

# FEDERAL REGISTER

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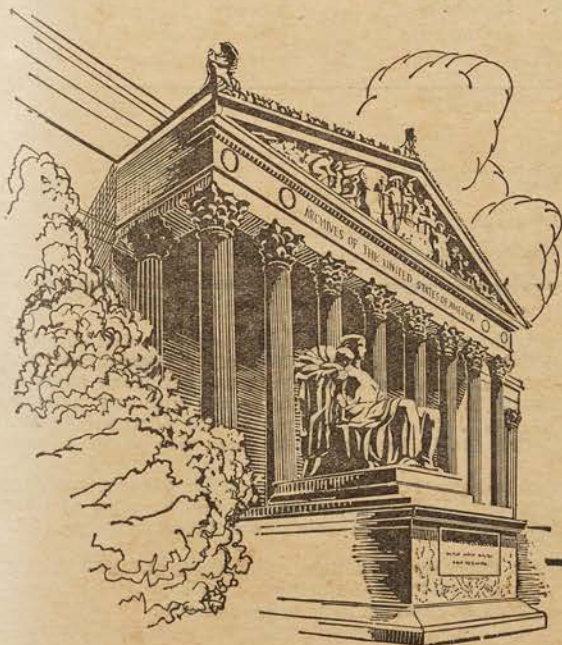
Thursday, December 12, 1968 • Washington, D.C.

Pages 18425-18470

**Agencies in this issue—**

Agricultural Research Service  
Agriculture Department  
Budget Bureau  
Civil Aeronautics Board  
Coast Guard  
Commodity Credit Corporation  
Consumer and Marketing Service  
Customs Bureau  
Engineers Corps  
Federal Aviation Administration  
Federal Communications Commission  
Federal Power Commission  
Federal Reserve System  
Fish and Wildlife Service  
Foreign-Trade Zones Board  
Forest Service  
General Accounting Office  
Interstate Commerce Commission  
Land Management Bureau  
National Park Service  
National Transportation Safety Board  
Post Office Department  
Securities and Exchange Commission

Detailed list of Contents appears inside.





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# Contents

## AGRICULTURAL RESEARCH SERVICE

### Proposed Rule Making

National poultry and turkey improvement plans and auxiliary provisions ..... 18445

## AGRICULTURE DEPARTMENT

See also Agricultural Research Service; Commodity Credit Corporation; Consumer and Marketing Service; Forest Service.

### Notices

Arkansas; designation of area for emergency loans ..... 18452

Federal Crop Insurance Corporation; organization, functions, and procedures ..... 18450

## ARMY DEPARTMENT

See Engineers Corps.

## BUDGET BUREAU

### Notices

Organization and information... 18452

## CIVIL AERONAUTICS BOARD

### Rules and Regulations

Applications for certificates of public convenience and necessity; miscellaneous amendments ..... 18434

### Notices

#### Hearings, etc.:

Compania Aerocosta Ltda..... 18453  
 Ozark Air Lines, Inc..... 18453  
 Priority Air Transport..... 18453

Substitution of other service for air transportation rule proceeding ..... 18453

## COAST GUARD

### Rules and Regulations

Anchorage regulations:  
 Baltimore Harbor, Md..... 18438  
 Essex, Conn..... 18437  
 New York Harbor, N.Y..... 18438  
 Nyack, N.Y..... 18438  
 Illinois Waterway, Ill.; draw-bridge operation regulations... 18439

## COMMODITY CREDIT CORPORATION

### Rules and Regulations

Rye loan and purchase program, 1968 crop; support rates ..... 18432

Tobacco, certain types; loan program ..... 18432

Wheat loan and purchase program, 1968 crop; support rates ..... 18431

## CONSUMER AND MARKETING SERVICE

### Rules and Regulations

Filberts grown in Oregon and Washington; modification of free and restricted percentages for 1968-69 fiscal year..... 18431

Navel oranges grown in Arizona and designated part of California; handling limitations.... 18430

Shipment limitations:  
 Grapefruit grown in Florida... 18429

Tangelos grown in Florida.... 18430

## CUSTOMS BUREAU

### Rules and Regulations

Protests and reappraisements; application for review of reappraisal decision..... 18437

Transportation in bond and merchandise in transit; filing of export declaration..... 18437

Vessels in foreign and domestic trades; coastwise trade..... 18436

### Notices

Coastwise transportation of certain articles by vessels not entitled to engage in coastwise trade; instructions relating to application ..... 18449

Retail packages of edible preparations; proposed tariff classification ..... 18449

## DEFENSE DEPARTMENT

See Engineers Corps.

## ENGINEERS CORPS

### Rules and Regulations

Kirwin Dam and Reservoir, North Fork Solomon River, Phillips County, Texas; flood control regulations ..... 18440

## FEDERAL AVIATION ADMINISTRATION

### Rules and Regulations

Airworthiness directives; McDonnell Douglas Model DC-8-61/61F/62/62F/63/63F airplanes... 18433

Federal aid to airports; eligibility standards for buildings housing snow removal and abrasive spreading equipment and materials ..... 18434

Prohibition of air traffic over "S.S. Queen Elizabeth"..... 18433

### Proposed Rule Making

Federal airways; proposed alteration, revocation and designation ..... 18448

## FEDERAL COMMUNICATIONS COMMISSION

### Proposed Rule Making

Television programs produced by nonnetwork suppliers and not made available to certain television stations; order extending time for filing comments..... 18448

### Notices

Common carrier services information; domestic public radio services applications accepted for filing ..... 18454

## FEDERAL POWER COMMISSION

### Rules and Regulations

Preparation and presentation of prepared written testimony.... 18435

### Proposed Rule Making

Procurement; competition; notice of extension of time to file data etc ..... 18448

### Notices

#### Hearings, etc.:

Atlantic Richfield Co., et al.... 18455  
 Mississippi Gas Corp., and Texas Eastern Transmission Corp ..... 18456  
 Pacific Gas Transmission Co... 18457  
 Trunkline Gas Co..... 18457

## FEDERAL RESERVE SYSTEM

### Notices

Federal Open Market Committee; current economic policy directive ..... 18457

## FISH AND WILDLIFE SERVICE

### Rules and Regulations

Sport fishing in certain national wildlife refuges:  
 Illinois ..... 18442  
 Iowa and Nebraska..... 18442  
 Michigan ..... 18443

### Notices

Foster, Vern S.; notice of loan application ..... 18450

## FOREIGN-TRADE ZONES BOARD

### Notices

Hawaii and Georgia Ports Authority; notice of public hearing on applications..... 18458

## FOREST SERVICE

### Rules and Regulation.

Grazing; control of noxious plants ..... 18440

(Continued on next page)



**GENERAL ACCOUNTING  
OFFICE****Rules and Regulations**

Claims by and against U.S. relating to transportation; miscellaneous amendments.....	18429
Standards of conduct of officers and employees of GAO; miscellaneous amendments.....	18429

**INTERIOR DEPARTMENT**

See Fish and Wildlife Service; Land Management Bureau; National Park Service.

**INTERSTATE COMMERCE  
COMMISSION****Notices**

Fourth section application for relief.....	18467
Motor carrier:	
Broker, water carrier and freight forwarder applications.....	18460
Transfer proceedings.....	18468

**LAND MANAGEMENT BUREAU****Notices**

Colorado; proposed classification of public lands for multiple use management.....	18449
District Managers; delegation of authority.....	18450
Nevada; notice of classification of public lands for multiple use management.....	18450

**NATIONAL PARK SERVICE****Proposed Rule Making**

Special regulations:	
Glacier National Park, Mont.....	18444
Sequoia and Kings Canyon National Parks, Calif.....	18444

**NATIONAL TRANSPORTATION  
SAFETY BOARD****Rules and Regulations**

Public availability of information; matters exempted from disclosure by statute.....	18435
--------------------------------------------------------------------------------------	-------

**POST OFFICE DEPARTMENT****Rules and Regulations**

Mail addressed to military post offices overseas; miscellaneous amendments.....	18440
---------------------------------------------------------------------------------	-------

**SECURITIES AND EXCHANGE  
COMMISSION****Notices***Hearings, etc.:*

American Variable Annuity Assurance Co., and American Variable Annuity Fund.....	18458
BSF Co.....	18458
Control Data Corp.....	18459
Mooney Aircraft, Inc.....	18459
Mountain States Development Co.....	18459
Southern Co.....	18459

**TRANSPORTATION DEPARTMENT**

See Coast Guard; Federal Aviation Administration.

**TREASURY DEPARTMENT**

See Customs Bureau.

**List of CFR Parts Affected**

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

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1968, and specifies how they are affected.

<b>4 CFR</b>	<b>14 CFR</b>	<b>33 CFR</b>
6.....	39.....	110 (4 documents).....
53.....	91.....	117.....
54.....	151.....	208.....
	201.....	
	401.....	
<b>7 CFR</b>	PROPOSED RULES:	<b>36 CFR</b>
905 (2 documents).....	71.....	231.....
907.....		PROPOSED RULES:
982.....	<b>18 CFR</b>	7 (2 documents).....
1421 (2 documents).....	1.....	
1464.....	PROPOSED RULES:	<b>39 CFR</b>
	50.....	127.....
	160.....	
<b>9 CFR</b>	<b>19 CFR</b>	<b>47 CFR</b>
PROPOSED RULES:	4.....	PROPOSED RULES:
145.....	17.....	73.....
146.....	18.....	
147.....		<b>50 CFR</b>
		33 (3 documents).....



# Rules and Regulations

## Title 4—ACCOUNTS

### Chapter I—General Accounting Office

#### SUBCHAPTER A—GENERAL PROCEDURES

### PART 6—STANDARDS OF CONDUCT OF OFFICERS AND EMPLOYEES OF THE GENERAL ACCOUNTING OFFICE

#### Personal Interest Conflicts

Paragraph (c) of § 6.27 (§ 6.27(c)), as published at 33 F.R. 2371, is revoked.

(Sec. 311, 42 Stat. 25, as amended, 31 U.S.C. 52. Interpret or apply 18 U.S.C. 201-218)

[SEAL]

ELMER B. STAATS,  
Comptroller General  
of the United States.

[F.R. Doc. 68-14855; Filed, Dec. 11, 1968; 8:48 a.m.]

#### SUBCHAPTER D—TRANSPORTATION

### PART 53—CLAIMS BY THE UNITED STATES RELATING TO TRANSPORTATION SERVICES

### PART 54—CLAIMS AGAINST THE UNITED STATES RELATING TO TRANSPORTATION SERVICES

#### Miscellaneous Amendments

1. Paragraph 53.1(b) is amended to read as follows:

§ 53.1 Examination of payments and initiation of collection action.

(b) Requests for refund of amounts due the United States. If it is determined that a carrier was paid a sum in excess of that deemed properly due for the services rendered, there is prepared a GAO Form 1003, or other appropriate notice of overcharge, setting forth in detail the basis of the difference established as to each affected bill of lading or transportation request and citing applicable tariff references and other data relied upon to support the statement of difference. Notices of overcharge are stated separately on each carrier bill, or in some instances on a single bill of lading or transportation request, and are dispatched to the billing carrier. Carriers are requested to refund promptly the amounts due the United States. Checks should be made payable to the "U.S. General Accounting Office" and mailed directly to the U.S. General Accounting Office, Transportation Division, Washington, D.C. 20548.

(Sec. 311, 42 Stat. 25, as amended, 31 U.S.C. 52. Interpret or apply Sec. 322, 54 Stat. 955, as amended, 49 U.S.C. 66)

2. Section 53.2 is revised to read as follows:

#### § 53.2 Protests to notices of overcharge.

When a carrier disagrees with a notice of overcharge as stated, a letter of protest should be submitted promptly to the Transportation Division, U.S. General Accounting Office, Washington, D.C. 20548. If the carrier believes that an amount less than that claimed is properly due, a check in the amount admitted to be due should be submitted promptly together with a full explanation of the reasons the balance is believed not to be due. Since each notice of overcharge is processed as an individual account receivable, a separate protest letter should be submitted for each such notice. All letters of protest should set forth in detail the basis for charges relied upon by the carrier, and should be accompanied by either the originals or fully legible copies of any additional documents relied upon as substantiating the carrier's position. Receipt of each letter containing a substantive protest is acknowledged, and upon completion of its consideration the carrier is advised whether the overcharge claim has been sustained, amended or canceled. Repetitious letters of protest will not serve to preclude the collection of overcharges when found proper.

(Sec. 311, 42 Stat. 25, as amended, 31 U.S.C. 52. Interpret or apply Sec. 322, 54 Stat. 955, as amended, 49 U.S.C. 66)

3. Section 54.6 is revised to read as follows:

#### § 54.6 Where claims should be filed.

(a) Claims for transportation and accessorial charges. Action generally will be expedited if claimants file their claims with the administrative department or agency out of whose activities the claims arose. However, a claimant may file a claim direct with the Transportation Division, General Accounting Office, particularly if the applicable statutory period of limitation is about to expire. Further, transportation claims arising out of collections effected as a result of action by the General Accounting Office should be forwarded directly to the Transportation Division, U.S. General Accounting Office, Washington, D.C. 20548.

(b) Claims for amounts administratively deducted. When a deduction is made by an administrative office from amounts otherwise due, reclaim, if found necessary, should first be filed with the administrative agency involved. If final administrative disposition of a claim is not satisfactory, the claim for all or any part of the amount deducted may be filed with the Transportation Division, U.S. General Accounting Office, Washington, D.C. 20548. No form is prescribed for filing such claim, but the transaction involved must be fully identified.

(Sec. 311, 42 Stat. 25, as amended, 31 U.S.C. 52. Interpret or apply Sec. 305, 42 Stat. 24; 31 U.S.C. 71)

[SEAL]

ELMER B. STAATS,  
Comptroller General  
of the United States.

[F.R. Doc. 68-14856; Filed, Dec. 11, 1968; 8:48 a.m.]

## Title 7—AGRICULTURE

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

[Grapefruit Reg. 67, Amdt. 3]

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

#### Limitation of Shipments

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

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective upon publication in the FEDERAL REGISTER. Domestic shipments of Florida grapefruit are currently regulated pursuant to Grapefruit Regulation 67 (33 F.R. 14066, 14169, 17893) and, unless sooner terminated or modified, will continue to be so regulated through September 14, 1968; determinations as to need for, and extent of, regulation under § 905.52(a)(3) of the order must await the development of the crop and



[Tangelo Reg. 36, Amdt. 1]

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

**Limitation of Shipments**

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

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective upon publication in the FEDERAL REGISTER. Domestic shipments of Florida tangelos are currently regulated pursuant to Tangelo Regulation 36 (33 F.R. 15243) and, unless sooner terminated or modified, will continue to be so regulated through July 31, 1969; determinations as to need for, and extent of, regulation under § 905.52(a)(3) of the order must await the development of the crop and the availability of information about the demand for such fruit; the recommendation and supporting information for limiting the total quantity of fresh tangelos by prohibiting the shipment thereof, pursuant to said section, during the period December 22 through December 29, 1968, as herein provided, were promptly submitted to the Department after an open meeting on December 3, 1968, to consider recommendations for such regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; information regarding the provisions of the regulation recommended by the committee has been disseminated among shippers of tangelos, grown in the production area, and this regulation, including the effective time thereof, is identical with the recommendation of the committee; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of tangelos

grown in the production area; and compliance with this regulation will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective time hereof. No useful purpose would be served by postponing the effective time hereof to a date later than that of publication in the FEDERAL REGISTER.

(a) *Order.* In paragraph (a) of § 905.508 (Tangelo Regulation 36, 33 F.R. 15243), the provisions of paragraph (a) (1) immediately preceding subdivision (i) thereof are revised and a new paragraph (a)(3) is added reading as follows:

**§ 905.508 Tangelo Regulation 36.**

(a) \* \* \*

(1) Except as otherwise provided in subparagraph (3) of this paragraph, during the period October 14, 1968, through July 31, 1969, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

\* \* \* \* \*

(3) During the period December 22 through December 29, 1968, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico, any tangelos grown in the production area.

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

Dated, December 9, 1968, to become effective upon publication in the FEDERAL REGISTER.

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

[F.R. Doc. 68-14867; Filed, Dec. 11, 1968; 8:49 a.m.]

[Navel Orange Reg. 160]

**PART 907—NAVEL ORANGES  
GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA**

**Limitation of Handling**

**§ 907.460 Navel Orange Regulation 160.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907, 33 F.R. 15471), regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the

the availability of information about the demand for such fruit; the recommendation and supporting information for limiting the total quantity of fresh grapefruit by prohibiting the shipment thereof, pursuant to said section, during the period December 22 through December 29, 1968, as herein provided, were promptly submitted to the Department after an open meeting on December 3, 1968, to consider recommendations for such regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; information regarding the provisions of the regulation recommended by the committee has been disseminated among shippers of grapefruit grown in the production area, and this regulation, including the effective time thereof, is identical with the recommendation of the committees; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of grapefruit grown in the production area; and compliance with this regulation will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective time hereof. No useful purpose would be served by postponing the effective time hereof to a date later than that of publication in the FEDERAL REGISTER.

(a) *Order.* In paragraph (a) of § 905.506 (Grapefruit Regulation 67, 33 F.R. 14066, 14169, 17893) the provisions of paragraph (a)(2) immediately preceding subdivision (i) thereof are revised and a new paragraph (a)(3) is added reading as follows:

**§ 905.506 Grapefruit Regulation 67.**

(a) \* \* \*

(2) Except as otherwise provided in subparagraph (3) of this paragraph, during the period September 30, 1968, through September 14, 1969, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

\* \* \* \* \*

(3) During the period December 22 through December 29, 1968, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico, any grapefruit grown in the production area.

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

Dated, December 9, 1968, to become effective upon publication in the FEDERAL REGISTER.

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

[F.R. Doc. 68-14868; Filed, Dec. 11, 1968; 8:49 a.m.]



**PART 982—FILBERTS GROWN IN OREGON AND WASHINGTON**

**Modification of Free and Restricted Percentages for the 1968-69 Fiscal Year**

The Filbert Control Board has recommended that the free and restricted percentages applicable to merchantable filberts acquired by handlers during the 1968-69 fiscal year (§ 982.218, 33 F.R. 15903, 33 F.R. 17310) be modified to conform to current supply and demand estimates. The modification would reduce the restricted percentage from the present 24 percent to 10 percent, and increase the free percentage from the present 76 percent to 90 percent. The Board is established under, and its recommendations are made pursuant to, the marketing agreement, as amended, and Order No. 982, as amended (7 CFR Part 982), regulating the handling of filberts grown in Oregon and Washington, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

A free percentage of 62 percent and a restricted percentage of 38 percent was first issued based on an estimated 9,075 ton filbert crop and an estimated trade demand of 5,000 tons. A modification was made based on a preliminary revised estimated 1968 filbert crop of 8,475 tons which resulted in the free percentage being increased to 76 percent and the restricted percentage reduced to 24 percent. Based on a further analysis of producer deliveries, the Board has now estimated supplies of merchantable inshell filberts at about 10 million pounds and a net trade demand of about 9 million pounds. Hence, it recommended a further increase, to 90 percent, in the free percentage, and a corresponding decrease, to 10 percent, in the restricted percentage.

After consideration of all relevant matter presented including that in the notice issued in connection with the designation of the free and restricted percentages for the 1968-69 fiscal year, the information applicable to the prior modification, the information and recommendation submitted by the Board, and other available information, it is found that to further revise § 982.218 (33 F.R. 15903, 33 F.R. 17310) so as to modify the free and restricted percentages, as set forth below, will tend to effectuate the declared policy of the act.

**§ 982.218 Free and restricted percentages for merchantable filberts during the 1968-69 fiscal year.**

The following percentages are established for merchantable filberts for the fiscal year beginning August 1, 1968:

Free percentage.....	90
Restricted percentage.....	10

It is further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice of this specific action and engage in public rule-making procedure, and that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that: (1) Under this marketing program, the percentages designated for a particular fiscal year, and any modifications thereof, apply to all merchantable filberts handled from the beginning of the fiscal year; (2) the current fiscal year began August 1, 1968, and the modified percentages herein designated will automatically apply to such merchantable filberts handled after that date; (3) this action must be taken promptly to achieve its purpose of releasing supplies for consumption and providing the basis for pricing filberts during the remainder of the fiscal year; (4) handlers are aware of this action as recommended by the Board and require no advance notice to comply with this regulation; and (5) this action relieves restrictions on the handling of filberts.

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

Dated: December 6, 1968.

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

[F.R. Doc. 68-14869; Filed, Dec. 11, 1968; 8:49 a.m.]

**Chapter XIV—Commodity Credit Corporation, Department of Agriculture**

**SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS**

[CCC Grain Price Support Regs., 1968 Crop Wheat Supp., Amdt. 2]

**PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES**

**Subpart—1968-Crop Wheat Loan and Purchase Program**

**SUPPORT RATES**

The regulations issued by the Commodity Credit Corporation published in 33 F.R. 8329, 9464, and 14284 containing regulations for price support loans and purchases applicable to the 1968 crop of wheat are amended as follows:

In § 1421.2119, paragraph (b) is amended to adjust basic county support rates as follows:

**§ 1421.2119 Support rates, premiums, and discounts.**

\* \* \* \* \*

(b) Basic support rates (counties). \* \* \*

public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on December 10, 1968.

(b) Order. (1) The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period December 13, 1968, through December 19, 1968, are hereby fixed as follows:

- (i) District 1: 950,000 cartons;
- (ii) District 2: 92,626 cartons;
- (iii) District 3: 100,000 cartons.

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

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

Dated: December 11, 1968.

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

[F.R. Doc. 68-14929; Filed, Dec. 11, 1968; 11:32 a.m.]



**RULES AND REGULATIONS**

**§ 1421.2865 Support rates.**

**(b) County support rates. \* \* \***

IDAHO

County	Rate per bushel	
	From	To
Benewah.....	\$1.21	\$1.24
Bonner.....	1.13	1.15
Boundary.....	1.12	1.16
Clearwater.....	1.19	1.22
Idaho.....	1.18	1.22
Kootenai.....	1.20	1.23
Latah.....	1.21	1.24
Lewis.....	1.19	1.22
Nez Perce.....	1.21	1.24

OREGON

Baker.....	\$1.20	\$1.24
Gilliam.....	1.29	1.30
Grant.....	1.27	1.29
Morrow.....	1.28	1.29
Umatilla.....	1.27	1.28
Union.....	1.22	1.25
Wallowa.....	1.19	1.23
Wheeler.....	1.27	1.29

WASHINGTON

Adams.....	\$1.25	\$1.27
Asotin.....	1.21	1.24
Chelan.....	1.26	1.28
Clark.....	1.31	1.32
Columbia.....	1.26	1.28
Douglas.....	1.25	1.26
Ferry.....	1.19	1.22
Franklin.....	1.27	1.28
Garfield.....	1.24	1.28
Grant.....	1.26	1.27
Lincoln.....	1.24	1.26
Okanogan.....	1.24	1.26
Pend Oreille.....	1.13	1.15
Spokane.....	1.21	1.24
Stevens.....	1.16	1.20
Walla Walla.....	1.27	1.28
Whitman.....	1.22	1.26

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 107, 401, 63 Stat. 1051, 1054; 15 U.S.C. 714c, 7 U.S.C. 1441, 1421)

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on December 5, 1968.

LIONEL C. HOLM,  
Acting Executive Vice President,  
Commodity Credit Corporation.

[F.R. Doc. 68-14807; Filed, Dec. 11, 1968; 8:45 a.m.]

[CCC Grain Price Support Regs., 1968 Crop Rye Supp., Amdt. 1]

**PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES**

**Subpart—1968 Crop Rye Loan and Purchase Program**

**SUPPORT RATES**

The regulations issued by the Commodity Credit Corporation published at 33 F.R. 7663 and 8335 containing provisions for price support loans and purchases applicable to the 1968 crop of rye are amended as follows:

In section 1421.2865, paragraph (b) is amended to increase support rates for certain counties in Idaho, Oregon, and Washington as follows:

IDAHO

County	Rate per bushel	
	From	To
Benewah.....	\$1.11	\$1.11
Bonner.....	1.04	1.06
Boundary.....	1.03	1.07
Clearwater.....	1.09	1.12
Idaho.....	1.09	1.12
Kootenai.....	1.11	1.13
Latah.....	1.11	1.14
Lewis.....	1.09	1.12
Nez Perce.....	1.11	1.14

OREGON

Baker.....	\$1.11	\$1.14
Grant.....	1.17	1.18
Morrow.....	1.18	1.19
Union.....	1.12	1.15
Wallowa.....	1.09	1.13
Wheeler.....	1.17	1.19

WASHINGTON

Adams.....	\$1.15	\$1.17
Asotin.....	1.11	1.14
Benton.....	1.18	1.19
Chelan.....	1.16	1.17
Columbia.....	1.16	1.17
Douglas.....	1.15	1.16
Ferry.....	1.10	1.11
Garfield.....	1.14	1.17
Grant.....	1.16	1.17
Lincoln.....	1.14	1.16
Okanogan.....	1.14	1.15
Pend Oreille.....	1.04	1.06
Skamania.....	1.21	1.22
Spokane.....	1.12	1.14
Stevens.....	1.07	1.10
Whitman.....	1.12	1.16

(Sec. 4, 62 Stat. 1070 as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 105, 401, 63 Stat. 1051 as amended; 15 U.S.C. 714c, 7 U.S.C. 1421, 1441)

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on December 5, 1968.

LIONEL C. HOLM,  
Acting Executive Vice President,  
Commodity Credit Corporation.

[F.R. Doc. 68-14806; Filed, Dec. 11, 1968; 8:45 a.m.]

**PART 1464—TOBACCO**

**Subpart—Tobacco Loan Program**

Set forth below is a schedule of advance rates, by grades, for the 1968 crop of types 42-44, 46, 51, 52, 53, 54, and 55 tobacco, under the tobacco loan program published July 16, 1966 (31 F.R. 9679).

Sec.

1464.1771	1968 Crop—Ohio Filler Tobacco, Types 42-44, advance schedule.
1464.1772	1968 Crop—Connecticut Valley Broadleaf Tobacco, Type 51, advance schedule.
1464.1773	1968 Crop—Connecticut Valley Havana Seed Tobacco, Type 52, advance schedule.

Sec.

1464.1774	1968 Crop—New York and Pennsylvania Havana Seed Tobacco, Type 53, and Southern Wisconsin Tobacco, Type 54, advance schedule.
1464.1775	1968 Crop—Northern Wisconsin Tobacco, Type 55, advance schedule.
1464.1776	1968 Crop—Puerto Rican Tobacco, Type 46, advance schedule.

AUTHORITY: The provisions of this §§ 1464.1771 to 1464.1776 issued under sec. 4, 62 Stat. 1070, as amended, sec. 5, 62 Stat. 1072, secs. 101, 106, 401, 403, 63 Stat. 1051 as amended, 1054, sec. 125, 70 Stat. 198, 74 Stat. 6; 7 U.S.C. 1441, 1445, 1421, 1423, 7 U.S.C. 1813, 15 U.S.C. 714b, 714c.

**§ 1464.1771 1968 Crop—Ohio Filler Tobacco, Types 42-44, advance schedule.<sup>1</sup>**

[Dollars per hundred pounds, farm sales weight]

Grade	Advance rate
Crop run (stripped together):	
X1.....	32
X2.....	29.5
X3.....	26.5
X4.....	24

Nondescript: N..... 17

**§ 1464.1772 1968 Crop—Connecticut Valley Broadleaf Tobacco, Type 51, advance schedule.<sup>2</sup>**

[Dollars per hundred pounds, farm sales weight]

Grade	Advance rate
Binders:	
B1.....	59
B2.....	52
B3.....	45
B4.....	41
B5.....	36

Nonbinders: X1..... 30

**§ 1464.1773 1968 Crop—Connecticut Valley Havana Seed Tobacco, Type 52, advance schedule.<sup>3</sup>**

[Dollars per hundred pounds, farm sales weight]

Grade	Advance rate
Binders:	
B1.....	58
B2.....	50
B3.....	44
B4.....	40
B5.....	36

Nonbinders: X1..... 30

**§ 1464.1774 1968 Crop—New York and Pennsylvania Havana Seed Tobacco, Type 53, and Southern Wisconsin Tobacco, Type 54, advance schedule.<sup>1</sup>**

[Dollars per hundred pounds, farm sales weight]

Grade	Advance rate
Crop-run:	
X1.....	36
X2.....	32
X3.....	26
Farm Fillers:	
Y1.....	28
Y2.....	24
Y3.....	22
Nondescript:	
N1.....	21
N2.....	16

See footnotes at end of docket.



§ 1464.1775 1968 Crop—Northern Wisconsin Tobacco, Type 55, advance schedule.<sup>1</sup>

[Dollars per hundred pounds, farm sales weight]

Grade	Advance rate
Binders:	
B1	44
B2	41
B3	39
Strippers:	
C1	37.5
C2	35
C3	28.5
Crop-run:	
X1	35.5
X2	32
X3	22.5
Farm Fillers:	
Y1	28
Y2	26
Y3	24
Nondescript:	
N1	21
N2	16

§ 1464.1776 1968 Crop—Puerto Rican Tobacco, Type 46, advance schedule.<sup>3</sup>

[Dollars per hundred pounds, farm sales weight]

Grade	Advance rate
C1P	
C1P Price Block I	40.00
X1P	
X1P Price Block II	29.90
X1S	
X2P	
X2P	
X2T Price Block III	21.45
X2S	
N Price Block IV	11.50

Effective date: Date of filing with Office of Federal Register.

Signed at Washington, D.C. on December 5, 1968.

LIONEL C. HOLM,  
Acting Executive Vice President,  
Commodity Credit Corporation.

[F.R. Doc. 68-14808; Filed, Dec. 11, 1968; 8:45 a.m.]

<sup>1</sup>The cooperative association through which price support is made available is authorized to deduct from the amount paid the grower fifty cents per hundred pounds to apply against receiving and overhead costs. Only the original producer is eligible to receive advances. No advance is authorized for tobacco graded "No-G" (no grade), or "S" (scrap).

<sup>2</sup>The cooperative association through which price support is made available is authorized to deduct from the amount paid the grower \$1.00 per hundred pounds to apply against receiving and overhead costs. Only the original producer is eligible to receive advances. No advance is authorized for tobacco graded "N1" (first quality nondescript), "N2" (second quality nondescript), "S" (scrap), or "No-G" (no grade).

<sup>3</sup>The cooperative association through which price support is made available to growers are authorized to deduct \$1.00 per hundred pounds from the advances to growers to apply against overhead and handling costs. Tobacco is eligible for advance only if consigned by the original producer. No advance is authorized for scrap or tobacco designated as "No-G" (no grade).

# Title 14—AERONAUTICS AND SPACE

## Chapter I—Federal Aviation Administration, Department of Transportation

[Airworthiness Docket No. 68-WE-41-AD; Amdt. 39-690]

### PART 39—AIRWORTHINESS DIRECTIVES

#### McDonnell Douglas Model DC-8-61/61F/62/62F/63/63F Airplanes

Pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), an airworthiness directive (AD) was adopted on November 19, 1968, and made effective immediately as to all known U.S. operators of McDonnell Douglas Model DC-8-60 Series airplanes.

Telegraphic issuance of this directive was necessitated by a report of a rudder hardover caused by improper installation of the rudder tab crank assembly at the bottom end of the rudder tab torque tube. Since this condition is likely to exist in other airplanes of the same model, the telegraphic airworthiness directives required the installation of a placard in the cockpit forbidding use of the autopilot and/or yaw damper when the flaps are extended until an inspection and/or corrective action is taken in accordance with a McDonnell Douglas Alert Service Bulletin.

