, Minneapolis, Minn., on or before August 16, 1968, a written request containing a statement of the nature of the petitioner's interest in the proceeding and a summary of the matters concerning which said petitioner wishes to give testimony. Such request will be presented to the designated hearing examiner for his determination. Persons submitting timely requests will be notified of the hearing examiner's decision.

Dated at Washington, D.C., this 25th day of July 1968.

By order of the Board of Governors.

[SEAL] ROBERT P. FORRESTAL,
Assistant Secretary.

[F.R. Doc. 68-9237; Filed, Aug. 1, 1968; 8:46 a.m.]

GENERAL SERVICES ADMINISTRATION

[Wildlife Order 82]

PORTION OF CAMP BRECKINRIDGE, MORGANFIELD, KY.

Transfer of Property

Pursuant to section 2 of Public Law 537, 80th Congress, approved May 19, 1948 (16 U.S.C. 667c), notice is hereby given that:

1. By deed from the United States of America dated June 14, 1968, the property known as a 900 acre, more or less, unimproved portion of Camp Breckinridge, Morganfield, Ky., and more particularly described in the deed dated June 14, 1968, has been transferred from the United States to the Commonwealth of Kentucky.

2. The above described property was transferred for wildlife purposes in accordance with the provisions of section 1 of said Public Law 537 (16 U.S.C. 667b).

Dated: July 29, 1968.

CURTIS A. ROOS,
Acting Assistant Commissioner for Real Property Disposal.

[F.R. Doc. 68-9278; Filed, Aug. 1, 1968; 8:49 a.m.]

SECURITIES AND EXCHANGE COMMISSION

ROVER SHOE CO.

Order Suspending Trading

JULY 29, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Rover Shoe Co., Bushnell, Fla., and stock purchase warrants of Rover Shoe Co. 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 July 30, 1968, through August 8, 1968, both dates inclusive.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 68-9234; Filed, Aug. 1, 1968; 8:45 a.m.]

[File No. 1-2879]

ROYSTON COALITION MINES, LTD.

Order Suspending Trading

JULY 29, 1968.

The capital stock 1-cent par value of Royston Coalition Mines, Ltd., being listed and registered on the Salt Lake Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Royston Coalition Mines, Ltd., 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 Salt Lake Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period July 30, 1968, through August 8, 1968, both dates inclusive.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 68-9235; Filed, Aug. 1, 1968; 8:45 a.m.]

SMALL BUSINESS ADMINISTRATION

DOWELL CAPITAL CORP.

Notice of Issuance of Small Business Investment Company License

On June 18, 1968, a notice of application for a license as a small business investment company was published in the FEDERAL REGISTER (33 F.R. 8863) stating that an application had been filed with the Small Business Administration (SBA) pursuant to § 107.102 of the regulations governing small business investment companies (13 CFR Part 107; 33 F.R. 326) for a license as a small business investment company by Dowell Capital Corp., 6517 Hillcrest Avenue, Dallas, Tex. 75205.

Interested persons were given until the close of business July 3, 1968, to submit to SBA their written comments. No comments were received.

Notice is hereby given that pursuant to section 301(c) of the Small Business Investment Act of 1958, as amended, after having considered the application and all other pertinent information and facts with regard thereto, SBA has issued License No. 10-0151 to Dowell Capital Corp. to operate as a small business investment company.

The License was issued at Washington, D.C., on July 11, 1968.

GLENN R. BROWN,
Associate Administrator for Investment.

[F.R. Doc. 68-9236; Filed, Aug. 1, 1968; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATION FOR RELIEF

JULY 30, 1968.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41406—*Wheat and grain sorghums to gulf ports, for export.* Filed jointly by St. Louis-San Francisco Railway Co. (No. 235), for and on behalf of itself and interested rail carriers, and Texas-Louisiana Freight Bureau, agent (No. 614), for interested rail carriers. Rates on wheat and grain sorghums, in bulk, in carloads, from points in Arkansas, Kansas, Missouri, Oklahoma, and Texas, to Baton Rouge, Lake Charles, and New Orleans, La., and Beaumont, Corpus Christi, Freeport, and Port Arthur, Tex., for export.

Grounds for relief—Motortruck competition and port relationship.

Tariffs—Supplement 51 to St. Louis-San Francisco Railway Co. tariff ICC A–1059 and supplements 125 and 13 to Texas-Louisiana Freight Bureau, agent, tariffs ICC 1012 and 1058, respectively.

By the Commission.

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

[F.R. Doc. 68–9264; Filed, Aug. 1, 1968; 8:48 a.m.]

[Notice 182]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 30, 1968.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 279), appear below:

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

No. MC–FC–35422. By order of July 26, 1968, the Transfer Board approved the lease to Charles J. Unrath, doing business as Westgor Trucking Co., Wittenberg, Wis., for a period of 1 year, of the operating rights in certificate No. MC–119754 issued May 24, 1961, to Stanley A. Westgor, Wittenberg, Wis., authorizing the transportation of: Cedar posts and poles, lumber, and charcoal, in bulk, between points in Wisconsin, Illinois, Minnesota, and Michigan. John L. Bruemmer, 121 West Doty Street, Madison, Wis. 53703; attorney for applicants.

No. MC–FC–70606. By order of July 24, 1968, the Transfer Board approved the transfer to Jerald W. Hoverson, doing business as D & H Truck Service, 1314 Utah Avenue, Benson, Minn. 56215, of the certificate of registration No. MC–98119 (Sub-No. 1), issued July 22, 1964, to Glenn E. Darling and Jerald W. Hoverson, a partnership, doing business as D & H Truck Service, Benson, Minn., evidencing a right to engage in transportation in interstate or foreign commerce solely within the State of Minnesota, corresponding to its Minnesota intrastate authority evidenced by A.T.C. Order No. 975–7, issued June 13, 1951, by the Railroad and Warehouse Commission, authorizing transportation of freight over a regular route between St. Paul and Willmar, Minn., subject to specified restrictions.

No. MC–FC–70630. By order of July 25, 1968, the Transfer Board approved the transfer to Roy W. Zimmerman & Sons, Inc., Ephrata, Pa., of certificate in No. MC–73796, issued April 21, 1966, to Roy W. Zimmerman, Ephrata, Pa., authorizing the transportation of: Fertilizer, from Baltimore, Md., to points in Lancaster, Lebanon, and Dauphin Counties, Pa. Thomas H. Wentz, 118 East Main Street, New Holland, Pa. 17557; attorney for applicants.

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

[F.R. Doc. 68–9265; Filed, Aug. 1, 1968; 8:48 a.m.]

[Notice 182A]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 30, 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 general rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC–FC–69893. By order of July 26, 1968, the Commission, Division 3, acting as an Appellate Division, approved the transfer to White Heavy Haulers, Inc., Jackson, Miss., of the operating rights in certificate No. MC–55861 issued October 15, 1956, to Brock E. Collins and Thomas L. Collins, a partnership, doing business as T. E. Collins Trucking Co., Shreveport, La., authorizing the transportation of machinery, materials, supplies and equipment incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, between points in Illinois, Indiana, and Kentucky; and machinery, equipment, materials, and supplies used in the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and machinery, equipment, materials, and supplies used in the construction, operation, repair, servicing, maintenance, and dismantling of pipe lines, including the stringing and picking up thereof, between points in Alabama, Arkansas, Florida, Louisiana, Georgia, Mississippi, and Texas. Harold D. Miller, Jr., Butler, Snow, O'Mara, Stevens and Cannada, Suite 700 Petroleum Building, Post Office Box 22567, Jackson, Miss. 39205; attorney for applicants.

