

FEDERAL REGISTER

VOLUME 34 • NUMBER 56

Saturday, March 22, 1969 • Washington, D.C.

Pages 5531-5575

Agencies in this issue—

The President
Agricultural Research Service
Agricultural Stabilization and Conservation Service
Civil Aeronautics Board
Consumer and Marketing Service
Engineers Corps
Federal Aviation Administration
Federal Communications Commission
Federal Maritime Commission
Federal Power Commission
Federal Reserve System
Fish and Wildlife Service
Food and Drug Administration
Geological Survey
Indian Affairs Bureau
International Commerce Bureau
Interstate Commerce Commission
Land Management Bureau
National Bureau of Standards
Packers and Stockyards Administration
Patent Office
Renegotiation Board
Securities and Exchange Commission
Small Business Administration
Veterans Administration
Wage and Hour Division

Detailed list of Contents appears inside.



Now Available

LIST OF CFR SECTIONS AFFECTED

1949-1963

This volume contains a compilation of the "List of Sections Affected" for all titles of the Code of Federal Regulations for the years 1949 through 1963. All sections of the CFR which have been expressly affected by documents published in the daily Federal Register are enumerated.

Reference to this list will enable the user to find the precise text of CFR provisions which were in force and effect on any given date during the period covered.

Price: \$6.75

Compiled by Office of the Federal Register, National Archives and Records Service, General Services Administration

**Order from Superintendent of Documents, U.S. Government Printing Office
Washington, D.C. 20402**



Federal Register Act, approved July 25, 1935 (49 Stat. 500, as amended; 44 U.S.C., Ch. 15), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15 per year, payable in advance. The charge for individual copies varies in proportion to the size of the issue (15 cents for the first 80 pages and 5 cents for each additional group of 40 pages, as actually bound). Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended (44 U.S.C. 1510). The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements are listed in the first FEDERAL REGISTER issue of each month.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER or the CODE OF FEDERAL REGULATIONS.

Contents

THE PRESIDENT

EXECUTIVE ORDER

Establishing the President's Foreign Intelligence Advisory Board 5535

EXECUTIVE AGENCIES

AGRICULTURAL RESEARCH SERVICE

Rules and Regulations

Miscellaneous amendments to chapter 5540

Pesticides containing phosphorus paste; interpretations 5537

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

Rules and Regulations

Farm marketing quotas and acreage allotments:

Peanuts 5538

Wheat 5537

AGRICULTURE DEPARTMENT

See Agricultural Research Service; Agricultural Stabilization and Conservation Service; Consumer and Marketing Service; Packers and Stockyards Administration.

ARMY DEPARTMENT

See Engineers Corps.

CIVIL AERONAUTICS BOARD

Notices

Hearings, etc.:

Aerovias Colombianas Limitada (ARCA) 5558

Alaska Service Investigation et al. 5556

Mohawk Airlines, Inc. 5558

Ross Aviation, Inc. (2 documents) 5558

COMMERCE DEPARTMENT

See International Commerce Bureau; National Bureau of Standards; Patent Office.

CONSUMER AND MARKETING SERVICE

Rules and Regulations

Handling limitations:

Grapefruit grown in Indian River District in Florida 5540

Grapefruit grown in Interior District in Florida 5540

Lemons grown in California and Arizona 5539

Proposed Rule Making

Milk in Wichita, Kans. marketing area; proposed suspension of certain provisions of order 5552

DEFENSE DEPARTMENT

See Engineers Corps.

ENGINEERS CORPS

Rules and Regulations

Cedar Bluff Dam and Reservoir, Smoky Hill River, Trego County, Kans.; flood control regulations 5549

FEDERAL AVIATION ADMINISTRATION

Rules and Regulations

Airworthiness directives:

British Aircraft Corp. Model BAC1-11, 200, and 400 Series airplanes 5545

Hawker Siddeley DH-125 airplanes 5545

Pilatus Model PC-6 airplanes 5546

Alterations:

Control zone and transition area 5546

Transition area (2 documents) 5547

Restricted area 5547

Crashworthiness and passenger evacuation 5543

Proposed Rule Making

Leasing of aircraft 5552

FEDERAL COMMUNICATIONS COMMISSION

Proposed Rule Making

Community antenna relay stations; order extending time for filing comment 5553

Notices

Nelson Broadcasting Co.; order regarding oral argument 5559

Working arrangement for allocation of VHF television broadcast stations under Canadian-U.S. television agreement 5559

FEDERAL MARITIME COMMISSION

Notices

Atlantic Line, Ltd.; general increase in rates in U.S. Atlantic/Virgin Islands trade; order of investigation 5560

Edwards, E. J. International; order of revocation 5560

Pacific Coast European Conference; re-scheduling of brief rates 5560

FEDERAL POWER COMMISSION

Notices

Humble Oil & Refining Co., et al.; findings and order 5561

FEDERAL RESERVE SYSTEM

Notices

Depositors Corp.; application for approval of acquisition of shares of bank 5566

Dominion Bankshares Corp.; application for approval of acquisition of shares of bank 5567

Union Bank; order approving merger of banks 5567

FISH AND WILDLIFE SERVICE

Rules and Regulations

Sport fishing:

Elizabeth Alexandra Morton National Wildlife Refuge, N.Y. 5551

Parker River National Wildlife Refuge, Mass. 5550

Notices

Rhodes, Merle F.; notice of loan application 5554

FOOD AND DRUG ADMINISTRATION

Notices

Hynson, Westcott and Dunning, Inc.; notice of opportunity for hearing regarding lutrexin tablets and trexinest tablets 5556

GEOLOGICAL SURVEY

Notices

New Mexico and Wyoming; definitions of known geologic structures of producing oil and gas fields 5554

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

INDIAN AFFAIRS BUREAU

Rules and Regulations

Fort Belknap Indian Irrigation Project, Mont.; operation and maintenance charges 5548

INTERIOR DEPARTMENT

See Fish and Wildlife Service; Geological Survey; Indian Affairs Bureau; Land Management Bureau.

INTERNATIONAL COMMERCE BUREAU

Notices

Cepeha Handelmaatschappij N.V.; notice of related party determination 5554

INTERSTATE COMMERCE COMMISSION

Notices

Motor carrier: Temporary authority applications (2 documents) 5568, 5570

Transfer proceedings 5570

LABOR DEPARTMENT

See Wage and Hour Division.

(Continued on next page)

LAND MANAGEMENT BUREAU**Notices****New Mexico:**

- Proposed classification of public lands for transfer out of Federal ownership; correction... 5554
 Proposed withdrawal and reservation of lands..... 5554

NATIONAL BUREAU OF STANDARDS**Notices**

- NBS radio stations; standard frequency and time broadcasts; correction 5555

PACKERS AND STOCKYARDS ADMINISTRATION**Notices**

- Carson & Montgomery Livestock Auction et al.; notice of changes in names of posted stockyards... 5555

PATENT OFFICE**Rules and Regulations**

- Rules of practice in patent cases; issuance of certificates of correction 5550

Notices

- Guidelines for incorporation by reference in patent applications; supplement..... 5555

RENEGOTIATION BOARD**Rules and Regulations**

- Mandatory exemptions from renegotiation; contracts that do not have direct and immediate connection with national defense. 5549

SECURITIES AND EXCHANGE COMMISSION**Rules and Regulations**

- Registration statements and other procedures adopted by Division of Corporate Regulation; expedited processing..... 5547

Notices

- Tax Man, Inc.; order temporarily suspending exemption..... 5567

SMALL BUSINESS ADMINISTRATION**Notices**

- Massachusetts Capital Corp.; notice of filing of application for transfer of control of licensed small business investment company 5568

TRANSPORTATION DEPARTMENT

See Federal Aviation Administration.

VETERANS ADMINISTRATION**Rules and Regulations**

- Procurement forms; report on procurement by civilian executive agencies..... 5550

WAGE AND HOUR DIVISION**Rules and Regulations**

- Field grown cut and potted flower industry; industry of seasonal nature 5549

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, 1969, and specifies how they are affected.

3 CFR

- EXECUTIVE ORDERS:
 10938 (revoked by EO 11460) 5536
 11460..... 5535

7 CFR

- 362..... 5537
 728..... 5537
 729..... 5538
 910..... 5539
 912..... 5540
 913..... 5540

PROPOSED RULES:

- 1073..... 5552

9 CFR

- 145..... 5541
 146..... 5541
 147..... 5543

14 CFR

- 25..... 5543
 39 (3 documents) 5545, 5546
 71 (3 documents) 5546, 5547
 73..... 5547
 121..... 5543

PROPOSED RULES:

- 121..... 5552

17 CFR

- 231..... 5547
 271..... 5547

25 CFR

- 221..... 5548

29 CFR

- 526..... 5549

32 CFR

- 1453..... 5549

33 CFR

- 208..... 5549

37 CFR

- 1..... 5550

41 CFR

- 8-16..... 5550

47 CFR**PROPOSED RULES:**

- 74..... 5553

50 CFR

- 33 (2 documents) 5550, 5551

Presidential Documents

Title 3—THE PRESIDENT

Executive Order 11460

ESTABLISHING THE PRESIDENT'S FOREIGN INTELLIGENCE ADVISORY BOARD

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

SECTION 1. There is hereby established the President's Foreign Intelligence Advisory Board, hereinafter referred to as "the Board". The Board shall:

(1) advise the President concerning the objectives, conduct, management and coordination of the various activities making up the overall national intelligence effort;

(2) conduct a continuing review and assessment of foreign intelligence and related activities in which the Central Intelligence Agency and other Government departments and agencies are engaged;

(3) receive, consider and take appropriate action with respect to matters identified to the Board, by the Central Intelligence Agency and other Government departments and agencies of the intelligence community, in which the support of the Board will further the effectiveness of the national intelligence effort; and

(4) report to the President concerning the Board's findings and appraisals, and make appropriate recommendations for actions to achieve increased effectiveness of the Government's foreign intelligence effort in meeting national intelligence needs.

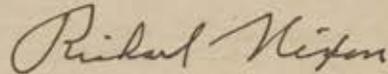
SEC. 2. In order to facilitate performance of the Board's functions, the Director of Central Intelligence and the heads of all other departments and agencies shall make available to the Board all information with respect to foreign intelligence and related matters which the Board may require for the purpose of carrying out its responsibilities to the President in accordance with the terms of this Order. Such information made available to the Board shall be given all necessary security protection in accordance with the terms and provisions of applicable laws and regulations.

SEC. 3. Members of the Board shall be appointed by the President from among persons outside the Government, qualified on the basis of knowledge and experience in matters relating to the national defense and security, or possessing other knowledge and abilities which may be expected to contribute to the effective performance of the Board's duties. The members of the Board shall receive such compensation and allowances, consonant with law, as may be prescribed hereafter.

SEC. 4. The Board shall have a staff headed by an Executive Secretary, who shall be appointed by the President and shall receive such compensation and allowances, consonant with law, as may be prescribed by the Board. The Executive Secretary shall be authorized, subject to the approval of the Board and consonant with law, to appoint and fix the compensation of such personnel as may be necessary for performance of the Board's duties.

SEC. 5. Compensation and allowances of the Board, the Executive Secretary, and members of the staff, together with other expenses arising in connection with the work of the Board, shall be paid from the appropriation appearing under the heading "Special Projects" in the Executive Office Appropriation Act, 1969, Public Law 90-350, 82 Stat. 195, and, to the extent permitted by law, from any corresponding appropriation which may be made for subsequent years. Such payments shall be made without regard to the provisions of section 3681 of the Revised Statutes and section 9 of the Act of March 4, 1909, 35 Stat. 1027 (31 U.S.C. 672 and 673).

SEC. 6. Executive Order No. 10938 of May 4, 1961, is hereby revoked.



THE WHITE HOUSE,
March 20, 1969.

[F.R. Doc. 69-3503; Filed, Mar. 21, 1969; 8:53 a.m.]

Rules and Regulations

Title 7—AGRICULTURE

Chapter III—Agricultural Research Service

[Interpretation 26]

PART 362—REGULATIONS FOR THE ENFORCEMENT OF THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

Pesticides Containing Phosphorus Paste

There was published in the FEDERAL REGISTER on October 11, 1968 (33 F.R. 15214), a notice of a proposed interpretation under the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 135-135k) regarding the registration of economic poisons containing phosphorus paste. Under the proposed interpretation, products containing this chemical would not be eligible for registration with directions for use in or around the home. In addition, certain warnings would be required on the labels of such products bearing acceptable directions for use.

Sixty days were permitted for interested persons to submit written data, views, or arguments in connection with this matter. After thorough consideration of all relevant matters, Interpretation 26 is issued to read as follows:

§ 362.124 Interpretation with respect to labeling of phosphorus paste products.

(a) *Home use unacceptable.* Labeling for economic poisons submitted in connection with registration under the Act bearing directions for use of products containing phosphorus paste in or around the home is not acceptable.

(b) *Acceptable directions for use by Government agencies or professional pest control operators.* Products bearing acceptable directions for commercial or industrial use and marketed in channels of trade which are limited to Government agencies or pest control operators will continue to be registered. In addition to other warning and caution statements required by the Act and regulations, labels for such products must bear the following statement in a prominent position: "Do not use or store in or around the home."

Effective date. This interpretation shall become effective 60 days after publication in the FEDERAL REGISTER, on which date procedures set forth in section 4 of the Act (7 U.S.C. 135b) shall be instituted for the cancellation of the registration of any product failing to comply with this interpretation.

Done at Washington, D.C., this 19th day of March 1969.

HARRY W. HAYS,
Director,

Pesticides Regulation Division.

[F.R. Doc. 69-3457; Filed, Mar. 21, 1969; 8:49 a.m.]

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

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 4]

PART 728—WHEAT

Subpart—Regulations Pertaining to Farm Acreage Allotments, Yields, Wheat Certificate Program for Crop Years 1968-69, and Wheat Diversion Program for the 1969 Crop Year

The regulations pertaining to farm acreage allotments, yields, wheat certificate program for crop years 1968-1969, and the wheat diversion program for the 1969 crop year, 33 F.R. 6508, as amended, are hereby further amended as follows:

1. Section 728.401(b)(7) is amended to read as follows:

§ 728.401 Requirements for eligibility.

(b) * * *

(7) No producer shall be eligible to receive wheat diversion payments with respect to any farm if he has an interest in any other commodity on such farm for which the allotment is determined to have been knowingly exceeded.

2. Section 728.406(b) is amended to read as follows:

§ 728.406 Determination of payment rates.

(b) Part or all of the acreage diverted in excess of the minimum acreage required to be diverted under § 728.401(b)(2) may be devoted to crambe, guar, mustard seed, plantago ovata, safflower, sesame, and sunflower if the farm operator authorizes in writing on a form furnished by the county committee, a reduction in farm payments. The per acre reduction rate for crambe, guar, mustard seed, plantago ovata, and sesame shall be 50 percent and for safflower and sunflower 100 percent of the wheat diversion payment rate approved for the farm.

3. Section 728.409 is amended to read as follows:

§ 728.409 Advance diversion payment.

(a) *Requirements.* Before any payment is made to a producer, the producer must sign Form 477. All producers eligible to share in the advance or final payment shall execute Form 477 before advance payments are approved in order that the proper division of payment may be determined. Producers may apply for an advance payment when Form 477 is filed for the farm.

(b) *Amount of advance payment.* The total advance payment to be made on a farm shall be one-half the estimated total diversion payment to be earned. Each producer's share of the advance payment for the farm shall be obtained by multiplying his percentage share of the diversion payment as specified on Form 477 by the total advance payment for the farm. If the amount of advance payment made to any producer with respect to any farm is greater than the total payment actually earned by such producer under the program with respect to such farm, he shall refund such excess to the Commodity Credit Corporation with interest as determined in § 728.411(g).

4. Section 728.501(c)(1) is amended to read as follows:

§ 728.501 Requirements for eligibility.

(c) Producer requirements: (1) The producer shall not knowingly exceed the allotment for the farm for any commodity in which he has an interest.

5. Section 728.501(c)(2) is amended by changing the fourth sentence thereof to read as follows: "For purposes of this subparagraph, all persons or entities in each category listed below shall be considered as the same producer and fully responsible for the actions of any person or entity in that category: (i) A partnership and any member of the partnership; (ii) a corporation and the majority stockholder of such corporation (in applying this rule, a corporation can earn no payment or certificates if two or more stockholders with a combined majority interest in the corporation exceed the wheat allotment on other farms in which they have an interest; and two or more stockholders with a combined majority interest in the corporation, each of whom is participating in the program, can earn no payment or certificates if the corporation exceeds the wheat allotment on any farm in which it has an interest); (iii) an estate and an heir of the estate with over a 50 percent interest in the estate (in applying this rule, an estate can earn no payment or certificates if two or more heirs with a combined interest in the estate of over 50 percent exceed the wheat allotment on other farms in which they

have an interest; and two or more heirs with a combined interest in the estate of over 50 percent, each of whom is participating in the program, can earn no payment or certificates if the estate exceeds the wheat allotment on any farm in which it has an interest; (iv) a trust and a beneficiary of the trust with over a 50 percent interest in the trust (in applying this rule, a trust can earn no payment or certificates if two or more beneficiaries with a combined interest in the trust of over 50 percent exceed the wheat allotment on other farms in which they have an interest; and two or more beneficiaries with a combined interest in the trust of over 50 percent, each of whom is participating in the program, can earn no payment or certificates if the trust exceeds the wheat allotment on any farm in which it has an interest); (v) minor children and the parent, guardian, or other person legally responsible for the minor unless they do not occupy the same household and share no interest in the farming operations of the minor; (vi) husband and wife, except that the husband and wife may be considered as separate producers if the spouse receiving benefits under the program does not share to any degree in crops or proceeds thereof from the other farm, managerial control of the other farm is not shared by the spouse, and there have been no changes in the operations or managerial control of the other farm which would tend to defeat the purpose of the provisions of this subparagraph."

5A. Section 728.501(c)(2) is further amended by deleting the last sentence thereof and inserting after the fifth sentence the following: "Notwithstanding the foregoing, (i) any person who places land in a trust the beneficiary of which is such person's parent, brother, sister, spouse, child, or grandchild shall be considered a producer with an interest in the trust land for purposes of this subparagraph if he acts as the trustee or trust officer for the trust or in any other way retains management responsibility for the trust land even though he does not receive any share of the crops or proceeds thereof from the trust land; (ii) for 1969, when the State committee, or the county committee with the approval of the State committee, determines that a corporation or trust was formed, modified, or used for the purpose of circumventing the provisions of this subparagraph, the corporation and any stockholder of the corporation, or the trust and any beneficiary of the trust, shall be considered as the same producer and fully responsible for the actions of the corporation or trust or of any stockholder or beneficiary of the corporation or trust; (iii) for 1969, different corporations or trusts or estates having common stockholders or beneficiaries with a combined majority interest shall be considered as the same producer for purposes of applying the provisions of this subparagraph."