Since it was found that immediate corrective action was required, notice and public procedure thereon was impracticable and contrary to the public interest and good cause existed for making the airworthiness directive effective immediately as to all known U.S. operators of McDonnell Douglas Model DC-8-60 Series airplanes by individual telegrams dated November 20, 1968. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to paragraph 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), Section 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new Airworthiness Directive:

**McDONNELL DOUGLAS.** Applies to all McDonnell Douglas Model DC-8-61/61F/62/62F/63/63F Airplanes.

Prior to next operation, unless already accomplished, install a placard in the cockpit in clear view of the pilot reading, "With flaps down, do not operate with autopilot and/or yaw damper engaged." This placard may be removed when the inspection and/or corrective action specified in McDonnell Douglas DC-8 Alert Service Bulletin No. A27-229, dated November 18, 1968 is accomplished, or an equivalent inspection and/or corrective action approved by the Chief, Aircraft Engineering Division, FAA Western Region.

This amendment becomes effective upon publication in the FEDERAL REGISTER for all persons except those to whom it was made effective immediately by telegram dated November 20, 1968.

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

Issued in Los Angeles, Calif., on December 2, 1968.

LYNN L. HINK,  
Acting Director  
Western Region.

[F.R. Doc. 68-14815; Filed, Dec. 11, 1968; 8:45 a.m.]

[Special Federal Aviation Regulation No. 22; Reg. Docket No. 9305]

### PART 91—GENERAL OPERATING AND FLIGHT RULE

#### Prohibition of Air Traffic Over SS Queen Elizabeth

The vessel *Queen Elizabeth* will be in the process of completing its voyage to Fort Lauderdale, Fla., on December 7 and 8, 1968. In the interest of safety of persons and property on the surface and aircraft operations in the vicinity of the ship, a temporary restriction must be placed on air traffic which will prohibit the operation of aircraft below 3,000 feet MSL within 2 statute miles of the *Queen Elizabeth* on December 7 and 8, 1968. Exempt from this restriction are aircraft used by government agencies participating in the control of surface operations and law enforcement activities, aircraft officially participating in the *Queen Elizabeth* ceremony, and aircraft operated by or for accredited news representatives. Authorization for any operation must be obtained from the FAA Control Tower at Fort Lauderdale-Hollywood International Airport. In consideration of the foregoing the following Special Federal Aviation Regulation is adopted:

1. No person may operate an aircraft below 3,000 feet above the surface within 2 statute miles of the *SS Queen Elizabeth* on December 7 and 8, 1968 unless:

(a) The aircraft is operated by a government agency officially participating in the control of surface operation or law enforcement activities;

(b) The aircraft is carrying accredited news representative or persons associated with the *Queen Elizabeth's* arrival ceremony; or

(c) The aircraft is operated under an authorization obtained from ATC.

2. The pilot in command of an aircraft operated under authority of sections 1 (a) and (b) of this regulation must have prior approval from ATC.

3. The pilot in command of an aircraft operated under the authority of section 1(a) of this regulation may deviate from the provisions of the minimum altitude requirement of § 91.79 of the Federal Aviation Regulations to the extent necessary to perform official duties. The pilot in command of other aircraft shall comply with the following mini-



mum altitude requirements of Part 91 of the Federal Aviation Regulations:

(a) For fixed-wing aircraft the provisions of § 91.79(b).

(b) For helicopter the minimum altitude requirements of § 91.79(c).

This regulation becomes effective at 0001 e.s.t., December 7, 1968, and expires at 2400 e.s.t., December 8, 1968.

Issued in Washington, D.C., on December 5, 1968.

D. D. THOMAS,  
*Acting Administrator.*

[F.R. Doc. 68-14845; Filed, Dec. 11, 1968;  
8:48 a.m.]

[Docket No. 9032; Amdt. 151-26]

## PART 151—FEDERAL AID TO AIRPORTS

### Eligibility Standards for Buildings Housing Snow Removal and Abrasive Spreading Equipment and Materials

The purpose of this amendment to Part 151 of the Federal Aviation Regulations is to provide uniform standards based on temperature criteria for buildings used to house snow removal and abrasive spreading equipment and materials, for eligibility for participation under the Federal-aid Airport Program. These uniform standards apply regardless of the location of the airport. This amendment was proposed in Notice 68-17 issued on July 24, 1968 (33 F.R. 10882).

Several favorable public comments were received on the proposal. Other comments opposed the proposal on the ground that the amount of snowfall, rather than temperature, should be the standard used for determining eligibility for participation under § 151.93(a). However, although the amount of snowfall in an area determines the need for snow removal and abrasive spreading equipment and materials, it is the extreme low temperature in an area that creates the need for adequate housing to assure immediate availability of the equipment and materials for use.

Amendment 151-8, effective July 23, 1965, made field maintenance equipment buildings eligible for inclusion in airport development projects located in 15 named States, and in other locations, having a mean daily minimum temperature of zero degrees Fahrenheit, or less, for at least 20 days each year for the 5 years preceding application for Federal aid. The inclusion of the airport development projects in the 15 named States, as such, was based on official statistics of the U.S. Department of Commerce Weather Bureau for the period 1921-55, published in 1961, showing that all airports in these States met the defined temperature criteria. However, as stated in Notice 68-17, it now appears that many airports located in the 15 States do not meet the defined temperature criteria. Therefore, it is considered that a more appropriate basis for eligibility in all cases is the experienced temperatures

as heretofore defined in § 151.93(a)(2), regardless of the location of the airport.

In consideration of the foregoing, paragraph (a) of § 151.93 of the Federal Aviation Regulations is amended to read as follows, effective January 11, 1969:

§ 151.93 Buildings; utilities; sidewalks; parking areas; and landscaping.

(a) Only buildings or parts of buildings intended to house facilities or activities directly related to the safety of persons at the airport, including fire and rescue equipment buildings, are eligible items under the Federal-aid Airport Program. To the extent they are necessary to house snow removal and abrasive spreading equipment, and to provide minimum protection for abrasive materials, field maintenance equipment buildings are eligible items in any airport development project for an airport in a location having a mean daily minimum temperature of zero degrees Fahrenheit, or less, for at least 20 days each year for the 5 years preceding the year when Federal aid is requested under § 151.21(a), based on the statistics of the U.S. Department of Commerce Weather Bureau if available, or other evidence satisfactory to the Administrator.

(Federal Airport Act, as amended; 49 U.S.C. 1101-1120)

Issued in Washington, D.C., on December 5, 1968.

D. D. THOMAS,  
*Acting Administrator.*

[F.R. Doc. 68-14816; Filed, Dec. 11, 1968;  
8:45 a.m.]

## Chapter II—Civil Aeronautics Board

### SUBCHAPTER A—ECONOMIC REGULATIONS

[Regulation No. ER-550; Amdt. 2]

## PART 201—APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

### Miscellaneous Amendments

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of December 1968.

1. Section 201.4(b) provides that requests for authority "between points in the continental United States" and requests for authority "to or from any point outside the continental United States" shall not be included in the same application. In the days when "continental United States" described the limits of interstate air transportation, this section maintained the distinction between applications requiring Presidential approval and those not requiring such approval under section 801 of the Act. The admission of Alaska and Hawaii to statehood has rendered this term inappropriate. The section is being clarified by substituting the statutory categories of interstate, overseas and foreign air transportation.

2. Part 302 no longer requires that an application be verified under oath, but instead incorporates the effect of verification in the signature of the person

subscribing or executing the application. Accordingly, it is not necessary to refer to verification as a separate formal requirement, and the reference is being deleted.

3. Part 291 having been rescinded, the special requirements for applicants having authority under that Part are obsolete and are deleted from § 201.4(c).

This regulation is issued by the undersigned, pursuant to a delegation of authority from the Board to the General Counsel in 14 CFR 385.19 and shall become effective 20 days after publication in the FEDERAL REGISTER. Procedures for review by the Board are set forth in Subpart C of Part 385 (14 CFR 385.50-385.54).

Accordingly, the Board hereby amends Part 201 (14 CFR Part 201), effective January 1, 1969, as follows:

1. Amend § 201.1 to read:

### § 201.1 Formal requirements.

Applications for certificates of public convenience and necessity, or amendments thereof, shall meet the requirements set forth in Part 302 of this chapter as to execution, number of copies, service, and formal specifications of papers. All pages of an application shall be consecutively numbered, and the application shall clearly describe and identify each exhibit by a separate number or symbol. All exhibits shall be deemed to constitute a part of the application to which they are attached.

NOTE: \* \* \*

2. Amend § 201.2 to read:

### § 201.2 Amendments.

If, after receipt of any application, the Board shall request the applicant to supply it with additional information, such information shall be furnished in the form of an amendment to the original application. All amendments to applications shall be consecutively numbered and shall comply with the requirements of this part as to form, number of copies, and other essential respects.

3. Amend § 201.4 in the following respects:

### § 201.4 General provisions concerning contents.

(a) \* \* \*

(b) Requests for authority to engage in interstate air transportation shall not be included in the same application with requests for authority to engage in foreign or overseas air transportation. Similarly, requests for authority to engage in scheduled air transportation shall not be included in the same application with requests for authority to engage in non-scheduled air transportation.

(c) \* \* \*

(1) \* \* \*

(2) A statement that the applicant is a citizen of the United States as defined by section 101(13) of the Act. It is not required that the application shall contain all the evidence which the applicant is prepared to present at the hearing or otherwise in support of such statement, but the application shall at least indicate the nature and result of its investigations



in that matter and the character of the evidence it will be prepared to present in support of citizenship.

- (7) [Deleted]
- (8) [Deleted]

(Sec. 204 of the Federal Aviation Act of 1958 as amended, 72 Stat. 743; 49 U.S.C. 1324)

Effective: January 1, 1969.

Adopted: December 6, 1968.

By the Civil Aeronautics Board.

[SEAL] O. D. OZMENT,  
Acting General Counsel.

[F.R. Doc. 68-14862; Filed, Dec. 11, 1968; 8:48 a.m.]

**Chapter III—National Transportation Safety Board**

[Amdt. 1]

**PART 401—PUBLIC AVAILABILITY OF INFORMATION**

**Matters Exempted From Disclosure by Statute**

Part 401 of the National Transportation Safety Board's Organizational Rules sets forth the Board's policy with reference to the disclosure of information to the public and identifies, in general terms, information which will not be made public in accordance with the exemption contained in section 3 of the Administrative Procedure Act, as amended (5 U.S.C. 552).

The purpose of this amendment is to include in section 401.20 the Board's determination that pursuant to the authority of section 1104 of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1504), it is not in the public interest to disclose to the public the voice recorder tape or the entire transcription of any such tape removed from an aircraft involved in an accident. The Board also has determined, however, that a transcription of the tape, containing remarks relevant to the determination of probable cause of an accident will be made public and included in the Board's public docket for such accident.

Under § 121.359 of the Federal Aviation Regulations (14 CFR 121.359), an approved cockpit voice recorder must be installed in large turbine engine powered aircraft and in large pressurized aircraft having four reciprocating engines. Such recorder must be operating continuously from the start of the use of the checklist (before starting engines for the purpose of flight), to completion of the final checklist at the termination of the flight. As indicated in paragraph (e) of this regulation, the information obtained from the record is to be used to assist in determining the cause of accidents or occurrences investigated by the Safety Board. The history of this regulation indicates that this was the sole purpose of the requirement by the Federal Aviation Administration that the indicated aircraft be equipped with cockpit voice recorders.

It is the view of the Board that any lessening of the effectiveness of this aid would serve to frustrate the Board's overriding responsibility to determine the probable cause of civil aircraft accidents and take effective measures to prevent similar accidents. The Board believes that the disclosure of irrelevant and non-pertinent portions of the tape transcription can only result in the inhibition of free discussion in the cockpit and thereby seriously impede the value of the recorder as an effective tool for accident investigation and prevention.

As previously indicated, transcriptions of those communications pertinent and relevant to the accident, and which are utilized by the Board in determining the probable cause and in reporting the facts, conditions and circumstances of the accident, will be made public. Transcriptions of such communications have been made public in the past as an exhibit which is placed in the Board's public docket. This practice will continue.

Since this amendment is not a substantive rule and is not in derogation of any rights of any person, notice and public proceeding are not required and the amendment may be made effective immediately.

In consideration of the foregoing, the National Transportation Safety Board hereby amends Part 401 of its Procedural Regulations (14 CFR Part 401), effective as of the date of publication in the FEDERAL REGISTER, as follows:

By amending subparagraph (a) (2) of § 401.20 to read as follows:

**§ 401.20 Matters exempted from disclosure by statute.**

\* \* \* \* \*

(2) Section 1504 of Title 49, United States Code, authorizes the Board to order certain information withheld from public disclosure when in its judgment a disclosure of such information would adversely affect the interests of a person and is not required in the interest of the public. All information ordered by the Board to be held confidential under this section will not be disclosed to the public; and, in addition, the Board has determined that it will not be in the interest of the public to disclose (i) any information or documents in the Board's possession dealing with or related to the Board's position or construction of the provisions of the Annexes to the Chicago Convention (61 Stat. 1180), (ii) any information obtained by the Board or the Board personnel as a result of participation by the Board and its personnel in accident investigations in foreign countries, unless the country of occurrence notifies the Board in writing that it has no objection to a disclosure of such information, and (iii) any cockpit voice recorder tape or transcription thereof, in the custody of the Board, except for a transcription of those communications determined by the Board to be pertinent and relevant to the accident, and which

will be placed in the Board's public docket of such accident.

By the National Transportation Safety Board.

[SEAL] JOSEPH J. O'CONNELL, JR.,  
Chairman.

DECEMBER 5, 1968.

[F.R. Doc. 68-14813; Filed, Dec. 11, 1968; 8:45 a.m.]

**Title 18—CONSERVATION OF POWER AND WATER RESOURCES**

**Chapter I—Federal Power Commission**

[Docket No. R-353; Order 376]

**PART 1—RULES OF PRACTICE AND PROCEDURE**

**Preparation and Presentation of Prepared Written Testimony**

DECEMBER 5, 1968.

Section 1.26(c) (2) (iii) of the Commission's rules of practice and procedure, 18 CFR, Chapter I, Subchapter A, Part 1, which governs the preparation and presentation of prepared expert testimony contemplates that such evidence shall be presented as an exhibit but it does not stipulate the format and procedure for the preparation and physical incorporation of prepared written testimony directly into the official transcript of the hearing.

By this order the Commission amends the rules to require all parties offering prepared written testimony to insert line numbers on each page. The amendment further provides that prepared testimony may be offered either in writing for inclusion in the transcript or in exhibit form as presently provided.

These changes are in conformity with accepted practices and are desirable for the purpose of facilitating references to testimony, particularly during the cross-examination of witnesses.

The Commission finds:

(1) The amendments of § 1.26(c) (2) (iii) herein ordered involve matters of agency procedure and practice; therefore compliance with the notice, public procedure and effective date provisions of 5 U.S.C. 553 is unnecessary.

(2) These amendments are necessary and appropriate for the administration of the Federal Power and Natural Gas Acts.

The Commission, acting pursuant to the Federal Power Act, as amended, particularly sections 308 and 309 thereof (49 Stat. 858; 16 U.S.C. 825g, 825h), and the Natural Gas Act, as amended, particularly sections 15 and 16 thereof (52 Stat. 829, 830; 15 U.S.C. 717n, 717o), orders:

(A) Subparagraph (c) (2) (iii) of § 1.26, Subchapter A, Chapter I, Title 18 of the Code of Federal Regulations is amended to read as follows:



### § 1.26 Evidence.

\* \* \* \* \*

(c) \* \* \* \* \*

(2) \* \* \* \* \*

(iii) *Prepared expert testimony.* Direct testimony of any witness within his special field may be offered as an exhibit, or as prepared written testimony to be copied into the transcript: *Provided*, That copies of such proposed exhibit or prepared written testimony shall have been served upon all parties to the proceeding or their attorneys of record, and staff counsel, at least 5 days in advance of the session of the hearing at which such exhibit or prepared written testimony is offered unless all parties in attendance at the session of the hearing at which such exhibit or prepared written testimony is offered, and staff counsel shall agree that all or any part of such 5 days' prior service be waived: *And provided further*, That the presiding officer, absent such agreement, may permit the introduction of such written testimony after having given all parties and staff counsel present a reasonable opportunity (not less than 24 hours) to examine it. Whenever in the circumstances of a particular case it is deemed necessary or desirable, the Commission or the presiding officer may direct that expert testimony to be given upon direct examination shall be reduced to exhibit form or to the form of prepared written testimony and be served and offered in the manner hereinbefore described. A reasonable period of time shall be allowed for the preparation of such written testimony. All parties offering prepared written testimony, whether in the form of an exhibit or to be copied into the transcript, shall insert line numbers on each page, in the left-hand margin.

(B) The foregoing amendments shall become effective upon the issuance of this order.

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

By the Commission.

[SEAL] GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-14826; Filed, Dec. 11, 1968;  
8:46 a.m.]

## Title 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 68-302]

#### PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

##### Coastwise Trade; Transportation of Certain Containers, Empty Barges, Instruments of International Traffic, and Stevedoring Equipment and Materials

Section 4.93, Customs Regulations, provides for the coastwise transportation in certain circumstances of empty vans and

tanks by vessels of the United States not entitled to engage in the coastwise trade and by foreign vessels of nations granting reciprocal privileges to vessels of the United States.

Public Law 90-474, approved August 11, 1968 (82 Stat. 700; T.D. 68-227), added to section 27, Merchant Marine Act, 1920, as amended (46 U.S.C. 883), a provision for the coastwise transportation by otherwise non-entitled vessels of equipment for use with cargo vans, lift vans, or shipping tanks; empty barges specifically designed for carriage aboard a vessel; empty instruments of international traffic exempted from application of the customs laws by the Secretary of the Treasury pursuant to the provisions of section 322(a), Tariff Act of 1930 (19 U.S.C. 1322(a)); and certain stevedoring equipment and material.

On the basis of information obtained and furnished by the Department of State, it is found that the Governments of the Netherlands, Norway, Sweden, and the United Kingdom extend privileges reciprocal to those granted under Public Law 90-474 to vessels of the United States.

To conform to these changes in law, to make certain related technical changes, and to designate the nations qualifying for such privileges, Part 4 of the Customs Regulations is amended as follows:

Paragraph (b) of § 4.80 is amended to read:

§ 4.80 Vessels entitled to engage in coastwise trade.

(b) Any vessel of the United States, whether or not entitled under paragraph (a) of this section to engage in the coastwise trade, and any foreign vessel may proceed between points in the United States embraced within the coastwise laws to discharge cargo or passengers laden at a foreign port, to lade cargo or passengers for a foreign port, in ballast, or to transport certain articles in accordance with § 4.93. Cargo laden at a foreign port may be retained on board during such movements.

Paragraph (e) of § 4.81 is amended to read:

§ 4.81 Reports of arrivals and departures in coastwise trade.

(e) Before any foreign vessel shall depart in ballast, or solely with articles to be transported in accordance with § 4.93, from any port in the United States for any other such port, the master shall apply to the district director of customs for a permit to proceed, customs Form 1385. If in ballast, he shall file his declaration (subdivision 1(e)) in duplicate; if with articles to be transported under § 4.93, he shall file his declaration (subdivision 1(c)) in triplicate and shall manifest the articles carried on the reverse of the form as provided in § 4.93

(c). When the district director grants the permit on subdivision 2 of Form 1385, the duplicate copy or duplicate and

triplicate copies, as appropriate, shall be returned to the master and shall be presented to the district director incident to entry at the next United States port of call. The traveling crew purchase manifest (curio list) shall be placed in a sealed envelope addressed to the customs boarding officer at the next domestic port of call and returned to the master for delivery. Within 24 hours after arrival at the second port in the United States, the master shall report his arrival to the district director and shall make entry within 48 hours by filing with the district director the permit to proceed with his declaration executed on subdivision 3 of the form, a list in duplicate of all unentered articles acquired abroad by the officers and members of the crew of the vessel which are still on board and of the stores remaining on board, and the document of the vessel. The traveling crew purchase manifest (curio list) returned at the prior port of call to the master shall be delivered by him to the boarding officers.

Section 4.93 is amended to read:

§ 4.93 Coastwise transportation by certain vessels of empty vans, tanks, and barges; equipment for use with vans and tanks; empty instruments of international traffic; stevedoring equipment and material; procedures.

(a) Vessels of the United States prohibited from engaging in the coastwise trade and vessels of nations found to grant reciprocal privileges to vessels of the United States may transport the following articles between points embraced within the coastwise laws of the United States:

(1) Empty cargo vans, empty lift vans, and empty shipping tanks; equipment for use with cargo vans, lift vans, or shipping tanks; empty barges specifically designed for carriage aboard a vessel; and empty instruments of international traffic exempted from application of the customs laws by the Secretary of the Treasury pursuant to the provisions of section 322(a), Tariff Act of 1930 (19 U.S.C. 1322(a)), if such articles are owned or leased by the owner or operator of the transporting vessel and are transported for his use in handling his cargo in foreign trade.

(2) Stevedoring equipment and material, if such equipment and material is owned or leased by the owner or operator of the transporting vessel, or is owned or leased by the stevedoring company contracting for the lading or unloading of that vessel, and is transported without charge for use in the handling of cargo in foreign trade.<sup>125</sup>

(b) (1) The following nations have been found to extend privileges reciprocal to those provided in paragraph (a) of this section for empty cargo vans, empty lift vans, and empty shipping tanks to vessels of the United States:

Belgium.	Germany, Federal
Denmark.	Republic of.
Finland.	Ireland.
France.	



Israel.  
Japan.  
Netherlands.  
Norway.  
Philippines.

Polish People's  
Republic.  
South Africa.  
Sweden.  
United Kingdom.

(2) The following nations have been found to extend similar reciprocal privileges in respect to the other articles mentioned in paragraph (a) of this section:

Netherlands.  
Norway.

Sweden.  
United Kingdom.

(c) Any manifest required to be filed under this part by any foreign vessel shall describe any article mentioned in paragraph (a) of this section laden aboard and transported from one U.S. port to another, giving its identifying number or symbols, if any, or such other identifying data as may be appropriate; the names of the shipper and consignee, and the destination. The manifest shall include a statement (1) that the articles specified in subparagraph (1) of paragraph (a) are owned or leased by the owner or operator of the transporting vessel and are transported for his use in handling his cargo in foreign trade; or (2) that the stevedoring equipment and material (subparagraph (2) of paragraph (a)) is owned or leased by the owner or operator of the transporting vessel, or is owned or leased by the stevedoring company contracting for the lading or unlading of that vessel, and is transported without charge for use in the handling of cargo in foreign trade. (Sec. 27, 41 Stat. 999, as amended; 46 U.S.C. 883.)

§ 4.93 [Amended]

Footnote 125 appended to § 4.93 is amended to read as follows:

\*\*\* Provided further, That upon such terms and conditions as the Secretary of the Treasury by regulation may prescribe, and, if the transporting vessel is of foreign registry, upon a finding by the Secretary of the Treasury, pursuant to information obtained and furnished by the Secretary of State, that the government of the nation of registry extends reciprocal privileges to vessels of the United States, this section shall not apply to the transportation by vessels of the United States not qualified to engage in the coastwise trade, or by vessels of foreign registry, of (a) empty cargo vans, empty lift vans, and empty shipping tanks, (b) equipment for use with cargo vans, lift vans, or shipping tanks, (c) empty barges specifically designed for carriage aboard a vessel, and (d) any empty instrument for international traffic exempted from application of the customs laws by the Secretary of the Treasury pursuant to the provisions of section 322(a), Tariff Act of 1930 (19 U.S.C. 1322(a)), if the articles described in clauses (a) through (d) are owned or leased by the owner or operator of the transporting vessel and are transported for his use in handling his cargo in foreign trade; and (e) stevedoring equipment and material, if such equipment and material is owned or leased by the owner or operator of the transporting vessel, or is owned or leased by the stevedoring company contracting for the

lading or unlading of that vessel, and is transported without charge for use in the handling of cargo in foreign trade." (46 U.S.C. 883.)

(80 Stat. 379, R.S. 251, sec. 624, 46 Stat. 759; 5 U.S.C. 301, 19 U.S.C. 66, 1624)

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

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

Approved: December 4, 1968.

JOSEPH M. BOWMAN,  
*Assistant Secretary  
of the Treasury.*

[F.R. Doc. 68-14859; Filed, Dec. 11, 1968;  
8:48 a.m.]

[T.D. 68-300]

**PART 17—PROTESTS AND  
REAPPRAISEMENTS**

**Application for Review of Reappraisal  
Decision**

It has been determined that there is no longer a need to have a special customs form to request judicial review of a reappraisal decision. Customs Form 4307, which was used for such purpose, has therefore been abolished.

To eliminate reference to such form, § 17.8 of the Customs Regulations is amended by deleting the second sentence. As amended the section will read:

§ 17.8 Review of reappraisal decision; filing application for.

Any application by or on behalf of the consignee for review of a reappraisal decision shall set forth the entry number and the U.S. Customs Court Reappraisal number, and shall be filed with district director of customs in duplicate. (62 Stat. 981; 28 U.S.C. 2636.)

(R.S. 251, Sec. 624, 46 Stat. 759; 19 U.S.C. 66, 1624)

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

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

Approved: December 4, 1968.

JOSEPH M. BOWMAN,  
*Assistant Secretary  
of the Treasury.*

[F.R. Doc. 68-14858; Filed, Dec. 11, 1968;  
8:48 a.m.]

[T.D. 68-299]

**PART 18—TRANSPORTATION IN  
BOND AND MERCHANDISE IN  
TRANSIT**

**Direct Exportation From Customs Custody of Merchandise Unentered or Covered by an Unliquidated Consumption Entry, or Merchandise Prohibited Importation**

To clarify which form is to be used as an export declaration when mer-

chandise is not entered for consumption or entered for consumption and rejected, and is then exported, the Customs Regulations are amended as follows:

Paragraph (c) of § 18.25 is amended by substituting "such export declaration as required by § 30.3(a)(2) of the Foreign Trade Statistics Regulations (15 CFR 30.3(a)(2)) shall be filed" for "if the statistical copy of the consumption entry has not been sent to the New York office, Foreign Trade Division, Bureau of the Census, customs Form 7513 shall be used as the export declaration" so that the paragraph will read:

§ 18.25 Direct exportation.

(c) If the merchandise has been landed or is transferred from one vessel to another and has not been entered for consumption or, in the case of goods entered for consumption and rejected, such export declaration as required by § 30.3(a)(2) of the Foreign Trade Statistics Regulations (15 CFR 30.3(a)(2)) shall be filed.

(R.S. 251, sec. 624, 46 Stat. 759; 19 U.S.C. 66, 1624)

This amendment shall become effective 15 days after the date of its publication in the FEDERAL REGISTER.

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

Approved: December 4, 1968.

JOSEPH M. BOWMAN,  
*Assistant Secretary  
of the Treasury.*

[F.R. Doc. 68-14857; Filed, Dec. 11, 1968;  
8:48 a.m.]

**Title 33—NAVIGATION AND  
NAVIGABLE WATERS**

**Chapter I—Coast Guard, Department  
of Transportation**

**SUBCHAPTER I—ANCHORAGES**  
[CGFR 68-139]

**PART 110—ANCHORAGE  
REGULATIONS**

**Subpart A—Special Anchorage Areas**  
ESSEX, CONN.

1. The Board of Selectmen of the Town of Essex, Conn., by letter dated April 15, 1968, requested the establishment of a special anchorage area in the vicinity of Brockway Island on the Connecticut River, above Essex, Conn. A public notice dated August 1, 1968, was issued by the Commander, 3d Coast Guard District, New York, N.Y., describing the proposed anchorage area. All known interested parties were notified and requested to comment on the proposal. No objections were received. Therefore the request is granted and the establishment of a Special Anchorage Area, as described in 33 CFR 110.55(c) below, is granted, subject to the right to change the requirements



and to amend the regulations if and when necessary in the public interest.

2. The purpose of this document is to establish and describe the special anchorage area in the vicinity of Brockway Island on the Connecticut River, above Essex, Conn., in 33 CFR 110.55(c) below, wherein vessels not more than 65 feet in length, when at anchor in such special anchorage area, are not required to carry or exhibit anchor lights. The area is principally for use by yachts and other recreational craft. Use of a mooring buoy is permitted.

3. By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by 14 U.S.C. 632 and the delegation in 49 CFR 1.4(a)(3) of the Secretary of Transportation under 49 U.S.C. 1655(g)(1), 33 CFR is amended as follows, to become effective on and after the date of publication of this document in the FEDERAL REGISTER:

1. Section 110.55 is amended by adding a new paragraph (c), reading as follows:

§ 110.55 Connecticut River, Conn.

(c) *West of Brockway Island at Essex.* That portion of the waters northwest of a line ranging 238° from latitude 41°-22'20.7", longitude 72°22'49.8" to the shoreline; southwest of a line connecting a point at latitude 41°22'20.7", longitude 72°22'49.8" and a point at latitude 41°-22'28.2", longitude 72°22'56"; and southeast of a line ranging 238° from latitude 41°22'28.2", longitude 72°22'56" to the shoreline.

NOTE: This area is principally for vessels used for a recreational purpose. A mooring buoy is permitted. Fixed mooring piles or stakes are prohibited.

(R.S. 4233, as amended, 28 Stat. 647, as amended, 30 Stat. 98, as amended, sec. 6(g)(1), 80 Stat. 940; 33 U.S.C. 180, 258, 322; 49 U.S.C. 1655(g)(1); 49 CFR 1.4(a)(3))

Dated: December 6, 1968.

W. J. SMITH,  
Admiral, U.S. Coast Guard,  
Commandant.

[F.R. Doc. 68-14819; Filed, Dec. 11, 1968;  
8:45 a.m.]

[CGFR 68-141]

PART 110—ANCHORAGE  
REGULATIONS

Subpart A—Special Anchorage Areas

NYACK, N.Y.

1. The Nyack Boat Club, Nyack, New York, by letter dated May 27, 1968, requested the establishment of a special anchorage area in the vicinity of Nyack, N.Y. A public notice dated August 1, 1968, was issued by the Commander, 3d Coast Guard District, New York, N.Y., describing the proposed anchorage area. All known interested parties were notified and requested to comment on the proposal. No objections were received. Therefore the request is granted and the establishment of a Special Anchorage Area, as described in 33 CFR 110.60 (o-2) below is granted, subject to the

right to change the requirements and to amend the regulations if and when necessary in the public interest.

2. The purpose of this document is to establish and describe the special anchorage area in the vicinity of Nyack, N.Y., on the Hudson River in 33 CFR 110.60 (o-2) below, wherein vessels not more than 65 feet in length, when at anchor in such special anchorage area, are not required to carry or exhibit anchor lights. The area will be principally for vessels used for recreational purposes. Use of a mooring buoy is permitted.

3. By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by 14 U.S.C. 632 and the delegation in 49 CFR 1.4(a)(3) of the Secretary of Transportation under 49 U.S.C. 1655(g)(1), 33 CFR 110 is amended as follows, to become effective on and after the date of publication of this document in the FEDERAL REGISTER:

1. Section 110.60 is amended by adding a new paragraph (o-2) following § 110.60 (o-1), reading as follows:

§ 110.60 Port of New York and vicinity.

(o-2) *Hudson River, at Nyack.* That portion of the waters north of a line ranging 270° from latitude 41°05'35.1", longitude 73°54'27", to the shoreline; west of a line connecting latitude 41°05'35.1", longitude 73°54'27", and latitude 41°06'06.3", longitude 73°54'27"; and south of a line ranging 270° from latitude 41°06'06.3", longitude 73°54'27" to the shoreline.

NOTE: The area is principally for use by yachts and other recreational craft. A mooring buoy is permitted.

(R.S. 4233, as amended, 28 Stat. 647, as amended, 30 Stat. 98, as amended, sec. 6(g)(1), 80 Stat. 940; 33 U.S.C. 180, 258, 322, 49 U.S.C. 1655(g)(1); 49 CFR 1.4(a)(3))

Dated: December 4, 1968.