No. MC–FC–70336. By order of July 24, 1968, the Commission, Division 3, acting as an Appellate Division, approved the transfer to Clarence Vogt, doing business as Vogt Transfer & Storage Co., Ontario, Oreg., of certificate No. MC–6154, issued November 25, 1964, to Lewis C. Dyer, doing business as Dyer Freight Line, Portland, Oreg., authorizing the transportation of: General commodities, excluding articles of unusual value and petroleum products in bulk, in tank vehicles, from Portland, Oreg., to points in Gilliam and Wheeler Counties, Oreg.; and livestock, household goods, emigrant movables, dressed turkey, wool, grain, feed, hay, and machinery, from and to or between points in Gilliam and Wheeler Counties, Oreg., and points as specified in California, Idaho, and Washington. Philip G. Skofstad, 1500 Northeast Irving Street, Portland, Oreg. 97232; attorney for applicants.

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

[F.R. Doc. 68–9266; Filed, Aug. 1, 1968; 8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 18213, 18214; FCC 68M–1110]

R. EDWARD CERIES AND JACK C. HUGHES

Order Continuing Hearing

In re applications of R. Edward Ceries, Albuquerque, N. Mex., Docket No. 18213, File No. BPH–6001; Jack C. Hughes, Albuquerque, N. Mex., Docket No. 18214, File No. BPH–6041; for construction permits.

Pursuant to agreements of counsel arrived at during the prehearing conference in the above-styled proceeding held on July 26, 1968: *It is ordered,* That the evidentiary hearing in this proceeding scheduled to begin on September 23, 1968, is continued to Monday, October 21, 1968, at 10 a.m., in the offices of the Commission, Washington, D.C.

Issued: July 29, 1968.

Released: July 29, 1968.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 68–9270; Filed, Aug. 1, 1968; 8:48 a.m.]

[Docket No. 17613; FCC 68M–1107]

MILTON BROADCASTING CO.

Order Rescheduling Hearing

In re application of Clayton W. Mapoles, trading as Milton Broadcasting Co., Docket No. 17613, File No. BR–2983; for renewal of license of station WEBY, Milton, Fla.

Broadcast Bureau counsel in this case is also counsel in a case recently designated for expedited hearing which might conflict with the August 19 hearing in the present matter.

Accordingly, on the unopposed oral request of the Bureau: *It is ordered,* That the hearing is rescheduled from

August 19 to September 30, 1968, at 10 a.m., at Milton, Fla. (As now scheduled, there will be a further prehearing conference in Washington on August 1, 1968, at 9 a.m.)

Issued: July 26, 1968.

Released: July 29, 1968.

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

[F.R. Doc. 68-9271; Filed, Aug. 1, 1968; 8:48 a.m.]

[Docket Nos. 18267, 18268; FCC 68-758]

PORT JERVIS BROADCASTING CO., INC., AND MURRAY HILL ASSOCIATES

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Port Jervis Broadcasting Co., Inc., Port Jervis, N.Y., Docket No. 18267, File No. BPH-6115; Requests: 96.7 mc, No. 244; 3 kw; 300 feet; Murray Hill Associates, Port Jervis, N.Y., Docket No. 18268, File No. BPH-6185; Requests: 96.7 mc, No. 244; 3 kw; 300 feet; for construction permits.

1. The Commission has under consideration the above captioned and described applications which are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference.

2. In Minshall Broadcasting Co., Inc., 11 FCC 2d 796, RR 2d 502 (1968), we indicated that applicants were expected to provide full information on (i) the steps they have taken to inform themselves of the real needs and interests of the area; (ii) the suggestions they have received; (iii) their evaluation of those suggestions; and (iv) the programing proposed to meet the community needs as they have been evaluated. Although both applicants appear to have made adequate surveys, neither one has listed the suggestions received, its evaluation of those suggestions or the programing proposed to meet these needs as evaluated. Thus, we are unable at this time to determine whether the applicants are aware of and responsive to the needs of the area. Accordingly, Suburban issues are required.

3. Port Jervis Broadcasting Co., Inc., proposes 100 percent duplication while Murray Hill Associates proposes independent programing. Therefore, evidence regarding program duplication will be admissible under the standard comparative issue. When duplicated programing is proposed, the showing permitted under the standard comparative issue will be limited to evidence concerning the benefits to be derived from the proposed duplication, and a full comparison of the applicants' program proposals will not be permitted in the absence of a specific programing inquiry—Jones T. Sudbury 8 FCC 2d 360, FCC 67-614, (1967).

4. Murray Hill Associates, a New Jersey corporation, has not indicated that it has qualified to do business in New York, and an issue on this matter will be specified.

5. Since no determination has yet been reached on whether the antennae proposed by either applicant would constitute a menace to air navigation, issues regarding these matters are required.

6. Except as indicated below, the applicants are qualified to construct and operate as proposed. However, because of their mutual exclusivity, the Commission is unable to make the statutory finding that a grant of the applications would serve the public interest, convenience and necessity, and is of the opinion that the applications must be designated for hearing on the issues set forth below.

7. *It is ordered,* That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

(1) To determine whether there is a reasonable possibility that the tower height and location proposed by Port Jervis Broadcasting Co., Inc., would constitute a menace to air navigation.

(2) To determine whether there is a reasonable possibility that the tower height and location proposed by Murray Hill Associates would constitute a menace to air navigation.

(3) To determine the efforts made by Port Jervis Broadcasting Co., Inc., to ascertain the community needs and interests of the area to be served and the means by which the applicant proposes to meet those needs and interests.

(4) To determine the efforts made by Murray Hill Associates to ascertain the community needs and interests of the area to be served and the means by which the applicant proposes to meet those needs and interests.

(5) To determine whether Murray Hill Associates is or can be qualified to do business in the State of New York.

(6) To determine which of the proposals would better serve the public interest.

(7) To determine, in the light of the evidence adduced pursuant to the foregoing issues which, if either, of the applications should be granted.

8. *It is further ordered,* That the Federal Aviation Administration is made a party to the proceeding.

9. *It is further ordered,* That to avail themselves of the opportunity to be heard, the applicants and party respondent herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney shall, within twenty (20) days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

10. *It is further ordered,* That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: July 24, 1968.

Released: July 30, 1968.

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

[F.R. Doc. 68-9272; Filed, Aug. 1, 1968; 8:48 a.m.]

[1] Chairman Hyde absent; Commissioner Lee concurring in the result.

[Docket Nos. 18204, 18205; FCC 68M-1109]

SUMITON BROADCASTING CO., INC., AND CULLMAN MUSIC BROADCASTING CO.

Statement and Order Following Prehearing Conference

In re applications of Sumiton Broadcasting Co., Inc., Sumiton, Ala., Docket No. 18204, File No. BP-17108; Dan Cole Mitchell and Leon A. Murphree, doing business as Cullman Music Broadcasting Co., Cullman, Ala., Docket No. 18205, File No. BP-17193; for construction permits.

At a prehearing conference held on July 26, 1968, the following schedule of procedural dates was agreed to by the parties:

Exchange of engineering showings: September 30, 1968.

Exchange of written presentation of nonengineering showings: October 14, 1968.

Notification of witnesses: October 24, 1968.

Hearing (rescheduled from Sept. 10, 1968): November 4, 1968.

So ordered.

Issued: July 26, 1968.

Released: July 29, 1968.

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

[F.R. Doc. 68-9273; Filed Aug. 1, 1968; 8:49 a.m.]

DOMESTIC PUBLIC RADIO SERVICES

Applications Accepted for Filing [1]

JULY 29, 1968.