§ 728.506 [Amended]

6. Section 728.506(e) is amended by changing the last sentence thereof to

read as follows: "The operator may, upon approval of the county committee, withdraw Form 477 by filing a written notice of withdrawal of the form with the county committee, except that the form may not be withdrawn after the operator certifies to program acreage on the farm which is found by measurement to be erroneous by an amount exceeding the tolerance, if any, authorized under provisions of Part 718 and Part 791 of this chapter, as amended."

7. Section 728.507a is amended by changing paragraphs (b), (c), and (d) to read as follows:

§ 728.507a Oats-rye base; substitution of feed grains for wheat and wheat for feed grains and oats and rye for 1969.

(b) *Substitution.* Producers who file intentions to participate in both the feed grain program and the wheat program shall be eligible to (1) substitute feed grains for wheat and wheat for feed grains and oats and rye and (2) receive diversion payments as provided in this section. Feed grain acreage in excess of the permitted acreage of feed grains shall be considered as wheat acreage and wheat acreage in excess of the permitted acreage of wheat shall be considered as feed grain acreage or oats-rye acreage; *Provided*, That if an oats-rye base is in effect for the farm, feed grain acreage in excess of the permitted acreage of feed grains shall not be considered as wheat acreage.

(c) *Diversion payment under substitution.* (1) Payment for diversion shall be made for the crop actually underplanted without regard to the stated intention for each commodity for a number of acres not to exceed the total acreage eligible for payment; *Provided*, That the acreage for minimum diversion payment shall be credited only to feed grains with payment for such minimum diversion limited to the actual acreage of underplanted feed grains, and acreage credited to feed grains at the additional diversion payment rate shall be limited to the actual acreage of underplanted feed grains minus the minimum feed grain acreage diversion requirement.

(2) If more than one commodity is actually underplanted, the total acreage eligible for payment, subject to the provisions of subparagraph (1) of this paragraph, shall be credited first to the commodity with the largest applicable payment rate to the extent of the actual underplanted acreage of such commodity, and the remaining acreage, if any, eligible for payment shall be credited to other commodities in high to low payment rate order to the extent of the actual underplanting of such commodities; *Provided*, That the total diversion payment for barley, corn, and grain sorghums shall not be made for an acreage in excess of the total actual underplanted acreage of such crops.

(3) When underplanted acreage is credited to oats and rye, in accordance with the provisions of subparagraphs (1) and (2) of this paragraph, a diversion payment for such acreage shall be made

at a rate of payment equal to 50 percent of the wheat diversion payment rate approved for the farm.

(d) *Applicability.* This section shall be applicable only if the farm is in total compliance with all the requirements of the regulations governing this program and all the requirements of the regulations governing the feed grain program with the exception that the acreage of wheat or feed grains may exceed the permitted acreage for the crop in accordance with this section. The provisions of this section are not applicable if excess wheat produced on the farm is stored under the provisions of § 728.513. (Secs. 339(g), 375(b), 379j; 52 Stat. 66, 76 Stat. 624, 76 Stat. 630; 7 U.S.C. 1339(g), 1375(b), 1379j)

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

Signed at Washington, D.C., on March 18, 1969.

CARROLL BRUNTHAVER,
Acting Administrator, Agricultural Stabilization and Conservation Service.

[P.R. Doc. 69-3430; Filed, Mar. 21, 1969; 8:47 a.m.]

PART 729—PEANUTS

Subpart—1969 Crop of Peanuts; Acreage Allotments and Marketing Quotas

VALENCIA SHORT SUPPLY DETERMINATION

Basis and purpose. The provisions of § 729.106 are issued under section 358(c)(2) of the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1358(c)(2)). The purpose of § 729.106 is to make a determination on the basis of the average yield per acre of Valencia type peanuts during the 5-year period 1964-68, adjusted for trends in yields and abnormal conditions of production affecting yields, that the supply of Valencia type peanuts for the 1969-70 marketing year will be insufficient to meet the estimated demand for cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by CCC. The State allotments for States producing Valencia type peanuts are increased in order to meet such demand. The latest available statistics of the Federal Government were used in making these determinations.

Notice of the proposed determinations with respect to Valencia type peanuts under section 358(c)(2) of the act was published in accordance with 5 U.S.C. 553 (80 Stat. 383) in the FEDERAL REGISTER of February 6, 1969 (34 F.R. 1773). The recommendations received in response to such notice were considered and adopted to the extent permitted by the act. In order that peanut farmers may be notified as soon as possible of any increases of farm allotments for the 1969 crop, it is essential that § 729.106 be made effective as soon as possible. Accordingly, it is hereby determined and

found that compliance with the 30-day effective date requirement of 5 U.S.C. 553 is impracticable and contrary to the public interest and § 729.106 shall be effective upon filing of this document with the Director, Office of the Federal Register.

§ 729.106 Additional allotments for Valencia type peanuts of the 1969 crop.

(a) *Determination of short supply.* The term "Valencia type peanuts" means the type of peanuts as defined in § 729.7 (c) of the Allotment and Marketing Quota Regulations for Peanuts of the 1969 and Subsequent Crops (33 F.R. 18351, 18981). It is hereby determined that the supply of Valencia type peanuts for the 1969-70 marketing year (Aug. 1, 1969, through July 31, 1970) determined in accordance with section 358(c)(2) of the act will be insufficient to meet the estimated demand for Valencia type peanuts for cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by it.

(b) *State allotment increases for 1969 crop.* The State allotments for peanuts of the 1969 crop for States which produced Valencia type peanuts during any one or more of the years 1966, 1967, and 1968 shall be increased in the aggregate by 2,310 acres which is determined

to be the additional acreage required to meet the estimated demand for Valencia type peanuts for cleaning and shelling purposes at the price at which CCC may sell for such purposes peanuts owned or controlled by it.

(c) *Apportionment of allotment increase to States for 1969 crop.* The aggregate of State allotment increases in the amount of 2,310 acres established under paragraph (b) of this section, less a national reserve of one-fourth of 1 percent (6 acres), is hereby apportioned to States on the basis of the average acreage of Valencia type peanuts in each State in 1966, 1967, and 1968. For this purpose, the term "farm allotment" means the allotment before any increase from released acreage or any additional allotment for the farm under section 358(c)(2) of the act in the 3 base years. The national reserve of 6 acres shall be used by the Deputy Administrator to adjust the State allotments of States receiving increases under this section where incomplete or inaccurate data was used in apportioning such increases. The apportionment of additional allotment under this paragraph does not increase the State allotment for any State above the 1947 harvested acreage of peanuts for such State. The following table sets forth the apportionment to States.

State	1947 harvested acreage of peanuts	1966-68 average harvested Valencia peanuts ¹	1969 increase in basic State allotment for Valencia type peanuts	1969 previous State allotment ²	1969 revised State allotment
			<i>Acre</i>		
Alabama.....	463,000	25	11	217,135.0	217,146.0
Arizona.....				793.0	793.0
Arkansas.....	8,000			4,192.0	4,192.0
California.....				592.0	592.0
Florida.....	105,000	52	23	55,465.3	55,488.3
Georgia.....	1,124,000	9	4	529,431.7	529,435.7
Louisiana.....	4,000			1,949.0	1,949.0
Mississippi.....	13,000			7,596.0	7,596.0
Missouri.....				247.0	247.0
New Mexico.....	14,000	4,862	2,138	5,743.5	7,881.5
North Carolina.....	292,000			168,139.0	168,139.0
Oklahoma.....	325,000			138,438.4	138,438.4
South Carolina.....	26,000	15	6	13,914.2	13,920.2
Tennessee.....	5,000	6	3	3,614.0	3,617.0
Texas.....	836,000	270	119	357,515.9	357,634.9
Virginia.....	162,000			105,014.0	105,014.0
Reserve ³			6		6.0
U.S. total.....	3,377,000	5,239	2,310	1,610,000.0	1,612,310.0

¹ Less increase in State allotment for Valencia short supply.
² Including the acreage apportioned from the reserve for new farm allotments on the basis of approved applications for new farms, as follows (acres): Florida—126.3; Georgia—742.7; New Mexico—91.5; North Carolina—13; Oklahoma—118.4; South Carolina—41.2; Texas—473.9; Virginia—3.
³ Reserve for correcting or adjusting State allotments in error because of incomplete or inaccurate data.

(d) *No credit for future allotments.* The additional allotment apportioned under this section is in addition to the national acreage allotment, the production from such acreage is in addition to the national marketing quota and such additional allotment shall not be considered in establishing future State, county, or farm acreage allotments.

(Secs. 358(c)(2), 375, 65 Stat. 29, 52 Stat. 66, as amended; 7 U.S.C. 1358(c)(2), 1375)

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

Signed at Washington, D.C., on March 18, 1969.

CARROLL BRUNTHAVER,
 Acting Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 69-3434; Filed, Mar. 21, 1969; 8:45 a.m.]

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

[Lemon Reg. 366]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 910.666 Lemon Regulation 366.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, 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 Lemon 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 lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof to consider supply and market conditions for lemons 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 lemons; 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 March 18, 1969.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period March 23, 1969, through March 29, 1969, are hereby fixed as follows:

- (i) District 1: 13,950 cartons;
- (ii) District 2: 199,950 cartons;
- (iii) District 3: Unlimited movement.

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

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

Dated: March 20, 1969.

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

[F.R. Doc. 69-3477; Filed, Mar. 21, 1969;
8:49 a.m.]

[Grapefruit Reg. 57]

PART 912—GRAPEFRUIT GROWN IN INDIAN RIVER DISTRICT IN FLORIDA

Limitation of Handling

§ 912.357 Grapefruit Regulation 57.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 912, as amended (7 CFR Part 912), regulating the handling of grapefruit grown in the Indian River District 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 and information submitted by the Indian River Grapefruit 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 grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Indian River grapefruit, 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 Indian River grapefruit; 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 March 20, 1969.

(b) *Order.* (1) The quantity of grapefruit grown in the Indian River District which may be handled during the period March 24, 1969, through March 30, 1969, is hereby fixed at 225,000 standard packed boxes.

(2) As used in this section, "handled," "Indian River District," "grapefruit," and "standard packed box" 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: March 21, 1969.

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

[F.R. Doc. 69-3517; Filed Mar. 21, 1969;
11:25 a.m.]

[Grapefruit Reg. 26]

PART 913—GRAPEFRUIT GROWN IN INTERIOR DISTRICT IN FLORIDA

Limitation of Handling

§ 913.326 Grapefruit Regulation 26.

(a) *Findings.* (1) Pursuant to the marketing agreement and Order No. 913 (7 CFR Part 913), regulating the handling of grapefruit grown in the Interior District 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 and information submitted by the Interior Grapefruit Marketing Committee, established under the said marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C.

553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Interior grapefruit, 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 Interior grapefruit; 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 March 20, 1969.

(b) *Order.* (1) The quantity of grapefruit grown in the Interior District which may be handled during the period March 24, 1969, through March 30, 1969, is hereby fixed at 217,500 standard packed boxes.

(2) As used in this section, "handled," "Interior District," "grapefruit," and "standard packed box" have the same meaning as when used in said marketing agreement and order.

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

Dated: March 21, 1969.

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

[F.R. Doc. 69-3518; Filed, Mar. 21, 1969;
11:26 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER F—POULTRY IMPROVEMENT

MISCELLANEOUS AMENDMENTS TO CHAPTER

On December 12, 1968, there was published in the FEDERAL REGISTER (33 F.R. 18445) a notice of 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. After due consideration of all relevant material submitted in connection with such notice, and pursuant to section 101(b) of the Department of Agriculture Organic Act of 1944, as amended (7 U.S.C. 429), Parts 145, 146, and 147 of Title 9, Chapter I, Subchapter F, Code of Federal Regulations, are hereby amended in the following respects:

PART 145—NATIONAL POULTRY IMPROVEMENT PLAN (CHICKENS AND CERTAIN OTHER POULTRY)

1. Section 145.5 is 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. Pullorum-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: * * *

2. Section 145.10 is 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 is 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 is further amended by adding a new paragraph (h) to read:

§ 145.10 Terminology and classification; flock and products.

(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 is further amended by revising §§ 145.15, 145.16, 145.17, 145.18, and 145.20, and by deleting §§ 145.19 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 [Deleted]

§ 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 [Deleted]

PART 146—NATIONAL TURKEY IMPROVEMENT PLAN TURKEYS AND CERTAIN OTHER POULTRY

6. Section 146.5 is 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.

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

§ 146.10 Terminology and classification; flocks and products.

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

(1)

(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.

(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. ty-*

phimurium 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.

8. Section 146.14 is amended by revising the first sentence of paragraph (g) to read:

§ 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 poultz 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]

9. Part 146 is further amended by deleting the present §§ 146.15 and 146.16.

10. Section 146.17 is 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.

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

PART 147—AUXILIARY PROVISIONS ON NATIONAL POULTRY AND TURKEY IMPROVEMENT PLANS

§ 147.4 [Amended]

12. Section 147.4 is amended by deleting paragraphs (c) and (e).

13. Section 147.35 is 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° 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.

14. Part 147 is 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.

§§ 147.41-147.56 [Deleted]

16. Part 147 is further amended by deleting Subpart E.

(Sec. 101(b), 58 Stat. 734, as amended; 7 U.S.C. 429, 29 F.R. 16210, as amended; 33 F.R. 15485)

The amendments are principally based on recommendations of the 1968 National Poultry and Turkey Improvement Plans Conference of representatives of the State Agencies cooperating in the administration of the Plans. Copies of the proposed amendments were sent to representatives of each of the cooperating State agencies. Notice of rule making with respect to the amendments was published in the FEDERAL REGISTER on December 12, 1968, and all comments and suggestions received have been carefully considered. The foregoing amendments are the same in substance as the recommendations of the Conference and are the same in substance as the proposed amendments set forth in the notice of rule making published in the FEDERAL REGISTER. All affected poultrymen should be aware of the changes in their operations that will be required by the amendments. The Conference recommended that the amendments be made effective as soon as possible. Accordingly, under the Administrative Procedures Provisions of 5 U.S.C., section 553, it is found upon good cause that further notice and other public procedure with respect to the amendments are impracticable and unnecessary, and good cause is found for making the amendments effective less than 30 days after publication in the FEDERAL REGISTER.

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

Done at Washington, D.C., this 19th day of March, 1969.

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

[F.R. Doc. 69-3456; Filed, Mar. 21, 1969; 8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 9227, Amdt. 25-20; 121-46]

PART 25—AIRWORTHINESS STANDARDS: TRANSPORT CATEGORY AIRCRAFT

PART 121—CERTIFICATION AND OPERATIONS: AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

Crashworthiness and Passenger Evacuation

The purpose of these amendments of Parts 25 and 121 of the Federal Aviation Regulations is to revise the emergency evacuation requirements and related operating procedures for transport category aircraft. The amendments were proposed in Notice No. 68-28 issued on October 30, 1968 (33 F.R. 16147).

One proposal included in Notice No. 68-28 (Item No. 6 of the notice) and dealing with a revision of § 121.310(h) was already adopted on February 11, 1969, as Amendment No. 121-45 (34 F.R. 2247).

Several comments were received in response to the various proposals contained in Notice No. 68-28.

With respect to Item No. 1 of the notice—the proposed revision of § 25.785(e)—several comments went beyond the scope of the notice and will not be considered at this time. One comment, however, suggested an 18° angle instead of a 10° angle as a standard for a seat requiring protection from head injury. After conducting additional tests on sideward facing seats, the FAA has concluded that an 18° angle would provide an adequate level of safety, and this standard will be adopted.

Regarding Item No. 2 of the notice—the amendment of § 25.803—two comments objected to the way the notice specified the limit dimensions for floor level exits/doors in the side of the fuselage because the wording might exclude Type A emergency exits 76 inches high as "impractical", and also exclude exits/doors having only one dimension that is beyond the listed limits. The FAA considers these comments valid and the proposed language of § 25.803(b) will be changed accordingly. One comment also recommended that the amendment of § 25.803(b) exclude exits/doors that

lead into a baggage or cargo compartment when such compartment is not accessible from the passenger cabin. This recommendation will also be adopted in the final rule.

The comments received on the proposed revision of § 25.803(c), suggested that it would burden those persons who seek to provide exits/doors in excess of requirements, that the rule would necessitate additional emergency evacuation demonstrations, and that the proposed amendment is incompatible with current training practices which encourage the use of all exits. The FAA disagrees with these comments since excess exits need not be provided at all and, if provided, would only increase the evacuation capability of the aircraft; the rule requires no additional evacuation demonstrations since it applies only to configurations having the maximum seating capacity; and, finally, the rule does not deal with training requirements but is intentionally conservative to provide a margin of safety. The rule will thus be adopted as proposed.

With respect to Item No. 3 of the notice—the proposed revision of § 121.285(c)—one comment suggested that no cargo whatever be carried in passenger compartments unless it is carried in approved pallets, bins, or special cargo containers. While this suggestion merits consideration, it is beyond the scope of the notice and should not affect the minor change proposed in the notice. Section 121.285(c) will, therefore, be adopted as proposed.

Regarding Item No. 4 of the notice dealing with an amendment of § 121.291, the comments received were generally favorable and the proposal will be adopted.

Favorable comments were also received on the proposal contained in Item No. 5 of the notice and § 121.310(d) will be amended as proposed. One comment, however, raised the point that the proposed rule does not make sense with respect to lights that are self-illuminated by other than electrical means since they are always armed and turned on. The proposed rule is not intended to apply to these lights such as radioactive or chemical lights on slides. It is intended to apply only to electric lights.

Concerning Item No. 7 of the notice—the suggested amendment of § 121.310(i)—two comments dealt with exit size limits and are related to the comments made on § 25.803(b). The proposed amendment will consequently be revised to make it consistent with § 25.803(b). Moreover, one comment suggested that the phrase " * * * and that an equivalent level of safety is provided" be deleted from the waiver provision since an equivalent level of safety on some aircraft would be so cumbersome and impractical that it would defeat the purpose of the waiver. The FAA agrees and the suggestion will be adopted.

Regarding Item No. 8 of the notice—the proposed revision of § 121.391(b)—one comment objected to the deletion of the field approval provision in current § 121.391(b) pointing out that numerous approvals have already been granted. The

FAA believes that these approvals should be reexamined in light of the new rule and that the exemption procedure of Part 11 would give adequate relief in cases deserving exemption from the rule. However, in order to prevent an undue hardship, the proposal will be adopted with a provision allowing approvals granted under the current § 121.391(b) to remain in effect for 1 more year.