W. J. SMITH,  
Admiral, U.S. Coast Guard,  
Commandant.

[F.R. Doc. 68-14822; Filed, Dec. 11, 1968;  
8:45 a.m.]

[CGFR 68-138]

PART 110—ANCHORAGE  
REGULATIONS

Subpart B—Anchorage Grounds

NEW YORK HARBOR, N.Y.

1. The Commander, 3d Coast Guard District, New York, N.Y., by letter date September 10, 1968, has recommended the disestablishment of General Anchorage No. 29, Kill Van Kull, New York Harbor, and General Anchorage No. 35, Newark Bay, New York Harbor. The reason for the request was the shallow depth of the anchorages and the lack of usage. A public notice dated July 25, 1968, was issued by the Commander, 3d Coast Guard District, New York, N.Y., describing these anchorages and citing the reasons for discontinuance. All

known interested parties were notified, and no objections were received. Therefore the request is granted and General Anchorages No. 29 and No. 35, New York Harbor, as described in 33 CFR 110.155 (g) and (h) (2) are disestablished, subject to the right to change the requirements and to amend the regulations if and when necessary in the public interest.

2. The purpose of this document is to discontinue General Anchorages No. 29 and No. 35, New York Harbor, as described in 33 CFR 110.155 (g) and (h) (2) below.

3. By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by 14 U.S.C. 632 and the delegation in 49 CFR 1.4(a)(3) of the Secretary of Transportation under 49 U.S.C. 1655(g)(1), 33 CFR is amended as follows, to become effective on and after the date of publication of this document in the FEDERAL REGISTER:

§ 110.155 Port of New York.

(g) [Deleted]

(h) \* \* \*

(2) [Deleted]

(Sec. 7, 38 Stat. 1053, as amended, sec. 6(g)(1), 80 Stat. 940; 33 U.S.C. 471, 49 U.S.C. 1655(g)(1); 49 CFR 1.4(a)(3))

Dated: December 6, 1968.

W. J. SMITH,  
Admiral, U.S. Coast Guard,  
Commandant.

[F.R. Doc. 68-14821; Filed, Dec. 11, 1968;  
8:45 a.m.]

[CGFR 68-132]

PART 110—ANCHORAGE  
REGULATIONS

Subpart B—Anchorage Grounds

BALTIMORE HARBOR, Md.

1. The Commander, 5th Coast Guard District, by letter dated August 26, 1968, requested the designation and publication of anchorage grounds in Baltimore Harbor, Md. A public notice dated July 16, 1968, was issued by Commander, 5th Coast Guard District, describing the proposed anchorages. All interested parties were notified and comments or objections were requested. No objections were received. The proposed anchorages are considered necessary in order to better serve the needs of the port as they exist today and in the foreseeable future.

2. The purpose of this document is to establish and describe the Anchorage Grounds of Baltimore Harbor, Md., as described in 33 CFR 110.158 below.

3. By virtue of the authority vested in me as Commandant, U.S. Coast Guard by 14 U.S.C. 632 and the delegation in 49 CFR 1.4(a)(3) of the Secretary of Transportation under 49 U.S.C. 1655(g)(1), 33 CFR Part 110 is amended by inserting after § 110.157 a new § 110.158, to read as follows and to become effective



on and after 30 days after publication of this document in the FEDERAL REGISTER:

§ 110.158 Baltimore Harbor, Md.

(a) *The anchorage grounds*—(1) *Anchorage No. 1, general anchorage.* In the Patapsco River at Fort McHenry angle beginning at latitude 39°15'13", longitude 76°34'08.5"; thence southwest to latitude 39°15'10.5", longitude 76°34'12.5"; thence southeast to latitude 39°14'52.5", longitude 76°33'54"; thence east-southeast to latitude 39°14'48", longitude 76°33'42"; thence northwest to the point of beginning. This anchorage shall be reserved for deep draft vessels and shall be used only by vessels waiting overnight to proceed to pier facilities. No vessel shall remain in this anchorage for more than 12 hours without a written permit from the Captain of the Port. Vessels anchored in this anchorage shall insure that they do not project into Fort McHenry Channel.

(2) *Anchorage No. 2, general anchorage.* In the Patapsco River, 2000 yards southeast of Lazaretto Point beginning at latitude 39°15'05", longitude 76°33'47"; thence southeast to latitude 39°14'49", longitude 76°33'29.5"; thence northeast to latitude 39°14'58", longitude 76°33'15"; thence southeast to latitude 39°14'40.5", longitude 76°32'57"; thence northeast to latitude 39°14'50", longitude 76°32'41.5"; thence northwest to latitude 39°15'19", longitude 76°33'11.5"; thence west to latitude 39°15'19", longitude 76°33'29.5"; thence southwest to the point of beginning. This is a general anchorage for ships with drafts of less than 24 feet. No vessel shall remain in this anchorage for more than 72 hours without a written permit from the Captain of the Port.

(3) *Anchorage No. 3, general anchorage.* In the Patapsco River 3,000 yards southeast of Lazaretto Point beginning at latitude 39°14'49", longitude 76°33'29.5"; thence northeast to latitude 39°14'58", longitude 76°33'15"; thence southeast to latitude 39°14'23.5", longitude 76°32'39"; thence southwest to latitude 39°14'14", longitude 76°32'53.5"; thence northwest to the point of beginning. This is a general anchorage for deep draft vessels only. No vessel shall remain in this anchorage for more than 72 hours without a written permit from the Captain of the Port.

(4) *Anchorage No. 4, general anchorage.* In the Patapsco River 1,000 yards southwest of Dundalk Marine Terminal beginning at latitude 39°14'18.5", longitude 76°32'38.5"; thence southeast to latitude 39°14'00", longitude 76°32'19"; thence southwest to latitude 39°13'53", longitude 76°32'31"; thence northwest to latitude 39°14'11", longitude 76°32'50"; thence northeast to the point of beginning. This is a general anchorage for vessels with drafts of less than 30 feet. No vessel shall remain in this anchorage for more than 72 hours without a written permit from the Captain of the Port.

(5) *Anchorage No. 5, general anchorage.* In the Patapsco River in the angle between Fort McHenry Channel and

Curtis Bay Channel beginning at latitude 39°14'07", longitude 76°32'58.5"; thence southeast to latitude 39°13'34", longitude 76°32'24"; thence south-southwest to latitude 39°13'22", longitude 76°32'29"; thence west to latitude 39°13'21", longitude 76°33'12"; thence north-northeast to the point of beginning. This is a general anchorage for vessels having drafts of 19 feet or less. No vessel shall remain in this anchorage for more than 72 hours without a written permit from the Captain of the Port.

(6) *Anchorage No. 6, general anchorage.* In the Patapsco River 2,000 yards west of Sollers Point beginning at latitude 39°14'07", longitude 76°32'08"; thence southeast to latitude 39°13'34", longitude 76°31'33.5"; thence southwest to latitude 39°13'20", longitude 76°31'56"; thence northwest to latitude 39°13'53", longitude 76°32'31"; thence northeast to the point of beginning. This is a general anchorage for vessels with drafts of 20 feet or less. No vessel shall remain in this anchorage for more than 72 hours without a written permit from the Captain of the Port.

(7) *Anchorage No. 7, quarantine anchorage.* In the Patapsco River at Hawkins Point, beginning at latitude 39°13'15", longitude 76°32'04.5"; thence southeast to latitude 39°12'47.5", longitude 76°31'35"; thence to latitude 39°12'48", longitude 76°31'45.5"; thence northwest to latitude 39°13'15.5", longitude 76°32'14"; thence east to the point of beginning.

(i) This anchorage is primarily for use of vessels undergoing examination by quarantine, customs, or immigration authorities. Upon completion of these examinations, vessels shall move promptly to a regular anchorage. Vessels utilizing this anchorage as a general anchorage shall not remain for more than 12 hours without a written permit from the Captain of the Port.

(ii) The master of every vessel using this anchorage shall maintain his vessel in such condition to move promptly upon notification by the Captain of the Port.

(8) *Dead ship anchorage.* In Curtis Bay beginning on the shoreline at latitude 39°13'00", longitude 76°34'11.5"; thence north to latitude 39°13'13.5", longitude 76°34'12"; thence east to latitude 39°13'14", longitude 76°33'31"; thence south to the shoreline at latitude 39°12'54", longitude 76°33'31". This anchorage shall be used as a dead ship anchorage only. A written permit from the Captain of the Port must be obtained prior to the use of this anchorage for any period of time.

(9) *Small vessel anchorage.* In the Northwest Harbor, north of the Turning Basin beginning at latitude 39°16'50.5", longitude 76°35'08"; thence southeast to latitude 39°16'43", longitude 76°34'53.5"; thence southwest to latitude 39°16'36.5", longitude 76°34'59"; thence northwest to latitude 39°16'44", longitude 76°35'13"; thence northeast to the point of beginning. This anchorage shall be used only by vessels 100 feet in length or less.

(b) *General regulations.* (1) Except in cases where unforeseen circumstances create conditions of imminent peril, or with the permission of the Captain of the Port, no vessel shall be anchored in Baltimore Harbor and Patapsco River outside of the anchorage areas established in this section for more than 24 hours. No vessel shall anchor within a tunnel, cable or pipeline area shown on a Government chart. No vessel shall be moored, anchored, or tied up to any pier, wharf, or other vessel in such manner as to extend into established channel limits. No vessel shall be positioned so as to obstruct or endanger the passage of any other vessel.

(2) No vessel in such condition that it is likely to sink or otherwise become a menace or obstruction to navigation or anchorage of other vessels, shall occupy an anchorage except in cases where unforeseen only for such period as may be authorized by the Captain of the Port.

(3) Whenever, in the opinion of the Captain of the Port, such action may be necessary, he may require any vessel in a designated anchorage area to moor with two or more anchors.

(4) Every vessel that will not have sufficient personnel on board to weigh anchor at any time shall be anchored with two anchors with mooring swivel, unless the Captain of the Port, upon application, waives this requirement.

(5) Light-draft barges shall be anchored away from the deeper portions of the anchorages, so as not to interfere with the anchoring of deep-draft vessels. Any barges towed in tandem to an anchorage area shall be nested together when anchoring.

(6) No vessel shall be navigated within an anchorage at a speed exceeding 6 knots.

(7) A vessel being notified by the Captain of the Port or his authorized representative to shift its position shall take steps to promptly make the change.

(8) Nothing in this section shall be construed as relieving any vessel, or the owner or person in charge of any vessel, from the penalties of law for obstructing navigation or for obstructing or interfering with range lights, or for not complying with the laws relating to lights, day signals and fog signals or other navigation laws and regulations.

(Sec. 7, 38 Stat. 1053, as amended, sec. 6(g) (1), 80 Stat. 940; 33 U.S.C. 471, 49 U.S.C. 1655(g) (1); 49 CFR 1.4(a) (3))

Dated: December 6, 1968.

W. J. SMITH,  
Admiral, U.S. Coast Guard,  
Commandant.

[F.R. Doc. 68-14818; Filed, Dec. 11, 1968; 8:45 a.m.]

SUBCHAPTER J—BRIDGES  
[CGFR 68-144]

PART 117—DRAWBRIDGE OPERATION REGULATIONS

Illinois Waterway, Ill.

1. The high level fixed bridge across the Des Plaines River at Joliet, Ill., has



been completed and the regulations governing the operation of drawbridges at Peoria have been reviewed. No modifications to those regulations are considered appropriate at this time. These actions having been completed, there is no further need for 33 CFR 117.605(c)(2) and the note immediately following. The purpose of this document is to revoke these paragraphs.

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 117.605(c)(2) and the note which follows this paragraph are revoked as of the date of publication of this document in the FEDERAL REGISTER:

§ 117.605 Illinois Waterway, Ill.; bridges (highway and railroad) at Pekin, Peoria and Joliet, Ill.

(c) Supplemental regulations. \* \* \*  
(2) [Revoked]

(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: December 4, 1968.

W. J. SMITH,  
Admiral, U.S. Coast Guard,  
Commandant.

[F.R. Doc. 68-14820; Filed, Dec. 11, 1968;  
8:45 a.m.]

## Chapter II—Corps of Engineers, Department of the Army PART 208—FLOOD CONTROL REGULATIONS

### Kirwin Dam and Reservoir, North Fork Solomon River, Phillips County, Kans.

Pursuant to the applicable provisions of sections 7 and 9 of the Act of Congress approved December 22, 1944 (58 Stat. 890, 891; 33 U.S.C. 709), the following regulations are hereby prescribed to govern the use of storage capacity for flood control purposes in Kirwin Reservoir on North Fork Solomon River, Phillips County, Kans., and the operation of Kirwin Dam for flood control purposes.

#### § 208.44 Kirwin Dam and Reservoir, North Fork Solomon River, Phillips County, Kans.

The Bureau of Reclamation, Department of the Interior, represented by its appropriate project manager, hereinafter referred to as the project manager, shall operate Kirwin Dam and Reservoir in the interest of flood control as follows:

(a) The flood control storage capacity of the reservoir, which initially amounts to 219,370 acre-feet between elevations 1728.4 and 1757.3, shall be regulated as follows:

(1) For local flood control on North Fork Solomon River from the dam to Waconda Lake with the objective, insofar as practicable, of limiting total streamflow to a maximum of 8,000 c.f.s.

(2) For coordination of flood control regulation in Kirwin Reservoir with existing and potential flood conditions and the regulation of other flood control reservoirs and projects in the Smoky Hill, Republican, Kans., and Missouri River basins, releases from and flood control operation of the reservoir will be adjusted as required for optimum effectiveness during all flood periods.

(b) During flood periods and whenever the reservoir water surface is in the flood control storage zone, releases shall be made in accordance with instructions issued to the project manager by the District Engineer, Corps of Engineers, Department of the Army, in charge of locality, hereinafter referred to as the District Engineer. Such instructions shall be for achievement of the necessary local flood control below the dam and coordination of flood control regulation of the reservoir with flood conditions and flood control regulation of other reservoirs and flood control projects in the Smoky Hill, Republican, Kans., and Missouri River basins. Oral instructions from the District Engineer to the project manager shall be confirmed in writing under date of the day issued.

(c) The discharge characteristics of the gated sluiceways (capable of discharging 15,350 c.f.s. with reservoir level at elevation 1757.3) and the river outlet works (capable of discharging 220 c.f.s. with reservoir level at elevation 1757.3) shall be maintained in accordance with the construction plans (Bureau of Reclamation Specifications No. DC-3844 as modified by the as-built Drawing 371-D-48 dated September 30, 1952, and revised July 25, 1956).

(d) Flood control operations shall not restrict releases necessary for irrigation.

(e) Whenever the reservoir level reaches or exceeds elevation 1728.4 or flood discharges appear imminent, the project manager shall report at once to the District Engineer by telephone, telegraph, or radio, and as requested thereafter until the reservoir level falls to elevation 1728.4 or below and flood discharges cease.

(f) Proposed schedule of irrigation releases and storage changes, if available, and current operating data shall be provided to the District Engineer by the project manager. These data shall be tabulated daily and furnished periodically as required and shall include such items as reservoir elevation, reservoir storage, inflow, discharges, and pertinent available hydrologic data.

(g) Releases made in accordance with the regulations of this section are subject to the condition that releases shall not be made at rates or in a manner that would be inconsistent with the requirements for protecting the dam and reservoir from major damage or inconsistent with safe routing of the inflow design flood.

(h) All elevations stated in this section are at the Dam and Reservoir and are referred to the datum in use at that location.

[Regs., Nov. 7, 1968, ENGOW-EY] (Secs. 7 and 9, 58 Stat. 890, 891; 33 U.S.C. 709)

For the Adjutant General.

HAROLD SHARON,  
Chief, Legislative and Precedent  
Branch, Office of the Comptroller, TAGO.

[F.R. Doc. 68-14825; Filed, Dec. 11, 1968;  
8:46 a.m.]

## Title 36—PARKS, FORESTS, AND MEMORIALS

### Chapter II—Forest Service, Department of Agriculture PART 231—GRAZING

#### Control of Noxious Plants on Land Under Control or Jurisdiction of Federal Government

Part 231 of Title 36, Code of Federal Regulations, as revised in the FEDERAL REGISTER, vol. 33, No. 56, p. 4802, in the issue dated Thursday, March 21, 1968, is further amended as follows:

Section 231.8, paragraph (a)(1), is revised to read as follows:

§ 231.8 Cooperation in control of stray or unbranded livestock, animal diseases, noxious farm weeds, and use of pesticides.

(a) \* \* \*

(1) State, county, and Federal agencies in the application and enforcement of all laws and regulations relating to livestock diseases, sanitation and noxious farm weeds;

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

(Sec. 1, 30 Stat. 35, as amended, Sec. 1, 33 Stat. 628; 16 U.S.C. 551, 472; Sec. 32, 50 Stat. 525, as amended; 7 U.S.C. 1011)

Dated: December 9, 1968.

ORVILLE L. FREEMAN,  
Secretary of Agriculture.

[F.R. Doc. 68-14870; Filed, Dec. 11, 1968;  
8:49 a.m.]

## Title 39—POSTAL SERVICE

### Chapter I—Post Office Department PART 127—MAIL ADDRESSED TO MILITARY POST OFFICES OVERSEAS

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

I. In § 127.1 paragraph (e) is revised to clarify instructions on mail given air-lift service between military post offices and the point of embarkation or debarkation within the 50 States; and to show that certain second-class publications are given air-lift service to post offices located in areas where surface transportation is inadequate; paragraph



(f) (1) is amended by adding subdivision (iv) thereto prohibiting explosives, firearms, and ammunition in the mails to, from, and between overseas military post offices.

§ 127.1 Preparation and handling.

(e) *Airlift mail.* (1) First-class letter mail, including postal and post cards, and sound recorded communications having the character of personal correspondence are given airlift service on a space available basis between overseas military post offices outside the 48 contiguous States, and between those military post offices and the point of embarkation or debarkation of such mail within the 50 States. See § 131.5(b) of this chapter for these same articles mailed by certain servicemen. When postage is paid on sound recordings, they must be marked by the mailer on the address side "Sound Recorded Personal Correspondence" to assure airlift service. Those mailed free under § 131.5(b) of this chapter must be marked only as required by that section.

(2) Parcels of any class paid at surface postage rates not exceeding 5 pounds in weight and not exceeding 60 inches in length and girth combined, are airlifted to, from, or between overseas military post offices outside the 48 contiguous States. These parcels must be marked with the large letters SAM (space available mail) on the address side, preferably below the postage and above the name of the addressee. Postal employees shall at time of acceptance place these letters on all such parcels.

(3) Any parcel, other than a parcel mailed airmail or as air parcel post, not exceeding 30 pounds in weight or 60 inches in length and girth combined which is mailed at or addressed to any overseas military post office outside the 48 contiguous States will be transported by air on a space available basis, upon payment of a fee of \$1 in addition to the regular surface rate of postage. These parcels must be marked with the large letters PAL (parcel air lift) on the address side, preferably below the postage and above the name of the addressee. Postal employees shall at time of acceptance place these letters on all such parcels.

(4) Second-class publications published once each week or more frequently and featuring principally current news of interest to members of the Armed Forces and the general public which are mailed at or addressed to any Armed Forces post office in Vietnam or contiguous waters or other Armed Forces post office in an area where it is determined that surface transportation is inadequate will be given the airlift service prescribed in subparagraph (1) of this paragraph.

Note: The corresponding Postal Manual section is 127.15.

(f) *General prohibitions.* (1) \* \* \* (iv) Explosives, firearms of all types, and ammunition.

Note: The corresponding Postal Manual section is 127.161d.

III. Section 127.2 is revised to update the listing of military post offices and mail service information related thereto.

§ 127.2 Conditions prescribed by the Defense Department applicable to mail addressed to certain military post offices overseas.

Military post office number	See foot-number notes	Military post office number	See foot-number notes
09008	B-C-D	09131	B-C-D
09009	B	09132	B-C-D
09010	A-B-C-E	09133	A-B-I
09011	A-B-C-E	09137	B-C-D
09012	B-C-D	09138	B-C-D
09013	B-C-D	09139	B-C-D
09016	A-B-I	09140	B-C-D
09017	A-B-C-E	09141	B-C-D
09019	B-C-I <sup>1</sup>	09144	B-C-D
09020	B	09146	B-C-D
09025	B-C-D	09149	B-C-D
09026	B-C-D	09150	A-B-C
09028	B-C-D	09154	B-C-D
09029	B-C-D	09155	A-B
09031	B-C-D	09158	B-C-D
09033	B-C-D	09159	A-B
09034	B-C-D	09160	B-C-D
09035	B-C-D	09162	B-C-D
09036	B-C-D	09164	B-C-D
09039	B-C-D	09165	B-C-D
09040	A-B-F-I	09166	B-C-D
09045	B-C-D	09168	B-C-I <sup>1, 2</sup>
09046	B-C-D	09169	B-C-D
09047	B-C-D	09170	C-D
09048	A-B*-C	09171	B-C-D
09049	A-B*-C	09172	B-C-D
09050	B-C-D	09173	B-C-D
09051	A-B-I	09174	B-C-D
09052	B-C-D	09175	B-C-D
09053	B-C-D	09176	B-C-D
09054	B-C-D	09177	B-C-D
09055	B	09178	B-C-D
09056	B-C-D	09179	A-B*-C
09057	B-C-D	09180	B-C-D
09058	B-C-D	09184	B-C-D
09059	B-C-D	09185	B-C-D
09060	B-C-D	09189	B-C-D
09061	B-C-D	09193	A-B*-C
09066	B-C-D	09194	A-B*-C
09067	B-C-D	09197	A
09069	B-C-D	09202	B*-C-J
09070	B-C-D	09205	A-B
09071	B-C-D	09210	A-B*-C
09072	B-C-D	09218	A-B*-C
09074	B-C-D	09220	B-C-D
09075	A-B*-C	09221	B-C-I <sup>1, 2</sup>
09078	B-C-D	09223	A
09079	B-C-D	09224	A-B-I
09080	B-C-D	09227	B-C-D
09081	B-C-D	09230	A-B-C-E
09082	B-C-D	09231	A
09086	B-C-D	09238	A-B*-C
09088	B*	09240	B-C-I <sup>1</sup>
09090	B-C-D	09241	A-B*-C
09091	B-C-D	09245	B-C-D
09093	B-C-D	09252	B-C-D
09095	B-C-D	09253	A-B-C-E
09098	B-C-D	09254	A-B-I
09099	B-C-D	09277	B-C-D
09101	B-C-D	09281	B-C-D
09102	B-C-D	09289	A-B-I
09106	B-C-D	09291	A
09107	B-C-D	09292	A-B
09108	B-C-D	09293	B-C-I <sup>1</sup>
09109	B-C-D	09294	A-B-I
09110	B-C-D	09305	B-C-D
09111	B-C-D	09319	C-D
09114	B-C-D	09320	B-C-D
09119	A-B-C-E	09321	B-C-D
09120	A-B*-C	09322	B-C-D
09123	B-C-D	09324	A-B-I
09125	A-B*-C	09326	B-C-D
09127	A-B*-C	09329	A-B-I
09128	B-C-D	09330	B-C-D
09130	B-C-D	09332	B-C-D

Military post office number	See foot-number notes
09333	B-C-D
09338	A-B-I
09339	L
09378	A-B*-C
09380	A-B-I
09403	B-C-D
09405	A-B*-C
09407	B-C-D
09409	B-C-D
09411	B-C-D
09505	O
09510	A-B*-C-J
09511	A-B*-C-J
09512	A-B*-C-J
09514	A-C-D
09515	A-B*-C-J
09516	A-B*-C-I-J
09518	A-B*-C-J
09520	A-C-I
09521	A-C-I <sup>1</sup>
09522	A-C-I <sup>1</sup>
09523	A-C-I <sup>1</sup>
09525	A
09527	A-N
09529	A-C-I <sup>1</sup>
09531	A-B-C-F-M
09544	A-B-C-E
09580	B
09584	B
09585	B
09607	A-B*-C
09611	C-D
09616	B-I
09633	B-C-D
09659	A-B*-C
09664	I
09665	A-B-I
09666	B-C-D
09667	B*
09668	B-C-I
09671	I
09672	B-I
09676	B-C
09678	B-I
09684	B-C-D
09686	A-B-C-E
09688	A-B-I
09689	B-C-I <sup>1</sup>
09690	A
09692	B-C-D
09693	A
09696	B-C-D
09697	B-I
09699	B-C-D
09742	C-D
09743	B-C-D
09751	B-C-D
09755	A-B*-C
09757	B-C-D
09777	A-B-C-E
09794	B-C-I <sup>1</sup>
09801	B-C-D
09807	B-C-D
09817	L
09825	B
09826	B
09827	B
09829	B
09832	B
09834	B
09837	B
09843	C-D
09872	B-C-D
96201	A
96202	A-B
96203	A
96204	A
96205	A
96206	A-B
96207	A-B
96208	A-B
96209	A-B-H
96210	A-B

Military post office number	See foot-number notes
96211	A-B
96212	A-B
96213	A-B
96215	A-F
96216	A-F
96218	A-B
96219	A-F
96220	A-B
96222	A
96223	A
96224	A-B
96225	A
96227	A
96228	A
96231	A-B
96236	A
96238	A
96240	A
96243	A
96250	A
96251	A-B
96256	A
96257	A
96258	A
96259	A-B
96260	A
96262	A
96264	A-B
96265	A
96266	A
96267	A-B
96268	A
96269	A
96270	A-B
96271	A-B
96274	K
96276	A-B
96277	K
96278	A
96279	A
96281	A-B
96284	P
96289	A
96291	A
96294	A
96295	A
96296	A
96297	A
96298	K
96299	A-B
96301	A-B
96302	A-B
96306	I
96307	A
96308	A
96309	A
96311	K
96312	A
96313	B-H-M
96314	A
96315	A-B
96316	A
96317	A
96318	A
96320	A
96321	A
96322	A
96323	A-B
96324	A-B
96325	A
96326	A
96327	A
96328	A-B
96333	M
96335	A-B
96336	A-B
96337	A
96338	A-B
96343	A-B
96345	A
96347	A
96348	A
96349	H



<i>Military post office number</i>	<i>See foot-notes</i>	<i>Military post office number</i>	<i>See foot-notes</i>
96350	A	96605	O
96353	A	96621	A
96354	A-B	96622	A
96355	A	96623	A
96356	A-I	96624	A
96357	A	96625	A
96358	A-B	96626	A
96359	A	96627	A
96362	A	96628	A
96363	A	96629	A
96368	A	96639	A
96369	A-B-H	96641	A
96370	A	96648	A
96371	A	96650	A-K
96372	A	96651	A-K
96373	A	96652	A-K
96374	A	96654	A-K
96375	A	96656	A-K
96376	A	96658	A-K
96377	A	96660	A
96379	A	96661	A-B
96381	A	96662	A-B
96384	A	96664	A-B
96388	A	96666	A-B
96390	A-B	96667	A-B
96402	A	96668	A-B
96415	A	96669	A
96444	A-B	96670	A
96455	A-B	96672	A
96460	A-B	96673	A
96489	A	96680	A-B-H-Q
96490	A	96690	B-H
96491	A	96694	A
96495	A	96695	A
96496	A	96696	A
96499	A	96697	A
96502	A-B	96699	A
96503	A-B	98760	A-B
96504	A-B	98761	A-B
96519	A-B	98762	A-B
96525	A-B	98764	A-B
96528	K	98765	A-B
96529	A-B	98766	A-B
96530	A	98767	A-B
96555	M	98768	A-B
96570	A-B	98769	A-B
96571	A-B	98770	A
96594	A-B	98772	A
96599	A	98773	A

FOOTNOTES

A. No mail of any class may contain securities or currency. Precious metals in their raw, unmanufactured state are also prohibited. Official shipments are exempt from these restrictions.

B. Customs Declaration form required, except that prepaid mail from a contractor, addressed to a military organization for official use, NEED NOT bear Customs Declaration but must be endorsed "Contents For Official Use—Exempt from Customs Requirement. Official mail from Government agencies DOES NOT require customs declaration or exemption endorsement."

\* Articles will be liable for customs duty and/or purchase tax unless they are bona fide gifts, personal use intended for military personnel or their dependents. When the contents of a parcel meet these requirements, the mailer should place a certificate similar to the following on the customs form under the heading—"Description of Contents" "Certified to be a bona fide gift, personal effects or items for personal use of military personnel and dependents thereto."

C. Cigarettes and other tobacco products prohibited.

D. Coffee prohibited.

E. Mail may not contain: 1. Medicines or vaccines not conforming to French laws. 2. Unauthorized publications, reprints, and publications prohibited on account of their political character or immoral contents.

F. To be printed at a later date.  
 G. To be printed at a later date.  
 H. Meats, including preserved meats, whether hermetically sealed or not, are prohibited.  
 I. Mail of all classes may not exceed the following dimensions:

Length

42" ----- 72" length and girth combined.  
 Over 42" to 44" ----- 24" girth.  
 Over 44" to 48" ----- 20" girth.  
 Over 46" to 48" ----- 16" girth.  
 Maximum length 48".

<sup>1</sup> Provisions of this footnote are not applicable to registered mail.

<sup>2</sup> Provisions of this footnote are not applicable to airmail nor to official Government mail marked MOM.

J. Weight for other than registered mail is restricted to 50 pounds.

K. Mail which includes in the address the words "Dependent Mail Section" may consist only of letter mail, newspapers, magazines and books. No parcel of any class containing any other matter may be mailed to Dependent Mail Section. This footnote is not applicable if the address does not include the words "Dependent Mail Section."

L. All official mail prohibited.

M. Fruits, animals, and living plants are prohibited.

N. No registered mail accepted.

O. Personal mail addressed to vessels using this number is limited to unregistered airmail, unregistered first-class mail, and certified mail. Other classes of mail may not be accepted.

P. APO will be used for the receipt and dispatch of official registered mail only.

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

NOTE: The corresponding Postal Manual section is 127.2.

(5 U.S.C. 301, 39 U.S.C. 501, 505, 706, 712, 4303(d) (5), 4560)

TIMOTHY J. MAY,  
*General Counsel.*

DECEMBER 5, 1968.

[F.R. Doc. 68-14758; Filed, Dec. 11, 1968; 8:50 a.m.]

**Title 50—WILDLIFE AND FISHERIES**

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

**PART 33—SPORT FISHING**

**Crab Orchard National Wildlife Refuge, Ill.**

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

**§ 33.5 Special regulations; sport fishing; for individual wildlife refuges.**

**ILLINOIS**

**CRAB ORCHARD NATIONAL WILDLIFE REFUGE**

Sport fishing on the Crab Orchard National Wildlife Refuge, Ill., is permitted only on the areas designated by signs as open to fishing. These open areas comprising 8,800 acres are delineated on maps

available at the refuge headquarters and from the office of the Regional Director, Bureau of Sports Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Sport fishing shall be in accordance with all applicable State regulations subject to the following special conditions:

(1) The open season for sport fishing on the refuge extends from January 1, 1969, through December 31, 1969, in areas designated on map as I and III; and from March 15, 1969, through September 30, 1969, daylight hours only, in area designated on map as II; except bank fishing is permitted from the Wolf Creek Road and State highway 148 causeways, during daylight hours, from January 1, 1969, through December 31, 1969.

(2) The use of boats is permitted, except that no boat with motor larger than six (6) horsepower is permitted on Devils Kitchen Lake and on Little Grassy Lake.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Part 33, and are effective through December 31, 1969.

L. A. MEHRHOFF, JR.,  
*Project Manager, Crab Orchard National Wildlife Refuge, RR. No. 2, Carterville, Ill.*

DECEMBER 5, 1968.

[F.R. Doc. 68-14854; Filed, Dec. 11, 1968; 8:48 a.m.]