Pursuant to §§ 1.227(b)(3) and 21.26(b) of the Commission's rules, an

[1] All applications accepted for filing during the course of the proceeding week are, for administrative convenience of the Commission, listed below. This Notice is not intended to serve as a final acceptance of any applications. All applications listed in the appendix are subject to further consideration and review, and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations or other requirements.

application, in order to be considered with any domestic public radio services application appearing on the list below, must be substantially complete and tendered for filing by whichever date is earlier: (a) The close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days from July 29, 1968, the date of acceptance of the first application for filing as listed below. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cut-off dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60 day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

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

APPENDIX

Applications Accepted For Filing:

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

4-C2-MP-69	Michigan Radio Dispatch Service.	(KQC573)	Modification of C.P. to replace the base transmitter operating on 454.05 MHz. Loc. No. 2: 16500 North Park Dr., Southfield, Mich.
247-C2-AP/AL-69	George W. Smith	(KME438)	Consent to assignment of C.P. and license from George W. Smith, Assignor, to Radio Page Communications, Inc., Assignee.
248-C2-P-69	Southwestern Bell Telephone Co.	(KKE967)	C.P. to add a sixth channel to operate on 152.81 MHz. at base station located at 2.5 miles south of Sinton, Tex., and add auxiliary test facilities to operate on 157.77, 157.89, 157.98, 158.01, 158.04, and 158.07 MHz. at 401 North Broadway, Corpus Christi, Tex.
255-C2-P-69	Radar Paging Service	(New)	C.P. for a new 2-way station to be located at 1620 Bower Street, Kansas City, Kans., to operate on base frequency 454.25 MHz. and (20 Dispatch Stations) pursuant to the provisions of section 21.519(a) of the rules.
256-C2-P-69	Southern Message Service, Inc.	(KKQ962)	C.P. to change the base frequency from 152.09 MHz. to 152.18 MHz. at Loc. No. 2: Near Fillmore, 13 miles east of Bossier City, La.
257-C2-P-69	South Central Bell Telephone Co.	(KIA960)	C.P. to add a fourth base channel to operate on 152.78 MHz. and add a second isolator in the transmission line of 152.75 MHz. transmitter, station location: On Red Mountain, 1 mile south of Birmingham, Ala.
263-C2-AL-69	Rochester Uni-Call Radio Corp.	(KEC518)	Consent to assignment of license from Rochester Uni-Call Radio Corp., Assignor to: Lad Radio Systems, Inc., Assignee.
264-C2-P-69	The Bell Telephone Co. of Pennsylvania.	(KGA585)	C.P. for four additional base channels on 454.40, 454.50, 454.55, and 454.60 MHz. at Loc. No. 2: 12 South 12th St., Philadelphia, Pa.
308-C2-AL-69	Norristown Miscellaneous Common Carrier.	(KGB875)	Consent to assignment of license from Norristown Miscellaneous Common Carrier, Assignor, to: Scott Communications, Inc., Assignee.
310-C2-P-69	Northwestern Bell Telephone Co.	(New)	C.P. for a new 2-way station to be located at 5 miles NNE of North Platte, Nebr., to operate on base frequencies 152.60 and 152.78 MHz. and auxiliary frequencies 157.86 and 158.04 MHz.
311-C2-P-69	Tribune Publishing Co	(KOP299)	C.P. to relocate base facilities to 1701 South 11th St., Tacoma, Wash., operating on frequency 152.06 MHz.

Renewal of Licenses expiring July 1, 1968, Term: July 1, 1968 to July 1, 1973.

Licensee	*Call sign*
Adams Telephone Co-operative	KSJ820
Bay Springs Telephone Co., Inc	KLB565
Niagara Telephone Co	KSJ801
Southwestern Bell Telephone Co	KAQ608
Triangle Telephone Co	KBM511

Correction:

Southwestern Bell Telephone Co—Correct Call Sign to read KKD289, not KKG289. All other particulars are same as reported on public notice dated June 13, 1968, Report No. 391-1.

Applications Accepted For Filing—Continued

POINT TO POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIER)

258-C1-P/ML-69	The Pacific Telephone & Telegraph Co.	(KME46)	C.P. to add 7087.5 MHz. toward Mount San Antonio, near Tijuana, Mexico, station location: 3848 Seventh Ave., San Diego, Calif.
259-C1-P/ML-69	do	(KMJ79)	C.P. to add 7087.5 MHz. toward Mexicali, Mexico, station location: Mount Laguna, Calif.
260-C1-ML-69	do	(KNL59)	Modification of licenses (3) for authority to change emission designators from FO, 2200F3 and 2200F9 to 24000F9 and 28000F9 on the radio channels between Ranger and Sage, Calif., and between Sage and Julian, Calif.
261-C1-ML-69	do	(KPP94)	
262-C1-ML-69	do	(KPP95)	
266-C1-P-69	Northwestern Bell Telephone Co.	(New)	C.P. for a new fixed station to be located at 78th St. and Cedar Ave. South, Bloomington, Minn., to operate on frequencies 11245.0, 11365.0, and 11525.0 MHz.
	American Telephone & Telegraph Co.		C.P.'s (14) fourteen to construct the initial TD-2/TD-3 radio relay channels on a new route section between Attica and Holland, N.Y., and additional TD-2 channels on an existing route between Holland and New York, N.Y., as follows:
267-C1-P-69	do	(KZA49)	Add 3730, 3810, and 4130 MHz. toward Holland, N.Y. Station location: 2.75 miles west of Attica, N.Y.
268-C1-P-69	do	(KEM46)	Add 3770, 3850, and 4170 MHz. toward Attica, N.Y., and Franklinville, N.Y. Station location: 1.2 miles NE of Holland, N.Y.
269-C1-P-69	do	(KEA79)	Add 3730, 3810, and 4130 MHz. toward Holland and Alma, N.Y. Station location: 4.9 miles south of Franklinville, N.Y.
270-C1-P-69	do	(KEA47)	Add 3770, 3850, and 4170 MHz. toward Franklinville, N.Y., and 3930 and 4070 MHz. toward Hartsville, N.Y. Station location: 3.2 miles NE of Alma, N.Y.
271-C1-P-69	do	(KEA46)	Add 3890 and 4030 MHz. toward Monterey and 3890 MHz. toward Alma, N.Y. Station location: 2.4 miles south of Hartsville, N.Y.
272-C1-P-69	do	(KEA45)	Add 3930 and 4070 MHz. toward Erin and 3930 MHz. toward Hartsville, N.Y. Station location: 2.5 miles NW of Monterey, N.Y.
273-C1-P-69	do	(KEA39)	Add 3890 and 4030 MHz. toward Center Lisle and 3890 MHz. toward Monterey, N.Y. Station location: 2.7 miles NE of Erin, N.Y.
274-C1-P-69	do	(KEA36)	Add 3930 and 4070 MHz. toward Tyner and 3930 MHz. toward Erin, N.Y. Station location: 3 miles SW of Center Lisle, N.Y.
275-C1-P-69	do	(KEA34)	Add 3890 and 4030 MHz. toward Deposit and 3890 MHz. toward Center Lisle, N.Y. Station location: 1.1 miles SW of Tyner, N.Y.
276-C1-P-69	do	(KEL96)	Add 3930 and 4010 MHz. toward Long Eddy and 3930 MHz. toward Tyner, N.Y. Station location: 5 miles north of Deposit, N.Y.
277-C1-P-69	do	(KEL79)	Add 3890 and 3970 MHz. toward Monticello and 3970 MHz. toward Deposit, N.Y. Station location: 2.5 miles north of Long Eddy, N.Y.
278-C1-P-69	do	(KEL98)	Add 3930 and 4010 MHz. toward Monroe and 4010 MHz. toward Long Eddy, N.Y. Station location: 6.5 miles SE of Monticello, N.Y.
279-C1-P-69	do	(KEL99)	Add 3890 and 3970 MHz. toward New York No. 7 and 3970 MHz. toward Monticello, N.Y. Station location: 4 miles SW of Monroe, N.Y.
280-C1-P-69	do	(KEL79)	Add 4010 MHz. toward Monroe, NY. Station location: 811 10th Ave., N.Y.