With regard to Item No. 9 of the Notice which deals with an amendment of § 121.589(b), the comments received were generally favorable but also requested an extension of the compliance date. The FAA agrees that an extension is justified and § 121.589(b) will be revised further to extend the general compliance date to August 24, 1969, and, in special cases, until October 24, 1969.

Additionally, the proposed change of Appendix D of Part 121—Item No. 10 of the notice—will be adopted as proposed in the notice.

There remains the question of the applicability of revised §§ 25.785(c), 25.803(b) and (c)(1) in relation to § 25.2 which deals with requirements that must be met by an applicant for a type certificate. Accordingly, § 25.2 will be revised to allow an applicant to meet either the current or revised § 25.785(c), and to require the applicant to meet the revised §§ 25.803(b) and 25.803(c)(1) as a condition for obtaining a type certificate after the effective date of this amendment.

In consideration of the foregoing, Parts 25 and 121 of the Federal Aviation Regulations are hereby amended as follows, effective April 23, 1969:

§ 25.2 [Amended]

1. Section 25.2 is amended as follows:

a. Paragraph (a) is amended to read as follows:

(a) After October 23, 1967, that the airplane concerned meets the requirements of §§ 25.783(g), 25.803(c) (2) through (9), 25.803(d), 25.807(a), (c), and (d), 25.809(f), and (h), 25.811(a), (b), (d), (e), (f), and (g), 25.812(a)(1), (b), (c), (d), (e), (h), (i), (j), and (k)(1) and (2), 25.813(a), (b), and (c), 25.815, 25.817, 25.853(a) and (b), 25.855(a), 25.993(f), and 25.1359(c), in effect on October 24, 1967, or June 20, 1968, and

b. By adding the word "and" to the end of § 25.2(b).

c. By adding new paragraphs (c) and (d) to § 25.2 to read as follows:

(c) After April 23, 1969, that the airplane concerned meets the requirements of § 25.785(c) in effect either prior to or on that date; and

(d) After April 23, 1969, that the airplane concerned meets the requirements of §§ 25.803(b) and 25.803(c)(1) in effect on that date.

2. By amending the first sentence in paragraph (c) of § 25.785 to read as follows:

§ 25.785 Seats, berths, safety belts, and harnesses.

(c) Each occupant of a seat that makes more than an 18° angle with the vertical plane containing the airplane centerline, must be protected from head

injury by a safety belt and an energy absorbing rest that will support the arms, shoulders, head, and spine, or by a safety belt and shoulder harness that will prevent the head from contacting any injurious object. * * *

3. By amending § 25.803(b) and (c)(1) to read as follows:

§ 25.803 Emergency evacuation.

(b) Passenger ventral and tail cone exits and any floor level door or exit in the side of the fuselage (other than those leading into a cargo or baggage compartment that is not accessible from the passenger cabin) that is 44 or more inches high and 20 or more inches wide, but not wider than 46 inches, must meet the applicable emergency exit requirements of this section and §§ 25.807 through 25.813.

(c) * * *

(1) It must be conducted either during the dark of the night or during daylight with the dark of the night simulated, utilizing only the emergency lighting system and utilizing only the minimum number of required emergency exits and the emergency evacuation equipment on one side of the fuselage with the airplane in the normal ground attitude, with landing gear extended.

4. By amending the introductory statement in paragraph (c) of § 121.285 to read as follows:

§ 121.285 Carriage of cargo in passenger compartments.

(c) All cargo may be carried forward of the foremost seated passengers and carry-on baggage may be carried alongside the foremost seated passengers, if the cargo (including carry-on baggage) is carried either in approved bins as specified in paragraph (b) of this section, or in accordance with the following:

5. Paragraphs (a) and (b) of § 121.291 are amended to read as follows:

§ 121.291 Demonstration of emergency evacuation procedures.

(a) Each certificate holder must show, by actual demonstrations conducted in accordance with paragraph (a) of Appendix D to this part, that the emergency evacuation procedures for each type and model of airplane with a seating capacity of more than 44 passengers, that is used in its passenger-carrying operations, allow the evacuation of the full seating capacity, including crewmembers, in 90 seconds or less—

(b) Each certificate holder operating or proposing to operate one or more landplanes in extended overwater operations, or otherwise required to have certain equipment under § 121.339, must show, by a simulated ditching conducted in accordance with paragraph (b) of Appendix D to this part, that it has the ability to efficiently carry out its ditching procedures.

6. By amending the italic heading and introductory sentence of § 121.310(d) to read as follows:

§ 121.310 Additional emergency equipment.

(d) *Emergency light operation.* Each light required by paragraphs (c) and (h) of this section must comply with the following:

7. By amending § 121.310(i) to read as follows:

§ 121.310 Additional emergency equipment.

(i) *Other floor level exits.* After September 30, 1969, each floor level door or exit on the side of the fuselage (other than those leading into a cargo or baggage compartment that is not accessible from the passenger cabin) that is 44 or more inches high and 20 or more inches wide, but not wider than 46 inches, each passenger ventral exit (except the ventral exits on M-404 and CV-240 airplanes), and each tail cone exit, must meet the requirements of this section for floor level emergency exits. However, the Administrator may grant a deviation from this paragraph if he finds that circumstances make full compliance impractical and that an acceptable level of safety has been achieved.

8. By amending paragraph (b) of § 121.391 to read as follows:

§ 121.391 Flight attendants.

(b) If, in conducting the emergency evacuation demonstration required under § 121.291(a), the certificate holder used more flight attendants than is required under paragraph (a) of this section for the maximum seating capacity of the airplane used in the demonstration, he may not, thereafter, take off that airplane—

(1) In its maximum seating capacity configuration with fewer flight attendants than the number used during the emergency evacuation demonstration; or

(2) In any reduced seating capacity configuration with fewer flight attendants than the number required by paragraph (a) of this section for that seating capacity plus the number of flight attendants used during the emergency evacuation demonstration that were in excess of those required under paragraph (a) of this section.

(3) Deviations granted under this paragraph and in effect on April 22, 1969, shall remain in effect until April 23, 1970.

9. By amending § 121.589(b) to read as follows:

§ 121.589 Carry-on baggage.

(b) After August 24, 1969, no certificate holder may permit a passenger to carry any article of baggage aboard an airplane under paragraph (a) (2) of this

section unless that article can be stowed under a passenger seat in such a way that it will not slide forward under crash impacts severe enough to induce the ultimate inertia forces specified in § 25.561(b) (3) of this chapter or the requirements of the Civil Air Regulations under which the aircraft was type certificated. A certificate holder may obtain an additional extension of the compliance date but not beyond October 24, 1969, from the air carrier district office charged with the overall supervision of its operation by showing that good cause exists for the extension.

10. Appendix D of Part 121 is amended as follows:

(1) Paragraph (a) (17) is amended as follows:

(a) *Aborted takeoff demonstration.*

(17) Not more than 50 percent of the minimum number of required emergency exits may be used for the demonstration.

(2) Delete paragraph (b) in its entirety.

(3) Redesignate paragraph (c) as paragraph (b).

(Secs. 313(a), 601, 603, 604, Federal Aviation Act of 1958; 49 U.S.C. 1354, 1421, 1423, 1424; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(e))

Issued in Washington, D.C., on March 18, 1969.

D. D. THOMAS,
Acting Administrator.

[F.R. Doc. 69-3435; Filed, Mar. 21, 1969; 8:47 a.m.]

[Docket No. 9487, Amdt. 39-741]

PART 39—AIRWORTHINESS DIRECTIVES

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

There have been reports of interference between the flap rear pick up fitting and the flap link assembly on certain British Aircraft Corp., Model BAC 1-11, 200, and 400 Series Airplanes. This condition could result in a jamming of the flap system. In view of the serious consequences of such a condition, and since this condition is likely to exist or develop in other aircraft of the same type design, an airworthiness directive (AD) is being issued to require inspection of the clearance between the flap rear pick up fitting and the flap link assembly on all British Aircraft Corp., Model BAC 1-11, 200, and 400 Series Airplanes, and modification if necessary.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation

Regulations is amended by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORP. Applies to Model BAC 1-11, 200, and 400 Series Airplanes. Compliance required as indicated, unless already accomplished.

To prevent interference between the flap rear pickup fitting and the flap link assembly, accomplish the following:

(a) For BAC 1-11, 200, and 400 Series Airplanes with flap links P/N AB09A3697 installed, accomplish the following:

(1) Within the next 160 hours' time in service after the effective date of this AD, inspect in accordance with paragraph (3) of this section to determine if a minimum clearance of 0.075 inch is provided between the flap rear pickup fitting and the flap link assembly.

(2) If the inspection reveals a clearance of less than 0.075 inch, before further flight (except that the airplane may be flown in accordance with § 21.197 of the Federal Aviation Regulations to a base where the repair can be performed), incorporate BAC Modification PM 2868, as specified in paragraph (3) of this section.

(3) Perform the inspection and modification required in paragraphs (1) and (2) of this section, in accordance with British Aircraft Corp. BAC 1-11, Alert Service Bulletin No. 27-A-PM 2245, Issue 6, dated September 16, 1968, or later ARB-approved issue, or an FAA-approved equivalent.

(b) For BAC 1-11, 200, and 400 Series Airplanes with flap links P/NAB09A3657 or P/NAB09A3697 installed, accomplish the following:

(1) Within the next 1,000 hours' time in service after the effective date of this AD, inspect in accordance with paragraph (3) of this section, the outer link positions at No. 2 and No. 3 flaps, left and right sides, for interference between the flap link and flap rear pick up fitting fork.

(2) If the inspection reveals an interference, before further flight (except that the airplane may be flown in accordance with § 21.197 of the Federal Aviation Regulations to a base where the repair can be performed), incorporate BAC Modification PM 3691, as specified in paragraph (3) of this section.

(3) Perform the inspection and modification required in paragraphs (1) and (2) of this section, in accordance with British Aircraft Corp. BAC 1-11, Alert Service Bulletin No. 27-A-PM 2245, Issue 6, dated September 16, 1968, or later ARB-approved issue, or an FAA-approved equivalent.

This amendment becomes effective March 27, 1969.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in Washington, D.C., on March 17, 1969.

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

[F.R. Doc. 69-3419; Filed, Mar. 21, 1969; 8:46 a.m.]

[Docket No. 9488, Amdt. 39-742]

PART 39—AIRWORTHINESS DIRECTIVES

Hawker Siddeley DH-125 Airplanes

Amendment 39-553 (33 F.R. 2886) requires inspection of Hawker Siddeley DH-125 airplanes for fuel leakage past the fuel filter de-icing system nonreturn

[Docket No. 9489, Amdt. 39-743]

PART 39—AIRWORTHINESS DIRECTIVES**Pilatus Model PC-6 Airplanes, Serial Nos. 1 Through 701, 2001 Through 2018, 2023, 2025 Through 2029, 2040, and 2041**

valves, and for fuel or methanol leakage from the fuel filter and windshield de-icing systems. The amendment also requires serviceability tests of the fuel filter and windshield de-icing systems, and replacement of faulty parts if necessary. However, certain modifications and inspections have now been developed which make it unnecessary to continue the pre-flight checks and serviceability tests. Therefore, Amendment 39-553 (33 F.R. 2886) is being amended to permit the discontinuance of the preflight checks and serviceability tests after the appropriate modifications and inspections have been accomplished.

Since this amendment provides an alternative means of compliance and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 39-553 (33 F.R. 2886) is amended as follows:

1. Paragraphs (a) and (b) are amended by striking out the words "Hawker Siddeley Aviation Ltd. Service Bulletin No. 28-A23, Revision 1, dated November 20, 1967" and inserting in place thereof the words "Hawker Siddeley Aviation Ltd. Service Bulletin No. 28-A23, Revision 2, dated July 4, 1968."

2. New paragraphs (d) and (e) are added to read as follows:

(d) The preflight checks and serviceability tests required by paragraphs (a) and (b), respectively, of this AD may be discontinued after either—

(1) The fuel filter and windshield fluid de-icing systems have been inspected as specified in paragraph (e) and have revealed no evidence of corrosion for a period of at least 6 months, and the nonreturn valves P/N AWE 124-25, AWE 124-26, and AWE 124-27 have been replaced by P/N AWE 124-25A, AWE 124-36, and AWE 124-37, respectively, as specified in paragraph (e); or

(2) The aluminum alloy lines and components have been replaced with corrosion resistant lines and components, and nonreturn valves P/N AWE 124-25, AWE 124-26, and AWE 124-27 have been replaced by P/N AWE 124-25A, AWE 124-36, and AWE 124-37, respectively, as specified in paragraph (e).

(e) The inspection for corrosion, the replacement of the nonreturn valves, and the replacement of the aluminum alloy lines and components covered in paragraph (d), must be accomplished in accordance with Hawker Siddeley Aviation Ltd., Service Bulletin No. 28-A23, Revision 2, dated July 4, 1968, or a later ARB-approved revision or an FAA-approved equivalent.

This amendment becomes effective March 27, 1969.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in Washington, D.C., on March 18, 1969.

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

[F.R. Doc. 69-3420; Filed, Mar. 21, 1969; 8:46 a.m.]

Issued in Washington, D.C., on March 18, 1969.

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

[F.R. Doc. 69-3421; Filed, Mar. 21, 1969; 8:46 a.m.]

[Airspace Docket No. 69-SW-10]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS**Alteration of Control Zone and Transition Area**

The purpose of this amendment is to alter the description of the Amarillo, Tex., control zone and transition area.

The present control zone and transition area descriptions include specific reference to the Amarillo Municipal Airport; however, the name of this airport has now been changed to Amarillo Air Terminal.

As this amendment imposes no additional burden on any person, notice and public procedures hereon are unnecessary and the amendment may be effective immediately.

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

In § 71.171 (34 F.R. 4557) and in § 71-181 (34 F.R. 4637), the Amarillo, Tex., control zone and transition area are amended by deleting "Amarillo Municipal Airport" and substituting "Amarillo Air Terminal" therefor, wherever it appears.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in Fort Worth, Tex., on March 13, 1969.

A. L. COULTER,
Acting Director, Southwest Region.

[F.R. Doc. 69-3422; Filed, Mar. 21, 1969; 8:46 a.m.]

[Airspace Docket No. 69-SO-25]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS**Alteration of Transition Area**

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

The Chattanooga transition area is described in § 71.181 (34 F.R. 4637). In the description, an extension is predicated on the Daisy RBN 016° bearing. Since the final approach bearing of AL-79-NDB (ADF) RWY 20 and AL-79-ILS RWY 20 standard instrument approach procedures has been redefined from 016° to 017°, it is necessary to alter the description.

Since this amendment is minor, notice and public procedure hereon are unnecessary and action is taken herein to alter the description accordingly.

Evidence of internal corrosion of the support arm on the aileron mass balance unit has been discovered on certain Pilatus Model PC-6 airplanes, that could result in structural damage. In view of the possible serious consequences of this condition, and since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive (AD) is being issued to require inspection of the mass balance support arms for evidence of corrosion, and replacement if necessary on Pilatus Model PC-6 airplanes, Serial Nos. 1 through 701, 2001 through 2018, 2023, 2025 through 2029, 2040, and 2041.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

PILATUS. Applies to Model PC-6 Airplanes Serial Nos. 1 through 701, 2001 through 2018, 2023, 2025 through 2029, 2040, and 2041.

Compliance required as indicated unless already accomplished.

To prevent structural damages to the aileron mass balance unit P/N 6106.11, due to internal corrosion, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, and thereafter at intervals not to exceed 10 hours' time in service from the last inspection, inspect the external surface of the mass balance support arms for evidence of corrosion (indicated by blistering of paint or slight discoloration).

(b) If evidence of corrosion is detected during the inspection prescribed in paragraph (a), before further flight, replace the aileron mass balance unit P/N 6106.11 with a modified aileron mass balance unit P/N 6106.11 (which is identified by a ½-inch diameter yellow colored marking), or with a new aileron mass balance unit P/N 111.45.08.001, in accordance with Pilatus Service Bulletin No. 89, dated November 1968 or later Swiss Federal Air Office approved revision or an FAA-approved equivalent.

(c) The repetitive inspections required by paragraph (a) may be discontinued after the modified or new aileron mass balance unit has been installed.

This amendment becomes effective April 1, 1969.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423; sec. 601(c), Department of Transportation Act; 49 U.S.C. 1655(c))

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

In § 71.181 (34 F.R. 4637), the Chattanooga, Tenn., transition area is amended as follows: " * * * Daisy RBN 016° bearing * * *" is deleted and " * * * Daisy RBN 017° bearing * * *" is substituted therefor.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in East Point, Ga., on March 14, 1969.

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

[P.R. Doc. 69-3424; Filed, Mar. 21, 1969; 8:46 a.m.]

[Airspace Docket No. 69-SO-26]

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

Alteration of Transition Area

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

The Shelbyville transition area is described in § 71.181 (34 F.R. 4637). In the description, an extension is predicated on the Shelbyville VOR 272° radial. The instrument approach procedure, AL-5299-VOR, requiring this extension will be cancelled, effective April 24, 1969. Accordingly, it is necessary to alter the description by revoking this extension.

Since this amendment is less restrictive in nature, notice and public procedure hereon are unnecessary and action is taken herein to alter the description accordingly.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., April 24, 1969, as hereinafter set forth.

In § 71.181 (34 F.R. 4637), the Shelbyville, Tenn., transition area is amended as follows: " * * * within 5 miles N and 8 miles S of the Shelbyville VOR 272° radial extending from the VOR to 12 miles W * * *" is deleted from the present description.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in East Point, Ga., on March 14, 1969.

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

[P.R. Doc. 69-3425; Filed, Mar. 21, 1969; 8:47 a.m.]

[Airspace Docket No. 68-WE-98]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

On January 16, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 625) stating that the Federal Aviation Administra-

tion was considering an amendment to Part 73 of the Federal Aviation Regulations that would extend the time of designation of Restricted Area R-2504, Camp Roberts, Calif.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. One comment was received which interposed no objection.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., May 1, 1969, as hereinafter set forth.

In § 73.25 (34 F.R. 4814) Restricted Area R-2504, Camp Roberts, Calif., is amended as follows: "Time of designation. 0600 to 2400 P.s.t., Monday through Friday." is deleted and "Time of designation. 0600 to 2400 P.s.t., daily." is substituted therefor.

(Sec. 307, Federal Aviation Act of 1958; 49 U.S.C. 1348; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in Washington, D.C., on March 14, 1969.

FERRIS J. HOWLAND,
Acting Director,
Air Traffic Service.