**PART 33—SPORT FISHING**

**De Soto National Wildlife Refuge, Iowa and Nebraska**

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

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

**IOWA AND NEBRASKA**

**DE SOTO NATIONAL WILDLIFE REFUGE**

Sport fishing on the De Soto National Wildlife Refuge, Iowa and Nebraska, is permitted on all water areas within the refuge. This open area, comprising 850 acres, is delineated on a map available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Sport fishing is subject to the following conditions:

(1) All fishermen shall conform with the regulations of the State in which they are properly licensed, either Iowa or Nebraska, subject to more restrictive regulations that may be included herein.

(2) Open Season: Daylight hours January 1, 1969, through February 28, 1969, and 4:30 a.m. to 10 p.m., April 15, 1969, through September 15, 1969.

(3) Trot lines and float are not permitted.

(4) Archery fishing is not permitted.

(5) Digging or seining for bait is not permitted.



(6) No more than two lines with two hooks on each line may be used for fishing.

(7) Motor or wind driven conveyances are not permitted on the lake during the period January 1 to February 28.

(8) The use of boats, with or without motors, is permitted during the period April 15 to September 15.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective through September 15, 1969.

KERMIT D. DYBSETTER,  
*Refuge Manager, De Soto National Wildlife Refuge, Missouri Valley, Iowa.*

DECEMBER 3, 1968.

[F.R. Doc. 68-14832; Filed, Dec. 11, 1968; 8:46 a.m.]

**PART 33—SPORT FISHING**

**Seney National Wildlife Refuge, Mich.**

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

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

MICHIGAN

SENEY NATIONAL WILDLIFE REFUGE

Sport fishing on the Seney National Wildlife Refuge, Seney, Mich., is permitted on areas as described under special conditions below, and as delineated on maps available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Sport fishing shall be in accordance with all applicable State regulations subject to the following special conditions:

(1) Streams and ditches, open only during the regular State trout fishing season, are:

(a) Driggs River from Highway M-28 south to the Diversion Ditch.

(b) Walsh Creek and Ditch from Highway M-28 south to C-3 Pool.

(c) Creighton River—entire length through refuge.

(2) Manistique River, entire length through refuge, open from January 1, 1969, through December 31, 1969.

(3) Pools are open to fishing, daylight hours only, as follows:

(a) All pools—January 1, 1969, through February 28, 1969.

(b) Show Pools (located west of Highway M-77 one-half mile north of the Headquarters entrance road) from Memorial Day (May 30, 1969) through Labor Day (September 1, 1969).

(c) C-3 Pool from July 1, 1969, through Labor Day (September 1, 1969).

(4) Night fishing, boats and the use of minnows for bait are prohibited except on the Creighton and Manistique Rivers.

(5) Snowmobiles or motorized bikes are not allowed on the refuge. The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective through December 31, 1969.

JOHN E. WILBRECHT,  
*Refuge Manager, Seney National Wildlife Refuge, Seney, Mich.*

DECEMBER 6, 1968.

[F.R. Doc. 68-14833; Filed, Dec. 11, 1968; 8:46 a.m.]



# Proposed Rule Making

## DEPARTMENT OF THE INTERIOR

National Park Service

[ 36 CFR Part 7 ]

GLACIER NATIONAL PARK, MONT.

### Fishing

Notice is hereby given that pursuant to the authority contained in section 3 of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 3), the Act of May 11, 1910 (36 Stat. 354; 16 U.S.C. 162), and the Act of August 22, 1914 (38 Stat. 700; 16 U.S.C. 170), 245 DM-1 (27 F.R. 6395), National Park Service Order No. 34 (31 F.R. 4255), Regional Director, Midwest Region Order No. 4 (31 F.R. 5769), as amended, it is proposed to revise § 7.3 of Title 36 of the Code of Federal Regulations as set forth below.

The purpose of this revision is to eliminate material on speed limits, camping restrictions, house trailer limitations, dogs, cats, and domestic pets restrictions, pack and saddle animal restrictions, and limitations on eating, drinking and lodging establishments which are no longer needed in view of § 2.5, § 2.8, § 2.12, § 2.23, and § 5.10; to close certain streams to fishing in order to protect spawning grounds; to limit the catch on Arctic grayling in order to protect populations of a rare species; to perpetuate native fish that are not specifically designated as sport fish; to coordinate the closure of waters bordering Canada with Canadian closures; to close other park waters ahead of the Montana general closure due to early winter storms; to coordinate the opening and closure of the North Fork River with the Montana fishing regulations; to coordinate the opening and closure of waters along the boundary with the Blackfeet Indian Reservation; and to provide a quality type fishing in certain waters for artificial fly fishermen.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections to the Superintendent, Glacier National Park, Post Office Box 128, West Glacier, Mont. 59936, within 30 days of the publication of this notice in the FEDERAL REGISTER.

(5 U.S.C. 553; 39 Stat. 535; 16 U.S.C. 3; 36 Stat. 354; 16 U.S.C. 162; 38 Stat. 700, 16 U.S.C. 170)

### § 7.3 Glacier National Park.

(a) *Fishing; open season.* All waters within the park shall be open to fishing from 5 a.m. on the third Sunday of June to 11 p.m. on October 15, except as otherwise provided by the following restrictions:

(1) That portion of Waterton Lake that is in the park shall be open to fish-

ing in conformance with the season established by Canada for this lake.

(2) Kintla Creek between Kintla Lake and Upper Kintla Lake shall be closed to fishing at all times.

(3) Logging Creek upstream from the head of Logging Lake, Grace Lake, Quartz Creek between Lower Quartz Lake and Quartz Lake, and Old Man Lake shall be open to fishing at 5 a.m. on July 1.

(4) Tributaries of the Middle Fork of the Flathead River including Lincoln Creek, Harrison Creek, Nyack Creek, Coal Creek, Pinchot Creek, Muir Creek, Park Creek, Ole Creek, and McDonald Creek upstream from head of Lake McDonald to McDonald Falls shall be closed to fishing at 11 p.m. on July 31.

(5) Two Medicine Lake, St. Mary Lake, McDonald Creek below Lake McDonald, and Lake McDonald shall be open to fishing at 5 a.m. on the third Sunday of May, except for those portions of Lake McDonald that are located 300 feet in any direction from the mouth of any stream entering the lake, which portions shall open at 5 a.m. on the third Sunday of June.

(6) The North Fork of the Flathead River, except for its tributaries, shall be open to fishing in conformance with the seasons and regulations established by the State of Montana for this river.

(7) Lower Two Medicine Lake shall be open to fishing in conformance with the season established for the Blackfeet Indian Reservation for this lake.

(b) *Fishing; daily limit of catch and possession limit.* The limit of sport fish a person shall take per day, or shall have in possession at any time, shall not exceed ten (10) pounds plus one fish, and shall not exceed a total of ten (10) fish, of which no more than five (5) may be Arctic grayling. (Weight limits will be computed by dressed weight of fish with heads and tails intact, provided that two (2) fish may be taken per day or possessed regardless of weight limitations.) Sport fish are herein defined as cutthroat trout, rainbow trout, brook trout, lake trout, Dolly Varden, kokanee salmon, Arctic grayling, mountain whitefish, lake whitefish, northern pike, and burbot (ling). All other species are defined as nonsport fish and may not be kept or killed.

(c) *Fishing; restriction on use of bait and lures.* Only artificial flies, with a single hook, may be used as lures in Rogers Lake, Trout Lake, Arrow Lake, Camas Lake, Lake Evangeline, Ruger Lake, and those sections of Camas Creek interconnecting these lakes.

KEITH NEILSON,  
Superintendent,  
Glacier National Park.

[F.R. Doc. 68-14837; Filed, Dec. 11, 1968;  
8:47 a.m.]

[ 36 CFR Part 7 ]

## SEQUOIA AND KINGS CANYON NATIONAL PARKS, CALIF.

### Revision of Special Regulations

Pursuant to the authority contained in section 3 of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 3), the Act of June 2, 1920 (41 Stat. 731; 16 U.S.C. 61), and the Act of March 4, 1940 (54 Stat. 41; 16 U.S.C. 80d), 245 DM-I (27 F.R. 6395), National Park Service Order No. 34 (31 F.R. 4255), Regional Director Western Regional Order No. 4 (31 F.R. 5769), as amended, it is proposed to revise § 7.8 of Title 36 of the Code of Federal Regulations to read as set forth below.

The purpose of this revision is to eliminate material on camping, entrance roads and speed which is now covered in the general regulations of Part 2 of this title; to delete parts of the fishing regulations now covered in the general park regulations; to delete restrictions on eating and drinking establishments and the sale of food and drink now covered by Part 5 of this title; while retaining regulations on dogs and cats and adding new sections on health and sanitation and building construction laws and regulations.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rulemaking process. Accordingly, interested persons may submit written comments, suggestions, or objections regarding the proposed amendments to the Superintendent, Sequoia and Kings Canyon National Parks, Three Rivers, Calif. 93271, within 30 days of the publication of this notice in the FEDERAL REGISTER.

Section 7.8 is revised to read as follows:

### § 7.8 Sequoia and Kings Canyon National Parks.

(a) *Dogs and cats.* Dogs and cats are prohibited on any park land or trail, except within one-fourth mile of developed areas which are accessible by a designated public automobile road.

(b) *Fishing.* (1) In Sequoia National Park the following waters are closed to fishing:

On the watershed of the North Fork of the Kaweah River: Yucca Creek and tributaries from confluence with North Fork to sources from July 1 to close of State's fishing season; Cabin Creek from General's Highway to source.

On the watershed of the Marble Fork of the Kaweah River: Deer Creek from the foot bridge on the Sunset-Village Trail to source, except that children 10 years of age or younger are exempt from this closure; that section of Wolverton Creek from the dam upstream to the source, except that persons 15 years of age or younger are exempt from this closure at the pond held by the dam; and Silliman Creek from General's Highway to source at outlet of Silliman Lakes.



On the watershed of the Middle Fork of the Kaweah River: Crescent Creek from source to High Sierra Trail Bridge at lower Crescent Meadow.

(2) In Kings Canyon National Park the following waters are closed to fishing:

On the watershed of the South Fork of the Kings River: Sheep Creek and its tributaries; Lewis Creek downstream from the first trail crossing; and Comb Creek from Lewis Creek upstream to first trail crossing.

(c) *Privately owned lands*—(1) *Water supply, sewage or disposal systems, and building construction or alterations.* The provisions of this paragraph apply to the privately owned lands within Sequoia and Kings Canyon National Parks.

(i) *Facilities.* (a) Subject to the provisions of subdivision (iii) of this subparagraph, no person shall occupy any building or structure, intended for human habitation or use, unless such building complies with standards, prescribed by State and county laws and regulations applicable in the county within whose exterior boundaries such building is located, as to construction, water supply and sewage disposal systems.

(b) No person shall construct, rebuild or alter any building, water supply or sewage disposal system without the permission of the Superintendent. The Superintendent will give such permission only after receipt of written notification from the appropriate Federal, State, or county officer that the plans for such building or system comply with State or county standards. Any person aggrieved by an action of the Superintendent with respect to any such permit or permit application may appeal in writing to the Director, National Park Service, U.S. Department of the Interior, Washington, D.C. 20240.

(ii) *Inspections.* (a) The appropriate State or county officer, the Superintendent, or their authorized representatives or an officer of the U.S. Public Health Service, may inspect any building, water supply or sewage disposal system, from time to time, in order to determine whether the building, water supply or sewage disposal system comply with the State and county standards; *Provided, however,* That inspection shall be made only upon consent of the occupant of the premises or pursuant to a warrant.

(b) Any building, water supply or sewage disposal system may be inspected without the consent of the occupant of the premises or a warrant if there is probable cause to believe that such system presents an immediate and severe danger to the public health and safety.

(iii) *Defective systems.* (a) If upon inspection, any building, water supply or sewage disposal system is found by the inspecting officer not to be in conformance with applicable State and county standards, the Superintendent will send to the ostensible owner and/or the occupant of such property, by certified mail, a written notice specifying what steps must be taken to achieve compliance. If after one year has elapsed from the mailing of such written notice the deficiency has not been corrected, such deficiency

shall constitute a violation of this regulation and shall be the basis for court action for the vacation of the premises.

(b) If upon inspection, any building, water supply or sewage disposal system is found by the inspecting officer not to be in conformance with established State and county standards and it is found further that there is immediate and severe danger to the public health and safety or the health and safety of the occupants or users, the Superintendent shall post appropriate notices at conspicuous places on such premises, and thereafter, no person shall occupy or use the premises on which the deficiency or hazard is located until the Superintendent is satisfied that remedial measures have been taken that will assure compliance with established State and county standards.

(d) *Stock Driveways.* (1) The present county road extending from the west boundary of Kings Canyon National Park near Redwood Gap to Quail Flat junction of the General's Highway and the old road beyond is designated for the movement of stock and vehicular traffic, without charge, to and from national forest lands on either side of the General Grant Grove section of the park. Stock must be prevented from straying from the right-of-way.

JOHN S. McLAUGHLIN,  
Superintendent, Sequoia-Kings  
Canyon National Parks.

[F.R. Doc. 68-14838; Filed, Dec. 11, 1968;  
8:47 a.m.]

## DEPARTMENT OF AGRICULTURE

### Agricultural Research Service

[ 9 CFR Parts 145, 146, 147 ]

### NATIONAL POULTRY AND TURKEY IMPROVEMENT PLANS AND AUXILIARY PROVISIONS

#### Notice of Proposed Rule Making

Notice is hereby given, under the administrative procedure provisions of 5 U.S.C. 553, that the Department of Agriculture has under consideration proposed amendments of the National Poultry and Turkey Improvement Plans and Auxiliary Provisions recommended by the 1968 Conference of representatives of the State agencies cooperating in the administration of the Plans, and that, pursuant to section 101(b) of the Department of Agriculture Organic Act of 1944, as amended (7 U.S.C. 429), it is proposed to amend Parts 145, 146, and 147 of Title 9, Chapter I, Subchapter F, Code of Federal Regulations, to incorporate such recommended amendments and to make incidental changes for clarity and consistency. Said Parts 145, 146, and 147 would be amended in the following respects:

1. Section 145.5 would be amended by revising the introductory statement of subdivision (iii) of subparagraph (2) and the introductory statement of subparagraph (3) of paragraph (c) to read:

#### § 145.5 Specific provisions for participating flocks.

(c) \* \* \*

(2) \* \* \*

(iii) A sample comprised of at least 25 percent of the birds in the flock has been officially blood tested within the past 12 months with no reactors: \* \* \*

(3) It is a multiplier breeding flock composed entirely of birds that originated from flocks qualified as U.S. Poliorum-Typhoid Clean as provided in § 145.10(f)(1) or from flocks that met equivalent blood testing requirements under official supervision and is located in a State in which it has been determined by the AH Division that: \* \* \*

#### § 145.10 [Amended]

2. Section 145.10 would be amended by revising paragraph (a) to read:

(a) *U.S. Record of Performance.* Males and females meeting the provisions of § 145.16 and § 145.17.

3. Section 145.10 would be further amended by revising the title, Figure 8, subparagraph (1), subdivision (ii) of subparagraph (2), and subparagraph (4) of paragraph (g) to read:

(g) *U.S. M. Gallisepticum Clean.* (1) Flocks in which all birds have been blood tested for M. gallisepticum when they were more than 5 months of age in accordance with the procedures prescribed in subparagraph (2) of this paragraph, and in which no M. gallisepticum reactors were found, and which are maintained in accordance with the procedures prescribed in § 147.36 of this chapter: *Provided,* That in order to retain this classification, freedom from M. gallisepticum shall be demonstrated by blood testing at intervals of not more than 60 days a random sample of 10 percent of the flock, or a number specified by the Official State Agency.

(2) \* \* \*

(ii) The test shall be conducted using M. gallisepticum antigen approved by the Department or the Official State Agency and shall be performed in accordance with the recommendations of the producer of the antigen.

(4) If a participant handles products which are not classified as U.S. M. Gallisepticum Clean or U.S. M. Gallisepticum Tested, these products shall be kept separate from the U.S. M. Gallisepticum Clean and U.S. M. Gallisepticum Tested products in a manner satisfactory to the Official State Agency.



FIGURE 8



4. Section 145.10 would be further amended by adding a new paragraph (h) to read:

(h) *U.S. M. Gallisepticum Tested*. (1) A multiplier breeding flock composed entirely of birds which originated as U.S. M. Gallisepticum Clean chicks and samples comprising 10 percent of the birds in the flock, or a number specified by the Official State Agency, have been tested twice between the ages of 8 weeks and 22 weeks, with an interval of not less than 60 days between the two tests, in accordance with the procedures prescribed in subparagraph (2) of paragraph (g) of this section, and in which no *M. gallisepticum* reactors were found, and which are maintained in accordance with the procedures prescribed in § 147.36 of this chapter: *Provided*, That in order to retain this classification, freedom from *M. gallisepticum* shall be demonstrated by one of the following procedures:

(i) At intervals of not more than 90 days, a random sample of 5 percent of the flock, or a number specified by the Official State Agency, shall be tested; or

(ii) At intervals of not more than 30 days, a sample of 25 cull chicks produced from the flock shall be subjected to approved laboratory procedures for the detection and recovery of *M. gallisepticum*; or

(iii) At intervals of not more than 60 days, serum samples obtained from at least 100 day-old chicks produced from the flock shall be examined for *M. gallisepticum* antibodies.

(2) The conditions and procedures prescribed in subparagraphs (3) and (4) of paragraph (g) of this section shall apply to flocks and products in this classification.



FIGURE 9

5. Part 145 would be further amended by revising §§ 145.15, 145.16, 145.17, 145.18, 145.19, 145.20, and 145.21 to read:

§ 145.15 USROP; general.

The ROP classification may be attained through trapnesting and pedigree breeding under the supervision of an Official State Agency.

§ 145.16 USROP; qualification of females.

Females may qualify as ROP females when they have been trapnested for a period of at least 6 months and records of egg production and egg weight are maintained by the breeder.

§ 145.17 USROP; qualification of males.

A male may qualify as an ROP male when his pedigree record, maintained by

the breeder, shows he was produced from a single-male mating of an ROP female and the son of an ROP female.

§ 145.18 USROP; sale of products.

When products are sold or offered for sale under the ROP classification, the breeder shall have on file evidence that such products are from single-male matings of ROP males and ROP females.

§ 145.19 [Reserved]

§ 145.20 USROP; duties of ROP Supervisor.

The ROP Supervisor shall represent the Official State Agency in its supervision of ROP participation. He shall visit and inspect the work of each breeder periodically.

§ 145.21 [Reserved]

6. Section 146.5 would be amended by revising paragraphs (c) and (d) to read:

§ 146.5 Specific provisions for participating flocks.

\* \* \* \* \*

(c) A flock shall be deemed to be a participating flock at any time only if its freedom from pullorum and typhoid has been demonstrated by one of the following criteria:

(1) It has been officially blood tested within the past 12 months and qualified for the U.S. Pullorum-Typhoid Clean classification as provided in § 146.10(b)

(1) (see § 146.14 relating to the official blood test);

(2) It is a multiplier breeding flock meeting the following specifications:

(i) The flock is located in a State in which all diagnostic laboratories within the State are required to report to the Official State Agency within 48 hours the source of all poultry specimens from which *S. pullorum* or *S. gallinarum* is isolated;

(ii) The flock is composed entirely of birds that originated (a) from flocks that qualified as U.S. Pullorum-Typhoid Clean on the basis of an official blood test of all birds in the flock as provided in § 146.10(b)(1), or (b), from flocks that met equivalent blood testing requirements under official supervision; and

(iii) A sample comprised of at least 25 percent of the birds in the flock has been officially blood tested within the past 12 months with no reactors: *Provided*, That the percentage of the flock included in the sample may be reduced by 5 percentage points following each year in which there is no evidence of infection on the premises; *And provided further*, That the sample tested for the qualification of a flock under this subparagraph shall include at least 500 birds the first year, 400 the second year, 300 the third year, 200 the fourth year, and 100 the fifth year. The sample of birds tested shall be a representative sample drawn on a pro-rata basis from all pens or units of the flock. When reactors are found in the sample, all birds in the flock shall be tested and the qualification of the flock and any other flock on the same premises during the next 2 years shall be based on the testing of all birds; or

(3) It is a multiplier breeding flock composed entirely of birds that originated from flocks qualified as U.S. Pullorum-Typhoid Clean as provided in § 146.10 (b) (1) or from flocks that met equivalent blood testing requirements under official supervision and is located in a State in which it has been determined by the AH Division that:

(i) All chicken and turkey hatcheries within the State are qualified as "National Plan Hatcheries" or have met equivalent requirements for pullorum-typhoid control under official supervision;

(ii) All chicken and turkey hatchery supply flocks within the State are qualified as U.S. Pullorum-Typhoid Clean or have met equivalent requirements for blood testing under official supervision;

(iii) All shipments of products other than U.S. Pullorum-Typhoid Clean, or equivalent, into the State are prohibited;

(iv) All diagnostic laboratories within the State are required to report to the Official State Agency within 48 hours the source of all poultry specimens from which *S. pullorum* or *S. gallinarum* is isolated;

(v) All reports of *S. pullorum* or *S. gallinarum* isolations are promptly followed by an Official State Agency investigation to determine the origin of the infection;

(vi) All flocks found to be infected with pullorum or typhoid (a) are quarantined until marketed under the supervision of the Official State Agency, or (b) have been subsequently blood tested and all birds in such flocks failed to demonstrate pullorum or typhoid infection (The use of eggs produced by a quarantined flock for hatching purposes is prohibited. The quarantined flock or any other flock on the same premises during the next 2 years may qualify as a U.S. Pullorum-Typhoid Clean flock only on the basis of official blood tests conducted by or directly supervised by a State Inspector on all birds in the flock.);

(vii) All chickens and turkeys going to public exhibition come from U.S. Pullorum-Typhoid Clean or equivalent flocks, or have had a negative pullorum-typhoid test within 90 days of going to public exhibition; and

(viii) A monitoring program, including official blood tests of at least 25 percent of the birds in the hatchery supply flocks in the State, is systematically conducted each year. The samples tested are selected to be representative of all hatchery supply flocks in the State. The minimum requirement as to the percentage of birds tested in the monitoring program may be reduced by 5 percent of the total number of birds in all flocks following each year in which no infected birds are detected;

(d) Each bird tested shall be identified with a sealed and numbered band obtained through or approved by the Official State Agency.

§ 146.10 [Amended]

7. Section 146.10 would be amended by revising subdivision (iii) of subparagraph (1) and subparagraph (3) of paragraph (c) to read:



(c) *U.S. M. Gallisepticum Tested.*

(iii) The tests shall be conducted using *M. gallisepticum* antigen approved by the Department or the Official State Agency and shall be performed in accordance with the recommendations of the producer of the antigen;

(3) A flock qualified as U.S. M. Gallisepticum Tested may retain the classification for 1 year, provided it is maintained in isolation and no evidence of *M. gallisepticum* infection is revealed. Each flock and premises shall be inspected at least once during the laying period by an Authorized Agent of the Official State Agency or the State Animal Disease Control Official. If a flock proves to be infected with *M. gallisepticum*, it shall be eliminated as a breeding flock under the supervision of the Official State Agency or the State Animal Disease Control Official.

8. Section 146.10 would be further amended by revising subparagraph (1) of paragraph (d) to read:

(d) *U.S. Typhimurium Controlled.* (1) Flocks meeting the following requirements:

(i) (a) All birds have been officially blood tested within 12 months for *S. typhimurium* as provided in § 146.14 and no reactors were found on the first test or any subsequent test; or

(b) All birds are located on premises and originated from premises where U.S. Typhimurium Controlled flocks, tested in accordance with § 146.10(d) (1) (i) (a), were maintained for a two-year period with no evidence of *S. typhimurium* infection and no subsequent evidence of infection found. Flocks must be located within a State in which all isolations of *S. typhimurium* are reported promptly to both the Official State Agency and the State Animal Disease Control Official;

(ii) The flock is maintained in compliance with the provisions of § 147.31 of this chapter, and the hatching eggs are handled in compliance with the provisions of § 147.32 of this chapter in a manner satisfactory to the Official State Agency. Each flock and premises will be inspected at least once during the egg production season by a State Inspector to ascertain that these provisions are being followed. The Official State Agency shall immediately terminate the U.S. Typhimurium Controlled classification of flocks found to be in noncompliance with these provisions; and

(iii) The visibly clean eggs shall be fumigated as described in § 147.35(a) as soon as possible after collection.

9. Section 146.14 would be amended by revising the first sentence of paragraph 146.14 Blood testing.

(g) When suitable evidence, as determined by the Official State Agency and/or the State Animal Disease Control Official, indicates that poulters produced by participating hatcheries are infected with organisms for which the parent flocks received an official control classification and this evidence indicates egg

transmission, the Official State Agency may, at its discretion, require additional testing of the flocks involved. \* \* \*

§§ 146.15, 146.16 [Deleted]

10. Part 146 would be further amended by deleting the present §§ 146.15 and 146.16.

11. Section 146.17 would be amended by redesignating it as § 146.15, deleting paragraph (k), and revising paragraph (j) to read:

§ 146.15 Central turkey meat production test.

(j) In each test the differences between the entry averages in final live and eviscerated weights and body measurements shall be analyzed by a suitable mean separation procedure such as the Duncan's Multiple Range Test. Significance or nonsignificance (at the 5-percent level) of the differences between entries shall be shown in the report.

12. Part 146 would be further amended by redesignating Figures 9, 10, 11, 12, and 13 as Figures 10, 11, 12, 13, and 14, respectively.

13. Section 147.4 would be amended by deleting paragraphs (c) and (e).

14. Section 147.35 would be amended by revising the introductory statement of the section, the introductory statement and subparagraphs (1) and (5) of paragraph (a), the introductory statement and subparagraph (3) of paragraph (b), and paragraph (c) to read:

§ 147.35 Fumigation.

Fumigation is recommended for sanitizing eggs and hatchery equipment as an essential part of a sanitation program.

(a) Fumigation of clean eggs after collection should be done as follows:

(1) Provide a room or cabinet proportionate to the number of eggs to be handled. The room should be relatively tight and must be equipped with a fan to circulate the gas during fumigation and to expel it after fumigation.

(5) The temperature in the cabinet during fumigation should be at least 70 degrees F. and the relative humidity above 70 percent.

(b) Eggs should be fumigated at the hatchery prior to setting or as soon as possible after setting (preferably within 12 hours). Single or repeated fumigation of eggs in the setter may be practiced, but the fumigation schedule should be such that no eggs are fumigated during the period from the 24th to the 84th hour of incubation. The following procedure should be used:

(3) For each cubic foot of space in the incubator, use 0.4 grams of potassium permanganate and 0.8 cc. of formalin (37.5 percent). Use an earthenware or enamelware container having a capacity of at least ten times the volume of the total ingredients.

(c) Eggs which have not been fumigated in the hatchery as described in

paragraph (b) of this section should be fumigated after the 84th hour of incubation. The procedure described in paragraph (b) of this section should be followed.

15. Part 147 would be further amended by adding a new § 147.37 to read:

§ 147.37 Procedures recommended to prevent the spread of disease by artificial insemination.

(a) The vehicle transporting the insemination crew shall be left as far as practical from the turkey pens.

(b) The personnel of the insemination crew should observe personal cleanliness including the following sanitary procedures:

(1) Outer clothing shall be changed between premises so that clean clothing is worn upon entering each premises. The used apparel shall be kept separate until laundered. This also applies to gloves worn while handling turkeys;

(2) Boots or footwear shall be cleaned and disinfected between premises;

(3) Disposable caps shall be provided and discarded after use on each premises.

(c) The use of individual straw technique or similar technique is highly recommended. Insemination equipment which is to be reused shall be cleaned and disinfected before reusing. Equipment used for the convenience of the workers shall not be moved from premises to premises.

(d) No obviously diseased flock shall be inseminated. If evidence of active disease is noted after insemination is begun, operations should be stopped and the hatchery notified.

(e) Care should be taken during the collection of semen to prevent fecal contamination. If fecal material is present, it should be wiped off with a piece of cotton before the semen is collected. Likewise, care should be taken not to introduce fecal material into the oviduct of the hen.

16. Part 147 would be further amended by deleting Subpart E.

Any person who wishes to submit written data, views, or arguments concerning the proposed amendments of the National Poultry and Turkey Improvement Plans and Auxiliary Provisions may do so by filing them with the Director, Animal Husbandry Research Division, Agricultural Research Center, Beltsville, Md. 20705, within 30 days after publication hereof in the FEDERAL REGISTER.

All written submissions made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 6th day of December 1968.

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

[F.R. Doc. 68-14823; Filed, Dec. 11, 1968; 8:45 a.m.]



## DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[ 14 CFR Part 71 ]

[Airspace Docket No. 68-CE-64]

### FEDERAL AIRWAYS

#### Proposed Alteration, Revocation, and Designation

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would alter segments of VOR Federal airways Nos. 297 and 493; revoke the U.S. portion of VOR Federal airway No. 224 and designate the U.S. portion of a new VOR airway from Pontiac, Mich., to the Dresden, Ontario, Canada, intersection.

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

The Federal Aviation Administration proposes the following airspace action:

1. Realign V-297 segment from Carleton, Mich., with a 1,200-foot AGL floor to Saginaw, Mich., via the intersection of the Carleton 334° T (337° M) and the Saginaw 182° T (185° M) radials.
2. Realign V-493 segment from Carleton with a 1,200-foot AGL floor to Flint, Mich., via the intersection of the Carleton 334° T (337° M) and the Flint 202° T (205° M) radials.
3. Revoke V-224 airway.
4. Designate a Victor airway from Pontiac direct to the intersection of the Pontiac 100° T (103° M) and the Windsor, Ontario, Canada 057° T (060° M) radials (Dresden Intersection).

The realignment of V-297 and V-493 segments would reduce the en route distances and would facilitate the movement of air traffic between Carleton and Saginaw and between Carleton and Flint. The latest Peak Day IFR en route traffic survey shows no aircraft movements on V-224 airway, and it has also been determined that it is no longer required by air traffic control. The proposed airway between Pontiac and the Dresden Intersection would be utilized as a bypass

route for en route traffic currently routed over the Windsor VOR.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on December 4, 1968.

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

[F.R. Doc. 68-14817; Filed, Dec. 11, 1968;  
8:45 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[ 47 CFR Part 73 ]

[Docket No. 18179]

### TELEVISION PROGRAMS PRODUCED BY NONNETWORK SUPPLIERS AND NOT AVAILABLE TO CERTAIN TELE- VISION STATIONS

#### Order Extending Time for Filing Comments and Reply Comments

In the matter of amendment of Part 73 of the Commission's rules with respect to television programs produced by non-network suppliers and not made available to certain television stations, Docket No. 18179.

1. The Commission has before it for consideration a petition filed by seven television film producers represented by the law firm of Phillips, Nizer, Benjamin, Krim & Ballon, seeking a further extension of time for filing comments and reply comments herein, to January 15 and February 17, 1969, respectively. For good cause shown, the original dates for filing comments and reply comments (originally July 8 and Aug. 8, 1968) had been extended and the present due dates are December 9, 1968, and January 9, 1969, respectively (see Orders adopted June 27, 1968, 33 F.R. 9829, and Oct. 1, 1968, 33 F.R. 15029.)

2. In support of this request for a further extension of time, the film producers state that the pending questions concerning CATV copyright legislation referred to in the earlier requests for extensions of time have unfortunately not been resolved to this date. The film producers state that the uncertainty as to legislation, and the fact that the same persons that are presently engaged in the copyright legislation situation are the persons needed by the producers' group to prepare meaningful comments in this proceeding, have prevented them from progressing very far in the preparation of such comments. It is also suggested that the time proposed in the petition may be overly optimistic and that the Commission might well consider an indefinite postponement of the filing date pending clarification of the CATV copyright situation.