POINT TO POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIER)—Continued

281-C1-P-69	South Central Bell Telephone Co.	(KYS48)	C.P. to add 3730 and 3810 MHz. toward Stanton, Ky. Station location: 222 West Lexington Ave., Winchester, Ky.
282-C1-P-69	do	(KIV63)	C.P. to change frequencies 5952 and 6071.2 MHz. to 4090 and 4170 MHz. toward Winchester, Ky., and 5937.8 and 6056.4 MHz. to 3770 and 3850 MHz. toward Wellington, Ky.; replace transmitters operating on same and change the antenna system. Station location: Approximately 2.3 miles SE of Stanton, Ky.
283-C1-P-69	do	(KIV64)	C.P. to change frequencies 6189.9 and 6308.4 MHz. to 4050 and 4130 MHz. toward Stanton, Ky.; change 6293.6 and 6412.2 MHz. to 3730 and 3810 MHz. toward White Oak, Ky.; replace transmitters operating on same and change the antenna system. Station location: Approximately 0.3 mile west of Wellington, Ky.
284-C1-P-69	do	(KIV65)	C.P. to change frequencies 5952.6 and 6071.2 MHz. to 4090 and 4170 MHz. toward Wellington, Ky.; change 5937.8 and 6056.4 MHz. to 3770 and 3850 MHz. toward Hagerhill, Ky.; replace transmitters operating on same and change the antenna system. Station location: Approximately 2.4 miles south of White Oak, Ky.
285-C1-P-69	do	(KIV66)	C.P. to change frequencies 6278.8 and 6397.4 MHz. to 4050 and 4130 MHz. toward White Oak, Ky.; change 6293.6 and 6412.2 MHz. to 6271.4 and 11325 MHz. toward Pikeville, Ky.; change 11445 and 11685 MHz. to 11365 and 11605 MHz. toward Paintsville, Ky.; replace transmitters operating on same and change the antenna system. Station location: Approximately 1.5 miles SE of Paintsville, Ky.
286-C1-P-69	do	(KJW75)	C.P. to add 10915 and 11155 MHz. toward Hagerhill, Ky. Station location: 217 West Second Street, Paintsville, Ky.
287-C1-P-69	do	(KIV67)	C.P. to change frequencies 5952.6 and 6071.2 MHz. to 6019.3 and 11035 MHz. toward Hagerhill, Ky. Station location: Approximately 1.8 miles SW of Pikeville, Ky.

MAJOR AMENDMENT

6389-C1-P-68	Central Telephone Co.	(KJW73)	Change coordinates from lat. 35°42′22″ N. long. 79°49′23″ W. to: Lat. 35°42′22″ N.—long. 79°49′07″ W. All other particulars are to remain as reported on Public Notice dated July 1, 1968.

CORRECTION

227-C1-P-69	The Pacific Telephone & Telegraph Co.	(KMQ36)	Correct call sign to read KMQ36, not KMQ63. All other particulars are to remain as reported on public notice dated July 22, 1968.
6680-C1-P-68	Western Microwave, Inc.	(KSQ33)	C.P. to change frequency 6260 MHz. to 6060 MHz. toward Great Falls, Mont., on azimuth 205°00′. Station location: Blackhorse, 6 miles north of Great Falls, Mont.
249-C1-P-69	American Television Relay.	(KNK67)	C.P. to add frequency 6241.7 MHz. via power split toward Borrego Springs, Calif., on azimuth 171°55′. (Informative: Applicant proposes to provide the TV signal of KTLA(TV) Los Angeles, Calif., to Tele-Cable Service Corp. in Borrego Springs, Calif.)
250-C1-P-69	Western Microwave, Inc.	(KPV60)	C.P. to add new point of communication via power split toward Laurel, Mont., frequencies 6110, 6210, 6310, and 6410 MHz. on azimuth 326°19′. (Informative: Applicant proposes to provide the TV signals of KUTV(TV), KCPX-TV, KSL-TV, and KUED(TV) of Salt Lake City, Utah, to TV Cable Association, Inc. in Laurel, Mont.)
251-C1-P-69	Wyoming Microwave, Corp.	(KPS63)	C.P. to add new point of communication via power split toward Lovell, Wyo., frequencies 6075, 6175, 6275, and 6375 MHz. on azimuth 57°33′. (Informative: Applicant proposes to provide the TV signals of KUTV(TV), KCPX-TV, KSL-TV and KUED(TV) of Salt Lake City, Utah, to Televents of Wyoming, Inc., in Lovell, Wyo.)

MAJOR AMENDMENTS

3605-C1-P-67	Eastern Microwave, Inc.	(KEM59)	Change frequencies toward East Syracuse, N.Y. to: 5930.4, 5960.0, 5989.7, 6019.3, 6078.6, and 6138.0 MHz.
3746-C1-P-67	do	(KEM36)	Change frequency toward Sentinel Heights, N.Y., from 6419.7 MHz. to: 6049.0 MHz.
3747-C1-P-67	do	(KEM59)	Change frequency toward North Syracuse, N.Y.; from 6049.0 MHz. to: 5930.4 MHz. All other particulars are to remain as reported on public notices dated Jan. 10, 1966, Feb. 21, 1966, Aug. 15, 1966, and Mar. 20, 1967.

[F.R. Doc. 68-9274; Filed, Aug. 1, 1968; 8:49 a.m.]

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PART II

Department of Agriculture

Consumer and Marketing Service

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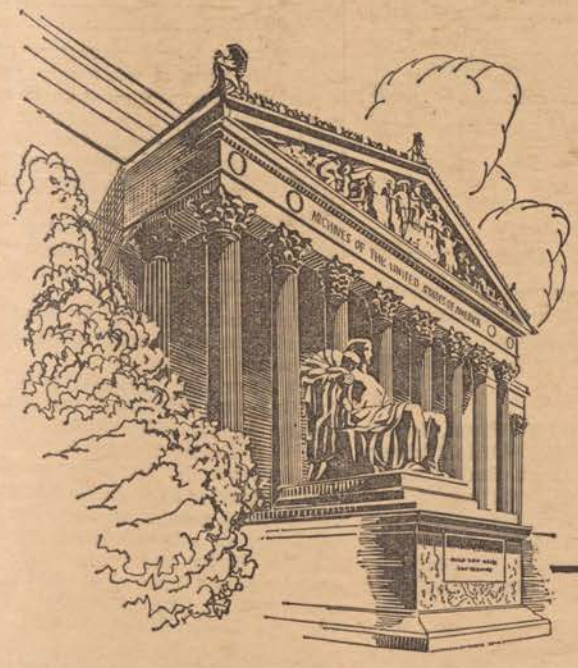
UNITED STATES STANDARDS FOR BEANS

PROPOSED REVISION



DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 68]

U.S. STANDARDS FOR BEANS

Notice of Proposed Rule Making

Pursuant to the administrative procedure provisions of 5 U.S.C. 553, notice is hereby given that the U.S. Department of Agriculture is proposing a revision of the U.S. Standards for Beans (7 CFR 68.101 et seq.) under authority contained in sections 203 and 205 of the Agricultural Marketing Act of 1946, 60 Stat. 1087 and 1090, as amended (7 U.S.C. 1622 and 1624).