[P.R. Doc. 69-3423; Filed, Mar. 21, 1969; 8:46 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

[Reg. Nos. 33-4955, IC-5632]

PART 231—INTERPRETATIVE RELEASES RELATING TO THE SECURITIES ACT OF 1933 AND GENERAL RULES AND REGULATIONS THEREUNDER

PART 271—INTERPRETATIVE RELEASES RELATING TO THE INVESTMENT COMPANY ACT OF 1940 AND GENERAL RULES AND REGULATIONS THEREUNDER

Expedited Processing of Registration Statements and Other Procedures Adopted by the Division of Corporate Regulation

The Securities and Exchange Commission today invited the cooperation of the industry, the bar, underwriters, accountants, and other experts in a program which will assist the Commission's staff in its processing of the increased volume of investment company registration statements and applications involving registered investment companies.

As set forth in Securities Act Release No. 4944 (Jan. 15, 1969) the workload of the Commission's Division of Corporate Regulation has greatly increased recently due largely to the substantial increase in the number of companies registered under the Investment Company Act of 1940. The number of registered invest-

ment companies increased from 775 at June 30, 1966, to 967 at June 30, 1968. During the fiscal year ended June 30, 1968, a total of 167 companies registered with the Commission under the Investment Company Act, more investment companies than registered in any fiscal year since the Act was passed in 1940. In the 7-month period ended January 31, 1969, additional companies registered, bringing the number of registered companies at that date to 1,082, or an increase of 39.6 percent over the June 30, 1966, figure. Investment companies file, in addition to registration statements, proxy statements, and at least seven periodic reports with the Commission. This enormous increase in the number of investment companies and filings has been accompanied, due to budgetary cuts, by a substantial reduction of personnel in the investment company branches of the Division of Corporate Regulation. As a consequence, there have been lengthy delays in processing all investment company filings.

While proposals for meeting this problem have been under constant study by the Commission and its staff and various steps have already been taken to that end, further measures are necessary to reduce the backlog. Statutory standards, of course, remain unchanged. Because the Commission bears regulatory responsibilities under the Investment Company Act, the procedures currently used by the Division of Corporation Finance (Securities Act Release No. 4934, Nov. 21, 1968) (33 F.R. 17900) for expediting registration statements filed under the Securities Act of 1933 are not wholly appropriate for use by the Division of Corporate Regulation. However, the processing of registration statements filed by investment companies may be expedited through other procedures. Accordingly, the Division of Corporate Regulation has adopted the following procedures until such time as normal procedures may be resumed.

I. Check lists to be furnished on behalf of all investment companies filing registration statements. Attached to this release are check lists for Forms N-8A, N-8B-1 (17 CFR 274.10, 274.11), S-4 and 2-5¹ (17 CFR 239.14, 239.15) which are intended to serve as an aid to registrant's counsel in preparing a registration statement for an investment company, to promote greater preliminary review by registrant's counsel and to assist the staff in making an initial determination whether or not the provisions of the Investment Company Act and the Securities Act, and the rules thereunder, have been considered. It is requested that henceforth counsel complete applicable check lists for investment company registrants and file them in duplicate as supplemental material accompanying all initial registration statements filed by investment companies.

¹ Copies of the check lists have been filed as part of this document and may be obtained from the Securities and Exchange Commission.

II. *Treatment of Securities Act registration statements filed by investment companies.* Registration statements and completed check lists will be promptly referred to Division officers for cursory review. Not all such filings will be deemed appropriate for expedited treatment. In particular, expedited treatment should not be expected in situations for which there are no clear disclosure precedents or for filings which raise novel or complex questions. Counsel are requested to make every effort to pinpoint in letters of transmittal any such questions which their filings raise. After initial staff review, one of the following decisions will be made: (A) That expedited treatment is appropriate, (B) that regular review is appropriate, or (C) that further review is not justified. Depending upon the decision made, appropriate steps will be taken as described below:

A. *Expedited treatment.* If it is determined that the registration statement appears to be complete and, based largely on representations of counsel, has been properly prepared and should be accorded expedited treatment, the following steps will be taken:

1. Registrant will be advised that the staff has made only a cursory review of the registration statement; that no written or oral comments will be provided; and that review by the staff, whether extensive as is customary or cursory, as in the case at hand, may not be relied upon to indicate that the registration is true, complete or accurate.

2. Registrant will be further advised that it may request prompt acceleration pursuant to Rule 461 under the Securities Act of 1933 (17 CFR 230.461) upon furnishing, as supplemental information, letters from its chief executive officer, the auditors, and the principal underwriter, on behalf of all underwriters, which shall include representations that the respective persons are aware that the staff has made only a cursory, and not a customary, review of the registration statement, which may not be relied upon in any degree to indicate that the registration statement is true, complete or accurate, and that such persons are aware of their statutory responsibilities under the Investment Company Act and other Federal securities laws.

3. In addition, registrant will be advised that upon receipt of such supplemental information in satisfactory form, the registration statement will be immediately referred to the Commission with the notation that it has received summary review and that the registrant has requested acceleration pursuant to Rule 461. Unless directed otherwise by the Commission, the registration statement will become effective as of the date requested.

B. *Regular review.* If it is determined that expedited treatment should not be granted and that the registration statement should be fully reviewed, in most cases comments will be furnished orally, either in person or by telephone, in accordance with the practice already initiated by the Division. Such comments will be furnished in due course and each

registration statement accorded regular review will be processed in turn in the order filed.

C. *Further review not justified.* If it is determined that the registration statement has been so poorly prepared or is otherwise so deficient that, in light of the Commission's workload, further review of it is not justified, comments will not be issued. Counsel will be notified that, should the registration statement become effective in such form, the Division would then decide what action, if any, to recommend to the Commission. Such action could include recommendations for examination or private investigation under section 8(e) or 20(a) of the Securities Act, a stop-order public hearing under section 8(d) of that Act, and an injunctive proceeding or criminal reference under section 20(b) of the same Act and/or sections 42(e) and 49 of the Investment Company Act.

Regardless of the procedure followed by the Division of Corporate Regulation, registrants should be aware that the statutory burden of full disclosure is on the issuer, its affiliates, the underwriter and experts, that as a matter of law this burden cannot be shifted to the Commission or its staff. Attention is directed to *Escott v. BarChris Construction Corporation*, et al., 283 F. Supp. 643 (D.C., S.D.N.Y., 1968).

III. *Need for full cooperation of the bar and financial community.* This program and the efforts of the staff of our Division of Corporate Regulation to reduce the record backlog of registration statements and the length of the pre-effective period in a manner consistent with its traditional high standards can only be accomplished with the full cooperation of registrants, counsel, underwriters, accountants, and others. Such persons are, therefore, urged to proceed as follows:

A. *With respect to new registration statements.* Do not file investment company registration statements with the Commission unless they fully meet statutory standards and the procedures set forth in the forms for registration and in the rules under the Investment Company Act and the Securities Act. An inadequate filing made solely to "get in line" will not be productive.

B. *With respect to amendments, post-effective amendments and proxy materials.* Rule 472(d) of the General Rules and Regulations under the Securities Act of 1933 (17 CFR 230.472(d)) provides that every amendment must be clearly marked to show changes effected by such amendment. Similarly, Securities Act Release No. 4944 recommends procedures with respect to amendments, post-effective amendments, and proxy materials. The continued cooperation of the industry is requested with respect to these procedures.

C. *With respect to applications under the Investment Company Act.* Applicants are requested to furnish at the time applications are filed, as supplemental information and for the convenience of the staff, drafts of the notice and the order which would be required to grant the requested relief. The furnishing of such

drafts is not intended as a substitute for the staff's responsibilities with respect to applications but merely to serve as an initial reference to aid the staff in performing its functions.

D. *In general.* Exercise great restraint in considering whether to communicate with members of the staff, in person or by telephone.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

MARCH 12, 1969.

[P.R. Doc. 69-3416; Filed, Mar. 21, 1969;
8:46 a.m.]

Title 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

PART 221—OPERATION AND MAINTENANCE CHARGES

Fort Belknap Indian Irrigation Project, Mont.

On page 2115 of the FEDERAL REGISTER of February 13, 1969, there was published a notice of intention to modify § 221.30 of Title 25, Code of Federal Regulations, dealing with irrigable lands of the Fort Belknap Indian Irrigation Project. This amendment to be effective for the irrigation season of 1969 which begins April 1, 1969, and thereafter until further notice.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions, or objections have been received, and the proposed amendment is hereby adopted without change as set forth below.

Section 221.30 is amended to read as follows:

§ 221.30 Charges.

Pursuant to the provisions of the Acts of August 1, 1914, and March 7, 1928 (39 Stat. 583, 45 Stat. 210; 25 U.S.C. 385, 387), the basic annual charges for operation and maintenance against the irrigable lands to which water can be delivered under the constructed works of the Fort Belknap Indian Irrigation Project in Montana are hereby fixed for calendar year 1969 and each succeeding year until further order (a) for the Milk River and White Bear Units, including lands under pumping contract with the Fort Belknap Indian Irrigation Project, at \$2.65 per acre against lands in Indian ownership not under lease to a non-Indian, and at \$5.17 per acre against lands in non-Indian ownership and lands in Indian ownership under lease to a non-Indian; (b) for the Three Mile Unit at \$3.20 per acre against lands in Indian ownership not under lease to a non-Indian, and at \$5.72 per acre against lands in non-Indian ownership and lands in Indian ownership under lease to a non-Indian; and (c) for the Brown Unit at \$2 per acre for Indian and non-Indian owned

lands; and (d) for the Peoples Creek (Hays) and Ereaux Units at \$2 per acre for Indian and non-Indian owned lands.

JAMES F. CANAN,
Area Director.

[F.R. Doc. 69-3413; Filed, Mar. 21, 1969;
8:45 a.m.]

Title 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 526—INDUSTRIES OF A SEASONAL NATURE AND INDUSTRIES WITH MARKED SEASONAL PEAKS OF OPERATION

Field Grown Cut and Potted Flower Industry

On February 14, 1969, a notice was published in the FEDERAL REGISTER (34 F.R. 2208) proposing to find that the field grown cut and potted flower industry is an industry of a seasonal nature and is engaged in the handling, packing, storing, preparing, first processing, or canning of perishable agricultural or horticultural commodities in their raw or natural state, within the meaning of subsections (c) and (d) of section 7 of the Fair Labor Standards Act of 1938 (29 U.S.C. 207), as amended by the Fair Labor Standards Amendments of 1966 (Public Law 89-601).

For the purpose of the proposal, the field grown cut and potted flower industry was defined as follows: The original assembly of field grown cut and potted flowers from the growers, including the sorting, grading, handling, packing, and shipping, and transporting to carriers or to market, and any other operations necessary or incidental thereto.

Interested persons were given 30 days to submit written data, views, or argument concerning the proposal. No comments were received. Accordingly, I find in accordance with the procedure prescribed in Part 526 of Title 29 Code of Federal Regulations, that the indicated industry is seasonal in nature and is engaged in the handling, packing, storing, preparing, first processing, or canning of perishable agricultural or horticultural commodities in their raw or natural state within the meaning of subsections (c) and (d) of section 7 of the Act.

Therefore, § 526.12 of Title 29 Code of Federal Regulations, is hereby amended by adding the name of the "field grown cut and potted flower industry" to the list of industries contained in the table therein, and the volume and page of the FEDERAL REGISTER in which this document appears under the heading "Citation" contained in that table.

Effective date. This amendment, recognizing an exemption, shall be effective upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C. this 19th day of March 1969.

BEN P. ROBERTSON,
Acting Administrator, Wage and Hour and Public Contracts Divisions.

[F.R. Doc. 69-3433; Filed, Mar. 21, 1969;
8:47 a.m.]

Title 32—NATIONAL DEFENSE

Chapter XIV—The Renegotiation Board

SUBCHAPTER B—RENEGOTIATION BOARD REGULATIONS UNDER THE 1951 ACT

PART 1453—MANDATORY EXEMPTIONS FROM RENEGOTIATION

Contracts That Do Not Have a Direct and Immediate Connection With the National Defense

Section 1453.5(b)(12) *Corps of Engineers* is amended in the following respects:

1. The name "McGee Bend, Tex" in List A is changed to "Sam Rayburn, Tex".

2. The following projects are added to List A:

Project	River basin
Clarence Cannon, Mo.-----	Salt.
Dworshak, Idaho.-----	Clearwater.
Lost Creek, Oreg.-----	Rogue.
New Melones, Calif.-----	Stanislaus.
Snettisham, Alaska.-----	Crater Lake-Long Lake.

(Sec. 109, 65 Stat. 22; 50 U.S.C.A., App. Sup. sec. 1219)

Dated: March 18, 1969.

LAWRENCE E. HARTWIG,
Chairman.

[F.R. Doc. 69-3414; Filed, Mar. 21, 1969;
8:45 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 208—FLOOD CONTROL REGULATIONS

Cedar Bluff Dam and Reservoir, Smoky Hill River, Trego 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 Cedar Bluff Reservoir on Smoky Hill River, Trego County, Kans., and the operation of Cedar Bluff Dam for flood control purposes.

§ 208.46 Cedar Bluff Dam and Reservoir, Smoky Hill River, Trego 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 Cedar Bluff Dam and Reservoir in the interest of flood control as follows:

(a) The flood control storage capacity of the reservoir, which initially amounts to 191,860 acre-feet between elevations 2144 and 2166, shall be regulated as follows:

(1) For local flood control on Smoky Hill River from the dam to Kanopolis Reservoir with the objective, insofar as practicable, of limiting total streamflow to a maximum of 10,000 c.f.s.

(2) In coordination with the regulation of other flood control reservoirs and projects in the Smoky Hill, Kans., and Missouri River basins, releases from and flood control operation of the reservoir will be adjusted as required for optimum effectiveness for existing and potential flood conditions 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 the 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, 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 orifice incorporated into the spillway structure (capable of discharging 4,000 c.f.s. with reservoir level at elevation 2166) and of the gated sluiceways (capable of discharging 7,040 c.f.s. with reservoir level at elevation 2166) shall be maintained in accordance with the construction plans (Bureau of Reclamation Specifications No. DC-2483 as modified by the as-built Drawing 372-D-170, revised February 10, 1964; Drawing 372-D-56, revised May 16, 1968; and Drawing 372-D-57, revised May 20, 1968).

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

(e) Whenever the reservoir level reaches or exceeds elevation 2144 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 2144 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 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., Feb. 28, 1969, 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. 69-3403; Filed, Mar. 21, 1969; 8:45 a.m.]

Title 37—PATENTS, TRADE-MARKS, AND COPYRIGHTS

Chapter I—Patent Office, Department of Commerce

PART 1—RULES OF PRACTICE IN PATENT CASES

Issuance of Certificates of Correction

On October 11, 1968, notice of proposed rulemaking regarding the amendment of §§ 1.322 and 1.323 of Title 37, Code of Federal Regulations, dealing with the issuance of certificates of correction, was published in the FEDERAL REGISTER (33 F.R. 15218). Interested persons were given 40 days in which to submit written comments, suggestions, or objections regarding the proposed amendments.

Full consideration having been given to all comments that were received in response to the public notice, the amendments originally proposed are hereby adopted without change and are set forth below.

As a result of these rule changes it will no longer be necessary for the patentee to forward his patent to the Patent Office when requesting the issuance of a certificate of correction. Upon receipt of an appropriate request, a certificate of correction will be issued and forwarded to the patentee, with an authorization per-

mitting the patentee to physically attach same to the patent.

In connection with this change of procedure, arrangements have been made with Shepard's Citations to indicate under its listing of patents in its set entitled "Shepard's United States Citations, Patents and Trademarks" those patents for which certificates of correction have been issued. Beginning in April of this year the information will be published in that set's quarterly cumulative supplement and will appear in the bound volume thereof, when it is released.

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

Dated: March 18, 1969.

EDWARD J. BRENNER,
Commissioner of Patents.

Approved:

ALLEN V. ASTIN,
Assistant Secretary for
Science and Technology.

Notice is hereby given that under the authority contained in section 6 of the Act of July 19, 1952 (66 Stat. 792; 35 U.S.C. 6), the Patent Office amends Part 1 of Title 37 of the Code of Federal Regulations as follows:

(1) By amending paragraph (a) of § 1.322 to delete from the first sentence the words "and endorsed on the patent itself". As thus amended, paragraph (a) reads as follows:

§ 1.322 Certificate of correction of Office mistake.

(a) A certificate of correction under 35 U.S.C. 254 may be issued at the request of the patentee or his assignee. Such certificate will not be issued at the request or suggestion of anyone not owning an interest in the patent, nor on motion of the Office, without first notifying the patentee (including any assignee of record) and affording him an opportunity to be heard.

(2) By amending § 1.323 to delete therefrom the words "which shall be endorsed on the patent itself". As thus amended, § 1.323 reads as follows:

§ 1.323 Certificate of correction of applicant's mistake.

Whenever a mistake of a clerical or typographical nature or of minor character which was not the fault of the Office, appears in a patent and a showing is made that such mistake occurred in good faith, the Commissioner may, upon payment of the required fee, issue a certificate of correction, if the correction does not involve such changes in the patent as would constitute new matter or would require re-examination.

[F.R. Doc. 69-3404; Filed, Mar. 21, 1969; 8:45 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 8—Veterans Administration

PART 8-16—PROCUREMENT FORMS

Report on Procurement by Civilian Executive Agencies

In Part 8-16, § 8-16.804 is revoked.

(Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c); sec. 210(c), 72 Stat. 1114, 38 U.S.C. 210(c))

This revocation is effective immediately.

Approved: March 17, 1969.

By direction of the Administrator.

A. W. STRATTON,
Deputy Administrator.

[F.R. Doc. 69-3438; Filed, Mar. 21, 1969; 8:47 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

PART 33—SPORT FISHING

Parker River National Wildlife Refuge, Mass.

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.

MASSACHUSETTS

PARKER RIVER NATIONAL WILDLIFE REFUGE

Sport fishing on the Parker River National Wildlife Refuge, Mass., is permitted from May 1, 1969, through October 15, 1969, and at other times by special permit from the Refuge Manager, in the Public Use Area on the ocean side of Plum Island, below the mean high water mark. The Public Use Area consisting of 218 acres extends from the south boundary of the Swimming and Bathing Area to the south boundary of the refuge and is delineated on maps available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, U.S. Post Office and Courthouse, Boston, Mass. 02109. Sport fishing shall be in accordance with all applicable State and town regulations.

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.

RICHARD E. GRIFFITH,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

MARCH 18, 1969.

[F.R. Doc. 69-3445; Filed, Mar. 21, 1969;
8:48 a.m.]

PART 33—SPORT FISHING

**Elizabeth Alexandra Morton National
Wildlife Refuge, N.Y.**

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.