3. The Commission incorporates its previous statements concerning the need for securing all pertinent information in

order to enable it to formulate reasonable standards concerning nonnetwork program contracts. Although the Commission also recognizes that the CATV copyright question may bear some relation to this proceeding, we reiterate our statement contained in footnote 2 of the notice of proposed rule making, 33 F.R. 7158, i.e. " \* \* \* As to questions of a TV station's exclusivity within the service area vis-a-vis the program originations of a CATV system, different considerations are applicable and the question is not involved in this proceeding." Therefore the indefinite postponement suggested is not warranted.

4. From all information available, the general course of the pending copyright legislation should be indicated in the near future. Therefore, it appears that 60 days is reasonable under the circumstances to enable the film producers to collect data and prepare comments for consideration by the Commission.

5. Accordingly, we are of the opinion that, consistent with the foregoing, adequate cause has been shown for extending the time for filing comments: *And therefore, it is ordered*, That the "Petition of Program Suppliers for a Further Extension of Time Within Which To File Comments and Reply Comments" filed December 2, 1968, is granted, and that the time for filing comments and reply comments in this proceeding is extended from December 9, 1968, and January 9, 1969, to and including February 10, 1969, and March 10, 1969, respectively. Authority for this action is found in sections 4(i) and 303(r) of the Communications Act of 1934, as amended, and § 0.281(d)(8) of the Commission's rules.

Adopted: December 6, 1968.

Released: December 9, 1968.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] GEORGE S. SMITH,  
Chief, Broadcast Bureau.

[F.R. Doc. 68-14849; Filed, Dec. 11, 1968;  
8:48 a.m.]

## FEDERAL POWER COMMISSION

[ 18 CFR Parts 50, 160 ]

[Docket No. R-345]

### PROCUREMENT COMPETITION

#### Notice of Extension of Time

DECEMBER 5, 1968.

Several requests for an extension of time within which data, views, and comments may be submitted in the above-designated matter have been filed by, inter alia, Edison Electric Institute, American Gas Association, and the Independent Natural Gas Association of America.

Upon consideration, notice is hereby given that the time is extended to and including March 17, 1969, within which any interested person may submit data, views, and comments in writing in the above-designated matter.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-14827; Filed, Dec. 11, 1968;  
8:46 a.m.]



# Notices

## DEPARTMENT OF THE TREASURY

Bureau of Customs

[462.504]

### RETAIL PACKAGES OF EDIBLE PREPARATIONS

#### Notice of Proposed Tariff Classification

The Bureau has tentatively concluded that the size of the package alone is not sufficient to establish that a product containing over 5.5 percent by weight of butterfat is packaged for retail sale as that term is used in the tariff schedules and that various size packages of such products will not be considered to be "packaging for retail sale" in the absence of satisfactory evidence of actual packaging for retail trade above and beyond the mere size and labeling of the package.

Pursuant to section 16.10a(d), Customs Regulations (19 CFR 16.10a(d)), notice is hereby given that there is under review in the Bureau of Customs the existing established and uniform practice of classifying various edible preparations containing over 5.5 percent by weight of butterfat in item 182.95, Tariff Schedules of the United States, on the basis that the size and labeling of the package alone are sufficient to show that the product is packaged for retail sale.

Consideration will be given to any relevant data, views, or arguments pertaining to the above which are submitted in writing to the Bureau of Customs, Washington, D.C. 20226.

To assure consideration such communications must be received in the Bureau not later than ten (10) days from the date of publication of this notice. No hearing will be held.

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

DECEMBER 5, 1968.

[F.R. Doc. 68-14861; Filed, Dec. 11, 1968;  
8:49 a.m.]

[T.D. 68-303]

### COASTWISE TRANSPORTATION OF CERTAIN ARTICLES BY VESSELS NOT ENTITLED TO ENGAGE IN COASTWISE TRADE

#### Instructions Relating to the Application

Public Law 90-474, approved August 11, 1968 (T.D. 68-227), and § 4.93, Customs Regulations (19 CFR 4.93), as amended by T.D. 68-302, provide for the coastwise transportation, in certain circumstances, by vessels of the United States prohibited from engaging in the coastwise trade and by vessels of nations found to grant reciprocal privileges to vessels of the

United States of (1) empty cargo vans, empty lift vans, and empty shipping tanks, (2) equipment for use with cargo vans, lift vans, or shipping tanks, (3) empty barges specifically designed for carriage aboard a vessel, (4) empty instruments of international traffic exempted from application of the customs laws by the Secretary of the Treasury pursuant to the provisions of section 322(a), Tariff Act of 1930 (19 U.S.C. 1322(a)), and (5) stevedoring equipment and material.

As used therein:

"Equipment for use with cargo vans, lift vans, or shipping tanks" is construed to mean equipment designed for use with such articles, including but not limited to running gear (for example, single axle and tandem bogies, adapter frames, and chassis), without regard to whether the equipment is affixed to or accompanies the vans or tanks.

"Empty barges specifically designed for carriage aboard a vessel" is construed to include barges suitable for carriage aboard either "LASH" or "Seabee" vessels or any other vessel of a similar type. LASH (lighter-aboard-ship) vessels ordinarily carry both barges and containers in cells and are loaded and discharged by traveling gantry-type cranes. Seabee vessels are primarily barge-carrying vessels which load and discharge barges via an elevator arrangement on the stern.

"Any empty instrument of international traffic exempted from application of the customs laws by the Secretary of the Treasury" is construed to include empty skids, pallets, caul boards, and cores for textile fabrics (section 10.41a, Customs Regulations; 19 CFR 10.41a), and such additional articles or classes of articles as the Commissioner of Customs has designated as instruments of international traffic in published Treasury Decisions or will in the future designate as such in decisions to be published in the FEDERAL REGISTER and the weekly Customs Bulletin.

Subject to the conditions set forth in § 4.93(a), vessels of the United States ineligible for the coastwise trade may transport all of the articles mentioned in this Notice between points in the United States immediately and vessels of the countries enumerated in § 4.93(b) (1) may continue to transport empty cargo vans, empty lift vans, and empty shipping tanks between points in the United States. However, except as provided in § 4.93(b) (2), before vessels of those countries may transport the other articles mentioned, or vessels of any other country may transport any of the articles mentioned, it is necessary that the Secretary of the Treasury find, pursuant to information obtained and furnished by the Secretary of State, that the government of the nation of registry ex-

tends reciprocal privileges to vessels of the United States. Such findings will be published from time to time in the FEDERAL REGISTER and in the weekly Customs Bulletin.

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

Approved: December 4, 1968.

JOSEPH M. BOWMAN,  
Assistant Secretary  
of the Treasury.

[F.R. Doc. 68-14860; Filed, Dec. 11, 1968;  
8:49 a.m.]

## DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[C-2286]

COLORADO

### Notice of Proposed Classification of Public Lands for Multiple-Use Management

DECEMBER 2, 1968.

1. The Notice of Proposed Classification appearing as FEDERAL REGISTER Document 67-7788, page 9995 of the issue for Friday, July 7, 1967 is hereby amended to include additional land.

2. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18), and to the regulations in 43 CFR, Parts 2410 and 2411, it is proposed to classify for multiple use management the public lands described below. Publication of this notice has the effect of segregating the lands described from appropriation only under the agricultural land laws (43 U.S.C. Parts 7 and 9, 25 U.S.C. 334), and from sale under section 2455 of the Revised Statutes (43 U.S.C. 1171), and the lands shall remain open to all other applicable forms of appropriation including the mining and mineral leasing laws. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

3. The public lands proposed for classification are described below and are shown on maps on file in the Montrose District Office, Bureau of Land Management, Highway 550 South, Montrose, Colo. 81401, and the Land Office, Bureau of Land Management, 15019 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

MONTROSE COUNTY

NEW MEXICO PRINCIPAL MERIDIAN, COLORADO

T. 47 N., R. 10 W.,  
Sec. 11, W $\frac{1}{2}$ , W $\frac{1}{2}$ E $\frac{1}{2}$ ;  
Sec. 14, SW $\frac{1}{4}$ .



The public lands described total 640 acres.

4. For a period of 60 days from the date of publication in the FEDERAL REGISTER, all persons who wish to submit comments, suggestions, or objections in connection with the proposed classification may present their views in writing to the District Manager, Bureau of Land Management, Highway 550 South, Post Office Box 1269, Montrose, Colo. 81401.

E. I. ROWLAND,  
State Director.

[F.R. Doc. 68-14834; Filed, Dec. 11, 1968;  
8:47 a.m.]

[Serial Number N-1025]

## NEVADA

### Notice of Classification of Public Lands for Multiple-Use Management

DECEMBER 6, 1968.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and the regulations in 43 CFR Parts 2410 and 2411, the public lands within the area described below are hereby classified for multiple-use management. Publication of this notice has the effect of segregating the described lands from appropriation only under the agricultural land laws (43 U.S.C. Parts 7 and 9; 25 U.S.C. Sec. 334), and the lands shall remain open to all other applicable forms of appropriation, including the mining and mineral leasing or material sale laws, with the exception contained in paragraph 3. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for Federal use or purpose.

2. Comments received following publication of a notice of proposed classification (33 F.R. 154), and at the public hearing in Battle Mountain, Nev., which was held September 11, 1968, have been considered. The record showing the comments received and other information is on file and can be examined in the Nevada Land Office, Bureau of Land Management, Reno, Nev. The public lands affected by this classification are located within Lander County and are shown on a map designated N-1025, in the Battle Mountain District Office, and at the Nevada Land Office, Bureau of Land Management, Room 3008, Federal Building, 300 Booth Street, Reno, Nev. 89502.

The public lands in the area described aggregate approximately 2,488,400 acres.

3. The public lands listed below are further segregated from all forms of appropriation under the public land laws, including the general mining laws, but not the Recreation and Public Purposes Act (44 Stat. 741, 68 Stat. 173; 43 U.S.C. 869) or the mineral leasing and material sale laws:

#### MOUNT DIABLO MERIDIAN, NEVADA

- T. 16 N., R. 38 E.,  
Sec. 8, N $\frac{1}{2}$ SE $\frac{1}{4}$ . Carrol Summit Vegetative Study Plot.  
T. 19 N., R. 41 E.,  
Sec. 20, E $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
Sec. 21, NW $\frac{1}{4}$ . Mount Airy Stage Station.  
T. 20 N., R. 43 E.,  
Sec. 26, SE $\frac{1}{4}$ SE $\frac{1}{4}$ . Italian Canyon Vegetative Study Plot.  
T. 20 N., R. 44 E.,  
Sec. 11, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 14, N $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 15, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 22, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ . Willow Creek Meadow Restoration Plots.  
T. 29 N., R. 45 E.,  
Sec. 12, N $\frac{1}{2}$ NW $\frac{1}{4}$ . Mount Lewis Communication Site.  
T. 18 $\frac{1}{2}$  N., R. 46 E.,  
Sec. 11, W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , unsurveyed. Hickison Summit Pony Express Petroglyph Site.  
T. 20 N., R. 46 E.,  
Sec. 26, SE $\frac{1}{4}$ NW $\frac{1}{4}$ . Bates Mountain Three-Way Plot.

The public lands in the area described aggregate approximately 960 acres.

4. Information developed at the public hearing and from comments on the proposed notice of classification (33 F.R. 154) indicated that the 1,800 acres described in paragraph 4 should be reduced to the 960 acres described in paragraph 3 above. The deleted land is described as:

#### MOUNT DIABLO MERIDIAN, NEVADA

- T. 20 N., R. 44 E.,  
Sec. 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 14, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 15, E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 22, E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ .  
T. 29 N., R. 45 E.,  
Sec. 12, S $\frac{1}{2}$ NW $\frac{1}{4}$ .  
T. 18 $\frac{1}{2}$  N., R. 46 E.,  
Sec. 1, S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 2, S $\frac{1}{2}$ S $\frac{1}{2}$ ;  
Sec. 11, E $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 12, E $\frac{1}{2}$ NW $\frac{1}{4}$ . Total of 840 acres.

The segregation as provided in the notice of proposed classification (paragraph 4 of 33 F.R. 154), dated Aug. 8, 1968) is hereby terminated as to the 840 acres identified in the above paragraph.

5. For a period of 30 days from the date of publication in the FEDERAL REGISTER, this classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR § 2411.2c. For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 721, Washington, D.C. 20240.

NOLAN F. KEIL,  
State Director, Nevada.

[F.R. Doc. 68-14835; Filed, Dec. 11, 1968;  
8:47 a.m.]

## DISTRICT MANAGERS

### Delegation of Authority

Designating Acting Area Managers and Acting Chiefs, Division of Resource Management in district offices. The authorities delegated to the Area Managers or Chiefs, Division of Resource Management in the district offices may, in the

absence of the designated Area Managers or Chiefs, Division of Resource Management, be performed by an acting Area Manager, or acting Chief, Division of Resource Management. Such "acting" officials shall be designated by written order of the district manager.

Each designated employee who serves in such capacity, shall, when serving, sign documents and other papers as "acting (name of position)". Each such acting official shall prepare a memorandum to be kept in the district office showing the date and hour of commencement and termination of each period of such service as "acting (name of position)".

DANIEL P. BAKER,  
Acting State Director.

[F.R. Doc. 68-14836; Filed, Dec. 11, 1968;  
8:47 a.m.]

## Fish and Wildlife Service

[Docket No. S-447]

VERN S. FOSTER

### Notice of Loan Application

Vern S. Foster, General Delivery, Westport, Wash. 98595, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 38.3-foot, registered length wood vessel to engage in the fishery for salmon, albacore, Dungeness crab, and shrimp.

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

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

[F.R. Doc. 68-14812; Filed, Dec. 11, 1968;  
8:45 a.m.]

## DEPARTMENT OF AGRICULTURE

Office of the Secretary

[Amtd. 7]

### FEDERAL CROP INSURANCE CORPORATION

#### Organization, Functions, and Procedures

Former Part 400, Chapter IV, Title 7 (7 CFR 1946 Supp. 400; 7 CFR 1947 Supp.



400) as amended (32 F.R. 8774, 15716), is hereby revised and amended in its entirety to read as follows:

SUBPART A—ORGANIZATION

Sec.

- 1 Creation.
- 2 Stock.
- 3 Management.
- 4 Board of Directors.
- 5 Offices of the Corporation.
- 6 Availability of information and records.
- 7 Delegations of authority affecting crop insurance contracts.

SUBPART B—FUNCTIONS AND PROCEDURES

- 8 Crops insured.

SUBPART A—ORGANIZATION

**SECTION 1. Creation.** The Federal Crop Insurance Corporation was created February 16, 1938, by the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) and is an agency within the U.S. Department of Agriculture.

**Sec. 2. Stock.** All capital stock of the Federal Crop Insurance Corporation is owned by the United States.

**Sec. 3. Management.** The Management of the Federal Crop Insurance Corporation is vested in the Board of Directors, subject to the general supervision of the Secretary of Agriculture. The Manager of the Corporation is its chief executive officer, and he is appointed by and holds office at the pleasure of the Secretary of Agriculture. Under the general supervision of the Board, the Manager is responsible for the general direction and supervision of all activities of the Corporation.

**Sec. 4. Board of Directors.** The Federal Crop Insurance Act provides that the Board of Directors shall consist of the Manager of the Corporation, two other persons employed in the Department of Agriculture, and two persons experienced in the insurance business who are not otherwise employed by the Government. The Board is appointed by and holds office at the pleasure of the Secretary of Agriculture.

**Sec. 5. Offices of the Corporation—(a) Principal Office.** The principal office of the Federal Crop Insurance Corporation is at Washington, D.C. 20250, in the South Agriculture Building. The principal office is composed of the Office of the Manager and six divisions.

(1) **Office of the Manager.** The Office of the Manager is composed of the Manager and his immediate staff, including a Deputy Manager. Within established policies and regulations, the Manager is responsible for the executive direction, coordination, and control of the Corporation's programs and activities, and the determination or approval of methods and procedures to be used.

(2) **Divisions.** The six divisions and the functions which they perform, within established policies and regulations and subject to the supervision of the Manager, are as follows:

(i) **Actuarial Division.** Formulates and advises management on actuarial policies of the Corporation; establishes insurance coverages and rates for crops insured; develops actuarial formulas and techniques for measuring insurance risks; devises methods for accumulating sta-

tistical data for actuarial analyses; develops and issues actuarial procedures, instructions and forms; provides technical and policy direction of field and National Service Office actuarial functions.

(ii) **Claims Management Division.** Plans, directs, and coordinates loss adjustment work; devises and installs procedures, forms and techniques to effect uniform adjustment of losses; develops and installs programs for the selection, training, and evaluation of field employees performing loss adjustment work; trains field supervisory personnel; conducts investigations of controversial claims and furnishes assistance to the Office of the General Counsel and U.S. attorneys for defense of suits against the Corporation and for prosecution of suits by the Corporation.

(iii) **Program Development and Research Division.** Plans and revises insurance programs; develops regulations and provisions of insurance contracts; provides recommendations on expansion to additional crops and counties; prepares, coordinates, and issues operating and premium collection procedures and forms for use at county, State and National Service Office levels; directs continuing research and analysis of the Corporation's operations; develops and maintains cost of crop production information; coordinates material for presentation to Board of Directors; prepares annual report to Congress.

(iv) **Sales Management Division.** Develops and directs sales promotion and business maintenance plans, including preparation of educational materials and sales aids; establishes programs and standards for selection, training and evaluation of field sales personnel; trains area, State, and district directors and sales trainers in training techniques and methods; establishes annual minimum business quotas and devises reporting systems to permit a continuous review and analysis of sales activities and progress.

(v) **Administrative Division.** Plans, directs, and performs the administrative management work of the Corporation, including personnel management, organization analyses, property, supply, and space management, and records and communications management.

(vi) **Budget and Finance Division.** Plans, directs, and coordinates the fiscal, budget, and accounting activities of the Corporation with respect to both capital and administrative funds.

(b) **National Service Office.** The National Service Office is located at 8930 Ward Parkway, Kansas City, Mo. 64114. It is under the immediate supervision of the National Service Office Director, who is under the direction of the Manager of the Corporation. This office performs the accounting functions of the Corporation, including administrative and program cost accounts; through use of automatic data processing, performs contract servicing and audit functions, develops statistical information and prepares statistical and financial reports; examines claims and computes and schedules indemnities for payment; and

serves as the central supply and distribution center for forms and procedures.

(c) **Area Offices.** There are four area offices, each under the supervision of an Area Director. These Area Directors are directly responsible to the Manager for the operation of program functions, including sales, actuarial and loss adjustment, in the States comprising the areas. They are as follows:

1. North Central Area office at Room 475, 325 West Adams Street, Springfield, Ill. 62704, serving the States of Illinois, Indiana, Iowa, Michigan, Minnesota, Ohio, Pennsylvania, and Wisconsin.

2. Southeast Area office at 2019 North Ashley Street, Valdosta, Ga. 31603, serving the States of Alabama, Arkansas, Delaware, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia.

3. Southwest Area office at Rooms 117-120, Federal Building, 401 Houston Street, Manhattan, Kans. 66502, serving the States of Arizona, California, Colorado, Kansas, Missouri, New Mexico, Oklahoma, Texas, and Wyoming.

4. Northwest Area office at Room 221, Central Park Building, 711 Central Avenue, Billings, Mont. 59102, serving the States of Idaho, Montana, Nebraska, North Dakota, Oregon, South Dakota, Utah, and Washington.

(d) **State Offices.** There are 24 State offices serving 39 States in which crop insurance is being offered. Each office is under the supervision of a State Director, who is responsible for the general administration of the State-wide operations of sales, servicing, and loss adjustment. The State Director is responsible for the work of the offices serving the counties. District Directors organize, direct, and supervise the work of fieldmen and sales agents in specified groups of counties. The State Offices with the States which they serve are as follows:

**Alabama, Florida, Georgia:** Room 733, Aronov Building, 474 South Court Street, Montgomery, Ala. 36104.

**Arizona:**<sup>1</sup>  
**California:** Room 4110, Federal Building, U.S. Courthouse, 1130 O Street, Fresno, Calif. 93721.

**Colorado, Wyoming:** Room 12022, Federal Building, U.S. Courthouse, Denver, Colo. 80202.

**Idaho, Utah:** Room 465, Federal Building, U.S. Courthouse, 550 West Fort Street, Boise, Idaho 83702.

**Illinois:** Room 213, U.S. Post Office and Courthouse, Springfield, Ill. 62701.

**Indiana, Michigan:** 311 West Washington Street, Room 105, Indianapolis, Ind. 46204.

**Iowa:** Room 861, Federal Office Building, 210 Walnut Street, Des Moines, Iowa 50309.

**Kansas:** 2601 Anderson Street, Manhattan, Kans. 66502.

**Minnesota:** Room 222, Federal Building and U.S. Courthouse, 316 Robert Street, St. Paul, Minn. 55101.

**Mississippi, Arkansas, Louisiana:** Room 610, Milner Building, 200 South Lamar Street, Jackson, Miss. 39201.

**Missouri:** 605 South Massachusetts Avenue, Sedalla, Mo. 65301.

**Montana:** 613 Northeast Main Street, Lewistown, Mont. 59457.

<sup>1</sup> Arizona served by Southwest Area office in Manhattan, Kans.



Nebraska: Room 303, Post Office Building, Lincoln, Nebr. 68508.

New York:<sup>2</sup>

North Carolina: Room 322, 1330 St. Mary's Street Office Building, Raleigh, N.C. 27605.

North Dakota: 220 East Rosser Avenue, Bismarck, N. Dak. 58501.

Ohio, Pennsylvania: Room 300, Bryson Building, 700 Bryden Road, Columbus, Ohio 43215.

Oklahoma: Agricultural Center Office Building, Stillwater, Okla. 74074.

South Carolina: Seventh Floor, Federal Office Building, 901 Sumter Street, Columbia, S.C. 29202.

South Dakota: 239 Wisconsin Avenue SW., Huron, S. Dak. 57350.

Tennessee, Kentucky: U.S. Courthouse, Room 518, Nashville, Tenn. 37203.

Texas, New Mexico: USDA Building, College Station, Tex. 77840.

Virginia, Delaware, Maryland: County Agriculture Building, Kenbridge, Va. 23944.

Washington, Oregon: Room 369, U.S. Courthouse, West 920 Riverside Avenue, Spokane, Wash. 99201.

Wisconsin: 4601 Hammersley Road, Madison, Wis. 53711.

(e) *Office for the County.* Field offices serving one or more counties are established to administer the Crop Insurance program at the local level. Most of these offices are staffed by regular employees of the Corporation. These offices are charged with the responsibility of servicing Crop Insurance contracts. They receive and process applications for insurance, contract changes, acreage reports, premiums, notices of loss and notices of cancellation, and transmit claims for indemnities and related forms to State and National Service Offices as required. Some counties are handled by agents under contract with the Corporation to both sell and service the insurance. The county actuarial table, which shows the premium rates and coverages available and the insurable and uninsurable acreage in the county, is on file in the office for the county and available for public inspection. Changes in insurance contracts to be effective for a coming crop year are also filed in the office for the county and are available for public inspection. Forms which are required to be used in connection with crop insurance contracts may be obtained at the office for the county upon request. The location of the office serving any county may be obtained from its State office.

Sec. 6. *Availability of information and records.* Any person desiring information with respect to crop insurance may request such information from the office for his county, from the State Director for his State, or from the Manager, Federal Crop Insurance Corporation, U.S. Department of Agriculture, Washington, D.C. 20250. Records of the Corporation, including those maintained in the field offices, are currently available for examination in accordance with the rules issued by the Secretary of Agriculture (7 CFR 1.1 et seq.), and the Corporation (32 F.R. 9816).

Sec. 7. *Delegations of authority affecting crop insurance contracts.* The authority delegated by this section to act

<sup>2</sup> New York served by principal office in Washington, D.C.

on behalf of the Corporation in matters affecting crop insurance contracts shall be exercised in accordance with established policies and procedures and subject to the supervision and direction of the Manager. This delegation of authority shall not preclude the Manager from exercising the same authority whenever he deems it necessary under the circumstances.

(a) *Delegations to State Directors.* Each State Director, in the State or States served by his office, is authorized to: Reject applications for crop insurance; cancel crop insurance contracts in accordance with their terms (but the voidance of a contract for the misrepresentation or fraud of an insured is reserved to the Manager); agree with an insured for the division of his insured acreage in a county into two or more insurance units, where a crop insurance contract so provides; agree to a transfer of interest in an insurance contract; recommend approval or disapproval of unusual or controversial claims for indemnities referred to him in accordance with administrative procedure; determine the person to whom an indemnity should be paid in the event of the death, incompetency or disappearance of the insured; determine the insured acreage and interest or declare the insured acreage to be zero where the insured fails to timely file an acreage report or files an acreage report which is found to be erroneous; and determine when replanting of an insured crop is practical.

(b) *Delegation to Fieldman.* The fieldman (sometimes known as "adjuster") assigned to make an inspection of insured acreage, after notice of loss and a request by the insured for consent to put such acreage to another use, is authorized to give such consent in writing on behalf of the Corporation in accordance with the policy and the applicable endorsement.

(c) *Delegation to Director, National Service Office.* The Director of the National Service Office is authorized to accept applications for insurance, changes in elections, and contract reinstatements; to approve or reject claims for indemnity, and to adjust, cancel, or terminate or suspend collection action with respect to claims for premiums under Public Law 518 (12 U.S.C. 1150 and 1151) and the Federal Claims Collection Act of 1966 (31 U.S.C. 951-953).

#### SUBPART B—FUNCTIONS AND PROCEDURES

Sec. 8. *Crops insured.* (a) The Federal Crop Insurance Act, as amended (7 U.S.C. 1501 et seq.) authorizes the Corporation to insure crops against unavoidable losses on an experimental basis for the purpose of determining the most practical plan, terms, and conditions of insurance for agricultural commodities. Crop insurance may be offered each year in not to exceed 150 counties in addition to the number of counties in which such insurance was offered in the preceding year. Insurance may be offered on not more than three agricultural commodities in addition to those previously insured each year, except

that other agricultural commodities may be included in combined crop insurance (insurance on two or more agricultural commodities under one contract with a producer). Insurance within the limitation set forth above is now offered on wheat, cotton, flax, corn, tobacco, dry beans, citrus, soybeans, barley, peaches, grain sorghum, oats, rice, raisins, peanuts, peas, potatoes, apples, tomatoes, tung nuts, sugar beets, sugarcane, grapes, and combined crops.

(b) Regulations governing current insurance programs may be found in the FEDERAL REGISTER and in Title 7, Code of Federal Regulations, Parts 401 through 404 and 406 through 412.

Issued this 9th day of December 1968.

Approved by the Board of Directors on November 25, 1968.

[SEAL]

EARL H. NIKKEL,  
Secretary, Federal Crop  
Insurance Corporation.

ORVILLE L. FREEMAN,  
Secretary.

[F.R. Doc. 68-14871; Filed, Dec. 11, 1968;  
8:49 a.m.]

## ARKANSAS

### Designation of Area 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 county in the State of Arkansas, natural disasters have caused a need for agricultural credit to tomato growers not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

ARKANSAS

Ashley.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named county 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 9th day of December 1968.

ORVILLE L. FREEMAN,  
Secretary.

[F.R. Doc. 68-14872; Filed, Dec. 11, 1968;  
8:49 a.m.]

## BUREAU OF THE BUDGET

### ORGANIZATION AND INFORMATION

#### Miscellaneous Amendment

The list of employees in paragraph (f) of section 3 of the statement of organization and information published in the issue of July 4, 1967 (F.R. Doc. 67-7630; 32 F.R. 9755), as amended (F.R. Doc. 67-14379, 32 F.R. 17678), is further amended by deleting "Special Assistant to the Di-



rector" and by inserting in lieu thereof "Director of Administration".

Dated: December 5, 1968.

CHARLES J. ZWICK,  
Director of the  
Bureau of the Budget.

[F.R. Doc. 68-14824; Filed, Dec. 11, 1968;  
8:46 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket 20491]

### COMPANIA AEROCOSTA LTDA.

#### Notice of Prehearing Conference

Notice is hereby given that a prehearing conference on the above-entitled application is assigned to be held on December 19, 1968, at 2 p.m., e.s.t., in Room 805, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Examiner Edward T. Stodola.

If parties are agreeable, and have evidence prepared, the prehearing conference report may be waived and the hearing on this application can be held on the same day in the same room immediately following the prehearing conference.

Dated at Washington, D.C., December 6, 1968.

[SEAL] THOMAS L. WRENN,  
Chief Examiner.

[F.R. Doc. 68-14863; Filed, Dec. 11, 1968;  
8:48 a.m.]

[Docket 20501]

### OZARK AIR LINES, INC.

#### Order Staying Further Procedural Steps in Accordance With Subpart M Expedited Procedure

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 6th day of December 1968.

On November 26, 1968, Ozark Air Lines, Inc. (Ozark), filed an application pursuant to Subpart M of Part 302 of the Board's Procedural Regulations requesting an amendment of its certificate of public convenience and necessity for Route 107 to permit nonstop service between St. Louis and Kansas City, between St. Louis and Louisville, and between St. Louis and Nashville. Ozark is authorized to serve St. Louis on segments 1, 3, 4, 5, 14, and 16, Kansas City on segments 5, 6, and 15, Louisville on segments 4 and 18, and Nashville on segment 4.

Upon consideration of the foregoing and pursuant to § 302.1305(a) of the Board's Procedural Regulations, we have decided to stay further procedural steps with respect to the application pending further order of the Board.

Accordingly, it is ordered:

1. That further procedural steps with respect to the application of Ozark Air Lines, Inc., in Docket 20501, be and they hereby are stayed pending further order of the Board.

2. That this order shall be served upon all parties served by Ozark in its application.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[F.R. Doc. 68-14864; Filed, Dec. 11, 1968;  
8:49 a.m.]

[Docket 20493]

### PRIORITY AIR TRANSPORT

#### Order To Show Cause

Issued under delegated authority December 5, 1968.

The Postmaster General filed a notice of intent November 22, 1968, pursuant to 14 CFR, Part 298, petitioning the Board to establish for the above captioned air taxi operator, a final service mail rate of 89 cents per great circle aircraft mile for the transportation of mail by aircraft between Mojave and Los Angeles, Calif.

No protest or objection was filed against the proposed services during the time for filing such objections. The Postmaster General states that the Department and the carrier agree that the above rate is a fair and reasonable rate of compensation for the proposed services. The Postmaster General believes these services will meet postal needs in the market. He states the air taxi plans to initiate mail service with Cessna, Model 402, twin-engine aircraft equipped for all-weather operation.

It is in the public interest to fix, determine, and establish the fair and reasonable rate of compensation to be paid by the Postmaster General for the proposed transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between the aforesaid points. Upon consideration of the notice of intent and other matters officially noticed, it is proposed to issue an order<sup>1</sup> to include the following findings and conclusions:

The fair and reasonable final service mail rate to be paid to Priority Air Transport in its entirety by the Postmaster General pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, shall be 89 cents per great circle aircraft mile between Mojave and Los Angeles, Calif.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, and regulations promulgated in 14 CFR, Part 302, 14 CFR, Part 298, and 14 CFR 385.14(f),

<sup>1</sup> As this order to show cause is not a final action but merely affords interested persons an opportunity to be heard on the matters herein proposed, it is not regarded as subject to the review provisions of Part 385 (14 CFR, Part 385). These provisions for Board review will be applicable to final action taken by the staff under authority delegated in § 385.14(g).

It is ordered, That:

1. Priority Air Transport, the Postmaster General, and all other interested persons are directed to show cause why the Board should not adopt the foregoing proposed findings and conclusions and fix, determine, and publish the final rate specified above for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith as specified above as the fair and reasonable rate of compensation to be paid to Priority Air Transport;

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

3. If notice of objection is not filed within 10 days after service of this order, or if notice is filed and answer is not filed within 30 days after service of this order, all persons shall be deemed to have waived the right to a hearing and all other procedural steps short of a final decision by the Board, and the Board may enter an order incorporating the findings and conclusions proposed herein and fix and determine the final rate specified herein;

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

5. This order shall be served upon Priority Air Transport and the Postmaster General.

This order will be published in the FEDERAL REGISTER.