Statement of considerations. The Agricultural Marketing Act of 1946 specifically authorizes and directs the Secretary of Agriculture "* * * to develop and improve standards * * * and recommend and demonstrate such standards in order to encourage uniformity and consistency in commercial practices." Under this authority, the standards for beans are continually being reviewed for further improvement. Such improvement depends, in part, on comments, views, and recommendations received from the various segments of the bean industry and other interested parties.

The Michigan Department of Agriculture, the Michigan Bean Shippers Association, and the National Dry Bean Council have recommended that certain features of the Michigan standards for dry edible beans be incorporated into the U.S. Standards for Beans. The Michigan Department of Agriculture and the Michigan Bean Shippers Association have recommended that the class name for Pea beans be changed to Michigan Navy Beans. The Department questions the desirability of the designation of a class of any product by an area of production. Furthermore, the California Bean Growers Association, The Rocky Mountain Bean Dealers Association, and the Western Bean Dealers Association are opposed to limiting the use of the term "navy beans" to Pea beans. They contend that Small White beans, Flat Small White beans, and Great Northern beans are marketed as "Navy type" beans, and that restricting the term "Navy" to Pea beans such as are grown in Michigan would be a detriment to these classes. Therefore, the recommendation that Pea beans be designated as Michigan Navy Beans is not proposed. However, it is proposed that the parenthetical phrases following the class names in the present standards be retained as heretofore; e.g., Pea beans (the type as grown in the Great Lakes region known also as Navy beans), Small White beans (the type as grown on the Pacific Coast, not including Tepary beans), and Cranberry beans (known also as Speckled Cranberry and Horticultural Pole). The information contained in the parenthetical phrases after the class names could then be shown, upon request by the applicant for inspection, under "remarks" on the inspection certificate. These standards would not prohibit the sale of Pea beans which are labeled Michigan Navy beans or Navy beans.

In several informal discussion meetings, producer and trade groups have also recommended certain other changes. Suggestions and views of all interested persons have been considered in preparing the proposed revision of the standards.

Proposed changes. The proposed changes in the standards are:

1. Change the format of the standards to set them forth as sections (e.g. 68.101, 68.102, etc.) rather than subdivisions of sections.

2. Delete the class names "Medium White beans," "Large White beans," "Old Fashioned Yelloweye beans," and "Bayo beans." According to the National Dry Bean Council, there is little or no production of these varieties. Such varieties, if grown, would be classified as "Miscellaneous beans."

3. Delete the class name "Western Red Kidney beans," which is a type of Light Red Kidney beans grown on the Pacific Coast. The bean trade recommends that all types of Light Red Kidney beans be classified as such regardless of production area.

4. Change the definitions for badly damaged beans, classes that blend, contrasting classes, defects, stones, weevily beans, well screened, and U.S. Substandard to more clearly define these terms.

5. Add a new section for color requirements for Pea beans. This section would provide for type samples for good and fair color, which would be maintained by the Grain Division, Consumer and Marketing Service, and would be available for reference in all bean inspection offices that inspect and grade beans. These samples would be prepared by the Department of Agriculture in cooperation with the bean industry.

6. Add a new table for the class Pea beans and include premium grades; i.e., U.S. Choice Handpicked and U.S. Prime Handpicked. The table would provide for the following grades:

U.S. Choice Handpicked.
U.S. Prime Handpicked.
U.S. No. 1.
U.S. No. 2.
U.S. Substandard.
U.S. Sample grade.

7. Combine into one grade table the grade requirements and grade designation for the following classes:

(a) Blackeye, Cranberry, and Yelloweye beans.

(b) Pinto beans.

(c) Marrow, Great Northern, Small White, Flat Small White, White Kidney, Light Red Kidney, Dark Red Kidney, Small Red, Pink, and Mung beans, and all the classes of Miscellaneous beans.

The class "Yelloweye beans" would be included with group (a) because the same grading factors would apply to these three classes.

8. Add "Black Turtle Soup beans" to the class names and to the grade table as provided for in item 7, because there is a substantial increase in production of this class.

9. Delete the class names "Blackeye" and "Cranberry beans" from the excepted list of beans that do not qualify under the Handpicked special grades.

10. Provided that the special grade "Off-color" shall only apply to grades U.S. No. 2, U.S. Substandard, and U.S. Sample grade for the class "Pea beans." The trade has requested that U.S. Choice Handpicked and U.S. No. 1 shall be of "good color" and U.S. Prime Handpicked shall be at least of "fair color."

11. Add "lentils, peas, and cowpeas other than Blackeye types" between the words "cereal grains" and "and all matter other than beans" in the definition for foreign material. These do not qualify as beans under the U.S. Standards for Beans.

12. Provide that, upon request, the words "Stated by applicant to be (State) grown" may be shown under "Remarks" on bean certificates.

13. Add the sentence "Beans with a significant amount of dirt or dirt-like substance adhering to the seedcoat shall be considered as damaged beans." to the definition for damaged beans.

14. Change the definition for "U.S. Sample grade" in the grade tables by including "which contain insect webbing or filth, animal filth, any unknown foreign substance, broken glass, or metal fragments." By adding these substances to the definition of U.S. Sample grade, the specific reason or reasons for assigning such grade would be stated on the certificate without using the general statement "distinctly low quality."

15. Provide that Handpicked beans may be "electronically sorted."

16. Change the definition for "Basis of determination" to provide that all determinations would be made on the basis of the beans as a whole, except that color and off-color would be determined on the basis of the beans after the removal of defects.

17. Change the definition for "Percentages" to provide that all percentages would be determined upon the basis of weight and would be stated in terms of whole, tenths, and hundredths of a percent as required for individual factors.

18. Change the maximum limits for stones from "trace" to "0.01 percent" for grade U.S. Extra No. 1 in the grade tables for Large Lima, Baby Lima, and Miscellaneous beans. This would define the limit for "trace."

19. Consolidate the information under the section on "Grade designations" in the interest of clarity.

An alternate proposal would provide for: (a) The deletion of the term "handpicked" from U.S. Choice Handpicked and U.S. Prime Handpicked in proposal No. 6 above, (b) the deletion of "Choice Handpicked" and "Handpicked" from the special grades section, and (c) the addition of the premium grade "U.S. Choice" above the grade "U.S. No. 1" in the combined table as provided for under item "7." In the alternate proposal, it has been recommended that premium grades be shown in appropriate tables rather than in narrative form.

It has been recommended that sound beans, the halves of which are held to-

gether loosely by the seedcoat, should function as "sound whole beans" and not as "splits," because such beans have the same cooking quality as whole beans. However, data available to the Department indicates that most loosely hung beans will separate completely as splits when run through handling and packaging equipment. Such beans deteriorate more rapidly than whole beans and have substantially the same cooking characteristics as splits. It is generally recognized that uniform size beans, which are free from splits or loosely hung halves, have better cooking characteristcs than mixtures of whole beans and splits. Beans which retain firmness after cooking are more desirable for making salads. Therefore, the recommendation that loosely hung beans be considered as whole beans is not proposed.

The Department proposes to revise the United States Standards for Beans to read as follows:

U.S. Standards for Beans [1]

Terms Defined

§ 68.101 Beans.

Beans shall be dry threshed field and garden beans, whole, broken, and split, commonly used for edible purposes.