NEW YORK

**ELIZABETH ALEXANDRA MORTON NATIONAL
WILDLIFE REFUGE**

Sport fishing from the shore in tidal waters and access thereto by walking is permitted on the Elizabeth Alexandra Morton National Wildlife Refuge, Sag Harbor, N.Y., through December 31, 1969. The refuge is delineated on a map available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, U.S. Post Office and Courthouse, Boston,

Mass. 02109. Sport fishing shall be in accordance with all applicable State regulations.

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.

RICHARD E. GRIFFITH,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

MARCH 18, 1969.

[F.R. Doc. 69-3446; Filed, Mar. 21, 1969;
8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 1073]

MILK IN WICHITA, KANS., MARKETING AREA

Notice of Proposed Suspension or Termination of Certain Provisions of the Order

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), the suspension or termination of certain provisions of the order regulating the handling of milk in the Wichita, Kans., marketing area is being considered.

The provisions proposed to be suspended or terminated are § 1073.71 (f), (g), (h), (i), and (j) relating to the seasonal incentive payment plan of the order.

(1) The provisions being considered for suspension or termination are those which would reduce by 20 cents per hundredweight the uniform price to be paid producers for milk delivered in each month of April through June. Such deductions provide a fund to be used in increasing the uniform prices to be paid producers in each month of September through November. These provisions do not affect cost of milk to handlers, and the suspension will not affect overall returns to producers.

(2) Suspension of the seasonal incentive payment plan for the year 1969 was requested by Milk Producers, Inc., Kansas Division, a cooperative association representing about 95 percent of the producer milk supply for the market.

(3) Producers for the Wichita market have not been paid on the basis of the seasonal incentive plan since it was made effective September 1, 1966. These provisions were suspended for the years of 1967 and 1968 at the request of this cooperative and a predecessor cooperative association. The cooperative now requests suspension because a privately administered supply management program conflicts with the seasonal incentive plan provided by the order.

All persons who desire to submit written data, views, or arguments in connection with the proposed suspension or termination should file the same with the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 7 days from the date of publication of this notice in the FEDERAL REGISTER. All documents filed should be in quadruplicate.

All written submissions made pursuant to this notice will be made available for public inspection at the office of the

Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Signed at Washington, D.C., on March 19, 1969.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 69-3431; Filed, Mar. 21, 1969;
8:47 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 121]

[Docket No. 9490; Notice 69-13]

AIRCRAFT BY PART 121 CERTIFICATE HOLDERS

Proposed Leasing

The Federal Aviation Administration is considering amending Part 121 of the Federal Aviation Regulations to require certificate holders to provide the Administrator with copies of wet lease agreements made with other persons who operate large airplanes for compensation or hire. In addition, it provides for amending operations specifications to state the applicable regulations for operations conducted under such agreements.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket GC-24, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before May 21, 1969, will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

In recent years there has been a marked increase in the number of leasing agreements involving aircraft with crews which are sometimes referred to as wet lease agreements. A majority of those leases involved a U.S. supplemental air carrier or certificated all-cargo carrier providing an aircraft and crew for a foreign air carrier for flight between the U.S. and a place outside the U.S. and in several instances for flights wholly outside the U.S. However, there have also

been leases of this type between two U.S. air carriers.

Many of these leases have created regulatory problems for both the FAA and the parties involved due to the lack of clarity as to which party is responsible for the safety of the operation of the leased aircraft under the Federal Aviation Regulations. If the lease agreement requires the aircraft to be operated by the U.S. air carrier or commercial operator of large aircraft, it must be operated in accordance with the detailed safety rules of Part 121. On the other hand, if the lease requires the aircraft to be operated by the foreign air carrier, the rules of Part 129 apply as well as the applicable provisions of Part 91. The substantial differences between these different regulations makes a distinction quite important to proper administration of the agreement by the parties involved and to proper surveillance by FAA personnel. In addition, confusion among operating personnel such as crewmembers, dispatchers, and mechanics in this respect could be deleterious to safety during operations under these agreements. As a consequence, the FAA believes that steps should be taken to ascertain which of the parties to the agreement will be responsible for the safety of the operation of the aircraft and the regulations that will apply to the operation before the operations begin. It is proposed that this would be ascertained by a requirement that a Part 121 certificate holder submit to the Administrator a copy of each agreement that is made with another operator of large airplanes for the lease of an airplane with crew, regardless of the duration of the lease. This would include a lease with another Part 121 certificate holder, a foreign air carrier, or any operator of aircraft (U.S. or foreign). The agreement would be reviewed by the Administrator and a determination made as to which party to the agreement is conducting the operation. The Administrator would then issue an amendment to the certificate holder's operations specifications that would describe the nature and extent of the agreement, the operations to be conducted thereunder, and, based on the determination, would clearly state the regulations to be followed. In making such a determination, consideration would be given to those elements that most directly affect the safety of a particular operation. The allocation of responsibility for airworthiness, crewmember training, dispatch (if any), scheduling, and servicing would be given the greatest weight.

In consideration of the foregoing, it is proposed to amend Part 121 of the Federal Aviation Regulations by adding a new section after § 121.5 to read as follows:

§ 121.6 Leasing of aircraft.

(a) Prior to conducting operations, each certificate holder must provide the Administrator a copy or a written memorandum of the terms of any leasing arrangement under which—

(1) The certificate holder agrees to operate an aircraft for another person engaged in the carriage of persons or property for compensation or hire; or

(2) A person other than the certificate holder will operate one or more of the certificate holder's aircraft.

(b) Upon receiving a copy of an agreement, the Administrator determines which party is conducting the operation and issues an amendment to the certificate holder's operations specifications containing the following:

(1) Names of the parties to the agreement and the duration thereof.

(2) Nationality and registration numbers of each aircraft involved in the agreement.

(3) Type of operation (e.g., scheduled, passenger, etc.)

(4) Routes or areas of operation.

(5) Regulations that will apply to the operation.

(6) A statement of the economic authority, if available.

(c) In making a determination under paragraph (b) of this section, the Administrator considers the responsibility under the agreement for the following:

(1) Crewmembers and training.

(2) Airworthiness and performance of maintenance.

(3) Dispatch.

(4) Servicing of the aircraft.

(5) Scheduling.

(Secs. 313(a), 601, 604, 607, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1424, 1427; sec. 6(e), Department of Transportation Act; 49 U.S.C. 1655(c)).

Issued in Washington, D.C., on March 18, 1969.

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

[P.R. Doc. 69-3426; Filed, Mar. 21, 1969;
8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 74]

[Docket No. 18452]

COMMUNITY ANTENNA RELAY STATIONS

Order Extending Time for Filing Comment

In the matter of amendment of Part 74, Subpart J, of the Commission's rules and regulations relative to community antenna relay stations.

1. In a pleading filed March 12, 1969, the General Electric Co. requested that the time for filing comments in this rulemaking proceeding be extended from March 14, 1969, to April 11, 1969.

2. General Electric cites their interest in the relationship of the frequency bands proposed for accommodating local distribution communications service (12.7-12.95 GHz) and states that they would like an opportunity to further examine the relationship of this proceeding with other matters pending before the Commission.

3. It being in the public interest to afford full opportunity for the submission of comments, pursuant to section 5(d) of the Communications Act of 1934, as amended, 47 U.S.C. 155(d), and § 0.289 (c) of the Commission's rules and regulations, 47 CFR 0.289(c), the time for filing comments herein is extended to on or before April 11, 1969, and the time for filing reply comments is extended to on or before May 9, 1969.

Adopted: March 14, 1969.

Released: March 17, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,
SOL SCHILDHAUSE,
Chief, CATV Task Force.

[SEAL]

[P.R. Doc. 69-3448; Filed, Mar. 21, 1969;
8:48 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[New Mexico 8754]

NEW MEXICO

Notice of Proposed Classification of Public Lands for Transfer Out of Federal Ownership; Correction

MARCH 17, 1969.

In F.R. Doc. 69-2623 appearing on pages 3859 and 3860 (34 F.R. 3859-3860) of the FEDERAL REGISTER issue of Wednesday, March 5, 1969, the following correction should be made:

Insert "T. 27 S., R. 22 W.," between Sec. 27, N $\frac{1}{2}$ and N $\frac{1}{2}$ S $\frac{1}{2}$; and Sec. 12, lots 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$; under the land description for T. 31 S., R. 21 W., on page 3860, third column, line 19.

R. BUFFINGTON,
State Director.

[F.R. Doc. 69-3410; Filed, Mar. 21, 1969;
8:45 a.m.]

[New Mexico 9156]

NEW MEXICO

Notice of Proposed Withdrawal and Reservation of Lands

MARCH 17, 1969.

The Forest Service, U.S. Department of Agriculture, has filed application, Serial No. New Mexico 9156 for the withdrawal of lands described below. The lands were conveyed to the United States pursuant to section 8 of the Taylor Grazing Act. They lie within the exterior boundary of the Lincoln National Forest. They have not been open to entry under the public land laws. The applicant desires the lands for the addition to, and the consolidation with national forest lands to permit more efficient administration thereof in the conservation of natural resources.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Chief, Division of Lands and Minerals Program Management and Land Office, Post Office Box 1449, Santa Fe, N. Mex. 87501.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area

to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate lands needed for purposes more essential than the applicant's, and to reach agreement on the concurrent management of the lands and their resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the applicant agency.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The lands involved in the application are:

NEW MEXICO PRINCIPAL MERIDIAN

T. 8 S., R. 11 E.,

Sec. 35, S $\frac{1}{2}$.

T. 9 S., R. 11 E.,

That portion of those patented mining claims situated in Sections 4 and 9, in the Nogal Mining District and within the Lincoln National Forest described as follows:

Butcher Boy Lode, MS 1266, 18,647 acres.

Grub Stake Lode, MS 1266, 1,780 acres.

Delaware Lode, MS 387, 5,620 acres.

Bornite Lode, MS 391, 12,317 acres.

Privateer Lode, MS 392, 10,322 acres.

The areas described above aggregate 368,666 acres.

MICHAEL T. SOLAN,
Chief, Division of Lands and
Minerals, Program Management
and Land Office.

[F.R. Doc. 69-3411; Filed, Mar. 21, 1969;
8:45 a.m.]

Fish and Wildlife Service

[Docket No. A-489]

MERLE F. RHODES

Notice of Loan Application

MARCH 18, 1969.

Merle F. Rhodes, 336 East Third Street, Juneau, Alaska 99801, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 93-foot length overall wood vessel to engage in the fishery for scallops, halibut, 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.

WILLIAM M. TERRY,
Acting Director,
Bureau of Commercial Fisheries.

[F.R. Doc. 69-3447; Filed, Mar. 21, 1969;
8:48 a.m.]

Geological Survey

NEW MEXICO AND WYOMING

Definitions of Known Geologic Structures of Producing Oil and Gas Fields

Pursuant to 43 CFR 3120.2-2(b) notice is hereby given that the known geologic structures of producing oil and gas fields have been defined as follows:

NAMES OF FIELD, EFFECTIVE DATE, ACREAGE

(31) NEW MEXICO

Todd, Jan. 10, 1969, 8,412.

(50) WYOMING

Ash Creek, Dec. 6, 1968, 1,527.

Barber Creek-Dead Horse Creek, Jan. 7, 1969, 16,392.

Big Piney-LaBarge, Jan. 9, 1969, 156,255.

Fliddler Creek, Nov. 13, 1968, 14,231.

Maps and diagrams showing the boundaries of the defined structures have been filed with the appropriate land office of the Bureau of Land Management and are also of record in the Geological Survey, Washington, D.C.

Dated: March 14, 1969.

ARTHUR A. BAKER,
Acting Director.

[F.R. Doc. 69-3412; Filed, Mar. 21, 1969;
8:45 a.m.]

DEPARTMENT OF COMMERCE

Bureau of International Commerce

[Case No. 385; File No. 22(68)-13]

CEPEHA HANDELMAATSCHAPPIJ N.V.

Notice of Related Party Determination

In the matter of Cepeha Handelmaatschappij N.V., 55B Witte De With Street, Rotterdam, The Netherlands, Case No. 385, File No. 22(68)-13.

An order dated November 6, 1968, effective as of November 12, 1968, was entered by the Office of Export Control, Bureau of International Commerce, as Rombouts Electric, of Rotterdam, The Netherlands, denying him all privileges of participating in any manner or capacity in exportations from the United States of commodities or technical data for a period of 5 years. This order was published in the FEDERAL REGISTER on November 13, 1968 (33 F.R. 16534).

Section 382.1(b) of the Export Regulations provides, in part, that to the extent necessary to prevent evasion of any order denying export privileges, said order may be made applicable to parties other than those named in the order with whom said named parties may then or thereafter be related by ownership, control, position of responsibility, affiliation, or other connection in the conduct of trade or related services. It has been determined by the Office of Export Control that within the purview of said section the firm Cepeha Handelmaatschappij N.V., located at the above address, is a related party to said Petrus J. Rombouts. Under this determination the terms and restrictions of the order of November 6, 1968, are effective against said related party.

The said related party has been notified of this determination and has been advised that if it contends that the ruling is not justified, it may make application to have the ruling reconsidered or terminated. Due notice will be given of any termination or change in this related party determination.

Dated: March 19, 1969.

RAUER H. MEYER,

Director, Office of Export Control.

[F.R. Doc. 69-3437; Filed, Mar. 21, 1969; 8:47 a.m.]

National Bureau of Standards

NBS RADIO STATIONS

Notice of Standard Frequency and Time Broadcasts

Correction

In F.R. Doc. 69-2543 appearing at page 3712 in the issue for Saturday, March 1, 1969, in the second paragraph, line 4, the reference to "WWVB" should read "WWV".

Patent Office

GUIDELINES FOR INCORPORATION BY REFERENCE IN PATENT APPLICATIONS

Supplement

In clarification of the notice appearing in the FEDERAL REGISTER, 34 F.R. 883, January 18, 1969, the following amplification is made.

The filing date of any application wherein essential material is incorpo-

rated by reference to a foreign patent or to a publication will not be affected because of the presence of such reference. In such a case, as well as any other case which improperly incorporates essential material by reference, the applicant will be required to amend the disclosure to include the material incorporated by reference. The amendment must be accompanied by an affidavit executed by the applicant or his attorney or agent of record stating that the amendatory material consists of the same material

incorporated by reference in the referencing application.

Dated: March 14, 1969.

EDWARD J. BRENNER,
Commissioner of Patents.

Approved:

ALLEN V. ASTIN
Acting Assistant Secretary
for Science and Technology.

[F.R. Doc. 69-3405; Filed, Mar. 21, 1969; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Packers and Stockyards Administration

CARSON & MONTGOMERY LIVESTOCK AUCTION ET AL.

Notice of Changes in Names of Posted Stockyards

It has been ascertained, and notice is hereby given, that the names of the livestock markets referred to herein, which were posted on the respective dates specified below as being subject to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), have been changed as indicated below.

<i>Original name of stockyard, location, and date of posting</i>	<i>Current name of stockyard and date of change in name</i>
ARKANSAS	
Carson & Montgomery Livestock Auction, Searcy, Feb. 17, 1959.	Montgomery Livestock Auction, Dec. 31, 1968.
CALIFORNIA	
Stockton Livestock Market, Stockton, Feb. 21, 1934.	Stockton Livestock Market, Inc., Dec. 1, 1968.
CONNECTICUT	
Canaan Sales Stables, East Canaan, Jan. 14, 1969.	Madow Sales Stables, Jan. 14, 1969.
IOWA	
Perry Sale Pavilion, Perry, May 21, 1959.	Perry Sales Pavilion, Feb. 1, 1969.
KANSAS	
Atchison County Auction Company, Atchison, May 23, 1959.	Atchison County Auction Co., Inc., Apr. 1, 1968.
Cloud County Livestock Commission Co., Concordia, May 7, 1952.	Cloud County Livestock Commission Company, Inc., July 1, 1968.
MINNESOTA	
Rush City Livestock, Rush City, Apr. 11, 1960.	Rush City Livestock Sales, Inc., Dec. 1, 1968.
MISSOURI	
Nevada Sales Company, Inc., Rich Hill, Aug. 7, 1964.	Bull Shippers Incorporated, Jan. 1, 1969.
NEBRASKA	
The Sidney Livestock Sales Pavilion Inc., Sidney, Jan. 29, 1963.	Sidney Livestock Sales Pavilion, Inc., Mar. 1, 1969.
OKLAHOMA	
Ada Livestock Auction, Inc., Ada, July 21, 1958.	Ada Livestock Auction, Nov. 18, 1968.
TEXAS	
Navasota Livestock Comm. Co., Navasota, Oct. 1, 1965.	Navasota Livestock Commission Company, Inc., Nov. 1, 1967.
Ranger Auction Company, Ranger, Mar. 16, 1959.	Ranger Livestock Auction, Mar. 12, 1969.

Done at Washington, D.C., this 13th day of March 1969.

G. H. HOPPER,
Chief, Registrations, Bonds, and Reports
Branch, Livestock Marketing Division.

[F.R. Doc. 69-3432; Filed, Mar. 21, 1969; 8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[Docket No. FDC-D-123; NDA No. 8-986 and 10-144]

HYNSON, WESTCOTT & DUNNING, INC., LUTREXIN TABLETS, TREXINEST TABLETS

Drug Efficacy Study Implementation; Notice of Opportunity for Hearing

In an announcement published in the FEDERAL REGISTER of May 24, 1968 (33 F.R. 7701), the holder of the new-drug applications for drugs containing lututrin and any other interested person were invited to submit adequate documentation, not previously submitted, pertinent to the question of effectiveness for the representations made for lututrin.

The additional information received, considered together with the other information available, does not provide substantial evidence of effectiveness of lututrin for its recommended uses.

Therefore, notice is hereby given to Hynson, Westcott & Dunning, Inc., Charles and Chase Streets, Baltimore, Md. 21201, and to any interested person who may be adversely affected, that the Commissioner of Food and Drugs proposes to issue an order under the provisions of section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)) withdrawing approval of the following new-drug applications and all amendments and supplements thereto:

1. NDA No. 8-986 for Lutrexin Tablets; 3,000 units of lututrin per tablet.

2. NDA No. 10-144 Trexinest Tablets; 500 units of lututrin and 1.0 milligram of sodium estrone sulfate per tablet.

It is proposed to withdraw approval on the grounds that new information before the Commissioner with respect to such drugs, evaluated together with the evidence available to him when the applications were approved, shows there is a lack of substantial evidence of effectiveness of the drugs in that there is a lack of substantial evidence that lututrin, a component of both drugs, has the effect or contributes to the effect which the drugs purport or are represented to have under the conditions of use prescribed, recommended, or suggested in the labeling thereof.