By Alfred R. Stout, Chief, Rates Division, Bureau of Economics.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[F.R. Doc. 68-14865; Filed, Dec. 11, 1968;  
8:49 a.m.]

[Docket 19797]

### SUBSTITUTION OF OTHER SERVICE FOR AIR TRANSPORTATION RULE PROCEEDING

#### Notice of Hearing and of Change in Procedural Dates

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on January 28, 1969, commencing at 10 a.m., e.s.t., in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned Examiner. The parties are reminded that the hearing had been scheduled tentatively for January 21, 1969. That date proved to be impractical because of the inauguration.



The time for the remaining prehearing procedural steps in this proceeding is extended for 1 week. Direct exhibits will be exchanged on December 23, 1968, and rebuttal exhibits and written testimony will be exchanged on January 17, 1969.

For information concerning the issues involved and other details of this proceeding, interested persons are referred to the prehearing conference report served September 26, 1968, and other documents that are in the docket in this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., December 6, 1968.

[SEAL]

E. ROBERT SEAVER,  
Hearing Examiner.

[F.R. Doc. 68-14866; Filed, Dec. 11, 1968;  
8:49 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Report No. 417]

### COMMON CARRIER SERVICES INFORMATION<sup>1</sup>

#### Domestic Public Radio Services Appli- cations Accepted for Filing<sup>2</sup>

DECEMBER 9, 1968.

Pursuant to §§ 1.227(b)(3) and 21.26(b) of the Commission's rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) The close of business 1 business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. 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—

<sup>1</sup> 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, and other requirements.

<sup>2</sup> The above alternative cut-off rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio and Local Television Transmission Services (Part 21 of the Rules).

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,  
BEN F. WAPLE,  
Secretary.

## APPENDIX

## APPLICATIONS ACCEPTED FOR FILING

## DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

## File No., Applicant, Call Sign, Nature of Application

- 3272-C2-P-69—George E. Kitchen & Associates; (New); C.P. for a new two-way station to be located at 163 Pipestone, Benton Harbor, Mich., to operate on base frequency 152.15 MHz.
- 3283-C2-AL-69—Citizens Telephone System, Inc.; (KSJ618); Consent to assignment of license from: Citizens Telephone System, Inc., Assignor, to: United Telephone Company of Indiana, Inc., Assignee.
- 3355-C2-P-69—Advanced Communications Co.; (New); C.P. for a new one-way station to operate on base frequency 158.70 MHz at Location No. 1: Landmark Towers Building, 101 Whiting Street at Stevenson Avenue, Alexandria, Va. and Location No. 2: Sheraton-Park Hotel, 2260 Connecticut Avenue NW., Washington, D.C.
- 2996-C2-P/L-69—General Communications; (KFQ940); C.P. and license to reinstate expired C.P. for a new two-way station to be located at 200 South Brentwood Boulevard, Clayton, Mo., to operate on base frequency 454.25 MHz.
- 3356-C2-P-69—New Dawn Corp.; (KCB892); C.P. to relocate base facilities and change the antenna system operating on frequency 152.15 MHz to be located at 35 Hardy Road, Falmouth, Maine.
- 3357-C2-P-69—West Side Answering Service; (New); C.P. for a new one-way station to be located at 3717 Spruce Street, Tampa, Fla., to operate on 158.70 MHz.
- 3358-C2-P-69—Mobile Telephone Company of New Jersey; (New); C.P. for a new two-way station to be located at 8200 Boulevard East, North Bergen, N.J., to operate on frequencies 454.125, 454.175, and 454.325 MHz.
- 3359-C2-P-69—Area Wide Paging System, Inc.; (KQK593); C.P. to establish one-way facilities at a new site described as location No. 2: 1305 Som Center Road, Mayfield Heights, Ohio, to operate on frequency 35.58 MHz.
- 3360-C2-P-69—Pocket Phone Broadcast Service, Inc.; (KEA777); Consent to transfer of control from New York Technical Institute of Cincinnati, Inc., Transferor, to: Radio Relay Corp., Transferee.
- 3362-C2-P-69—Lad Radio Systems, Inc.; (New); C.P. for a new one-way station to be located on Clinton Street Road, Batavia, N.Y., to operate on frequency 158.70 MHz.
- 3363-C2-P-69—General Telephone Company of Pennsylvania; (New); C.P. for a new one-way station to be located at 3514 State Street, Erie, Pa., to operate on base frequency 35.58 MHz.
- 3369-C2-P-69—Illinois Bell Telephone Co.; (KSD328); C.P. to change the antenna system operating on frequency 152.54 MHz at station located at Edic Road, south of Grange Hall Road, near Gurnee, Ill.

## CORRECTION

- 3031-C2-P-69—Orange County Radiotelephone Service, Inc.; (KMB304); Correct Call Sign to read: (New) and correct the entry to read: C.P. for a new one-way station to be located at 2.5 miles west of city of Newport Beach, Calif., to operate on base frequency 152.24 MHz. (This corrects Public Notice entry dated Dec. 2, 1968, report No. 416.)

## MAJOR AMENDMENT

- 2295-C2-P-68—Bluegrass Radiotelephone; (KIV761); Change base station frequency of proposed third channel from 152.03 MHz to 152.15 MHz at location No. 1: 119 Stone Road, Lexington, Ky. All other particulars same as reported on public notice dated Nov. 13, 1967, report no. 400.
- 3594-C2-P-68—Northern Mobile Telephone Co.; (KQB688); Change frequency at location No. 2 to 72.50 MHz and 72.46 MHz. All other particulars to remain the same as reported on public notice dated Jan. 29, 1968, report no. 372.
- 3595-C2-P-68—Northern Mobile Telephone Co.; (KQB689); Change frequency at location No. 3 to 72.42 MHz. All other particulars to remain the same as reported on public notice dated Jan. 29, 1968, report no. 372.
- 2741-C2-P-69—Gabriel Communications Corp., doing business as Boca Mobilphone; (New); Change frequency to 158.70 MHz. All other particulars to remain the same as reported on public notice dated Nov. 18, 1968, report no. 414.



## CORRECTIONS

Correct Files Nos. for the following:

- 6179-C2-P-69—American Radio-Telephone Service, Inc.; (New); Should read: 6179-C2-P-68.  
 6180-C2-P-69—American Radio-Telephone Service, Inc.; (New); Should read: 6180-C2-P-68.  
 5810-C2-P-69—Blue Circle Radio Pocket Paging Corp.; (New); Should read: 5810-C2-P-68.  
 2555-C2-P-69—Cleveland Mobile Telephone, Inc.; (New); Should read: 2555-C2-P-69.  
 2555-C2-P-69—Cleveland Mobile Telephone, Inc.; (New); Should read: To add a transmitter at 3198 Alla Drive, Seven Hills, Ohio, to operate on a frequency of 158.70 MHz and to change antenna system at 12701 Shaker Boulevard, Cleveland, Ohio, to operate on a frequency of 152.24 MHz. All other particulars to remain the same as reported on public notices dated Nov. 4, 1968 and Dec. 2, 1968, report nos. 412 and 416.

## POINT TO POINT MICROWAVE RADIO SERVICE: (TELEPHONE CARRIER)

- 3090-C1-P-69—The Ohio Bell Telephone Co.; (KQM46); C.P. to delete frequency 11285 MHz. and add frequencies 6360.3, 6241.7, and 11345 MHz toward Manchester, Ohio, at station located at 50 West Bowery Street, Akron, Ohio.  
 3091-C1-P-69—The Ohio Bell Telephone Co.; (KQO38); C.P. to add frequencies 6338.1 and 11285 MHz toward Manchester, Ohio, at station located at 401 Cleveland Avenue, Canton, Ohio.  
 3092-C1-P-69—The Ohio Bell Telephone Co.; (KQO39); C.P. to change frequency from 10835 MHz to 10935 MHz toward Akron; add 6019.3 and 6137.9 MHz toward Akron, Ohio, and add 6086.0 and 10835 MHz toward Canton, Ohio, at station located at Grove Road, approximately 1 mile west of Manchester, Ohio.  
 3274-C1-P-69—Illinois Bell Telephone Co.; (New); C.P. for a new fixed station to be located at 3245 West Arthington Avenue, Chicago, Ill., to operate on frequency 11662.5 MHz.  
 3275-C1-P-69—Illinois Bell Telephone Co.; (New); C.P. for a new fixed station to be located at 8231 Niles Center Road, Skokie, Ill., to operate on frequency 11687.5 MHz.  
 3278-C1-P-69—The Pacific Telephone & Telegraph Co.; (KMA38); C.P. to add frequencies 10915 and 11155 MHz toward Anaheim, Calif., at station located at 434 South Grand Avenue, Los Angeles, Calif.  
 3279-C1-P-69—The Pacific Telephone & Telegraph Co.; (KME47); C.P. to add frequencies 11365 and 11605 MHz toward Los Angeles, Calif., at station located at 217 North Lemon Street, Anaheim, Calif.  
 3280-C1-MP-69—American Telephone & Telegraph Co.; (KVI50); Modification of C.P. to change frequency from 3930 MHz to 3870 MHz toward Lino Lakes, Minn., at station located at 70 West Fourth Street, St. Paul, Minn.  
 3281-C1-MP-69—American Telephone & Telegraph Co.; (KVI51); Modification of C.P. to change frequency from 3890 MHz to 3910 MHz toward St. Paul, Minn., at station located at 5.4 miles south-southeast of Lino Lakes, Minn.  
 3292-C1-P/ML-69—General Telephone Company of Pennsylvania; (KGGH31); C.P. and modification of license to add three transmitting units to operate on the 5975-6425 MHz frequency band in any temporary fixed location within the territory of the grantee.  
 3293-C1-P-69—American Telephone & Telegraph Co.; (KAL48); C.P. to add frequency 4198 MHz toward Red Oak Junction, Iowa, at station located at 4.5 miles east-southeast of Mondamin, Iowa.  
 3294-C1-P-69—American Telephone & Telegraph Co.; (KAC39); C.P. to add frequency 4190 MHz toward North Bend, Nebr., at station located at 8.2 miles south of Columbus, Nebr.  
 3295-C1-P-69—American Telephone & Telegraph Co.; (KAC58); C.P. to add frequency 4198 MHz toward Winslow, Arlington, and Columbus, Nebr., at 4.8 miles northwest of North Bend, Nebr.  
 3296-C1-P-69—American Telephone & Telegraph Co.; (KAC59); C.P. to add frequency 4190 MHz toward North Bend, Nebr., at station located 2.9 miles southeast of Arlington, Nebr.  
 3297-C1-P-69—American Telephone & Telegraph Co.; (KAN21); C.P. to add frequency 4190 MHz toward Mondamin, Iowa, and North Bend, Nebr., at station located at 4.5 miles east-northeast of Winslow, Nebr.  
 3271-C1-MP-69—Pacific Telephone & Telegraph Co.; (KNM70); Modification of C.P. to change frequency 6223.3 MHz to 6323.3 MHz toward Onyx, Calif., at station located at 8.4 miles east-southeast of Mojave, Calif.

## CORRECTION

- 282-C1-P-69—South Central Bell Telephone Co.; (KIV63); C.P. to change frequency 5962.6 MHz only to 4170 MHz, and add frequency 4090 MHz toward Winchester, Ky., at station located at 2.3 miles southeast of Stanton, Ky.  
 285-C1-P-69—South Central Bell Telephone Co.; (KIV66); C.P. to add frequencies 11365 and 11605 MHz toward Paintsville, Ky. Applicant will retain frequencies 11445 and 11685 MHz, at station located at 1.5 miles southeast of Paintsville, Ky. All other particulars same as reported in public notice dated July 29, 1968, report No. 398.

[F.R. Doc. 68-14848; Filed, Dec. 11, 1968; 8:48 a.m.]

## FEDERAL POWER COMMISSION

[Docket Nos. RI69-261, etc.]

## ATLANTIC RICHFIELD CO., ET AL.

Order Providing for Hearings on and Suspension of Proposed Changes in Rates<sup>1</sup>

DECEMBER 4, 1968.

The Respondents named herein have filed proposed increased rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

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

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act.

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before January 22, 1969.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.



APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI69-261	Atlantic Richfield Co., Post Office Box 2819, Dallas, Tex. 75221, Attn: Richard M. Young, Esq.	20	22	El Paso Natural Gas Co. (Various Fields, Lea County, N. Mex.).	\$98,219	11-4-68	12-5-68	5-5-69	14.12	16.8793	
RI69-262	Atlantic Richfield Co. et al.	20	23	do	5,423	11-4-68	12-5-68	5-5-69	13.02	15.8448	
RI69-263	Placid Oil Co., 2500 First National Bank Bldg., Dallas, Tex. 75202, Attn: Paul W. Hicks, Esq.	296	4	Natural Gas Pipeline Co. of America (Indian Basin Field, Eddy County, N. Mex.).	15,983	11-6-68	1-26-69	6-26-69	16.608	17.646	
RI69-264	Delta Drilling Co. (Operator) et al., Post Office Box 2012, Tyler, Tex. 75701.	13	5	Northern Natural Gas Co. (Pren-tice Field, Yoakum County, Tex.) (RR. District No. 8).	885	11-15-68	12-16-68	5-16-69	14.5	15.06	
RI69-264	Delta Drilling Co. (Operator) et al., Post Office Box 2012, Tyler, Tex. 75701.	30	10	Northern Natural Gas Co. (Ozona Area, Crockett County, Tex.) (RR. District No. 7-C).	48,000	11-8-68	1-1-69	6-1-69	16.0	17.0	
RI69-265	Caroline Hunt Sands et al., 1401 Elm St., Dallas, Tex. 75202, Attn: Donald K. Young, Esq.	14	1	Natural Gas Pipeline Co. of America (Crittendon Field, Winkler County, Tex.) (RR. District No. 8).	7,680	11-12-68	12-13-68	5-13-69	16.5	17.5	
RI69-266	Caroline Hunt Trust Estate, 1401 Elm St., Dallas, Tex. 75202, Attn: Donald K. Young, Esq.	5	1	do	4,200	11-12-68	12-13-68	5-13-69	16.5	17.5	
RI69-267	A. G. Hill, 1401 Elm St., Dallas, Tex. 75202, Attn: Donald K. Young, Esq.	7	1	do	4,200	11-12-68	12-13-68	5-13-69	16.5	17.5	

<sup>1</sup> The stated effective date is the effective date requested by Respondent.  
<sup>2</sup> Increase from applicable area ceiling rate to contract rate.  
<sup>3</sup> Pressure base is 14.65 p.s.i.a.  
<sup>4</sup> Includes partial reimbursement for full 2.55 percent New Mexico Emergency School Tax.  
<sup>5</sup> Subject to a 0.4467 cent per Mcf deduction for compression.  
<sup>6</sup> Previous rate of 16.8793 cents, effective subject to refund in Docket No. RI65-8, reduced to applicable area ceiling rate of 14.12 cents by order issued Aug. 9, 1968, implementing Opinion Nos. 468 and 468-A.  
<sup>7</sup> Applicable to spent gas lift gas only.  
<sup>8</sup> Previous rate of 15.3448 cents, effective subject to refund in Docket No. RI65-8 (reported exclusive of 0.5 cent per Mcf compression charged by buyer).  
<sup>9</sup> Periodic rate increase.

<sup>10</sup> The stated effective date is the first day after expiration of the statutory notice.  
<sup>11</sup> Includes 2 cents per Mcf compression charge paid by buyer.  
<sup>12</sup> Not applicable to acreage added by Supplemental Agreement dated Apr. 5, 1968 (Supplement No. 9).  
<sup>13</sup> Rate authorized for acreage added by Supplemental Agreement dated July 21, 1967 (Supplement No. 8) is 16 cents per Mcf or the applicable area ceiling rate (16.5 cents per Mcf base rate subject to quality adjustments).  
<sup>14</sup> Increase to initial contract rate.  
<sup>15</sup> Authorized initial rate is the applicable area base rate, adjusted for quality per Opinion No. 468.  
<sup>16</sup> Applicable to gas-well gas (new).  
<sup>17</sup> Applicable to casinghead gas.

Placid Oil Co., request waiver of the statutory notice to permit its proposed rate increase to become effective on December 1, 1968. Caroline Hunt Sands et al., Caroline Hunt Trust Estate, and A. G. Hill also request an effective date of December 1, 1968, for their proposed rate increases. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for the aforementioned producers' rate filings and such requests are denied.

Supplement Nos. 22 and 23 to Atlantic Richfield Co.'s (Atlantic) FPC Gas Rate Schedule No. 20 reflect partial reimbursement for the full 2.55 percent New Mexico Emergency School Tax which was increased from 2.0 percent to 2.55 percent on April 1, 1963. The buyer, El Paso Natural Gas Co. (El Paso) in accordance with its policy of protesting all tax filings proposing reimbursement for the New Mexico Emergency School Tax in excess of 0.55 percent, has filed a protest to these rate increases. El Paso questions the right of the producer under the tax reimbursement clause to file a rate increase reflecting tax reimbursement computed on the basis of an increase in tax rate by the New Mexico Legislature in excess of 0.55 percent. While El Paso concedes that the New Mexico tax legislation effected a higher rate of at least 0.55 percent, it claims there is controversy as to whether or not the new legislation effected an increased tax rate in excess of 0.55 percent. In view of the contractual problem presented, we shall provide that the hearing herein shall concern itself with the contractual basis for the rate filing, as well as the statutory lawfulness of Atlantic's proposed increased rates and charges.

Caroline Hunt Sands et al., Caroline Hunt Trust Estate, and A. G. Hill have submitted rate increases to place into effect 17.5 cents initial contract rates. Permanent certificates were issued for these sales at rates not to exceed the applicable area ceiling rates deter-

mined pursuant to Opinion Nos. 468 and 468-A. Quality statements for these sales have not been submitted since the time provided in the certificate order for the submission of the quality statements has not expired (initial deliveries commenced on Sept. 18, 1968). Since the proposed rates exceed the applicable area base rates, and quality statements submitted for other sales in the area indicate that the applicable area ceiling rates for these sales will be less than the 17.5 cents per Mcf proposed, we conclude that these producers' proposed rate increases should be suspended for 5 months from December 13, 1968, the expiration date of the statutory notice, as ordered herein.

All of the producers' proposed increased rates and charges relating to sales in the Permian Basin Area exceed the just and reasonable rates established by the Commission in Opinion No. 468, as amended, and should be suspended for 5 months as ordered herein.

[F.R. Doc. 68-14744; Filed, Dec. 11, 1968; 8:45 a.m.]

[Docket No. CP69-155]

**MISSISSIPPI GAS CORP., AND TEXAS EASTERN TRANSMISSION CORP.**

**Notice of Application**

DECEMBER 5, 1968.

Take notice that on December 3, 1968, Mississippi Gas Corp. (Applicant), 2706 North Acadian Thruway West, Baton Rouge, La. 70805, filed in Docket No. CP69-155, an application pursuant to section 7(a) of the Natural Gas Act for an order of the Commission directing Texas Eastern Transmission Corp. (Respondent), to establish physical con-

nection of its natural gas transmission facilities with the facilities proposed to be constructed by Applicant, and to sell and deliver natural gas to Applicant for resale and distribution in Ward 3 of Allen Parish, La., all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant seeks to receive a natural gas supply from Respondent and to resell natural gas to the citizens of Le Blanc and other rural areas having sufficient development.

The total estimated volumes of natural gas required to meet Applicant's annual and peak day requirements for the initial 3-year period of proposed operations are stated as follows:

	First year	Second year	Third year
Annual (Mcf).....	103,676	104,012	104,600
Peak day.....	1,331	1,335	1,343

Total estimated cost of Applicant's proposed distribution system is \$24,019. Financing will be from company funds.

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 January 2, 1969.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-14828; Filed, Dec. 11, 1968; 8:46 a.m.]



[Docket No. CP69-153]

**PACIFIC GAS TRANSMISSION CO.****Notice of Application**

DECEMBER 5, 1968.

Take notice that on November 27, 1968, Pacific Gas Transmission (Applicant), 245 Market Street, San Francisco, Calif. 94106, filed in Docket No. CP69-153, an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the exchange and delivery of natural gas, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to deliver to El Paso Natural Gas Co. (El Paso), for Pacific Gas & Electric Co. (PG&E), its principal customer, up to 75,000 Mcf per day at the emergency interconnection of Applicant and El Paso near Stanfield, Oreg., pursuant to an Emergency Exchange Agreement between Applicant, El Paso, and PG&E dated November 7, 1968. Applicant proposes to make said deliveries to the extent requested by El Paso and agreed to by PG&E from day to day under the terms of the agreement. The application states that in exchange for the quantities of gas received by El Paso from Applicant, El Paso will, commencing no later than May 1, 1969, and extending through no later than November 30, 1969, deliver to Applicant, for transportation and delivery to PG&E, gas at the rate of 25,000 Mcf per day, or such other rates as may be agreed upon from time to time, until the total quantities of gas so delivered shall equal 150 percent of the quantity of exchange gas theretofore received by El Paso.

Applicant also requests the issuance of a temporary certificate to meet the need for a supplemental gas supply this winter by customers in the Pacific Northwest.

Applicant states that no new facilities are necessary in connection with the proposed transaction.

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 January 2, 1969.

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 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. 68-14829; Filed, Dec. 11, 1968;  
8:46 a.m.]

[Docket No. CP69-154]

**TRUNKLINE GAS CO.****Notice of Application**

DECEMBER 5, 1968.

Take notice that on November 29, 1968, Trunkline Gas Co., Post Office Box 1642, Houston, Tex. 77701, filed in Docket No. CP69-154 a "budget-type" application pursuant to section 7(c) of the Natural Gas Act, as implemented by § 157.7(b) of the regulations under the Act, for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to construct and operate miscellaneous field facilities, onshore and offshore, including field compressors, dehydration units, meter and regulator equipment, and gathering lines to take natural gas into its main pipeline system from time to time during the calendar year 1969. Total estimated cost of the proposed facilities will not exceed \$5 million, with no single onshore project to cost in excess of \$500,000 and no single offshore project to cost in excess of \$1 million. Applicant proposes to finance from funds on hand. Applicant requests a waiver of the single project cost limitation contained in § 2.58(a)(2) of the Commission's rules of practice and procedure as applicable to offshore projects.

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 January 2, 1969.

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 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 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. 68-14830; Filed, Dec. 11, 1968;  
8:46 a.m.]

**FEDERAL RESERVE SYSTEM****FEDERAL OPEN MARKET COMMITTEE****Current Economic Policy Directive of  
September 10, 1968**

In accordance with § 271.5 of its Rules Regarding Availability of Information, there is set forth below the Committee's Current Economic Policy Directive issued at its meeting held on September 10, 1968.<sup>1</sup>

The information reviewed at this meeting suggests that, although consumer demands have been strong this summer, reduced rates of inventory accumulation and tapering growth of Government expenditures are being reflected in a slowing of expansion in over-all activity. Industrial prices have been increasing less rapidly in recent months, but consumer prices have continued to rise substantially and wage pressures remain strong. Most market interest rates have changed little on balance following reductions in Federal Reserve Bank discount rates. Growth in bank credit and time and savings deposits has been rapid this summer; growth in the money supply slowed in August as U.S. Government deposits were built up following an extended decline. The earlier improvement in the U.S. balance of payments was not maintained in August, according to preliminary indications, and the foreign trade balance and underlying payments position continue to be matters of serious concern. In this situation, it is the policy of the Federal Open Market Committee to foster financial conditions conducive to sustainable economic growth, continued resistance to inflationary pressures, and attainment of reasonable equilibrium in the country's balance of payments.

System open market operations until the next meeting of the Committee shall be conducted with a view to maintaining about the prevailing conditions in money and short-term credit markets; *Provided, however*, That operations shall be modified if bank credit appears to be deviating significantly from current projections.

Dated at Washington, D.C., the 4th day of December 1968.

By order of the Federal Open Market Committee.

ARTHUR L. BROIDA,  
Assistant Secretary.

[F.R. Doc. 68-14831; Filed, Dec. 11, 1968;  
8:46 a.m.]

<sup>1</sup> The Record of Policy Actions of the Committee for the meeting of Sept. 10, 1968, is filed as part of the original document. Copies are available on request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551.



## FOREIGN-TRADE ZONES BOARD HAWAII AND GEORGIA PORTS AUTHORITY

### Notice of Public Hearing on Applications

Public Hearing on Applications for Foreign-Trade Zone and Sub-Zone in Savannah, Ga., and for Sub-Zone in Honolulu, Hawaii.

Notice is hereby given that on December 10, 1968, the attached self-explanatory letter was forwarded to all Members of the 90th Congress.

Dated: December 10, 1968.

RICHARD E. HULL,  
*Acting Executive Secretary.*

FOREIGN-TRADE ZONES BOARD  
DEPARTMENT OF COMMERCE BUILDING  
WASHINGTON, D.C. 20230

DECEMBER 10, 1968.

DEAR CONGRESSMAN: On November 22, a notice appeared in the FEDERAL REGISTER (33 F.R. 17328-17329), announcing that applications had been officially filed with the Foreign-Trade Zones Board by the State of Hawaii for a special-purpose oil refining sub-zone in Honolulu, Ewa, Oahu, Hawaii and by the Georgia Ports Authority for a foreign-trade zone and sub-zone in Savannah, Ga. This notice also advised that public hearings were scheduled to begin in Honolulu on December 12, and in Savannah on December 19, as part of the investigation of these applications by the Examiners Committees.

In view of widespread Congressional interest in these hearings, and in recognition of the busy schedules of Members of Congress, the Examiners Committee will adjourn to Washington, D.C., on Wednesday, January 8, to hear the testimony of any Senators or Congressmen who wish to express their views in favor of, or against, the Hawaii application. Testimony of Senators or Congressmen regarding the Georgia application will be heard on Thursday, January 9. This phase of the Hearings will begin respectively at 10 a.m. on January 8 and on January 9 in Room 5855 of the Main Building of the Department of Commerce.

Any interested party may attend, but only Senators and Congressmen will be heard by the Committees. Any Members of Congress who find it more convenient to testify in Honolulu, Hawaii, and/or Savannah, Ga., as provided in the aforementioned FEDERAL REGISTER notice of November 22, may retain their option to do so, but, to avoid delaying these proceedings no Member of Congress will be heard twice on the same application.

In order to assist the Examiners Committees in planning the Washington phase of these Hearings, should you plan to testify on January 8 and/or January 9, you are respectfully requested to so advise the Executive Secretariat of the Foreign-Trade Zones Board, on code 189, Extension 4882, no later than Monday, January 6.

Sincerely yours,

RICHARD E. HULL,  
*Acting Executive Secretary.*

[F.R. Doc. 68-14873; Filed, Dec. 11, 1968;  
8:49 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[812-2160]

### AMERICAN VARIABLE ANNUITY LIFE ASSURANCE CO. AND AMERICAN VARIABLE ANNUITY FUND

#### Notice of Filing of an Application for Order Exempting Proposed Trans- action

DECEMBER 6, 1968.

Notice is hereby given that American Variable Annuity Life Assurance Co. (the "Company") and the American Variable Annuity Fund (the "Fund"), 440 Lincoln St., Worcester, Mass. 01605, (herein collectively called "Applicants") have filed an application pursuant to section 6(c) of the Investment Company Act of 1940, 15 U.S.C. sec. 80a-1 et seq. ("Act"), for an order exempting applicants from the provisions of section 22(d) of the Act to the extent necessary to permit fixed dollar accumulations under contracts to be offered by the Applicants to be applied to provide variable annuity payments during the annuity period without the imposition of an additional charge. All interested persons are referred to the application on file with the Commission for a statement of applicant's representations which are summarized below.

Under the contracts currently offered by Applicants, participants upon reaching retirement have the option of electing to receive either fixed or variable annuity payments during the annuity period. During the accumulation period, however, all net contributions under the contract are applied to provide accumulation on a variable basis. Applicants now propose to revise the group contracts to permit a portion of the net contributions to accumulate on a fixed dollar as well as a variable basis during the accumulation period. Applicants also propose to possibly include such a provision in other contracts at some future date. The fixed dollar and variable provisions are contained in a single contract with the same deductions for sales and other expenses applicable to both types of contributions.

Section 22(d) of the Act provides, in pertinent part, that no registered investment company shall sell any redeemable security issued by it to any person except at a current offering price described in the prospectus. Section 6(c) permits the Commission, upon application, to exempt a transaction from any provision of the Act if it finds that such an exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Applicants contend that since the company makes the same deduction for sales and other expenses whether contributions are accumulating on a fixed or variable basis that it would be in-

equitable and discriminatory to impose an additional charge when the value of any fixed dollar accumulation is applied to provide a variable annuity payment.

Applicants submit that the exemption requested herein is necessary and appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than December 27, 1968, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted; or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate), shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered), and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL]

ORVAL L. DUBOIS,  
*Secretary.*

[F.R. Doc. 68-14839; Filed, Dec. 11, 1968  
8:47 a.m.]

[File No. 1-3909]

**BSF CO.**

#### Order Suspending Trading

DECEMBER 5, 1968.

The capital stock (66 $\frac{2}{3}$  cents par value) and the 5 $\frac{3}{4}$  percent convertible subordinated debentures due 1969 of BSF Co., being listed and registered on the American Stock Exchange, and such capital stock being listed and registered on the Philadelphia-Baltimore-Washington Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934; and all other securities of BSF Co. 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 exchanges 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 the said capital stock on such exchanges and in the debentures on the American Stock Exchange, and trading otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period December 6, 1968, through December 15, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-14840; Filed, Dec. 11, 1968;  
8:47 a.m.]

[File No. 7-3015]

### CONTROL DATA CORP. (DELAWARE)

#### Notice of Application for Unlisted Trading Privileges and of Opportunity for Hearing

DECEMBER 5, 1968.

In the matter of application of the Boston Stock Exchange for unlisted trading privileges in a certain security.

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

Control Data Corp. (Delaware), File No. 7-3015.

Upon receipt of a request, on or before December 20, 1968, from any interested person, the Commission will determine whether the application shall be set down for hearing. Any such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on the said application by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing, this application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-14841; Filed, Dec. 11, 1968;  
8:47 a.m.]

### MOONEY AIRCRAFT, INC.

#### Order Suspending Trading

DECEMBER 6, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Mooney Aircraft, Inc. (a Kansas corporation), 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 December 7, 1968, through December 16, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-14842; Filed, Dec. 11, 1968;  
8:47 a.m.]

[File No. 1-3468]

### MOUNTAIN STATES DEVELOPMENT CO.

#### Order Suspending Trading

DECEMBER 5, 1968.

The common stock, 1 cent par value, of Mountain States Development Co., 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 Mountain States Development Co. 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 December 6, 1968, through December 15, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-14843; Filed, Dec. 11, 1968;  
8:47 a.m.]

[70-4698]

### SOUTHERN CO.

#### Notice of Proposed Charter Amendment and Solicitation of Proxies in Connection Therewith

DECEMBER 5, 1968.

Notice is hereby given that The Southern Co. ("Southern"), 3390 Peachtree

Road NE., Post Office Box 18877, Atlanta, Ga. 30326, a registered holding company, has filed a declaration with this Commission, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating section 6(a), 7, and 12(e) of the Act and Rule 62 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transaction.

Southern proposes to submit a charter amendment to its stockholders at its annual meeting to be held May 28, 1969, which amendment would eliminate a restriction which prohibits it from issuing debt securities (other than for refunding other debt securities) in excess of 10 percent of its outstanding capital stock, plus its paid-in and earned surpluses, unless authorized by the affirmative vote of a majority of the issued and outstanding capital stock. It is stated that this restriction on Southern's ability to issue debt securities, in view of the Commission's authority under the Act over issuances of debt securities, is unnecessary for Southern's stockholders and may be detrimental to such interest by impeding Southern's freedom to choose otherwise desirable means of financing its requirements. The proposed amendment requires the affirmative vote of the majority of the outstanding shares of common stock of Southern. In connection with the proposed amendment, Southern proposes to solicit proxies and such solicitation may be made by telephone, telegraph or mail or personally by company employees.