§ 68.102 Classes.[2]

Beans shall be divided into classes as follows, each of which, except Mixed beans, may contain not more than 2.0 percent of beans of contrasting classes and not more than 15.0 percent of beans of other classes that blend:

Pea beans (the type as grown in the Great Lakes region known also as Navy beans).
Marrow beans (not including Red Marrow).
Great Northern beans.
Small White beans (the type as grown on the Pacific coast, not including Tepary beans).
Flat Small White beans (the type as grown in northern Idaho).
White Kidney beans.
Light Red Kidney beans.
Dark Red Kidney beans.
Yelloweye beans.
Small Red beans (known also as Red Mexican, California Red, and Idaho Red).
Pink beans.
Black Turtle Soup beans.
Mung beans.
Blackeye beans (cowpeas of the Blackeye variety).
Cranberry beans (known also as Speckled Cranberry and Horticultural Pole).
Pinto beans (including the Mexican Pinto type but not the type known as Spotted Red Mexican).
Large Lima beans (characteristic of the Large White Pole and Burpee Bush Lima type).
Baby Lima beans (characteristic of Small White Lima beans of the Henderson Bush and similar types).

Miscellaneous Lima beans: Lima beans that do not come within the classes Large Lima or Baby Lima shall be classified and designated according to their commonly accepted commercial name.

Miscellaneous beans: Beans that are not otherwise classified in these standards shall be classified and designated according to the commonly accepted commercial name of such beans.

Mixed beans: Mixed beans shall be any mixture of beans not provided for in the classes listed above.

§ 68.103 Grades.

Grades shall be the premium grades, numerical grades, substandard grades, sample grades, and special grades provided for in §§ 68.127–68.132.

§ 68.104 Sound beans.

Sound beans shall be beans that are free from defects.

§ 68.105 Defects.

Defects for the classes Baby Lima and Miscellaneous Lima beans shall be damaged beans, contrasting classes, and foreign material. Defects for all other classes of beans shall be splits, damaged beans, contrasting classes, and foreign material.

§ 68.106 Splits.

Splits shall be pieces of beans that are not damaged, each of which consists of three-fourths or less of the whole bean, and shall include any sound bean the halves of which are held together loosely.

§ 68.107 Damaged beans.

Damaged beans shall be beans and pieces of beans that are damaged by frost, weather, disease, weevils or other insects, or other causes. Beans with a significant amount of dirt or dirt-like substance adhering to the seedcoat shall be considered as damaged beans.

§ 68.108 Badly damaged beans.

Badly damaged beans shall be beans and pieces of beans that are materially damaged or discolored by frost, weather, disease, weevils or other insects, or other causes so as to materially affect the appearance and quality of the beans.

§ 68.109 Foreign material.

Foreign material shall be stones, dirt, weed seeds, cereal grains, lentils, peas, cowpeas other than Blackeye types, and all matter other than beans.

§ 68.110 Stones.

Stones shall be concreted earthy or mineral matter, and other substances of similar hardness that do not disintegrate readily in water.

§ 68.111 Contrasting classes.

Contrasting classes shall be beans of other classes that are of a different color, size, or shape from the beans of the class designated.

§ 68.112 Classes that blend.

Classes that blend shall be sound beans of other classes that are similar in color, size, and shape to the beans of the class designated, and shall include white beans in the class Yelloweye which are similar in size and shape to the Yelloweye beans.

§ 68.113 Broken beans.

Broken beans shall be sound beans with some but less than one-fourth of each bean broken off or with one-fourth or more of the seedcoat removed.

§ 68.114 Blistered beans.

Blistered beans shall be sound beans with badly blistered or burst seedcoats.

§ 68.115 Wrinkled beans.

Wrinkled beans shall be sound beans that have deeply wrinkled seedcoats and/or are badly warped or misshapen.

§ 68.116 Weevily beans.

Weevily beans shall be beans that are infested with live weevils or other insects injurious to stored beans or that contain weevil-bored beans.

§ 68.117 Clean-cut weevil-bored beans.

Clean-cut weevil-bored beans shall be beans from which weevils have emerged, leaving a clean-cut open cavity free from larvae, webbing, refuse, mold, or stain.

§ 68.118 Well screened.

Well screened, as applied to the general appearance of beans, shall mean that the beans are uniform in size and are practically free from such small, shriveled, underdeveloped beans, splits, broken beans, large beans, and foreign material that can be removed readily by the ordinary process of milling or screening through the proper use of sieves.

§ 68.119 Good natural color.

Good natural color, as applied to the general appearance of beans, shall mean that the beans in mass are practically free from discoloration and have the natural color and appearance of the class of beans that predominates in the sample.

§ 68.120 30/64 sieve.

A 30/64 sieve shall be a metal sieve 0.0319-inch thick perforated with round holes 0.4687 (30/64) inch in diameter which are 1 1/16 inch from center to center. The perforations of each row shall be staggered in relation to the adjacent rows.

§ 68.121 28/64 sieve.

A 28/64 sieve shall be a metal sieve 0.0319-inch thick perforated with round holes 0.4375 (28/64) inch in diameter which are 1 9/32 inch from center to center. The perforations of each row shall be staggered in relation to the adjacent rows.

§ 68.122 24/64 sieve.

A 24/64 sieve shall be a metal sieve 0.0319-inch thick perforated with round holes 0.3750 (24/64) inch in diameter which are 1 7/32 inch from center to center. The perforations of each row shall be staggered in relation to the adjacent rows.

Principles Governing Application of Standards

§ 68.123 Basis of determination.

The determination of "color" including "off-color" shall be upon the basis of the beans after the removal of defects.

[1] The specifications of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act.

[2] The use of a variety name in the designation of the class of beans does not imply any guarantee of varietal purity.

All other determinations shall be upon the basis of the beans as a whole.

§ 68.124 Percentages.

All percentages shall be determined upon the basis of weight, and shall be stated in terms of whole, tenths, and hundredths of a percent as required for individual factors.

§ 68.125 Moisture.

Moisture shall be determined by the use of equipment and procedures prescribed by the Consumer and Marketing Service, U.S. Department of Agriculture, or determined by any method that gives equivalent results. (Information thereon may be obtained from said Service.)

§ 68.126 Color requirements.

Samples illustrating the lowest level for good color and fair color for the class Pea beans will be maintained by the Grain Division, Consumer and Marketing Service, U.S. Department of Agriculture, and will be available for reference in all inspection offices that inspect and grade beans. The term "Good natural color" in § 68.119 shall not apply to the class Pea beans.

GRADES, GRADE REQUIREMENTS, AND GRADE DESIGNATIONS

§ 68.127 Grades and grade requirements for the class Pea beans.

(See also § 68.132.)

Grade	Maximum limits of—						Minimum requirements—Color
	Total defects	Badly damaged beans	Contrasting classes	Foreign material: Total	Foreign material: Stones	Classes that blend	
	Percent	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*	
U.S. Choice handpicked [1]	1.5	0.3	0.01	0.01	----------	2.0	Good.
U.S. Prime handpicked [1]	3.0	0.3	0.01	0.01	----------	2.0	Fair.
U.S. No. 1 [1]	2.0	----------	0.5	0.4	0.2	4.0	Good.
U.S. No. 2 [1]	3.0	----------	1.0	0.8	0.4	4.0	Fair. [2]
U.S. Substandard	U.S. Substandard shall be beans of this class which do not meet the requirements for the grades U.S. Choice handpicked through U.S. No. 2 or U.S. Sample grade.						
U.S. Sample grade	U.S. Sample grade shall be beans of this class which are musty, sour, heating, materially weathered, or weevily; which have any commercially objectionable odor; which contain insect webbing or filth, animal filth, any unknown foreign substance, broken glass, or metal fragments; or which are otherwise of distinctly low quality.						

[1] The beans of this class in grades U.S. Choice handpicked, U.S. Prime handpicked, U.S. No. 1, and U.S. No. 2 shall be well screened.

[2] Provided that the special grade "off-color" may be applied to U.S. No. 2 and lower grades for this class. [See § 68.132(c).]