In accordance with the provisions of section 505 of the act (21 U.S.C. 355) and regulations promulgated thereunder (21 CFR Part 130), the Commissioner will give the applicant and any interested person who would be adversely affected by an order withdrawing such approvals an opportunity for a hearing at which time such persons may produce evidence and arguments to show why approvals of new-drug application No. 8-986 and No. 10-144 should not be withdrawn. Promulgation of the proposed order will cause any drug for human use containing lututrin to be a new drug for which an approved new-drug application is not in effect. Any such drug then on the

market would be subject to regulatory proceedings.

Within 30 days from the date of publication of this notice in the FEDERAL REGISTER, such persons are required to file with the Hearing Clerk, Department of Health, Education, and Welfare, Office of the General Counsel, Food, Drug, and Environmental Health Division, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, a written appearance electing whether:

1. To avail themselves of the opportunity for a hearing; or

2. Not to avail themselves of the opportunity for a hearing.

If such persons elect not to avail themselves of the opportunity for a hearing, the Commissioner without further notice will enter a final order withdrawing the approval of these new-drug applications. Failure of such persons to file such a written appearance of election within 30 days following the date of publication of this notice in the FEDERAL REGISTER will be construed as an election by such persons not to avail themselves of the opportunity for a hearing.

The hearing contemplated by this notice will be open to the public except that any portion of the hearing that concerns a method or process that the Commissioner finds is entitled to protection as a trade secret will not be open to the public, unless the respondent specifies otherwise in his appearance.

If such persons elect to avail themselves of the opportunity for a hearing by filing a timely written appearance of election, a hearing examiner will be named by the Commissioner and he shall issue a written notice of the time and place for the hearing.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 505, 52 Stat. 1052, as amended; 21 U.S.C. 355) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 17, 1969.

HERBERT L. LEY, JR.,

Commissioner of Food and Drugs.

[F.R. Doc. 69-3409; Filed, Mar. 21, 1969; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 20826 etc.; Order 69-3-68]

ALASKA

Order Regarding Service Investigation

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 19th day of March 1969.

Alaska Service Investigation, Docket 20826. Applications of Alaska Airlines, Wien Consolidated Airlines, Kodiak Airways, for exemption authority pursuant to section 416(b) of the Federal Aviation Act of 1958, as amended, Dockets 19905, 19881, 19853.

The Board has decided to undertake a comprehensive review of major route patterns serving Alaska.

It has been over 10 years since the Board completed an extensive examina-

tion of intra-Alaska air transportation requirements and almost four years since we last examined the need for realignment and revision of the four-carrier air route complex between the Pacific Northwest and Alaska.¹ Significant changes in recent years suggest that the time is now ripe for a broad-scale investigation into Alaskan air transportation requirements. A sound air transportation system is vital to the Alaskan economy and the Board intends to examine the entire Alaskan air route structure to determine what changes are necessary to provide for better service to the public, improved scheduling and operational flexibility for the carriers, elimination of uneconomic and wasteful competition, and reduction of federal subsidy payments.

There are now four subsidized air carriers serving Alaska,² and these carriers are responsible for providing most of the federally certificated intra-Alaska service. The two largest subsidized carriers, Wien Consolidated and Alaska Airlines (ASA), have some overlapping route segments and provide competitive service in a number of markets. Additionally, the routes of both ASA and Wien now contain many duplicative segments with numerous small and medium-size points common to multiple segments.

Service between Seattle and Alaska is now provided by three nonsubsidized carriers, Western, Northwest, and Pan American, and one subsidized carrier, ASA. In a number of markets on this route the subsidized carrier competes with one or more nonsubsidized carriers.

The pattern of competition between subsidized carriers and between subsidized and nonsubsidized carriers, as described above, raises serious questions, particularly when it appears on preliminary analysis that some of the markets in which there is competitive service will not support more than one carrier. The problem is further compounded by the possibility that there may be other Alaskan markets presently served by one carrier which may be large enough to support competitive service, or which may be more effectively served by different carriers.³

The problems of eliminating uneconomic competition when one or both of

¹ Intra-Alaska Case, 28 C.A.B. 57 (1958); Pacific Northwest-Alaska Air Service Case, Order E-21955, Mar. 26, 1965.

² Alaska Airlines, Wien Consolidated Airlines, Western Alaska Airlines, and Kodiak Airways.

³ The Board is cognizant of the fact that air taxi operators play a significant role in Alaskan air transportation and, as a result of this proceeding, it may be possible for the Board to determine which markets may be better served by air taxi operators. In this connection, the Board is issuing contemporaneously herewith a notice of proposed rule making proposing amendments to the provisions of Part 298 of the Board's economic regulations which affect air taxi operations in the State of Alaska. While the Board reserves the right to go forward with the rule making independently, the present investigation could define the role of air taxi operators in Alaska in relation to federally certificated services.

the competitors are subsidized, and of authorizing new service, are interrelated. To give the Board flexibility in reaching a solution, the issues in this proceeding will be framed in broad terms.

The attached Appendix A⁶ lists the major intra-Alaska and Pacific Northwest Alaska markets which we intend to study in this investigation.⁷ In terms of historical traffic generation and future potential, these markets (plus a few others which for various reasons we do not propose to study at this time) constitute the foundation for any meaningful Alaskan air route structure. Many of these markets now receive single-plane service, some from more than one carrier, while others receive only single-carrier service, and some are not served at all. A primary focus of the present proceeding will be an examination of the air transportation requirements for each of these markets to determine whether existing operating authorities and service are sufficiently responsive to each market's service needs, whether there is a need for new or improved service or service by a different carrier, and whether there is a need to eliminate uneconomic competition, particularly where subsidized carriers are involved. The specific markets will be considered in conjunction with the Board's overall objectives of improving service and reducing subsidy.⁸

Appendix B⁷ sets forth six points in Alaska at which service by more than one carrier is authorized. This results in multicarrier service in numerous markets in which it appears that competition may not be economically feasible. But more important, competitive service at the marginal traffic-generating points and in low-density markets is, in many instances, provided by subsidized air carriers in competition with each other or with a nonsubsidized air carrier. In either case, it may be inconsistent with sound regulatory policy for the markets to continue to be so served. The Board will place in issue in this proceeding the ques-

tion of whether any of the carriers now authorized to serve the six points should have that authority terminated or modified.⁹

As a necessary part of considering authorization of the best and most economical service in each of the markets placed in issue in Appendices A and B, the Board will consider imposing terms, conditions, and limitations upon existing certificate authority, or upon any new authority awarded, for the purpose of insuring that service patterns are properly oriented to the particular requirements of each market. The Board will consider whether subsidized service presently provided in competitive markets listed in the Appendices should continue to be eligible for subsidy.

As previously stated, the major intra-Alaska route systems have many duplicative segments and points common to multiple segments. Such a route system may inhibit scheduling and operational flexibility, especially if the linear description of the route does not conform with traffic flow or otherwise logically assimilate the various segments into the carrier's overall route structure. As part of our investigation into Alaskan air transportation requirements, we have decided to review ASA's and Wien's entire route structures with a view toward a realignment of both routes to provide a general restructuring to conform with traffic flow and operational requirements. In this regard the Board will consider the possible elimination of uneconomic segments and the realignment of segments to eliminate the designation of points on multiple segments. The Board will also consider whether the two carriers should continue to hold irregular route authority and authority under the so-called 25-mile rule, and whether the carriers should be awarded certificate authority to serve points presently served pursuant to the foregoing authorities¹⁰ and points presently served pursuant to temporary exemption authority. Finally, we will consider the deletion of points which are designated in a carrier's certificate but are not presently served by it with its own equipment.¹¹

⁶ ASA has suspended service at McGrath, and Western has suspended service at Gustavus. Orders E-26658, Apr. 15, 1968; E-26777, May 9, 1968. As is indicated in Appendix B we are not placing in issue the deletion of Reeve Aleutian Airways or Western Alaska Airlines at King Salmon.

⁷ This issue is also intended to include the possible certification of points served under irregular route authority or the 25-mile rule, during the calendar 1968, either on a seasonal or year-round basis. The 25-mile rule authorizes Alaskan air carriers to serve as intermediate points any point not named in their certificate which is located within 25 miles of an airline course over the certificated route system. See condition (2), route 124; condition (5), route 124-F; and segment 9, route 124; condition (2), route 126; and condition (5), route 126-F. Orders E-26593, Mar. 28, 1968; E-26588, Mar. 28, 1968; and E-26934, June 18, 1968.

⁸ Including the deletion of points presently served by air taxis exclusively, pursuant to contractual arrangements with the certificated carrier.

At the appropriate time, ASA and Wien will be expected to submit for consideration comprehensive route realignment proposals.

Applications for exemption authority to provide service in the Anchorage-Kodiak, Kenai-Kodiak, and Anchorage-Kenai markets have been filed by Kodiak Airways, Wien, and ASA. All of these markets are now served on a regular basis by Western and will be considered as part of the broad-scale investigation which the Board will institute herein. In the circumstances, we do not believe that there has been a sufficient showing that enforcement of the Act would be an undue burden on the carriers and not in the public interest. The exemption applications will therefore be denied.

Accordingly, it is ordered, That:

1. An investigation, to be designated as the Alaska Service Investigation, be and it hereby is instituted in Docket 20826, pursuant to sections 204(a) and 401(g) of the Federal Aviation Act of 1958, as amended, to determine whether the public convenience and necessity require and the Board should order:

a. The alteration, amendment, or modification of certificates of public convenience and necessity in such a manner as to authorize, on a nonsubsidy basis, new or additional service in any of the markets set forth in Appendix A attached to this order, subject to such terms, conditions, and limitations as the public interest may be shown to require in the circumstances;

b. The alteration, amendment, or modification of certificates of public convenience and necessity in such a manner as to suspend, terminate, or otherwise modify authority to serve any of the markets set forth in Appendix A attached to this order subject to such terms, conditions, and limitations as the public interest may be shown to require in the circumstances;

c. The alteration, amendment, or modification of certificates of public convenience and necessity in such a manner as to suspend, terminate, or otherwise modify authority to serve the points set forth in Appendix B attached to this order subject to such terms, conditions, and limitations as the public interest may be shown to require in the circumstances;¹²

d. The alteration, amendment, or modification of Alaska Airlines' certificates of public convenience and necessity for routes 124, 124-F, and 138, and Wien Consolidated Airlines' certificates of public convenience and necessity for routes 126 and 126-F in such a manner as to (1) effect a realignment of the segments; (2) eliminate or modify irregular route authority and authority to provide service under the 25-mile rule; (3) award certificate authority to serve points actually served during 1968 under the

¹² Issues b and c include, but are not limited to, the modification of existing authority so as to require that service by a subsidized carrier in markets now authorized to be served by more than one carrier be provided on a subsidy-ineligible basis.

⁶ Filed as part of the original document.

⁷ The list consists of (a) all but one of the pairings of the 10 major Alaskan points Ketchikan/Annette (which for purposes of this investigation will be treated as a single hyphenated point), Sitka, Juneau, Anchorage, Fairbanks, Nome, Kotzebue, Kenai, Homer, and Kodiak, and (b) the pairings of Seattle and Portland (as coterminals) with Ketchikan/Annette, Sitka, Juneau, Fairbanks, Nome, and Kotzebue, omitting Anchorage, Kenai, Homer, and Kodiak. Anchorage-Fairbanks is omitted since this market was the subject of a formal proceeding less than a year ago (Anchorage-Fairbanks Service Case, Docket 18552, Order E-26934, June 18, 1968) and Anchorage-Seattle/Portland is omitted because its existing service pattern appears satisfactory and its inclusion would unduly complicate an already complex proceeding.

⁸ A number of carriers have applications on file for new authority in some of the markets listed in Appendix A. We have not consolidated these applications, but will await the filing of motions to consolidate new applications encompassing all the route authority in issue which a carrier wishes to apply for.

⁹ Filed as part of the original document.

foregoing authorities; (4) award certificate authority to serve points presently served pursuant to a temporary exemption; and (5) delete or suspend authority to serve points not served by the certificate holder with its own equipment;

2. The applications for exemption authority filed by Alaska Airlines in Docket 19905, Wien Consolidated Airlines in Docket 19881, and Kodiak Airways in Docket 19853, be and they hereby are denied;

3. Petitions for reconsideration of this order and motions to consolidate applications falling within the scope of this investigation shall be filed no later than 20 days after the service date of this order and answers to such pleadings shall be filed no later than 20 days thereafter;

4. A copy of this order shall be served on Alaska Airlines, Inc., Kodiak Airways, Inc., Howard J. Mays, Northwest Airlines, Inc., Pan American World Airways, Inc., Western Air Lines, Inc., and Wien Consolidated Airlines, Inc., which are hereby made parties to this investigation;

5. A copy of this order shall be served upon the Postmaster General, the Secretary of Transportation, the Governors of the States of Alaska and Washington, the Aeronautics Departments or Commissions of the States of Alaska and Washington, and the cities set forth in Appendix C of this order.¹³

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-3440; Filed, Mar. 21, 1969;
8:48 a.m.]

[Docket No. 20666]

AEROVIAS COLOMBIANAS LIMITADA (ARCA)

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference on the above-entitled application is assigned to be held on March 31, 1969, at 10 a.m., e.s.t., in Room 630, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Examiner John E. Faulk.

Dated at Washington, D.C., March 18, 1969.

[SEAL] THOMAS L. WRENN,
Chief Examiner.

[F.R. Doc. 69-3441; Filed, Mar. 21, 1969;
8:48 a.m.]

[Docket No. 20294]

MOHAWK AIRLINES, INC.

Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled matter is assigned to be held on April 15, 1969, at 10 a.m., e.s.t.,

¹³ Filed as part of the original document.

in Room 726, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Examiner Arthur S. Present.

In setting this case for hearing the Board authorized the participation of the Bureau of Operating Rights. The Bureau is requested to submit any exhibits on or before March 28, 1969, and any rebuttal exhibits thereto should be filed on or before April 7, 1969.

Dated at Washington, D.C., March 18, 1969.

[SEAL] THOMAS L. WRENN,
Chief Examiner.

[F.R. Doc. 69-3442; Filed, Mar. 21, 1969;
8:48 a.m.]

[Docket No. 20768; Order 69-3-60]

ROSS AVIATION, INC.

Order To Show Cause Regarding Establishment of Service Mail Rate

Issued under delegated authority on March 18, 1969.

The Postmaster General filed a notice of intent February 27, 1969, pursuant to 14 CFR Part 298, petitioning the Board to establish for the above-captioned air taxi operator, a final service mail rate of 41.68 cents per great circle aircraft mile for the transportation of mail by aircraft between Sheridan and Casper, Wyo.

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 Piper Aztec, Model PA-23, 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 of official notice, it is proposed to issue an order¹ to include the following findings and conclusions:

The fair and reasonable final service mail rate to be paid to Ross Aviation, Inc., 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 41.68 cents per great

¹ 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).

circle aircraft mile between Sheridan and Casper, Wyo.

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):

It is ordered, That:

1. Ross Aviation, Inc., the Postmaster General, Frontier Airlines, Inc., Western Air Lines, Inc., 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 Ross Aviation, Inc.;

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 Ross Aviation, Inc., the Postmaster General, Frontier Airlines, Inc., and Western Air Lines, Inc.

This order will be published in the FEDERAL REGISTER.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-3443; Filed, Mar. 21, 1969;
8:48 a.m.]

[Docket No. 20769; Order 69-3-58]

ROSS AVIATION, INC.

Order To Show Cause Regarding Establishment of Service Mail Rate

Issued under delegated authority on March 17, 1969.

The Postmaster General filed a notice of intent February 27, 1969, pursuant to 14 CFR Part 298, petitioning the Board to establish for the above-captioned air taxi operator, a final service mail rate of 43.01 cents per great circle aircraft mile for the transportation of mail by aircraft between Riverton, Wyo., and

Denver, Colo., via Worland, Casper, and Cheyenne, Wyo.

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 Beechcraft E-185, 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 order¹ to include the following findings and conclusions:

The fair and reasonable final service mail rate to be paid to Ross Aviation, Inc., 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 43.01 cents per great circle aircraft mile between Riverton, Wyo., and Denver, Colo., via Worland, Casper, and Cheyenne, Wyo.

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):

It is ordered, That:

1. Ross Aviation, Inc., the Postmaster General, Frontier Airlines, Inc., Western Air Lines, Inc., 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 Ross Aviation, Inc.;

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;

¹ 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 14 CFR 385.14(g).

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 Ross Aviation, Inc., the Postmaster General, Frontier Airlines, Inc., and Western Air Lines, Inc.

This order will be published in the FEDERAL REGISTER.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-3444; Filed, Mar. 21, 1969;
8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Supplement 13]

TELEVISION WORKING ARRANGEMENT UNDER THE CANADIAN-U.S.A. TELEVISION AGREEMENT

Change in List

MARCH 12, 1969.

Amendment of Table A of the 1961 Working Arrangement for Allocation of VHF Television Broadcast Stations Under the Canadian-U.S.A. Television Agreement of 1952.

Pursuant to an exchange of correspondence between the Department of Transport of Canada and the Federal Communications Commission, Table A, Annex 1 of the Television Working Arrangement under the Canadian-U.S.A. Television Agreement has been amended as follows:

City	Channel No.	
	Delete	Add
Yarmouth, N.S.		3-L*

*Limitation to protect CBHT, Halifax, N.S.

Further amendments to Table A will be issued as public notices in the form of numbered supplements.

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

[F.R. Doc. 69-3449; Filed, Mar. 21, 1969;
8:48 a.m.]

[Docket No. 18484; FCC 69-228]

NELSON BROADCASTING CO.

Order Regarding Oral Argument Before the Commission En Banc

In re application of Donald P. Nelson and Wilbur E. Nelson, doing business as Nelson Broadcasting Co., for additional time to construct radio station WNDN (FM), Kingston, N.Y., Docket No. 18484, File No. (BMPH-9718).

1. The Commission has before it the above-captioned application for additional time to construct Station WNDN (FM), Kingston, N.Y. The background of this matter is set forth below.

2. On October 5, 1966, a construction permit (BPH-4211), was granted to Donald P. Nelson and Wilbur E. Nelson, doing business as Nelson Broadcasting Co. (permittee), for a new FM broadcast station (WNDN) at Kingston, N.Y. (Channel 249A). This action followed Commission affirmation of the examiner and the Review Board in Docket Nos. 15535 and 15536, in hearings on the mutually exclusive applications of the permittee and Ubiquitous Frequency Modulation, Inc. (Ubiquitous). Construction was required to be completed by June 5, 1967.

3. On March 29, 1967, the permittee applied for an extension of time to construct (BMPH-9322), advising that additional time was required for the preparation of a proposed application to change the facilities authorized by the permit, including the addition of vertical polarization. The permittee reported that inclement weather throughout the winter months had hampered or prevented any physical construction, but that much of the equipment for the studio was on hand and the remainder was on order (but not delivered pending approval of changed facilities), and that personnel were being interviewed to staff the new station. Upon these representations the extension application was granted May 22, 1967, extending time to complete construction to December 1, 1967.