It is stated that the fees and expenses to be incurred in connection with the proposed transaction will be filed by amendment. It is further stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than December 26, 1968, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant an exemption from such rules



as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 68-14844; Filed, Dec. 11, 1968;  
8:47 a.m.]

## INTERSTATE COMMERCE COMMISSION

[Notice 1247]

### MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FOR- WARDER APPLICATIONS

DECEMBER 6, 1968.

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

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

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

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

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

No. MC 2202 (Sub-No. 359), filed November 4, 1968. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Boulevard, Post Office Box 471, Akron, Ohio 44309. Applicant's representative: William O. Turney, 2001 Massachusetts Avenue NW., Washington, D.C. 20036, and Douglas Faris, Post Office Box 471, Akron, Ohio 44309. Authority sought to operate as a common carrier by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk and those requiring special equipment, (1) between Milwaukee, Wis., and Rockford, Ill.; from Milwaukee over Wisconsin Highway 15 to joinder U.S. Highway 51, thence over U.S. Highway 51 to Rockford and return over the same route as an alternate route serving no intermediate points; and (2) between Carpentersville, Ill., and junction U.S. Highway 41 and Illinois Highway 63 near Gurnee, Ill.; from Carpentersville, Ill., over Illinois Highway 31 to junction Illinois Highway 176, thence over Illinois Highway 176 to Libertyville, Ill., thence over Illinois Highway 63 to junction U.S. Highway 41, and return over the same route, serving no intermediate points and serving Libertyville for purposes of joinder only. NOTE: The purpose of this application is to enable applicant to transport shipments between Milwaukee, on the one hand, and St. Louis and points beyond in the southwest (principally Texas), on the other, over slightly shorter routes via Rockford-Peoria-St. Louis as opposed to the slightly longer routes via Chicago-Springfield. The proposed route will also enable applicant to combine Milwaukee-Rockford loads, thus realizing modest economies. If a hearing is deemed neces-

sary, applicant requests it be held at Washington, D.C.

No. MC 10761 (Sub-No. 232), filed November 22, 1968. Applicant: TRANS-AMERICAN FREIGHT LINES, INC., 1700 North Waterman Avenue, Detroit, Mich. 48209. Applicant's representatives: I. G. Naidow (same address as above), and A. Alvis Layne, Pennsylvania Building, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles* distributed by meat packinghouses, as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk in tank vehicles), from Ottumwa, Iowa, to points in Ohio, Pennsylvania, Michigan, New York, Maryland, District of Columbia, Massachusetts, Connecticut, Rhode Island, Maine, New Hampshire, Vermont, West Virginia, Virginia, New Jersey, and Delaware. NOTE: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 2202 (Sub-No. 361), filed November 21, 1968. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Boulevard, Post Office Box 471, Akron, Ohio 44309. Applicant's representative: William O. Turney, 2001 Massachusetts Avenue NW., Washington, D.C. 20036 and Douglas Faris, Post Office Box 471, Akron, Ohio 44309. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plantsite of the Tennessee Valley Authority (TVA) Sequoyah Powerplant located on the north bank of the Tennessee River, approximately four and one half (4½) miles east of Daisy, Tenn., in Hamilton County, Tenn., as an off-route point in connection with applicant's regular route authority. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Knoxville, Tenn.

No. MC 20783 (Sub-No. 76), filed November 19, 1968. Applicant: TOMPKINS MOTOR LINES, INC., 638 Langley Place, Decatur, Ga. 30030. Applicant's representative: Floyd F. Shields, 6025 Martway, Post Office Box 68, Shawnee Mission, Kans. 66201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles* distributed by meat packinghouses, as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and/or cold storage facilities utilized by Wilson & Co., Inc., at or near Logansport, Ind., to points in Alabama, Georgia, North Carolina, and South Carolina, restricted to the transportation of Wilson & Co., Inc., traffic originating at the above-specified plantsite and/or cold storage facilities and



destined to the above-specified destination points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Atlanta, Ga.

No. MC 25869 (Sub-No. 84), filed November 25, 1968. Applicant: NOLTE BROS. TRUCK LINE, INC., 4734 South 27th Street, Omaha, Nebr. 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of Appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from points in Saunders County, Nebr., to points in Arkansas, Colorado, Iowa, Michigan, Ohio, Oklahoma, Tennessee, and Wisconsin. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 25869 (Sub-No. 85), filed November 25, 1968. Applicant: NOLTE BROS. TRUCK LINE, INC., 4734 South 27th Street, Omaha, Nebr. 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from the plantsite and/or storage facilities used by Green Giant Co., at or near Belvidere, Ill., to points in Iowa, Nebraska, Kansas, and Colorado. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 25869 (Sub-No. 86), filed November 25, 1968. Applicant: NOLTE BROS. TRUCK LINE, INC., 4734 South 27th Street, Omaha, Nebr. 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mattresses, box springs, new furniture, furniture, parts, materials, equipment, and supplies*, used in the manufacture of furniture and furniture parts, between Omaha, Nebr., on the one hand, and, on the other, points in Colorado, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, North Carolina, South Carolina, Virginia, West Virginia, and Wisconsin. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 32882 (Sub-No. 41), filed November 21, 1968. Applicant: MITCHELL BROS. TRUCK LINES, a corporation, 3841 North Columbia Boulevard, Portland, Ore. Applicant's representative: Norman E. Sutherland, 1200 Jackson Tower, Portland, Ore. 97217. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gypsum and gypsum products and plasterboard joint treatment products, and materials and supplies used in the installation and application of such commodities*, from Em-

pire, Nev., to points in California, Idaho, Oregon, and Washington. NOTE: If a hearing is deemed necessary, applicant requests it be held at Portland, Ore., Reno, Nev., or San Francisco, Calif.

No. MC 35628 (Sub-No. 294), filed November 18, 1968. Applicant: INTER-STATE MOTOR FREIGHT SYSTEM, 134 Grandville SW., Grand Rapids, Mich. 49502. Applicant's representative: Leonard D. Verdier, Jr., 900 Old Kent Building, Grand Rapids, Mich. 49502. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except classes A and B explosives, household goods as defined by the Commission, and commodities in bulk, serving Whitehouse, Ohio, as an off-route point in connection with applicant's regular route operations to and from Toledo, Ohio, as authorized at Sheets 4, 5, and 14 of Certificate MC 35628, and at Sheets 1, 2, and 4 of Certificate MC 35628 (Sub-No. 2). NOTE: If a hearing is deemed necessary, applicant requests it be held at Detroit or Lansing, Mich.

No. MC 42487 (Sub-No. 705), filed November 24, 1968. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. 94025. Applicant's representative: Robert M. Bowden, Post Office Box 3062, Portland, Ore. 97208. Authority sought to operate as a *common carrier* by motor vehicle, over regular and irregular routes, transporting: *Classes A and B explosives*, (A) between all points and over the regular and irregular routes which applicant is certificated for the transportation of general commodities (except explosives), in MC 42487 and all effective sub numbers thereto, wherein applicant is authorized to operate in the States of Alaska, Arizona, California, Colorado, Connecticut, Delaware, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Montana, Nevada, New Jersey, New York, North Dakota, Ohio, Oregon, Pennsylvania, Rhode Island, Utah, Washington, Wisconsin, and Wyoming, and the District of Columbia, and (B) serving all points not on its presently authorized routes in Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Minnesota, Missouri, Montana, Nebraska, Nevada, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, Washington, West Virginia, and Wyoming, as off-route points in connection with carrier's authorized operations, and restricted to the transportation of shipments originating at, destined to, or moving between military installations of the U.S. Government. NOTE: Applicant states it seeks no duplication of authority. Also, the authority proposed herein, if granted, could be tacked at eastern junctions of Chicago, Ill., and Denver,

Colo., and on the west at such points as Sacramento, Seattle, and Los Angeles. If granted, proposed authority would allow through one-carrier service via Consolidated Freightways systemwide. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Denver, Colo.

No. MC 46280 (Sub-No. 68), filed November 6, 1968. Applicant: DARLING FREIGHT, INC., 15 Andre Street SE., Grand Rapids, Mich. 49507. Applicant's representative: Robert A. Sullivan, 1800 Buhl Building, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Store display racks and/or stands, lighting fixtures, wire baskets, materials and supplies*, between the plantsite of the Freedman Artcraft Engineering Co., located at Charlevoix, Mich., and Traverse City, Mich., over U.S. Highway 31 and return over the same route. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich.

No. MC 51146 (Sub-No. 115), filed November 18, 1968. Applicant: SCHNEIDER TRANSPORT & STORAGE, INC., 817 McDonald Street, Green Bay, Wis. 53406. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from the plantsite and/or storage facilities used by Green Giant Co., located at or near Belvidere, Ill., to points in Indiana, Kentucky, Michigan, Ohio, and West Virginia. NOTE: Applicant states no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 59583 (Sub-No. 121), filed November 14, 1968. Applicant: THE MASON AND DIXON LINES, INCORPORATED, Eastman Road, Kingsport, Tenn. Applicant's representative: Clifford E. Sanders, 321 East Center Street, Kingsport, Tenn. 37660. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), (1) between Columbus, Ohio, and Fort Wayne, Ind., over U.S. Highway 33, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's authorized regular route operations, (2) between Fort Wayne, Ind., and junction U.S. Highways 30 and 41 near Chicago Heights, Ill., over U.S. Highway 30, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's regular route authority, (3) between Atlanta, Ga., and Charlotte, N.C., over Interstate Highway 85, serving no intermediate points, as an alternate route for operating convenience only, in connection with ap-



applicant's authorized regular route operations, restricted against traffic originating at Atlanta or Charlotte, on the one hand, destined for Charlotte or Atlanta on the other; and (4) between Greensboro, N.C., and Richmond, Va., (a) from Greensboro over Interstate Highway 85 to junction U.S. Highway 15, thence over U.S. Highway 15 to junction Alternate U.S. Highway 158, thence over Alternate U.S. Highway 158 to junction U.S. Highway 158, thence over U.S. Highway 158 to Henderson, N.C., thence over Interstate Highway 85 to junction U.S. Highway 1 near South Hill, Va., thence over U.S. Highway 1 to Petersburg, Va., thence over Interstate Highway 95 to Richmond, Va., and return over the same route, and (b) from Greensboro over Interstate Highway 85 to Petersburg, Va., thence over Interstate Highway 95 to Richmond, Va., and return over the same route, serving no intermediate points in (4) (a) and (b) above, as alternate routes for operating convenience only in connection with applicant's authorized regular route operations. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Nashville, Tenn.

No. MC 63417 (Sub-No. 26), filed November 14, 1968. Applicant: BLUE RIDGE TRANSFER COMPANY, INCORPORATED, 315 East Webster Street, Galax, Va. 24331. Applicant's representative: James W. Lawson, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Water heaters, and heating boilers and hot water tanks*, in mixed loads with water heaters (except those the transportation of which, because of size or weight requires the use of special equipment), from Kankakee, Ill., to points in Indiana, Ohio, New York (except points in Nassau, Suffolk, Orange, Putnam, Westchester, Rockland, and New York Counties), and Pennsylvania (except points in Philadelphia, Delaware, Chester, Montgomery, Bucks, Lancaster, Berks, Lehigh, and Northampton Counties). NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 65802 (Sub-No. 42), filed November 15, 1968. Applicant: LYNDEN TRANSFER, INC., doing business as LYNDEN TRANSPORT, INC., Post Office Box 433, Lynden, Wash. 98264. Applicant's representative: James T. Johnson, 1610 IBM Building, Seattle, Wash. 98101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, commodities in bulk, commodities requiring special equipment, and household goods, between Tok Junction, Alaska, and the United States-Canada boundary line, over Alaska Highway 2, serving all intermediate points and off-route points within 10 miles of either side of the above-described route. NOTE: Common control may be involved. If a hearing is

deemed necessary, applicant does not specify a location.

No. MC 69116 (Sub-No. 121), filed November 19, 1968. Applicant: SPECTOR FREIGHT SYSTEM, INC., 205 West Wacker Drive, Chicago, Ill. 60606. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the plantsite of Essex Wire Corp., located in Whitley County, Ind., south of U.S. Highway 30 as an off-route point in connection with applicant's presently authorized regular route. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 82841 (Sub-No. 51), filed November 13, 1968. Applicant: R-D TRANSFER, INC., 801 Livestock Exchange Building, Omaha, Nebr. 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corrugated steel pipe, grain bins, stock tanks, plain and corrugated well casing, and fittings or accessories*, when shipped with the above material, from Omaha, Nebr., to points in Illinois, Missouri, Iowa, Minnesota, North Dakota, South Dakota, Kansas, Montana, and Louisiana. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 95084 (Sub-No. 70), filed November 25, 1968. Applicant: HOVE TRUCK LINE, a corporation, Stanhope, Iowa 50246. Applicant's representative: Kenneth F. Dudley, 901 South Madison Avenue, Post Office Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural and industrial spreaders and sanders; elevators; street sweeping machines; dump bodies; hoists; truck bodies and boxes; machinery cabs; parts and attachments*, for the above-described commodities, from points in Warren County, Iowa, to points in the United States (except Alaska and Hawaii). NOTE: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, Chicago, Ill., or Kansas City, Mo.

No. MC 98749 (Sub-No. 25) (Amendment), filed October 17, 1968, published in the FEDERAL REGISTER issue of November 7, 1968, and republished, as amended, this issue. Applicant: DURWARD L. BELL, doing business as BELL TRANSPORT COMPANY, Post Office Box 2362, Longview, Tex. 75601. Applicant's representative: Joe T. Lanham, 1102 Perry Brooks Building, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, from El Dorado, Ark., to points in Alabama, Florida, Georgia, Kentucky,

Louisiana, Mississippi, Oklahoma, South Carolina, Tennessee, and Texas, restricted to the plantsite or storage facilities of the Monsanto Co., at or near El Dorado, Ark., and further restricted against tacking or interlining. NOTE: The purpose of this republication is to reflect the additional State of Tennessee as a destination point and to add the restrictions above. If a hearing is deemed necessary, applicant requests it be held at Dallas or Houston, Tex.

No. MC 98952 (Sub-No. 22), filed November 8, 1968. Applicant: GENERAL TRANSFER COMPANY, a corporation, 2880 North Woodford Street, Decatur, Ill. 62526. Applicant's representative: Kirkwood Yockey, Suite 501, Union Federal Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confectionery, and advertising matter, premiums, and display material*, when shipped in the same vehicle with candy or confectionery, from Decatur, Ill., to points in Indiana, on and south of U.S. Highways 36 and 40, and also Paducah, Henderson, and Owensboro, Ky. NOTE: Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 99072 (Sub-No. 2) (Correction), filed October 17, 1968, published FEDERAL REGISTER issue of November 14, 1968, corrected and republished as corrected this issue. Applicant: ROSENBERG & COHEN, INC., 511 West 36th Street, New York, N.Y. 10018. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Garments, and materials, equipment and machinery*, used in the manufacture thereof, (1) from points in the New York, N.Y., commercial zone to points in Albany, Columbia, Dutchess, Greene, Orange, Putnam, Rockland, Ulster, and Westchester Counties, N.Y., (2) from points in Albany, Columbia, Dutchess, Greene, Orange, Putnam, Rockland, Ulster, and Westchester Counties, N.Y., to points in the New York, N.Y., commercial zone, (3) from points in Albany County, N.Y., to points in Ulster County, N.Y., (4) from points in Columbia County, N.Y., to points in Greene, Ulster, and Westchester Counties, N.Y., (5) from points in Dutchess County, N.Y., to points in Greene, Rockland, Ulster, and Westchester Counties, N.Y., (6) from points in Greene County, N.Y., to points in Columbia, Dutchess, Ulster, and Westchester Counties, N.Y., (7) from points in Rockland County, N.Y., to points in Dutchess and Westchester Counties, N.Y., (8) from points in Ulster County, N.Y., to points in Albany, Dutchess, Greene, and Westchester Counties, N.Y., (9) between points in Westchester County, N.Y., (10) from points in Westchester County, N.Y., to points in Columbia, Dutchess, Greene, Rockland, and Ulster Counties, N.Y., (11) between points in the New York, N.Y., commercial zone and the village of Pleasantville (Westchester



County), on the one hand, and, on the other, points in Franklin County, N.Y. NOTE: Applicant seeks the right to tack or join all of the above requested authorities. Applicant states it holds a certificate of registration in MC 99072 (Sub-No. 1) which duplicates authority sought except as to points in New Jersey in the New York, N.Y. commercial zone. Upon a grant of the authority sought, applicant will surrender its certificate of registration. The purpose of this republication is to show the destination area in (2) above, which was inadvertently omitted from the previous publication. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 100404 (Sub-No. 2), filed November 18, 1968. Applicant: ROBERT WALLACE, Rural Free Delivery No. 1, Belle Fourche, S. Dak. 57717. Applicant's representative: R. E. Brandenburg, 609 Fifth Avenue, Belle Fourche, S. Dak. 57717. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Sand, gravel, aggregate, crushed rock*, between points in Carter and Powder River Counties, Mont.; Crook County, Wyo.; and Butte, Lawrence, Meade, and Pennington Counties, S. Dak. NOTE: If a hearing is deemed necessary, applicant requests it be held at Belle Fourche, Rapid City, or Pierre, S. Dak.

No. MC 103993 (Sub-No. 357), filed November 21, 1968. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Robert G. Tessar (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles on initial moves, from points in Lincoln County, Nebr., to points in the United States (excluding Alaska and Hawaii). NOTE: If a hearing is deemed necessary, applicant requests it be held at Jackson, Miss.

No. MC 103993 (Sub-No. 358), filed November 21, 1968. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Robert G. Tessar and Ralph H. Miller (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Special purpose vehicles*, in initial movements, from points in Fresno County, Calif., to points in the United States (excluding Hawaii). NOTE: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 107162 (Sub-No. 21), filed November 6, 1968. Applicant: NOBLE GRAHAM, Brimley, Mich. 49715. Applicant's representative: Philip H. Porter, 16 North Carroll Street, Madison, Wis. 53763. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Malt beverages and empty containers*, on return, from Columbus, Ohio, to points in Chippewa County, Mich. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison or Milwaukee, Wis.

No. MC 107403 (Sub-No. 765), filed November 21, 1968. Applicant: MAT-LACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John E. Nelson (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Inedible animal tallow*, in bulk, in tank vehicles, from Uniontown, Pa., to Baltimore, Md., and points in New Jersey and New York. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 107496 (Sub-No. 694), filed November 25, 1968. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, Post Office Box 855, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Corn syrup*, in bulk, from Memphis, Tenn., to points in Arkansas. NOTE: If hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., or Des Moines, Iowa.

No. MC 107496 (Sub-No. 695), filed November 25, 1968. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, Post Office Box 855, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Sulfuric acid*, in bulk, from the plantsite of St. Joseph Lead Co., at or near Herculaneum, Mo., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Mississippi, Missouri, Minnesota, Nebraska, Ohio, Oklahoma, South Dakota, Wisconsin, and Tennessee. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Des Moines, Iowa.

No. MC 109326 (Sub-No. 98) (Amendment), filed September 23, 1968, published in the FEDERAL REGISTER, issue of October 17, 1968, and republished as amended, this issue. Applicant: C & D TRANSPORTATION CO., INC., 932 Bay Bridge Road, Prichard, Ala. 36610. Applicant's representative: Douglas C. Wynn, Post Office Box 1295, 618 Washington Avenue, Greenville, Miss. 38701. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Foods and foodstuffs* except in bulk and/or in tank vehicles, and *advertising, promotional, and display materials*, traveling therewith, from points in Sunflower County, Miss., to points in Alabama, California, Nevada, Arizona, New Mexico, Nebraska, Kansas, Oklahoma, Texas, Iowa, Missouri, Arkansas, Louisiana, Illinois, Indiana, Kentucky, Tennessee, Mississippi, Ohio, Georgia, Florida, South Carolina, North Carolina, Virginia, West Virginia, Maryland, Delaware, Pennsylvania, New York, Connecticut, Massachusetts, New Jersey, and the District of Columbia; (2) *cans, boxes, cartons, and containers*, from Tampa, Fla., Atlanta, Ga., Birmingham, Ala., New Or-

leans, La., Dallas, Houston, and Arlington, Tex., Kansas City and St. Louis, Mo., Chicago, Ill., Austin, Ind., Winchester, Va., and Spartanburg, S.C., and their respective commercial zones as defined by the Commission, to points in Sunflower County, Miss.; (3) *cardboard, fiberboard, paper and composition* containers, from Memphis and Nashville, Tenn.; Birmingham, Ala.; Atlanta, Ga.; Monroe and New Orleans, La.; Dallas, and Houston, Tex., and their respective commercial zones to points in Sunflower County, Miss.; and (4) *machinery, parts, accessories, equipment, supplies, implements, parts*, appliances and products usually or customarily used or useful in the processing, manufacture, packing, freezing or canning of foodstuffs, from points in Arkansas, Louisiana, Texas, Oklahoma, Kansas, Missouri, Illinois, Indiana, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Florida, Alabama, Ohio, Virginia, Maryland, the District of Columbia, West Virginia, Nebraska, Iowa, Pennsylvania, New York, New Jersey, Delaware, Massachusetts, Connecticut, New Mexico, Arizona, Nevada, and California, to points in Sunflower County, Miss. NOTE: The purpose of this republication is to broaden the scope of the authority sought from that described in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Greenville or Jackson, Miss.

No. MC 109397 (Sub-No. 164), filed November 6, 1968. Applicant: TRI-STATE MOTOR TRANSIT CO., a corporation, Post Office Box 113, Interstate Business Route I-44, Joplin, Mo. 64802. Applicant's representative: Max G. Morgan, 450 American National Building, Oklahoma City, Okla. 73102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Explosives, blasting materials, supplies, and agents*, between points in Illinois, Indiana, and Ohio. NOTE: Applicant states it would tack with its lead over East St. Louis to enable service to Missouri, Arkansas, Kansas, Nebraska, Oklahoma, Texas, and New Mexico. Applicant also states there are numerous tacking possibilities between this request and other portions of Sub 132 involving Missouri, Iowa, Tennessee, Kentucky, and Michigan. The Sub 57 is capable of tacking at this time with Sub 132 and no particular change is foreseen. Similarly the tacking possibility, without change exists under its Sub 107 from Wolf Lake to points in California, Oregon, Washington, Idaho, and Nevada. The Sub 49 from McAlester to Ordill and Sub 80 from Altington, Tex., to Wolf Lake, can both presently move under basic and Sub 132 though the possibility exists. Applicant holds contract authority under MC 128814 Sub 5, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 109397 (Sub-No. 165), filed November 20, 1968. Applicant: TRI-STATE MOTOR TRANSIT CO., a corporation, Post Office Box 113, Interstate Business



Route I-44, Joplin, Mo. 64802. Applicant's representative: Max G. Morgan, 450 American National Building, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Source, special nuclear, byproducts radioactive materials, components parts and containers therefor*, (1) between Wilmington, Del., and Seneca, Ill., and (2) between the foregoing, on the one hand, and, on the other, points in the United States. NOTE: Applicant holds contract carrier authority under MC 128814, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 109533 (Sub-No. 37) (Correction), filed October 22, 1968, published in the FEDERAL REGISTER issue of November 14, 1968, and republished, as corrected this issue. Applicant: OVERNITE TRANSPORTATION COMPANY, a corporation, 1100 Commerce Road, Richmond, Va. 23224. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Sprouses Corner, Va., and junction U.S. Highways 460 and 15 over U.S. Highway 15, serving all intermediate points, and (2) between junction U.S. Highway 52 and Virginia Secondary Highway 717 and the site of Big Walker Mountain Tunnel over Virginia Secondary Highway 717, serving all intermediate points. NOTE: The purpose of this republication is to reflect the destination point in No. (2) above, as the site of Big Walker Mountain Tunnel over Virginia Secondary Highway 717, which was inadvertently omitted in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Lynchburg or Richmond, Va.

No. MC 110420 (Sub-No. 577), filed November 12, 1968. Applicant: QUALITY CARRIERS, INC., 100 South Calumet Street, Burlington, Wis. 53105. Applicant's representative: Allan B. Thorhorst (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Starch*, in bulk, from Chicago and Pekin, Ill., to points in Colorado. NOTE: Applicant states tacking possibilities, however, tacking is not intended. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Milwaukee, Wis.

No. MC 111956 (Sub-No. 17), filed November 19, 1968. Applicant: SUWAK TRUCKING COMPANY, a corporation, 1105 Fayette Street, Washington, Pa. 15301. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper products, materials, equipment, supplies and machinery used in the production, sale, distribution or transportation of paper products*, be-

tween Donora, Washington County, Pa., on the one hand, and, on the other, points in Delaware, Maryland, New Jersey, New York, Ohio, West Virginia, Indiana, and Michigan. NOTE: Applicant states it does not intend to tack. It further states that it holds the authority to transport corrugated fiberboard boxes and parts thereof, from McKees Rocks, Pa., to Delaware, Maryland, New Jersey, New York, Ohio, and West Virginia; and it can serve Donora, Pa., as an off-route point and provide service to the named States through McKees Rocks, Pa. No duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Milwaukee, Wis.

No. MC 116763 (Sub-No. 143), filed November 20, 1968. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Applicant's representative: Carl Subler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food and foodstuffs* (not frozen), from Dover, Del., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania on and west of U.S. Highway 220, South Carolina, South Dakota, Tennessee, Texas, West Virginia, and Wisconsin. NOTE: Applicant states it does not seek duplicating authority. If a hearing is deemed necessary, applicant requests it be held at Portland, Maine.

No. MC 116763 (Sub-No. 144), filed November 20, 1968. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from the plant-site and/or storage facilities used by Green Giant Co., at or near Belvidere, Ill., to points in Indiana, Kentucky, Michigan, Ohio, and West Virginia. NOTE: Applicant states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 116999 (Sub-No. 3), filed October 30, 1968. Applicant: EPHRAIM FREIGHTWAYS, INC., 1385 Umatilla Street, Denver, Colo. 80204. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (1) *General commodities* (except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk in tank vehicles, commodities requiring special equipment, and those injurious or contaminating to other loading), (a) between Denver and Pueblo, Colo.; from Denver over U.S. Interstate Highway 25 or U.S. Highways 85 or 87 where they do not coincide with U.S. Interstate Highway 25 to Pueblo, and return over the same route, serving all intermediate points and the off-route

point of Fort Carson, Colo., (b) between Pueblo and Walsh, Colo.; from Pueblo over U.S. Highways 50 and 50A to Holly, Colo., thence over Colorado Highway 89 to junction U.S. Highway 160, thence over U.S. Highway 160 to Walsh, and return over the same route, serving all intermediate points and the off-route points of the Pueblo Army Depot, McClave, Wiley, and Two Buttes, Colo., (c) between Pueblo, Colo., and the Colorado-New Mexico State line, over U.S. Interstate Highway 25, serving all intermediate points and the off-route point of Aguilar, Colo.; (2) *general commodities* (except those of unusual value, household goods as defined by the Commission and commodities in bulk in tank vehicles), (a) between Denver and Springfield, Colo.; from Denver over U.S. Interstate Highway 25 or U.S. Highways 85 and 87 where they do not coincide with U.S. Interstate Highway 25 to Pueblo, thence over U.S. Highways 50 and 50A to Lamar, thence over U.S. Highway 287 to Springfield, and return over the same route, serving the intermediate points of Pueblo, Colo., and those between Denver and Pueblo, inclusive, and those between Lamar, and Springfield, Colo., inclusive, unrestricted; those between Pueblo and Lamar, restricted to pickup and delivery of commodities other than livestock, (b) between Denver and Lamar, Colo., over U.S. Interstate Highway 70, U.S. Interstate Business Loop Highway 70 and U.S. Highway 287, serving no intermediate points, as an alternate route for operating convenience only, restricted to the handling of traffic which has been or will be interlined or interchanged at Denver, Colo., which either originates at or is destined to points within Colorado. NOTE: Applicant states it seeks to tack (1) (a), (b), and (c) and (2) above, through the Pueblo, Colo., gateway, to provide through service between all points involved. If a hearing is deemed necessary, applicant requests it be held at Lamar, Pueblo, Walsenburg, Trinidad, Colorado Springs, or Denver, Colo.

No. MC 117344 (Sub-No. 189), filed November 12, 1968. Applicant: THE MAXWELL CO., a corporation, 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: Herbert Baker and James R. Stiverson, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Silica gel catalyst*, in bulk, from Cincinnati, Ohio, to points in Nebraska. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 118159 (Sub-No. 57), filed November 18, 1968. Applicant: EVERETT LOWRANCE, 4916 Jefferson Highway, Post Office Box 10216, New Orleans, La. 70121. Applicant's representative: Harold R. Ainsworth, 2307 American Bank Building, New Orleans, La. 70130. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Carbonated beverages*, in containers, from Gretna, La., to points in Alabama, Arkansas,



Louisiana, Mississippi, Tennessee, Texas, and points in Florida west of the Apalachicola River. NOTE: If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 118263 (Sub-No. 10), filed November 20, 1968. Applicant: COLDWAY CARRIERS, INC., Post Office Box 38, Clarksville, Ind. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and/or warehouse facilities of I. D. Packing Co., Des Moines, Iowa, to points in Kentucky, Indiana, and Ohio, restricted to traffic originated at the plantsite and/or warehouse facilities of the I. D. Packing Co., Des Moines, Iowa, and destined to points in Indiana, Kentucky, and Ohio; and, (2) *foodstuffs, meat, and meat products, and articles distributed by meat packinghouses* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk); from the plantsite and/or warehouse facilities of Geo. A. Hormel & Co., Austin, Minn. to points in Kentucky, Indiana, Ohio, and the Chicago, Ill., commercial zone, restricted to shipments originating at the plantsite and/or warehouse facilities of Geo. A. Hormel & Co., Austin, Minn. and destined to points in Indiana, Kentucky, Ohio, and the Chicago, Ill., commercial zone. NOTE: Applicant is also authorized to conduct operations as a contract carrier in Permit No. MC 111069 and Subs, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Austin, Minn.

No. MC 118334 (Sub-No. 6), filed November 10, 1968. Applicant: STAMULIS BROS., INC., 151 Walton Street, Portland, Maine 04103. Applicant's representative: Robert J. Gallagher, 111 State Street, Boston, Mass. 02109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Baltimore, Md., Fall River, Mass., Weehawken, N.J., Providence, R.I., and points in the New York, N.Y., commercial zone, to points in New York, Rhode Island, Massachusetts, Maine, New Hampshire, and Vermont. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., Boston, Mass., or Portland, Maine.

No. MC 118806 (Sub-No. 9), filed November 25, 1968. Applicant: ARNOLD BROS. TRANSPORT, LTD., 1101 Dawson Road, Winnipeg 6, Manitoba, Canada. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transport-

ing: *Treated poles and posts*, (a) from the ports of entry on the international boundary line between the United States and Canada at Sweetgrass, Mont., and (b) ports of entry in Minnesota and North Dakota, to points in Nebraska, Illinois, Montana, Kansas, and Indiana. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Chicago, Ill.

No. MC 119777 (Sub-No. 127), filed November 18, 1968. Applicant: LIGON SPECIALIZED HAULER, INC., Post Office Drawer L, Madisonville, Ky. 42431. Applicant's representative: Louis J. Amato, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from Palatka, Fla., to points in Arkansas, Colorado, Iowa, Kansas, Louisiana, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, Texas, and points in the United States on and east of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the international boundary line between the United States and Canada (except Birmingham, Ala., and points within a 65-mile radius thereof, Indianapolis, Ind., Cincinnati, Ohio, and points within its commercial zone, and Chicago, Ill., and points in Illinois and Indiana within the Chicago, Ill., commercial zone). NOTE: Applicant holds contract carrier authority under Docket No. MC 129670, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Jacksonville, Fla.