§ 68.128 Grades and grade requirements for the classes (a) Blackeye, Cranberry, and Yelloweye beans; (b) Pinto beans; and (c) Marrow, Great Northern, Small White, Flat Small White, White Kidney, Light Red Kidney, Dark Red Kidney, Small Red, Pink, Black Turtle Soup, Mung, and Miscellaneous beans.

(See also § 68.132.)

Grade	Maximum limits of—						
	Total defects (see applicable classes above).			Contrasting classes	Foreign material: Total	Foreign material: Stones	Classes that blend
	(a)	(b)	(c)				
	Percent	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*
U.S. No. 1 [1] [2] [3] [4]	4.0	3.0	2.0	0.5	0.5	0.2	5.0
U.S. No. 2 [1] [2] [3] [4]	6.0	5.0	4.0	1.0	1.0	0.4	10.0
U.S. No. 3 [1] [2] [4]	8.0	7.0	6.0	2.0	1.5	0.6	15.0
U.S. Substandard	U.S. Substandard shall be beans of any one of these classes which do not meet the requirements for the grades U.S. No. 1, U.S. No. 2, U.S. No. 3, or U.S. Sample grade.						
U.S. Sample grade	U.S. Sample grade shall be beans of any one of these classes which are musty, sour, heating, materially weathered, or weevily; which have any commercially objectionable odor; which contain insect webbing or filth, animal filth, any unknown foreign substance, broken glass, or metal fragments; or which are otherwise of distinctly low quality.						

[1] The beans of any one of these classes shall be well screened.

[2] The beans of the class Mung beans in grade U.S. No. 1 and of the classes Mung and Blackeye beans in grades U.S. Nos. 2 and 3 may contain not more than 0.1, 0.2, and 0.5 percent, respectively, of clean-cut weevil-bored beans.

[3] The beans of the class Yelloweye beans in the grades U.S. Nos. 1 and 2 may contain an additional 5.0 percent of classes that blend, when such additional percentage consists of white beans which are similar in size and shape to the Yelloweye beans.

[4] The beans of the classes Blackeye, Cranberry, and Yelloweye beans in grades U.S. Nos. 1, 2, and 3 may contain not more than 2.0, 4.0, and 6.0 percent, respectively, of damaged beans.

§ 68.129 Grades and grade requirements for the class Large Lima beans.

(See also § 68.132.)

Grade	Maximum limits of—							
	Total blistered, wrinkled, and defects	Splits	Damaged beans: Total	Damaged beans: Badly damaged	Contrasting classes	Foreign material: Total	Foreign material: Stones	Classes that blend
	Percent	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*
U.S. Extra No. 1 [1]	4.0	2.0	1.0	0.2	0.2	0.2	0.01	2.0
U.S. No. 1 [2]	6.0	3.0	2.0	0.5	0.5	0.5	0.2	5.0
U.S. No. 2 [3]	9.0	5.0	3.0	1.0	1.0	1.0	0.3	10.0
U.S. Substandard	U.S. Substandard shall be beans of this class which do not meet the requirements for the grades U.S. Extra No. 1, U.S. No. 1, U.S. No. 2, or U.S. Sample grade.							
U.S. Sample grade	U.S. Sample grade shall be beans of this class which are musty, sour, heating, materially weathered, or weevily; which have any commercially objectionable odor; which contain insect webbing or filth, animal filth, any unknown foreign substance, broken glass, or metal fragments; or which are otherwise of distinctly low quality.							

[1] U.S. Extra No. 1 shall be well screened and meet the following additional requirements:
(a) Contain not more than 17 percent moisture.
(b) Be of good natural color.
(c) Contain not more than 3.0 percent broken beans.
(d) Contain not more than 20 percent of beans that will pass through a 30/64 sieve of which not more than 5 percent will pass through a 28/64 sieve.
[2] U.S. No. 1 shall be well screened and meet the following additional requirements:
(a) Contain not more than 5.0 percent of broken beans.
(b) Contain not more than 25 percent of beans that will pass through a 28/64 sieve, of which not more than 5 percent will pass through a 24/64 sieve.
[3] U.S. No. 2 shall be well screened and meet the following additional requirements:
(a) Contain not more than 5.0 percent of broken beans.
(b) Contain not more than 40 percent of beans that will pass through a 28/64 sieve, of which not more than 5 percent will pass through a 24/64 sieve.

§ 68.130 Grades and grade requirements for the class Baby Lima beans, and for the classes of Miscellaneous Lima beans.

(See also § 68.132.)

Grade	Maximum limits of—							
	Blistered, wrinkled, and/or broken	Splits	Total defects	Badly damaged beans	Contrasting classes	Foreign material: Total	Foreign material: Stones	Classes that blend
	Percent	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*
U.S. Extra No. 1 [1] [2]	2.0	2.0	1.0	0.5	0.2	0.2	0.01	2.0
U.S. No. 1 [1]	3.0	3.0	2.0	1.0	0.5	0.5	0.2	5.0
U.S. No. 2 [1]	5.0	5.0	3.0	1.5	1.0	1.0	0.3	10.0
U.S. No. 3 [1]	8.0	8.0	5.0	2.0	2.0	1.5	0.6	15.0
U.S. Substandard	U.S. Substandard shall be beans of any one of these classes which do not meet the requirements for the grades U.S. Extra No. 1, U.S. No. 1, U.S. No. 2, U.S. No. 3, or U.S. Sample grade.							
U.S. Sample grade	U.S. Sample grade shall be beans of any one of these classes which are musty, sour, heating, materially weathered, or weevily; which have any commercially objectionable odor; which contain insect webbing or filth, animal filth, any unknown foreign substance, broken glass, or metal fragments; or which are otherwise of distinctly low quality.							

[1] The beans of any one of these classes in the grades U.S. Extra No. 1, U.S. No. 1, U.S. No. 2, and U.S. No. 3 shall be well screened.
[2] The beans of any one of these classes in the grade U.S. Extra No. 1 shall be of good natural color, and may contain not more than 17 percent moisture.

§ 68.131 Grade designations.

The grade designation for all classes of beans, except Mixed beans, shall include the letters "U.S.," the name or number of the grade, and the name of the class. In addition, the designation for the grade U.S. Substandard shall include the percentage each of sound beans, splits, damaged beans, contrasting classes, and foreign material. Mixed beans shall be graded according to the grade requirements of the class of beans which predominates in the mixture, except that the factors "contrasting classes" and "classes that blend" and the factor of size when Large Lima beans predominate, shall be disregarded, and the grade designation shall include the name and percentage of each class in the mixture. The name of each applicable special grade shall be shown as provided for in § 68.132.

§ 68.132 Special grades, special grade requirements, and special grade designations for all classes of beans.

(a) *Handpicked beans*—(1) *Grade requirements.* The special grade "Handpicked" beans shall be applicable to beans of any one of the classes, except Pea, Large Lima, Baby Lima, Miscellaneous Lima, and Mixed beans, which meet the grade requirements for any of the grades U.S. No. 1, U.S. No. 2, or U.S. No. 3, which have been handpicked, electronically sorted, or otherwise processed so that they contain not more than 0.3 percent of badly damaged beans, not more than 0.01 percent contrasting classes, and not more than 0.01 percent of foreign material. Handpicked beans shall not include "off-color" beans.

(NOTE: The handpicked grades for Pea beans are shown in § 68.127.)