4. Prior to this action, on May 10, 1967, an application (BMPH-9398), for changed facilities was filed. That application was granted June 6, 1967.

5. Subsequently, on September 18, 1967, an application (BAPH-425) was filed for consent to assign the permit to Kingston Broadcasters Inc. This application was the subject of a petition to deny filed October 30, 1967, by Ubiquitous Frequency Modulation Inc.

6. On November 9, 1967, the permittee filed an application (BMPH-9718) to extend the time for completion of construction for 6 months from the expiration date of December 1, 1967. It stated that no construction had been undertaken because of the pendency of the application for assignment. No action having been taken to date, this extension application, the application for assignment and the petition to deny are now pending before us.

7. We are of the view that the permittee has not supported its request for

a grant of its extension application. While the permittee has held the construction permit for Station WNDN for more than 2 years, construction of the station has not commenced. Since it does not appear that the delay in construction has been due to any difficulty in the procurement of equipment or because of reasons beyond the permittee's control, we are unable to find that the permittee has been diligent in proceeding with construction or that causes beyond its control have prevented the permittee from completing construction. Under these circumstances, we believe that the permittee is only entitled to an oral argument on the question of whether the failure to complete construction was due to causes not under its control or that the reasons stated are sufficient to justify an extension within the meaning of section 319(b) of the Communications Act of 1934, as amended, and § 1.534(a) of the Commission's rules. The copending assignment application and the petition to deny the assignment of the construction permit will be held in abeyance pending the outcome of the oral argument.

It is ordered. That, the above-captioned application is designated for oral argument before the Commission en banc in Washington, D.C., at 9:30 a.m. on March 31, 1969, on the following issue:

To determine whether the reasons advanced by the applicant in support of its request for an extension of completion date, constitute a showing that failure to complete construction was due to causes not under control of the permittee, or constitute a showing of other matters sufficient to warrant further extension with the meaning of section 319(b) of the Communications Act of 1934, as amended, and § 1.534(a) of the Commission's rules.

It is further ordered. That to avail itself of the opportunity to be heard, the applicant, in person, or by attorney, shall within ten (10) days of the mailing of this order, file with the Commission, an original and 19 copies of a written appearance stating an intention to appear on the date set for the oral argument and present arguments on the issue specified and shall have until ten (10) days prior to oral arguments to file briefs or memoranda of law.

Adopted: March 12, 1969.

Released: March 19, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,¹

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 69-3450; Filed, Mar. 21, 1969;
8:48 a.m.]

¹ Chairman Hyde absent. Commissioners Robert E. Lee and Wadsworth dissenting.

FEDERAL MARITIME COMMISSION

[Independent Ocean Freight Forwarder
License 179]

E. J. EDWARDS INTERNATIONAL

Order of Revocation

By letter dated March 5, 1969, Edward J. Edwards d.b.a. E. J. Edwards International, 327 South La Salle Street, Chicago, Ill. 60604, returned its Independent Ocean Freight Forwarder License No. 179 to the Commission for cancellation and advised that its firm will terminate business effective March 16, 1969.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order 201.1, § 6.03:

It is ordered. That the Independent Ocean Freight Forwarder License No. 179 of Edward J. Edwards d.b.a. E. J. Edwards International be and is hereby revoked effective March 16, 1969.

It is further ordered. That this cancellation is without prejudice to reapplication at a later date.

It is further ordered. That a copy of this order be published in the FEDERAL REGISTER and served upon the licensee.

LEROY F. FULLER,
Director,

Bureau of Domestic Regulation.

[F.R. Doc. 69-3427; Filed, Mar. 21, 1969;
8:47 a.m.]

[Docket No. 69-10]

ATLANTIC LINE, LTD.

Order of Investigation Regarding General Increase in Rates in U.S. Atlantic/Virgin Islands Trade

There has been filed with the Federal Maritime Commission by Atlantic Line, Ltd., Seventh Revised Page 10, 14th Revised Page 11, 13th Revised Page 12, 12th Revised Page 13, Ninth Revised Page 14, and Third Revised Page 15 to Tariff FMC-F No. 3 scheduled to become effective March 22, 1969; and Tariff FMC-F No. 5 scheduled to become effective March 29, 1969. These publications generally increase rates in the subject trade.

Upon consideration of the said tariff schedules and a protest thereto, filed by Robert M. Hausman of the law firm of Ginsburg and Feldman, Attorney for the Government of the U.S. Virgin Islands, 1700 Pennsylvania Avenue NW., Washington, D.C. 20006, there is reason to believe that the above-designated increased rates should be made the subject of a public investigation and hearing to determine whether they would be unjust, unreasonable or otherwise unlawful under section 18(a) of the Shipping Act, 1916 and/or sections 3 and 4 of the Intercoastal Shipping Act, 1933, and good cause appearing therefore;

It is ordered. That pursuant to the authority of sections 3 and 4 of the In-

tercoastal Shipping Act, 1933, an investigation is hereby instituted into the lawfulness of the said increased rates contained in the aforementioned tariff filings with a view to making such findings and orders in the premises as the facts and circumstances warrant. In the event the matter hereby placed under investigation is changed or amended before this investigation has been concluded, such changed or amended matter will be included in this investigation.

It is further ordered. That the investigation in this proceeding shall not be confined to the matters and issues hereinbefore stated as the reason for instituting this investigation, but shall include all matters and issues with respect to the lawfulness of the said schedule under the Shipping Act, 1916, or the Intercoastal Act, 1933;

It is further ordered. That Atlantic Line, Ltd., be named as respondent in this proceeding;

It is further ordered. That this proceeding be assigned for public hearing before an examiner of the Commission's Office of Hearing Examiners and that the hearing be held at a date and a place to be determined and announced by the presiding examiner;

It is further ordered. That (I) a copy of this order shall forthwith be served on the respondent and protestant herein, (II) the said respondent and protestant be duly notified of the time and place of the hearing; and (III) this order be published in the FEDERAL REGISTER and notice of hearing be served upon respondent.

All persons (including individuals, corporations, associations, firms, partnerships, and public bodies) having an interest in this proceeding and desiring to intervene therein, should notify the Secretary of the Commission promptly and file petitions for leave to intervene in accordance with Rule 5(1) (46 CFR § 502.72) with a copy to all parties to this proceeding.

By the Commission.

[SEAL] FRANCIS C. HURNEY,
Assistant Secretary.

[F.R. Doc. 69-3451; Filed, Mar. 21, 1969;
8:49 a.m.]

[No. 69-7; Agreement 5200-26]

PACIFIC COAST EUROPEAN CONFERENCE

Rescheduling of Brief Dates

MARCH 18, 1969.

At the request of counsel for Pacific Coast European Conference, and good cause appearing, time for filing opening briefs and affidavits is enlarged to and including April 4, 1969. Time for filing reply briefs and affidavits is enlarged to and including April 18, 1969.

FRANCIS C. HURNEY,
Assistant Secretary.

[F.R. Doc. 69-3452; Filed, Mar. 21, 1969;
8:49 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-3072 etc.]

HUMBLE OIL & REFINING CO., ET AL.

Findings and Order

MARCH 13, 1969.

Findings and order after statutory hearing issuing certificates of public convenience and necessity, dismissing application, amending orders issuing certificates, permitting and approving abandonment of service, terminating certificates, reinstating proceeding, terminating proceeding, substituting respondent, making successors co-respondents, redesignating proceedings, requiring filing of agreement and undertaking and surety bond, accepting agreement and undertaking and surety bond for filing, and accepting related rate schedules and supplements for filing.

Each of the Applicants listed herein has filed an application pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce or for permission and approval to abandon service or a petition to amend an order issuing a certificate, all as more fully set forth in the applications and petitions, as supplemented and amended.

Applicants have filed related FPC gas rate schedules or supplements thereto and propose to initiate, abandon, add to, or discontinue in part natural gas service in interstate commerce as indicated in the tabulation herein. All sales certificated herein are at rates either equal to or below the ceiling prices established by the Commission's statement of general policy No. 61-1, as amended, or involve sales for which permanent certificates have been previously issued; except that sales from areas for which area rates have been determined are authorized to be made at or below the applicable area base rates, adjusted for quality of the gas, and under the conditions prescribed in the orders determining said rates.

The Redan Co., Applicant in Docket No. G-3889, proposes to continue the sale of natural gas heretofore authorized in said docket to be made pursuant to Anadarko Production Co. FPC Gas Rate Schedule No. 93. Said rate schedule will be redesignated as that of Applicant. Anadarko's predecessor in interest with respect to the subject rate schedule, Ambassador Oil Corp., had filed for an increase in rate under the subject rate schedule, Ambassador Oil Corp. FPC Gas Rate Schedule No. 2. Subsequently, Ambassador filed for permission and approval to abandon the sale authorized under its FPC Gas Rate Schedule No. 1, for which an increase in rate had also been suspended in Docket No. G-16797. By order issued October 7, 1964, in Docket No. CI65-149, the abandonment was authorized and concurrently therewith the proceeding in Docket No. G-16797 was terminated because the increased rate had never been made effective. The latter proceeding should not have been

terminated, however, because sales were still being made pursuant to Ambassador's FPC Gas Rate Schedule No. 2. When Ambassador's FPC Gas Rate Schedule No. 2 was redesignated as Anadarko's FPC Gas Rate Schedule No. 93, Anadarko would have been substituted as respondent in the proceeding in Docket No. G-16797 if the proceeding had not been erroneously terminated. Therefore, the proceeding will now be reinstated; and inasmuch as the increased rate still has not been made effective, Redan will be substituted as respondent and the proceeding will be redesignated accordingly.

The Angelina Corp. (Operator), et al., Applicant in Docket No. CI67-145, proposes to continue the sale of natural gas heretofore authorized in said docket to be made pursuant to Edwin Allday (Operator), et al., FPC Gas Rate Schedule No. 2. Said rate schedule will be redesignated as that of Applicant. The presently effective rate under said rate schedule is in effect subject to refund in Docket No. RI64-305. Therefore, Applicant will be made a co-respondent in said proceeding; the proceeding will be redesignated accordingly; and Applicant will be required to file a surety bond to assure the refund of any amounts collected by it in excess of the amount determined to be just and reasonable in said proceeding.

Sun Oil Co. (DX Division), Applicant in Docket No. CI69-286, proposes to continue the sale of natural gas from its own interests from which gas was heretofore authorized in Docket No. CI65-1001 to be sold pursuant to Amerada Petroleum Corp. (Operator) et al., FPC Gas Rate Schedule No. 129. The contract comprising said rate schedule will also be accepted for filing as a rate schedule of Applicant. The presently effective rate under said rate schedule is in effect subject to refund in Docket No. RI68-120. Therefore, Applicant will be made a co-respondent in said proceeding; the proceeding will be redesignated accordingly; and Applicant will be required to file an agreement and undertaking to assure the refund of any amounts collected by it in excess of the amount determined to be just and reasonable in said proceeding.

R. I. Wolfson et al., Applicants in Docket No. CI69-347, proposes to continue in part the sale of natural gas heretofore authorized in Docket No. G-18038 to be made pursuant to Shell Oil Co. FPC Gas Rate Schedule No. 199. The contract comprising said rate schedule will also be accepted for filing as a rate schedule of Applicants. The presently effective rate under said rate schedule is in effect subject to refund in Docket No. RI65-475. Applicants have filed a motion to be made co-respondents in said proceeding and a surety bond to assure the refund of any amounts collected by them in excess of the amount determined to be just and reasonable in said proceeding. Therefore, Applicants will be made co-respondents in the proceeding pending in Docket No. RI65-475; the proceeding will be redesignated accordingly; and the surety bond will be accepted for filing.

Pan American Petroleum Corp., Applicant in Docket No. CI69-549, proposes to continue in part the sale of natural gas heretofore authorized in Docket No. CI62-1236 to be made pursuant to Humble Oil & Refining Co. FPC Gas Rate Schedule No. 305. The contract comprising said rate schedule will also be accepted for filing as a rate schedule of Applicant. The presently effective rate under said rate schedule is in effect subject to refund in Docket No. RI68-297. Applicant has filed a motion to be made co-respondent in said proceeding, together with an agreement and undertaking to assure the refund of any amounts collected by Applicant in excess of the amount determined to be just and reasonable in said proceeding. Therefore, Applicant will be made a co-respondent in Docket No. RI68-297; said proceeding will be redesignated accordingly; and the agreement and undertaking will be accepted for filing.

The Commission's staff has reviewed each application and recommends each action ordered as consistent with all substantive Commission policies and required by the public convenience and necessity.

After due notice by publication in the FEDERAL REGISTER, a petition to intervene by The Brooklyn Union Gas Co. was filed in Docket No. CI69-549, in the matter of the application filed on December 4, 1968, in said docket. The petition to intervene has been withdrawn, and no other petitions to intervene, notices of intervention, or protests to the granting of any of the applications have been filed.

At a hearing held on March 6, 1969, the Commission on its own motion received and made a part of the record in this proceeding all evidence, including the applications and petitions, as supplemented and amended, and exhibits thereto, submitted in support of the authorizations sought herein, and upon consideration of the record,

The Commission finds:

(1) Each Applicant herein is a "natural-gas company" within the meaning of the Natural Gas Act as heretofore found by the Commission or will be engaged in the sale of natural gas in interstate commerce for resale for ultimate public consumption, subject to the jurisdiction of the Commission, and will, therefore, be a "natural-gas company" within the meaning of the Natural Gas Act upon the commencement of service under the authorizations hereinafter granted.

(2) The sales of natural gas hereinbefore described, as more fully described in the applications in this proceeding, will be made in interstate commerce subject to the jurisdiction of the Commission; and such sales by Applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are subject to the requirements of subsection (c) and (e) of section 7 of the Natural Gas Act.

(3) Applicants are able and willing properly to do the acts and to perform the service proposed and to conform to the provisions of the Natural Gas Act

and the requirements, rules, and regulations of the Commission thereunder.

(4) The sales of natural gas by Applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are required by the public convenience and necessity and certificates therefor should be issued as hereinafter ordered and conditioned.

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the application filed in Docket No. CI69-542 should be dismissed as moot.

(6) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the orders issuing certificates of public convenience and necessity in Dockets Nos. G-3072, G-3718, G-3869, G-4831, G-11399, G-11809, G-11997, G-14327, G-18038, G-18748, CI60-592, CI61-374, CI61-1024, CI62-1236, CI63-318, CI64-425, CI64-414, CI64-799, CI65-1001, CI66-885, CI66-894, CI67-145, CI67-398, CI68-930, CI68-1021, and CI68-1255 should be amended as hereinafter ordered and conditioned.

(7) The sales of natural gas proposed to be abandoned as hereinbefore described and as more fully described in the applications and in the tabulation herein are subject to the requirements of subsection (b) of section 7 of the Natural Gas Act.

(8) The abandonments proposed by Applicants herein are permitted by the public convenience and necessity and should be approved as hereinafter ordered.

(9) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the certificates heretofore issued to Applicants relating to the abandonments hereinafter permitted and approved should be terminated or that the orders issuing said certificates should be amended by deleting therefrom authorization to sell natural gas from the subject acreage.

(10) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the rate suspension proceeding pending in Docket No. RI64-649 should be terminated only insofar as it pertains to Carrl Oil et al., FPC Gas Rate Schedule No. 6.

(11) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the proceeding in Docket No. G-16797 should be reinstated; that The Redan Co. should be substituted as respondent; and that the proceeding should be redesignated accordingly.

(12) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that The Angelina Corp. (Operator) et al., should be made a co-respondent in the proceeding pending in Docket No. RI64-305; that said proceeding should be redesignated accordingly; and that The Angelina Corp. should be required to file a surety bond in said proceeding.

(13) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Sun Oil Co. (DX Division) should be made a co-respondent in

the proceeding pending in Docket No. RI68-120; that said proceeding should be redesignated accordingly; and that Sun Oil Co. (DX Division) should be required to file an agreement and undertaking.

(14) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that R. I. Wolfson et al., should be made co-respondents in the proceeding pending in Docket No. RI65-475; that said proceeding should be redesignated accordingly; and that the surety bond submitted by them in said proceeding should be accepted for filing.

(15) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Pan American Petroleum Corp. should be made a co-respondent in the proceeding pending in Docket No. RI68-297; that said proceeding should be redesignated accordingly; and that the agreement and undertaking submitted by Pan American in said proceeding should be accepted for filing.

(16) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the FPC gas rate schedules and supplements related to the authorizations hereafter granted should be accepted for filing.

The Commission orders:

(A) Certificates of public convenience and necessity are issued upon the terms and conditions of this order authorizing sales by Applicants of natural gas in interstate commerce for resale, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, all as hereinbefore described and as more fully described in the applications and in the tabulation herein.

(B) The certificates granted in paragraph (A) above are not transferable and shall be effective only so long as Applicants continue the acts or operations hereby authorized in accordance with the provisions of the Natural Gas Act and the applicable rules, regulations, and orders of the Commission.

(C) The grant of the certificates issued in paragraph (A) above shall not be construed as a waiver of the requirements of section 4 of the Natural Gas Act or of Part 154 or Part 157 of the Commission's regulations thereunder and is without prejudice to any findings or orders which have been or which may hereafter be made by the Commission in any proceedings now pending or hereafter instituted by or against Applicants. Further, our action in this proceeding shall not foreclose nor prejudice any future proceedings or objections relating to the operation of any price or related provisions in the gas purchase contracts herein involved. Nor shall the grant of the certificates aforesaid for service to the particular customers involved imply approval of all of the terms of the contracts, particularly as to the cessation of service upon termination of said contracts as provided by section 7(b) of the Natural Gas Act. The grant of the certificates aforesaid shall not be construed to preclude the imposition of any sanctions pursuant to the provisions of the

Natural Gas Act for the unauthorized commencement of any sales of natural gas subject to said certificates.

(D) The grant of the certificates issued herein on certain applications filed after July 1, 1967, is upon the condition that no increase in rate which would exceed the ceiling prescribed for the given area by paragraph (d) (3) of the Commission's statement of general policy No. 61-1, as amended, shall be filed prior to the applicable date indicated in the tabulation.

(E) The certificates issued herein and the amended certificates are subject to the following conditions:

(a) The initial rate for the sale authorized in Docket No. CI69-365 shall be the applicable area base rate prescribed in Opinion No. 468, as modified by Opinion No. 468-A, as adjusted for quality of gas, or the contract rate, whichever is lower. If the quality of the gas delivered by Applicant deviates at any time from the quality standards set forth in Opinion No. 468, as modified by Opinion No. 468-A, so as to require a downward adjustment of the existing rate, a notice of change in rate shall be filed pursuant to section 4 of the Natural Gas Act: *Provided, however*, that adjustments reflecting changes in B.t.u. content of the gas shall be computed by the applicable formula and charged without the filing of a notice of change in rate.