No. MC 119895 (Sub-No. 16), filed November 18, 1968. Applicant: INTERCITY EXPRESS, INC., Post Office Box 1055, Fort Dodge, Iowa 50501. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk and except hides), (1) from Austin, Minn., to Milan, Ill., Lincoln, Nebr., and points in Iowa, (2) from Des Moines, Iowa, to Lincoln, Nebr., and Detroit, Mich., (3) from Fort Dodge, Iowa, to Lincoln, Nebr., and points in Illinois and Missouri, and (4) between Omaha, Nebr., on the one hand, and, on the other, Fort Dodge, Iowa, and Austin and Owatonna, Minn. Restriction: Service in parts (1), (2), and (3) and (4) above is restricted to traffic originating at plantsites and/or warehouse facilities of Geo. A. Hormel & Co., and I. D. Packing Co., and destined to the points and States specified. NOTE: If a hearing is deemed necessary, appli-

cant requests it be held at Des Moines, Iowa.

No. MC 123310 (Sub-No. 11), filed November 25, 1968. Applicant: VERNON L. HUNT, doing business as HUNT TRUCKING, 1014 Madison Avenue, Cheyenne, Wyo. 82001. Applicant's representative: Robert S. Stauffer, 1510 East 20th Street, Cheyenne, Wyo. 82001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from Clearwater and points in Latah, Nez Perce, and Lewis Counties, Idaho, to points in Colorado. NOTE: If a hearing is deemed necessary, applicant requests it be held at Cheyenne, Wyo., Boise, Idaho, or Denver, Colo.

No. MC 123407 (Sub-No. 43), filed November 5, 1968. Applicant: SAWYER TRANSPORT, INC., 2424 Minnehaha Avenue, Minneapolis, Minn. 55404. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition boards, parts, materials, and accessories* incidental to the installation thereof, from Mobile, Ala., to points in Ohio, Michigan, Indiana, Illinois, Wisconsin, Minnesota, North Dakota, South Dakota, Iowa, Nebraska, Kansas, and Missouri. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 123407 (Sub-No. 45), filed November 12, 1968. Applicant: SAWYER TRANSPORT, INC., 2424 Minnehaha Avenue, Minneapolis, Minn. 55404. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal building materials, and parts, materials, and accessories incidental to the installation thereof*, from Niles, Ohio to points in Illinois, Wisconsin, Minnesota, North Dakota, South Dakota, Nebraska, Iowa, Kansas, and Missouri. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 124078 (Sub-No. 353), filed November 25, 1968. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: James R. Ziperski (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, (1) from Milwaukee, Wis., to points in Illinois; and (2) from Indianapolis, Ind., to points in Kentucky and Ohio. NOTE: Applicant states it intends to tack the sought authority to its presently held authority in MC-124078 (Subs 133 and 199) at Paradise, Ky., and Dayton, Ohio, to serve points in Alabama, Tennessee, and West Virginia. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 124908 (Sub-No. 8), filed November 21, 1968. Applicant: IRON & METAL TRUCKING SERVICE, INC., 9101 St. Stephens Avenue, Detroit, Mich.



48226. Applicant's representative: Wilhelmina Boersma, 1600 First Federal Building, Detroit, Mich. 48226. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Scrap iron and steel in dump vehicles*, from points in the Lower Peninsula of Michigan to the ports of entry on the international boundary line between the United States and Canada at or near Detroit and Port Huron, Mich.; under contract with William Wolok, doing business as Benlee Industrial Salvage Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Detroit or Lansing, Mich.

No. MC 126381 (Sub-No. 8), filed November 18, 1968. Applicant: FRANK RIVIELLO, 860 West Oak Street, Old Forge, Pa. 18518. Applicant's representative: Kenneth R. Davis, 1106 Dartmouth Street, Scranton, Pa. 18504. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Rags*, in bales, (1) from Scranton, Pa., to Charleston, S.C., under contract with Scranton Wiping Cloth Co., and (2) from Wilkes-Barre, Pa., to Charleston, S.C., under contract with Sanitary Wiping Cloth and Burlap Co. NOTE: Applicant holds common carrier authority under Docket No. MC 108722, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Scranton, Pa.

No. MC 127227 (Sub-No. 6), filed November 22, 1968. Applicant: BIRDSALL CONSTRUCTION CO., a corporation, 821 Avenue E, Riviera Beach, Fla. 33404. Applicant's representative: J. E. Allen, Post Office Box 1086, Jacksonville, Fla. 32201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, in bulk, except classes A and B explosives, and commodities of unusual value, between Dade, Broward, and Palm Beach Counties, Fla., on the one hand, and, on the other, Palm Beach and Riviera Beach, Fla., restricted to traffic having an immediately prior or subsequent movement by water. NOTE: If a hearing is deemed necessary, applicant requests it be held at Miami or West Palm Beach, Fla.

No. MC 128215 (Sub-No. 1), filed November 18, 1968. Applicant: MARTIN TRAILER TOTERS, INC., 4038 Jefferson Highway, New Orleans, La. 70121. Applicant's representative: Harold R. Ainsworth, 2307 American Bank Building, New Orleans, La. 70130. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile homes and house trailers*, in initial movements to be drawn by motive power, from points in Warren County, Miss., to points in Texas, Louisiana, Arkansas, Tennessee, Missouri, Georgia, Alabama, Florida, Illinois, and Kentucky. NOTE: If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 128311 (Sub-No. 2), filed November 25, 1968. Applicant: GARLAND H. CHRISTIAN AND BENNIE HORN, a partnership, Route 2, Rogers-

ville, Mo. 65742. Applicant's representative: Turner White, 805 Woodruff Building, Springfield, Mo. 65806. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wooden pallets and crate materials*, from points in Perry County, Mo., east of U.S. Highway 61, to points in Iowa; under contract with Perry Crating, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Jefferson City or St. Louis or Kansas City, Mo.

No. MC 128575 (Sub-No. 2), filed November 18, 1968. Applicant: GOLDEN WEST TRUCKING CO., a corporation, 3290 Willamette Street, Eugene, Ore. 97405. Applicant's representative: Earle V. White, 2400 Southwest Fourth Avenue, Portland, Ore. 97201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Wooden decking*, from Fresno, Calif., to points in Oregon and Washington; (2) *lumber and wooden decking*, from points in Mendocino, Glenn, Butte, Tehama, Shasta, Trinity, Humboldt, Del Norte, and Siskiyou Counties, Calif., to points in Oregon and Washington; and (3) *laminated wood products, lumber, and timbers*, treated, from Ridgefield, Wash., to Portland, Ore.; all under contract with Timber Structures, Inc. NOTE: Applicant states no duplicating authority sought. If a hearing is deemed necessary, applicant requests it be held at Portland, Ore.

No. MC 129475 (Sub-No. 3), filed November 21, 1968. Applicant: E. D. CARRELL, doing business as E. D. CARRELL TRUCKING CO., Post Office Box 186, Monroe, Ga. 30655. Applicant's representative: William Addams, Suite 527, 1776 Peachtree Street NW., Atlanta, Ga. 30309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by retail department stores*, between the warehouses of Sears Roebuck & Co., Atlanta, Ga., and Beaufort, S.C., under contract with Sears Roebuck & Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 129829 (Sub-No. 1), filed November 1, 1968. Applicant: BERT EVANS, Route 1, Box 11, Okanogan, Wash. 98840. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk and in tank vehicles, and commodities requiring special equipment), between points in Okanogan County, Wash. NOTE: If a hearing is deemed necessary, applicant requests it be held at Spokane or Seattle, Wash.

No. MC 129840 (Sub-No. 2), filed November 15, 1968. Applicant: SPENCER BROKERAGE INC., Box 332, Highway 71 North, Spencer, Iowa 51301. Applicant's representative: W. M. Cornwall, McAllister Block, Spencer, Iowa 51301. Authority sought to operate as a *contract carrier*, by motor vehicle, over ir-

regular routes, transporting: *Precut and/or prefabricated commercial and industrial buildings*, from Spencer, Iowa, to points in Iowa, Minnesota, North Dakota, South Dakota, Nebraska, Kansas, and Missouri, under contract with Morton Buildings, Inc., Morton, Ill. NOTE: If a hearing is deemed necessary, applicant requests it be held at Sioux City, Iowa.

No. MC 129896 (Sub-No. 2), filed November 6, 1968. Applicant: JAMES GALLARDO, doing business as ARIZONA-MEXICO EXPRESS, 7215 North 16th Street, Phoenix, Ariz. 85020. Applicant's representative: Richard Minne, 609 Luhrs Building, Phoenix, Ariz. 85003. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Electrical and electronic devices and products and all equipment, machinery parts and supplies necessary to the manufacture and processing of such devices and products*, between the port of entry on the international boundary line between the United States and Mexico at Nogales, Mexico, on the one hand, and, on the other, points in Maricopa County, Ariz.; under contract with Motorola, Inc. NOTE: If a hearing is deemed necessary applicant requests it be held at Phoenix, Ariz.

No. MC 129926 (Sub-No. 1) (Correction), filed November 18, 1968, published in the FEDERAL REGISTER issue of December 5, 1968, corrected and republished as corrected this issue. Applicant: ALLEN MERTSOCK, Canada Hollow Road, Post Office Box 252, Millport, Pa. 16739. Applicant's representative: William J. Hirsch, 43 Niagara Street, Buffalo, N.Y. 14202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Wood dowels and rough sawn wood squares*, from Portville, N.Y., to Piqua, Ohio, and, (2) *wood chips*, from Portville, N.Y., to Johnsonburg, Pa. (Elk County), Tyrone, Pa. (Blair County), Williamsburg, Pa. (Blair County), and Roaring Springs, Pa. (Blair County). NOTE: The purpose of this republication is to add Williamsburg, Pa., as a destination point. If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y., or Erie, Pa.

No. MC 129953 (Sub-No. 1), filed October 25, 1968. Applicant: THOMPSON BROS. FREIGHT FORWARDING CO., INC., 8536 Elder Creek Road, Sacramento, Calif. 95828. Applicant's representative: Harold F. Culy (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Sugar*, in packages and *sugar refinery machinery and supplies*, between the California and Hawaiian Sugar Co. Refinery: Crockett, Calif., and San Francisco, Oakland, and Alameda, Calif., over U.S. Highway 40, serving no intermediate points, under contract with California and Hawaiian Sugar Co. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 133270 (Correction), filed October 31, 1968, published FEDERAL REGIS-



TER issue of November 28, 1968, corrected and republished as corrected this issue. Applicant: WESTERN MEAT TRANSPORT COMPANY, INC., Route 1, Box 672, Eugene, Oreg. 97401. Applicant's representative: Earle V. White, 2400 Southwest Fourth Avenue, Portland, Oreg. 97201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats and packinghouse products*, as described in parts A and B of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, in vehicles equipped with mechanical refrigeration, from Portland and Eugene, Oreg., to points in Marion, Polk, Benton, Lincoln, Linn, Lane, Douglas, Coos, Curry, Josephine, Jackson, Klamath, Lake, and Deschutes Counties, Oreg. NOTE: The purpose of this republication is to add the destination point of Jackson County, which was inadvertently omitted from the previous publication. If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 133219 (Sub-No. 1) (Amendment), filed October 25, 1968, published in the FEDERAL REGISTER issue of November 14, 1968, amended November 25, 1968, and republished as amended, this issue. Applicant: PARKS TRANSPORTS, INC., Ashland, Nebr. Applicant's representative: J. Max Harding, 605 South 14th Street, Post Office Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid feed and feed supplements*, from Fremont, Nebr., to points in Arkansas, Colorado, Illinois, Iowa, Kansas, North Dakota, Oklahoma, South Dakota, Wyoming, Minnesota, Missouri, and Texas. NOTE: The purpose of this republication is to add three destination States, namely Minnesota, Missouri, and Texas. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 133286 (Clarification), filed November 8, 1968, published in FEDERAL REGISTER issue of December 5, 1968, and republished as clarified this issue. Applicant: DONALD FIELD CAMP, doing business as MODERN MOVING & STORAGE, 317 North Second Street, Lompoc, Calif. 93436. Applicant's representative: Gary J. Dunlap, 101 West Walnut, Lompoc, Calif. 93436. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Containerized household goods, including baggage*, between Vandenberg Air Force Base, Calif., on the one hand, and, on the other, points in Santa Barbara, Ventura, Santa Cruz, Monterey, San Luis Obispo, and Los Angeles Counties, Calif., including the cities of Los Angeles and San Francisco, Calif. NOTE: The purpose of this republication is to reflect that applicant's operations will be all within the State of California. If a hearing is deemed necessary, applicant requests it be held at Lompoc, Santa Maria, or Santa Barbara, Calif.

No. MC 133298, filed November 19, 1968. Applicant: JAMES TRUSSELL, doing

business as TRUSSELL TRUCKING COMPANY, Post Office Box 395, Decherd, Tenn. 37324. Applicant's representative: Walter Harwood, 1822 Parkway Towers, Nashville, Tenn. 37219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand*, from facilities of Sewanee Silica Co., Franklin County, Tenn., near Sewanee, Tenn., to points in Alabama, Georgia, Kentucky, Indiana, Mississippi, North Carolina, Ohio, and South Carolina. NOTE: If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 133299, filed November 19, 1968. Applicant: KIRVIN TRUCKING CO., INC., 95-06 157th Avenue, Howard Beach, N.Y. 11414. Applicant's representative: Arthur J. Piken, 160-16 Jamaica Avenue, Jamaica, N.Y. 11432. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Filter paper, powder and floc*, between the piers or wharves in the New York, N.Y., commercial zone, as defined by the Commission in fifth supplemental report in *Commercial Zones and Terminal Areas*, 53 M.C.C. 451, within which local operations may be conducted under the exemption provision provided by section 203(b)(8), and the premises of H. Reeve Angel & Co., at Clifton, N.J., under contract with H. Reeve Angel & Co., Clifton, N.J. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 133301, filed November 20, 1968. Applicant: G. W. PHILLIPS, doing business as VIENNA PHOSPHATE & FERTILIZER CO., Box 62, Vienna, Ill. 62995. Applicant's representative: Robert T. Lawley, 308 Reisch Building, Springfield, Ill. 62701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dry animal and poultry feeds, dry animal and poultry mineral mixtures, livestock and poultry feeders and equipment, insecticides OTA, premiums and advertising matters*, relating to proceeding products, from Quincy, Ill., to points in Georgia and Alabama; under contract with Moorman Manufacturing Co., Quincy, Ill.; and (2) *granite monuments and grave markers*, from Elberton, Ga., to Vienna, Ill.; under contract with J. W. Reynolds Monument Co., Vienna, Ill. NOTE: If a hearing is deemed necessary, applicant requests it be held at Springfield, Ill., or St. Louis, Mo.

No. MC 133306 (Sub-No. 1), filed November 25, 1968. Applicant: COUSINS TRANSPORTATION CO., INC., 144 King Street, Brooklyn, N.Y. 11231. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Housewares and giftwares*, from points in New York Harbor, N.Y., as defined by the Commission to Westbury, N.Y., under contract with IREB Import Export and Affiliates. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

## APPLICATION FOR FREIGHT FORWARDER

No. FF-356 (Samuel Lowy), Freight Forwarder Application, filed November 21, 1968. Applicant: SAMUEL LOWY, doing business as Railroad Auto Transport, 152 West 42d Street, New York, N.Y. 10036. Authority sought under Part IV of the Interstate Commerce Act as a freight forwarder in interstate or foreign commerce, through the use of facilities of common carriers by railroad and water in the transportation of *Used automobiles*, with or without baggage and personal effects, between points in New York, New Jersey, Pennsylvania, Connecticut, Rhode Island, and Massachusetts, and between points in Florida.

## APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 730 (Sub-No. 302), filed November 21, 1968. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., a corporation, 1417 Clay Street, Oakland, Calif. 94612. Applicant's representative: Richard N. Cooledge (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid natural latex*, in bulk, in tank vehicles, from Los Angeles, Calif., to Oklahoma City, Okla. NOTE: Applicant holds a pending contract carrier application under MC 133094, therefore, dual operations may be involved.

No. MC 133244 (Sub-No. 1), filed November 25, 1968. Applicant: TRANS UNITED, INC., 2531 Nebraska Street, South Gate, Calif. 90280. Applicant's representative: Donald Murchison, 211 South Beverly Drive, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, excluding classes A and B explosives, shipped by or for the Government: (1) On Government bills of lading; (2) on commercial bills of lading endorsed to show that such bills of lading are to be exchanged for Government bills of lading at destination; or (3) on commercial bills of lading endorsed with the following legend: "Transportation hereunder is for the Government, and the actual transportation cost paid to the carrier(s) by the shipper or receiver is to be reimbursed by the Government", between points in 44 States, excluding Hawaii and Alaska, on the one hand, and, on the other, points in California, Arizona, Nevada, and Utah.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-14782; Filed, Dec. 11, 1968;  
8:45 a.m.]

## FOURTH SECTION APPLICATION FOR RELIEF

DECEMBER 9, 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. 41508—*Baler or Binder Twine from Port Arthur, Tex.* Filed by Southwestern Freight Bureau, agent (No. B-9125), for interested rail carriers. Rates on baler or binder twine, from Port Arthur, Tex., to stations in Illinois Freight Association and Western Trunk Line Territories.

Grounds for relief—Market competition.

Tariff—Supplement 109 to Southwestern Freight Bureau, agent, tariff ICC 4690.

FSA 41509—*Lime from North Birmingham and Roberta, Ala.* Filed by O. W. South, Jr., agent (No. A6071), for and on behalf of Georgia Southern and Florida Railway Co., and other carriers named in the application. Rates on lime in carloads, minimum 60,000 pounds, from North Birmingham and Roberta, Ala., to Branford, Fla.

Grounds for relief—Market competition.

Tariff—Supplement 92 to Southern Freight Association, agent, tariff ICC S-257.

FSA No. 41510—*Newsprint Cores, returned from points in Southern Territory.* Filed by O. W. South, Jr., agent (No. A6072), for interested rail carriers. Rates on newsprint cores, returned from points in Southern Territory, to Calhoun, Tenn., Catawba, S.C., Childersburg, Coosa Pines, and Mobile, Ala., and Nixon, Ga.

Grounds for relief—Carrier competition.

Tariff—Supplement 19 to Southern Freight Association, agent, tariff ICC S-780.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-14850; Filed, Dec. 11, 1968;  
8:48 a.m.]

[Notice 260]

**MOTOR CARRIER TRANSFER  
PROCEEDINGS**

DECEMBER 9, 1968.

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

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

No. MC-FC-70854. By order of November 29, 1968, the Transfer Board approved the transfer to G. W. Farthing, doing business as Farthing & Bottorff, 1701 Grand, Joplin, Mo. 64803, of Certificate No. MC-74623, issued September 27, 1946, to G. W. Farthing and C. F. Bottorff, a partnership, doing business as G. W. Farthing & C. R. Bottorff, 1701 Grand, Joplin, Mo. 64803, authorizing the transportation of: Such commodities as by reason of their size or weight require the use of special equipment and machinery, between points in that part of Missouri, Kansas, and Oklahoma within 100 miles of Joplin, Mo., including Joplin.

No. MC-FC-70891. By order of November 29, 1968, the Transfer Board approved the transfer to Carl B. Liebenow, Inc., Old Route 9, Cummington, Mass. 01026, of the Certificate in No. MC-45606, issued November 1, 1966, to Mercer Transportation, Inc., Old Route 9, Cummington, Mass., 01026, authorizing the transportation of building materials and machinery between points in Berkshire County, Mass., on the one hand, and, on the other, points in that part of Connecticut and New York within 100 miles of Berkshire County, Mass., and lime and lime stone products from points in Berkshire County, Mass., to points in Connecticut and New York.

No. MC-FC-70893. By order of November 29, 1968, the Transfer Board approved the transfer to Maurice Bedard Transport, Inc., St. Jean, Quebec, Canada, of the operating rights in Certificate No. MC-118934 (Sub-No. 1), issued January 6, 1961, to Maurice Bedard, St. John's, Quebec, Canada, authorizing the transportation, over irregular routes, of agricultural implements, agricultural machinery and farm machinery, and parts and accessories therefor, from Belleville, Intercourse, Mountville, and New Holland, Pa., to ports of entry on the United States-Canada boundary line located at Champlain and Rouses Point, N.Y. Reginald T. Abare, 116 North Main Street, Barre, Vt. 05641, attorney for applicants.

No. MC-FC-70947. By order of November 29, 1968, the Transfer Board approved the transfer to E. H. Dicke, doing business as Dicke Truck Line, McLouth, Kans., of Certificate No. MC-35270, issued January 18, 1950, to L. C. Meyer, doing business as Meyer's Truck Line & Feed Store, McLouth, Kans., authorizing the transportation of: Livestock, from McLouth, Kans., over Kansas Highway 16 to Tongahoxie, Kans., thence over U.S. Highway 40 to Kansas City, Mo., and livestock, farm machinery, feed, seed, flour, building materials, coal, tractors, and hardware, on return over the above-specified route, serving the intermediate and off-route points of Kansas City, Kans., and those within 15 miles of McLouth; and farm machinery, feed, seed, flour, building materials, coal, tractors, and hardware, from St. Joseph, Mo., to McLouth, Kans., and points within 15 miles of McLouth; livestock, between St. Joseph, Mo., and McLouth, Kans., and points within 15 miles of McLouth; and livestock, feed, agricultural commodities, and agricultural implements and parts thereof, between McLouth, Kans., and points within 10 miles thereof, on the one hand, and, on the other, Kansas City, Kans., and Kansas City, Mo. Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603, attorney for applicants.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-14851; Filed, Dec. 11, 1968;  
8:48 a.m.]



CUMULATIVE LIST OF PARTS AFFECTED—DECEMBER

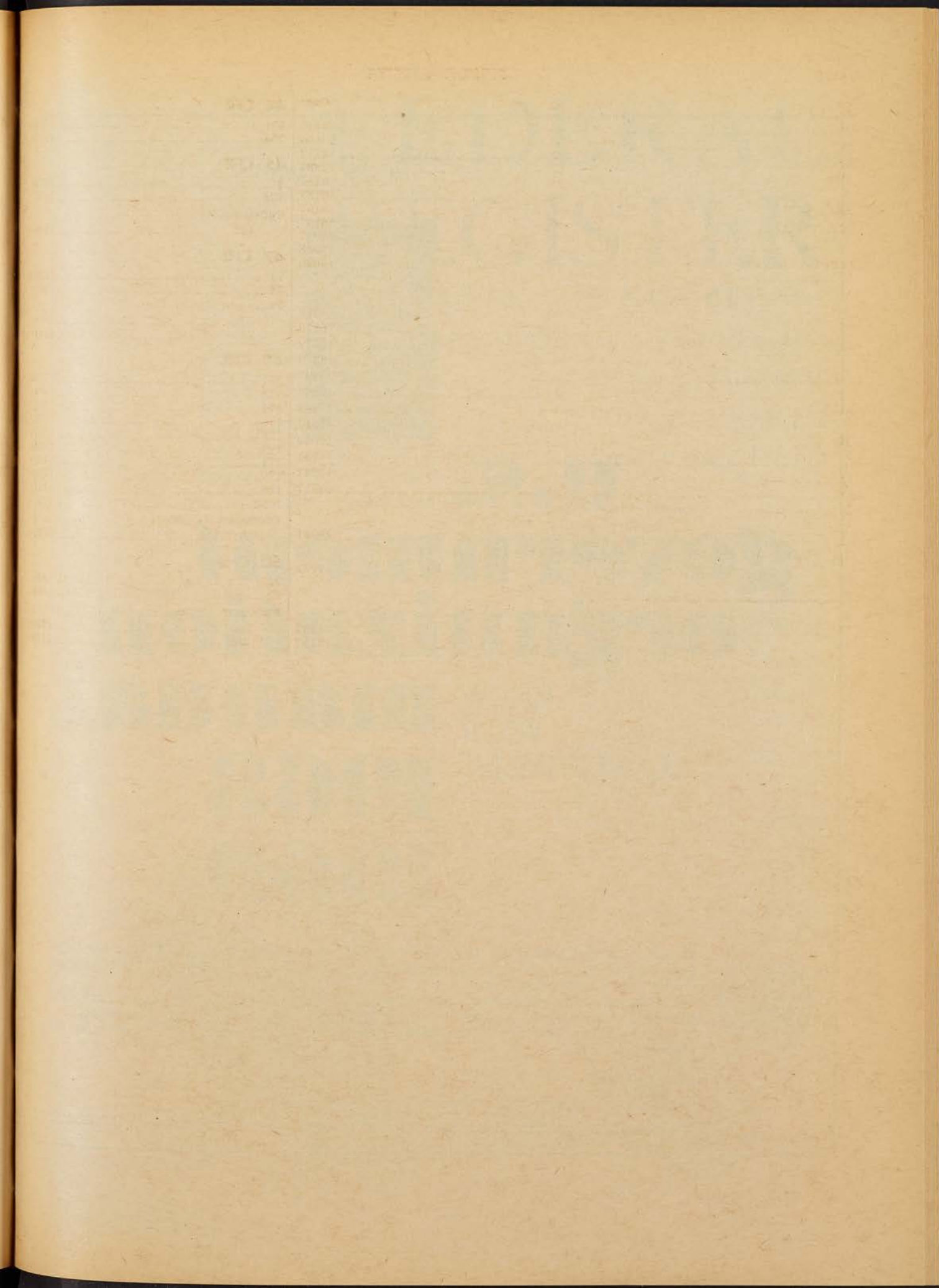
The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during December

<b>3 CFR</b>	Page	<b>12 CFR</b>	Page	<b>21 CFR</b>	Page
PROCLAMATION:		556	18229	27	17902
3882	18343	PROPOSED RULES:		51	18089
EXECUTIVE ORDERS:		545	18240	120	18090, 18372
11232 (revoked by EO 11437)	17945	561	18102	121	17902, 18372, 18373
11352 (revoked by EO 11437)	17945	<b>13 CFR</b>		138	18090
11361 (revoked by EO 11437)	17945	119	18276	141	18091
11372 (revoked by EO 11439)	18257	PROPOSED RULES:		146c	18373
11436	17943	121	18393	<b>22 CFR</b>	
11437	17945	<b>14 CFR</b>		122	18374
11438	18085	39	17895, 18134, 18259, 18367, 18433	208	18153
11439	18257	71	18009, 18010, 18089, 18134, 18135, 18259	<b>23 CFR</b>	
<b>4 CFR</b>		75	18010, 18135	PROPOSED RULES:	
6	18429	91	18433	275	18382
53	18429	93	17896	<b>24 CFR</b>	
54	18429	95	18229	Ch. IV	17903
<b>5 CFR</b>		97	18136, 18260	1600	18374
213	18225	151	18434	<b>25 CFR</b>	
294	17947	159	18367	41	18154
<b>7 CFR</b>		201	18434	PROPOSED RULES:	
52	18225	202	18010	221	18377
210	18006	298	18231, 18234	<b>26 CFR</b>	
401	18273, 18274	302	18011	31	18013
717	18345	401	18435	301	18013
725	18225	PROPOSED RULES:		PROPOSED RULES:	
728	17881	71	18046, 18047, 18198, 18199, 18301, 18448	1	18034, 18039
729	18351	75	18047, 18199	<b>28 CFR</b>	
811	18087	121	17923	0	18236, 18237
831	18366	123	17923	<b>29 CFR</b>	
905	17893, 18226, 18227, 18429, 18430	183	18200	601	18023
906	17894, 18275	<b>15 CFR</b>		602	18023
907	18087, 18430	369	18278	603	18023
910	17894, 18228	373	18278	604	18023
929	18228	PROPOSED RULES:		606	18023
944	18228	7	17921	608	18023
948	17895, 18088	1000	18041	609	18023
982	18366	<b>16 CFR</b>		610	18023
1101	18431	13	17899, 17900, 18151-18153, 18368-18371	611	18023
1421	18228	<b>17 CFR</b>		612	18023
1443	18088, 18431, 18432	1	17900	613	18023
1464	18133	231	17900	614	18024
1468	18007, 18432	PROPOSED RULES:		615	18024
1472	18009	240	18051	616	18024
PROPOSED RULES:		275	18051	619	18024
26	18379	<b>18 CFR</b>		657	18024
51	18040	1	18435	661	18024
58	18379	14	17901	670	18024
68	18380	620	18012	671	18024
724	18378	PROPOSED RULES:		672	18024
812	18040	50	18448	673	18024
917	18381	160	18448	675	18024
947	18282	<b>19 CFR</b>		677	18025
1030	18282	4	18436	678	18025
1047	18282	17	18437	683	18025
1049	18282	18	18437	687	18025
1061	18158	<b>20 CFR</b>		688	18025
1068	18181	404	17902, 18012	689	18025
1106	18239	<b>21 CFR</b>		690	18025
<b>9 CFR</b>		330	18334	699	18025
72	18089	<b>22 CFR</b>		720	18025
74	18276	1604	18259	<b>23 CFR</b>	
PROPOSED RULES:		<b>23 CFR</b>		PROPOSED RULES:	
145	18445	27	17902	275	18382
146	18445	<b>24 CFR</b>		<b>24 CFR</b>	
147	18445	Ch. IV	17903	1600	18374

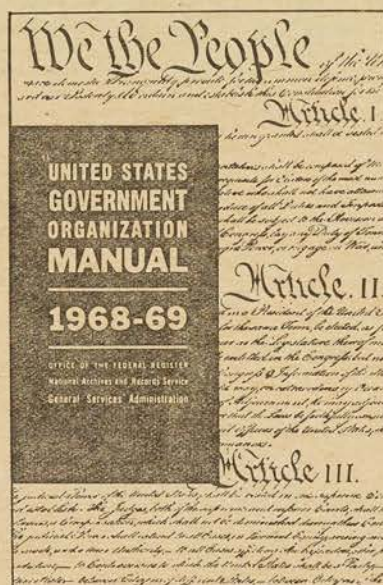


32 CFR	Page	39 CFR	Page	44 CFR	Page
174	18237	127	18440	401	17918
807	17906	135	18156	708	18099
825a	17907	145	18157		
888b	18093	152	18237	<b>45 CFR</b>	
		153	18157	5	18030
<b>32A CFR</b>		154	18157	125	18030
OIA (Ch. X):		155	18157	PROPOSED RULES:	
Reg. 1	18374	166	18157	407	18045
PROPOSED RULES:		812	18027		
OIA (Ch. X):		821	18028	<b>47 CFR</b>	
Reg. 1	18377	822	18028	73	18032
				74	18032
<b>33 CFR</b>		<b>41 CFR</b>		PROPOSED RULES:	
110	17914, 18237, 18279, 18437, 18438	4-50	17916	21	18048
117	18154-18156, 18439	5A-1	18279	73	18048, 18050, 18448
204	18155	5A-16	18279		
207	18155	5A-72	18279	<b>49 CFR</b>	
208	18440	5A-73	18280	171	17918
		8-1	17948	173	17918
<b>36 CFR</b>		8-74	17948	174	17918
7	18156	12B-1	17917	175	17918
221	18026	Ch. 18	17949	176	17918
231	18440	101-11	18281	177	17918
PROPOSED RULES:		101-26	18281	178	17918
7	18239, 18444	101-35	17917	179	17918
				180	17918
<b>38 CFR</b>		<b>42 CFR</b>		1033	17919
0	18375	81	18031	PROPOSED RULES:	
6	17914	PROPOSED RULES:		1048	18393
8	17914	73	17921		
17	18376	<b>43 CFR</b>		<b>50 CFR</b>	
36	18026	PUBLIC LAND ORDERS:		32	18033, 18100, 18376
		4540	18237	33	18033, 18100, 18442, 18443
		4550 (corrected)	18157	PROPOSED RULES:	
				240	18239
				258	17920









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