(2) *Grade designation.* Handpicked beans shall be graded and designated as provided in either subdivision (i) or (ii) of this subparagraph as follows:

(i) *Choice handpicked.* Handpicked beans of all classes to which the special grade Handpicked applies, except the class Pinto beans, which meet the grade requirements for the grade U.S. No. 1, and which do not contain more than 1.5 percent total defects, and Pinto beans which meet the grade requirements for the grade U.S. No. 1 and which do not contain more than 2.0 percent total defects, shall be graded and designated as "U.S. Choice Handpicked." Such designation shall precede the name of the class.

(ii) *Handpicked.* Handpicked beans which do not meet the grade requirements for the grade U.S. Choice Handpicked shall be graded and designated according to the grade requirements of the standards applicable to such beans if they were not handpicked, and there shall be added to and made a part of the grade designation, following the number of the grade, the word "Handpicked."

(b) *High moisture beans*—(1) *Grade requirements.* High moisture beans shall be beans of any class which contain more than 18 percent of moisture.

(2) *Grade designation.* High moisture beans shall be graded and designated according to the grade requirements of the standards otherwise applicable to such beans, and there shall be added to and made a part of the grade designation, following the name of the class, the words "high moisture," followed by a statement of the percentage of moisture in the beans.

(c) *Off-color beans*—(1) *Grade requirements.* Off-color beans shall be beans of any class that, in mass, are distinctly off-color due to age or to any other natural cause but which are not materially weathered.

(2) *Grade designations.* Off-color beans shall be graded and designated according to the grade requirements of the standards applicable to such beans if they were not off-color, and there shall be added to and made a part of the grade designation, following the name of the class, the word "off-color."

Alternate proposed amendments to delete the term "Handpicked":

(1) Delete the word "Handpicked" from the grades U.S. Choice Handpicked and U.S. Prime Handpicked in the proposed table for Pea beans,

(2) Delete the special grades "Choice Handpicked" and "Handpicked" from the section on special grades,

(3) Add the grade U.S. Choice and a maximum limit for badly damaged beans in addition to the other grading factors above U.S. No. 1 in the grade tables for all classes except Baby Lima, Large Lima, and Miscellaneous Lima beans.

The alternate proposals are as follows:

§ 68.127 Grades and grade requirements for the class Pea beans.

(See also § 68.132.)

Grade	Maximum limits of—						Minimum requirements—
	Total defects	Badly damaged beans	Contrasting classes	Foreign material		Classes that blend	Color
				Total	Stones		
	Percent	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*	
U.S. Choice [1]	1.5	0.3	0.01	0.01	----------	2.0	Good.
U.S. Prime [1]	3.0	0.3	0.01	0.01	----------	2.0	Fair.
U.S. No. 1 [1]	2.0	--------	0.5	0.4	0.2	4.0	Good.
U.S. No. 2 [1]	3.0	--------	1.0	0.8	0.4	4.0	Fair.[2]
U.S. Substandard	U.S. Substandard shall be beans of this class which do not meet the requirements for the grade U.S. Choice through U.S. No. 2 or U.S. Sample grade.						
U.S. Sample grade	U.S. Sample grade shall include beans of this class which are musty, sour, heating, materially weathered, or weevily; which have any commercially objectionable odor; which contain insect webbing or filth, animal filth, any unknown foreign substance, broken glass, or metal fragments; or which are otherwise of distinctly low quality.						

[1] The beans of this class in grades U.S. Choice, U.S. Prime, U.S. No. 1, and U.S. No. 2 shall be well screened.
[2] Provided that the special grade "off-color" may be applied to U.S. No. 2 and lower grades of this class [See § 68.132 (b).]

§ 68.128 Grades and grade requirements for the classes (a) Blackeye, Cranberry, and Yelloweye beans; (b) Pinto beans; and (c) Marrow, Great Northern, Small White, Flat Small White, White Kidney, Light Red Kidney, Dark Red Kidney, Small Red, Pink, Black Turtle Soup, Mung, and Miscellaneous beans.

(See also § 68.132.)

Grade	Maximum limits of—						
	Total defects (See applicable classes above)			Contrasting classes	Foreign material		Classes that blend
	(a)	(b)	(c)		Total	Stones	
	Percent	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*	*Percent*
U.S. Choice [1 2 6]	1.5	1.5	1.5	0.01	0.01	----------	2.0
U.S. No. 1 [1 2 3 4 5]	4.0	3.0	2.0	0.5	0.5	0.2	5.0
U.S. No. 2 [1 3 4 5]	6.0	5.0	4.0	1.0	1.0	0.4	10.0
U.S. No. 3 [1 3 5]	8.0	7.0	6.0	2.0	1.5	0.6	15.0
U.S. Substandard	U.S. Substandard shall be beans of any one of these classes which do not meet the requirements for the grades U.S. No. 1, U.S. No. 2, U.S. No. 3, or U.S. Sample grade.						
U.S. Sample grade	U.S. Sample grade shall be beans of any one of these classes which are musty, sour, heating, materially weathered, or weevily; which have any commercially objectionable odor; which contain insect webbing or filth, animal filth, any unknown foreign substance, broken glass, or metal fragments; or which are otherwise of distinctly low quality.						

[1] The beans of any one of these classes shall be well screened.
[2] The beans of any of these classes in grade U.S. Choice may contain not more than 0.3 percent of badly damaged beans.
[3] The beans of the class Mung beans in grade U.S. No. 1 and of the classes Mung and Blackeye beans in grades U.S. Nos. 2 and 3 may contain not more than 0.1, 0.2, and 0.5 percent, respectively, of clean-cut weevil-bored beans.
[4] The beans of the class Yelloweye beans in the grades U.S. Nos. 1 and 2 may contain an additional 5.0 percent of classes that blend, when such additional percentage consists of white beans which are similar in size and shape to the Yelloweye beans.
[5] The beans of the classes Blackeye, Cranberry, and Yelloweye beans in grade U.S. Choice and in grades U.S. Nos. 1, 2, and 3 may contain not more than 1.0, 2.0, 4.0, and 6.0 percent, respectively, of damaged beans.

§ 68.132 Special grades, special grade requirements, and special grade designations for all classes of beans.

(a) *High moisture beans*—(1) *Grade requirements.* High moisture beans shall be beans of any class which contain more than 18 percent of moisture.

(2) *Grade designation.* High moisture beans shall be graded and designated according to the grade requirements of the standards otherwise applicable to such beans, and there shall be added to and made a part of the grade designation, following the name of the class, the words "high moisture," followed by a statement of the percentage of moisture in the beans.

(b) *Off-color beans*—(1) *Grade requirements.* Off-color beans shall be beans of any class that, in mass, are distinctly off-color due to age or to any other natural cause but which are not materially weathered.

(2) *Grade designations.* Off-color beans shall be graded and designated according to the grade requirements of the standards applicable to such beans if they were not off-color, and there shall be added to and made a part of the grade designation, following the name of the class, the word "off-color."

Public hearings on the proposed revision will not be held, but all persons who desire to submit written data, views, or arguments on this proposal should file them in duplicate with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than 45 days after the proposal has been published in the FEDERAL REGISTER. All comments so filed will be available for public inspection during official hours of business (7 CFR 1.27(b)). Consideration will be given to all written comments filed with the Hearing Clerk, and to all other information available to the U.S. Department of Agriculture, in arriving at a decision on the proposed revision of the bean standards.

Copies of the current U.S. Standards for Beans may be obtained from the Director, Grain Division, Consumer and Marketing Service, U.S. Department of Agriculture, Federal Center Building, Hyattsville, Md. 20782, or from any Field Office of the Grain Division.

Any revision of the bean standards, if adopted, will become effective on or about November 1, 1968.

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

G. R. GRANGE,
Deputy Administrator,
Marketing Services.

[F.R. Doc. 68-9197; Filed, Aug. 1, 1968; 8:45 a.m.]