(b) Within 90 days from the date of initial delivery Applicant in Docket No. CI69-365 shall file a rate schedule quality statement in the form prescribed in Opinion No. 468-A.

(c) In the event that Applicant in Docket No. CI69-365 under Article Fourth (b) of the subject contract exercises its options to process the gas, Applicant shall submit to the Commission for acceptance, not less than 30 nor more than 90 days prior to the commencement of such processing, a rate schedule supplement setting forth the conditions and details of the contemplated actions.

(d) In the event that any advance payments are made prior to the date of initial delivery under the subject contract, Applicant in Docket No. CI69-365 shall advise the Commission of the amount of such payments, and such payments shall be subject to future orders of the Commission concerning the propriety of such payments.

(e) The certificate issued in Docket No. CI69-365 is conditioned by limiting the buyer's daily take-or-pay obligations under the subject contract commencing January 1, 1970, to a 1 to 7,300 Mcf of reserves ratio or 20,000 Mcf per day per well, whichever is lesser.

(f) The certificates issued in Dockets Nos. CI69-365 and CI69-606 are conditioned upon any determination which may be made in the proceeding pending in Docket No. R-338 with respect to the transportation of liquefiable hydrocarbons.

(g) The sale authorized in Docket No. CI67-992 shall be made at the initial rate of 15 cents per Mcf at 15.325 p.s.i.a.

(h) Sales authorized in Dockets Nos. CI68-167 and CI68-1021 (Oklahoma

"Other" area only) shall be made at the initial rate of 15 cents per Mcf at 14.65 p.s.i.a., including tax reimbursement and subject to B.t.u. adjustment.

(i) In the event that the Commission amends its statement of general policy No. 61-1, by adjusting the boundary between the Oklahoma Panhandle area and the Oklahoma "Other" area so as to increase the initial wellhead price for new gas, Applicants in Dockets Nos. CI68-167 and CI68-1021 thereupon may substitute the new rates reflecting the amounts of such increases and thereafter collect the new rates prospectively in lieu of the initial rate herein authorized in said dockets.

(j) The sale authorized in Docket No. G-14327 shall be made at the initial rate of 17 cents per Mcf at 14.65 p.s.i.a. Applicant shall file a revised billing statement as required by the regulations under the Natural Gas Act to reflect the 17-cent rate.

(k) The sale authorized in Docket No. CI68-1021 (Oklahoma Panhandle area only) shall be made at the initial rate of 17 cents per Mcf at 14.65 p.s.i.a., including tax reimbursement and subject to B.t.u. adjustment.

(l) Any increases in rate authorized in Dockets Nos. G-3718, G-4831, G-11997, CI69-357, CI69-364, and CI69-421 under the subject contract amendments in excess of the rates now in effect under the rate schedules involved herein shall not become effective until a notice of change in rate is filed with respect thereto as required under section 4 of the Natural Gas Act.

(m) Applicant in Docket No. CI69-631 shall not be relieved of any refund obligations imposed in Opinion No. 545 for amounts collected subsequent to October 26, 1965.

(F) A certificate is issued herein in Docket No. CI69-286 authorizing Sun Oil Co. (DX Division) to continue the sale of natural gas previously covered by the certificate issued to Amerada Petroleum Corp. (Operator) et al., in Docket No. CI65-1001.

(G) The order issuing a certificate in Docket No. CI65-1001 is amended by deleting therefrom the interests of Sun Oil Co. (DX Division).

(H) The application filed in Docket No. CI69-542 is dismissed as moot.

(I) The order issuing a certificate in Docket No. G-3072 is amended by authorizing the exchange of gas between Humble Oil & Refining Co. and Trunkline Gas Co. as indicated in the tabulation herein.

(J) The orders issuing certificates in Dockets Nos. G-3718, G-4831, and G-11997 are amended to revise average daily contract quantity, extend the contract term and provide for price schedule to apply during extended term pursuant to the amendatory agreement dated October 3, 1968. Further, the certificate and related rate schedule in Docket No. G-11997 is redesignated as Mobil Oil Corp. et al.

(K) The order issuing a certificate in Docket No. CI68-930 is amended by authorizing the exchange volumes of gas

from 50,000 Mcf of gas per day up to 100,000 Mcf of gas per day.

(L) The order issuing a certificate in Docket No. G-18748 is amended by deleting therefrom authorization to sell gas from the acreage from which Roger M. Wheeler is authorized in Docket No. CI67-398 to sell gas.

(M) The orders issuing certificates in Dockets Nos. G-3072, G-11399, G-11809, G-14327, CI61-374, CI61-1024, CI63-318, CI64-799, CI66-894, CI67-398, CI68-1021, and CI68-1255 are amended by adding thereto or deleting therefrom authorization to sell natural gas as described in the tabulation herein.

(N) The orders issuing certificates in Dockets Nos. G-18038, CI60-592, CI62-1236, and CI64-425 are amended by deleting therefrom authorization to sell natural gas from acreage assigned to Applicants in Dockets Nos. CI69-347, CI69-631, CI69-549, and CI69-603, respectively.

(O) The orders issuing certificates in Dockets Nos. G-3869, CI64-414, and CI67-145 are amended by substituting the successors in interest as certificate holders.

(P) The order issuing a certificate in Docket No. CI66-885 is amended to reflect the change in operator as indicated in the tabulation herein.

(Q) Permission for and approval of the abandonment of service by Applicants, as hereinbefore described, all as more fully described in the applications and in the tabulation herein are granted.

(R) Permission for and approval of the abandonment are granted in Docket No. CI67-283 and the temporary certificate heretofore issued in said docket is terminated.

(S) The certificates heretofore issued in Dockets Nos. G-3657, G-18379, CI61-123, CI61-1128, CI63-1305, CI65-411, and CI67-745 are terminated.

(T) The rate suspension proceeding pending in Docket No. RI64-649 is terminated only insofar as it pertains to Carrl Oil et al., FPC Gas Rate Schedule No. 6.

(U) The proceeding in Docket No. G-16797 is reinstated with respect to sales made pursuant to the contract heretofore designated as Ambassador Oil Corp. FPC Gas Rate Schedule No. 2 which was redesignated as Anadarko Production Co. FPC Gas Rate Schedule No. 93 and is herein designated as The Redan Co. FPC Gas Rate Schedule No. 1. The Redan Co. is substituted as respondent and the proceeding is redesignated accordingly.¹

(V) The Angelina Corp. (Operator) et al., is made a co-respondent in the proceeding pending in Docket No. RI64-305 and the proceeding is redesignated accordingly.²

(W) Within 30 days from the issuance of this order, The Angelina Corp. (Operator) et al., shall execute, in the form set out below, and shall file with the

Secretary of the Commission an acceptable surety bond for \$1,400 in Docket No. RI64-305 to assure the refund of any amounts collected by it, together with interest at the rate of 7 percent per annum, in excess of the amount determined to be just and reasonable in said proceeding. Said bond shall be accompanied by a certificate to the effect that no obligation has been assumed in connection with the bond in addition to the payment of the bond premium. Unless notified to the contrary by the Secretary of the Commission within 30 days from the date of submission, the surety bond shall be deemed to have been accepted for filing.

(X) The Angelina Corp. (Operator) et al., shall comply with the refunding and reporting procedure required by the Natural Gas Act and section 154.102 of the regulations thereunder, and the surety bond filed by The Angelina Corp. in Docket No. RI64-305 shall remain in full force and effect until discharged by the Commission.

(Y) Sun Oil Co. (DX Division) is made a co-respondent in the proceeding pending in Docket No. RI68-120 and the proceeding is redesignated accordingly.³

(Z) Within 30 days from the issuance of this order Sun Oil Co. (DX Division) shall execute, in the form set out below, and shall file with the Secretary of the Commission an acceptable agreement and undertaking to assure the refund of any amounts collected by it, together with interest at the rate of 7 percent per annum, in excess of the amount determined to be just and reasonable in Docket No. RI68-120. Unless notified to the contrary by the Secretary of the Commission within 30 days from the date of submission, such agreement and undertaking shall be deemed to have been accepted for filing.

(AA) Sun Oil Co. (DX Division) shall comply with the refunding and reporting procedure required by the Natural Gas Act and section 154.102 of the regulations thereunder, and the agreement and undertaking filed by Sun Oil Co. (DX Division) shall remain in full force and effect until discharged by the Commission.

(BB) R. I. Wolfson et al., are made co-respondents in the proceeding pending in Docket No. RI65-475; said proceeding is redesignated accordingly⁴; and the surety bond submitted by them in said proceeding is accepted for filing.

(CC) R. I. Wolfson et al., shall comply with the refunding and reporting procedure required by the Natural Gas Act and section 154.102 of the regulations thereunder, and the surety bond filed by them in Docket No. RI65-475 shall remain in full force and effect until discharged by the Commission.

¹ Amerada Petroleum Corp. (Operator) et al., Samedan Oil Corp. (Operator) et al., and Sun Oil Co. (DX Division).

² Shell Oil Co. et al. (Due to the large number of respondents, the complete designation of the proceeding is too long to list here.)

³ The Redan Co.

⁴ Sinclair Oil Corp., Edwin Allday (Operator) et al., and The Angelina Corp. (Operator) et al.

(DD) Pan American Petroleum Corp. is made a co-respondent in the proceeding pending in Docket No. R168-297; said proceeding is redesignated accordingly; and the agreement and undertaking submitted by Pan American in said proceeding is accepted for filing.

(EE) Pan American Petroleum Corp. shall comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, and the agreement and undertaking filed by Pan American in Docket No. R168-297 shall remain in full force and effect until discharged by the Commission.

(FF) The rate schedules and rate schedule supplements related to the authorizations granted herein are accepted for filing or are redesignated, all as described in the tabulation herein.

By the Commission.
 [SEAL] GORDON M. GRANT,
 Secretary.
 Humble Oil & Refining Co. and Pan American Petroleum Corp.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted	Description and date of document	No.	Supp.
G-307 D 10-30-61	Humble Oil & Refining Co.	Tennessee Gas Pipeline Co., a division of Tennessee Inc., various fields and counties, Tex.	Supplemental agreement 10-10-61	Supplemental agreement 10-10-61	11	23
G-307 D 12-25-61	do	Tennessee Gas Pipeline Co., a division of Tennessee Inc., acreage in Starr County, Tex.	Letter agreement 11-25-61	Letter agreement 11-25-61	11	31
G-378 D 10-28-61	Gully Oil Co.	Natural Gas Pipeline Co. of America, Old Ocean Field (Lauren Reserve), Brazoria County, Tex.	Amendatory agreement 10-3-61	Amendatory agreement 10-3-61	22	8
G-389 E 9-9-61	The Redan Co. (successor to Anadarko Production Co.)	Kansas-Nobreaks Natural Gas Co., Inc., Padon Field, Logan County, Okla.	Notice of succession 9-9-61	Anadarko Production Co., FPC GRS No. 9.	1	1
G-433 D 10-3-61	Pan American Petroleum Corp. (Operator) et al.	Natural Gas Pipeline Co. of America, Old Ocean Field (Lauren Reserve), Brazoria County, Tex.	Assignment 4-30-61	Assignment 4-30-61	1	5
G-1139 D 1-13-61	Nemoys Corp. (partial abandonment).	Arkansas Louisiana Gas Co., Courthouse Field, Fannin County, Tex.	Effective date 5-1-61	Amendatory agreement 10-3-61	69	14
G-1490 D 1-3-61	Marathon Oil Co. (Operator) et al. (partial abandonment).	Northern Natural Gas Co., acreage in Lee County, N. Mex.	Letter agreement 10-3-61	Letter agreement 10-3-61	69	15
G-1597 D 10-6-61	McMill Oil Corp. et al.	Natural Gas Pipeline Co. of America, Old Ocean Field (Lauren Reserve), Brazoria County, Tex.	Release 12-15-61	Release 12-15-61	4	15
G-1627 D 12-15-61	Union Oil Co. of California	Northern Natural Gas Co., Fannin County, Tex.	Agreement 11-30-61	Agreement 11-30-61	24	8
C161-374 D 12-13-61	D. H. Byrd (Operator) et al.	Texas Eastern Transmission Corp., North County, Tex.	Notice of partial cancellation 12-13-61	Notice of partial cancellation 12-13-61	1	6

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

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted	Description and date of document	No.	Supp.
C161-104 D 1-3-61	Mobil Oil Corp. (Operator) et al.	Natural Gas Pipeline Co. of America, West Custer County Field, Custer County, Okla.	Notice of partial cancellation 1-3-61	Notice of partial cancellation 1-3-61	266	7
C161-318 D 1-3-61	Frank A. Schultz, et al.	El Paso Natural Gas Co., Sun Jansen Field, Sun Jansen County, N. Mex.	Supplemental agreement 10-3-61	Supplemental agreement 10-3-61	8	23
C161-414 E 1-4-61	Semco Gas, Inc. (Operator) et al. (successor to Shelton Equipment & Machine Co., Inc. (Operator) et al.)	Northern Natural Gas Co., West Fallett (Chester) Field, Lipscomb County, Tex.	Notice of succession (undated)	Shelton Equipment & Machine Co., Inc. (Operator) et al., FPC GRS No. 1.	1	1
C161-779 D 12-13-61	Mobil Oil Corp.	El Paso Natural Gas Co., Waha Field, Pecos and Reeves Counties, Tex.	Assignment 12-13-61	Assignment 12-13-61	1	1
C161-883 E 12-30-61	Erasmus Engineering, Inc., agent (Operator) to John Francks (Operator) et al.	United Gas Pipe Line Co., Boory Field, Terrell County, La.	Notice of partial cancellation 12-30-61	Notice of partial cancellation 12-30-61	341	9
C161-894 D 1-3-61	Mobil Oil Corp. (partial abandonment).	Fanhandle Eastern Pipe Line Co., Fannhand Field, Moore County, Tex.	Notice of partial cancellation 1-2-61	Notice of partial cancellation 1-2-61	385	1
C161-143 E 12-25-61	The Angelina Corp. (Operator) et al. (successor to Edwin Allday (Operator) et al.)	Texas Eastern Transmission Corp., Grist Area, Newton County, Tex.	Assignment 7-25-61	Edwin Allday (Operator) et al., FPC GRS No. 2.	1	1-17
C161-283 E 1-2-61	Leas Star Production Co.	Texas Eastern Transmission Corp., Ocker Field, Redford and Arkansas Counties, Tex.	Assignment 7-25-61	Assignment 7-25-61	1	15
C161-308 C 11-12-61	Roger M. Wheeler	Northern Natural Gas Co., Cleveland Sand Formation, Ochiltree County, Tex.	Contract 7-12-61	Contract 7-12-61	3	3
C161-592 A 3-8-61	W. M. Connolly, et al.	United Fuel Gas Co., Johns Creek Field, Pike County, Ky.	Contract 12-9-61	Contract 12-9-61	1	1
C161-107 A 8-15-61	Robert L. Parker (Operator), et al.	Natural Gas Pipeline Co. of America, Northeast Custer City Field, Custer County, Okla.	Contract 3-15-61	Contract 3-15-61	1	1
C161-500 D 12-25-61	Union Texas Petroleum, a division of Allied Chemical Corp.	Michigan Wisconsin Pipe Line Co., West Lake, Artesian Field, Jefferson Davis Parish, La.	Letter Agreement 12-25-61	Letter Agreement 12-25-61	98	2
C161-1021 C 12-30-61	Quark-Mabonigh Co.	Michigan Wisconsin Pipe Line Co., acreage in Major and Woodward Counties, Okla.	Amendatory Agreement 11-25-61	Amendatory Agreement 11-25-61	11	2
C161-1252 C 1-6-61	Continental Oil Co.	El Paso Natural Gas Co., Aiges Peak, Arice and Blanco Fields, San Juan Basin, San Juan County, N. Mex.	Supplemental agreement 11-5-61	Supplemental agreement 11-5-61	339	2
C161-266 D 1-16-61	Sun Oil Co. (D.X. Investor) (Operator) Co. Quarry D.X. Oil Co.	Natural Gas Pipeline Co. of America, Egg Unit, Dewey County, Okla.	Contract 11-4-61	Contract 11-4-61	202	1
C161-347 (G-13028) F 9-25-61	R. L. Wesson, et al. (successor to Stahl Oil Co.)	Leas Star Gas Co., Egg Mine Field, Grayson County, Tex.	Assignment 8-25-61	Assignment 8-25-61	1	1

- ¹² Unilateral filing providing for 5-year makeup period for prepaid gas to conform with Amerada's FPC GRS No. 129.
- ¹³ Currently on file as Shell Oil Co., FPC GRS No. 199.
- ¹⁴ Assigns acreage from Shell Oil Co. to R. I. Wolfson et al.
- ¹⁵ Provides for 100 percent take-or-pay of seller's part of daily contract quantity with 5-year makeup period and a 75-125 percent swing in daily take; daily quantity is 45,000 Mcf during 1969, 1970, and 1971, 30,000 Mcf during 1972-74, 15,000 Mcf during 1975-78 and 10,000 Mcf during 1979-88.
- ¹⁶ Applicant has stated willingness to accept a permanent certificate conditioned as Opinion No. 468. By letter dated Dec. 9, 1968, Applicant agreed to accept a permanent certificate with the issues of advance payments and transportation of liquefiable hydrocarbons reserved for determination at a later date and with the conditions that the buyer's take-or-pay obligation commencing Jan. 1, 1970, shall not exceed the lesser of 20,000 Mcf per day per well or 1 Mcf for each 7,300 Mcf of reserves.
- ¹⁷ The abandonment application filed by Carri Oil et al., in Docket No. CI69-542 to terminate service authorized in Docket No. CI69-892 is being dismissed as moot. William J. Dick, Jr. et al., has filed in Docket No. CI69-631 to continue in part the sale of natural gas heretofore authorized in Docket No. CI69-502.
- ¹⁸ Assigns acreage from Carri Oil et al., to William J. Dick, Jr., to a depth of 7,149 feet; only the related rate filing is being accepted for filing by this order.
- ¹⁹ Also on file as Humble Oil & Refining Co. FPC GRS No. 365.
- ²⁰ Conveys acreage from Humble to Pan American Petroleum Corp.
- ²¹ Related rate filing submitted to cancel Sun's FPC GRS No. 39. However, that rate schedule covered a sale in Ellis Field only. The portion of Docket No. G-3657 covering Ellis Field was terminated in 1954 and FPC GRS No. 39 has been canceled. There is no rate schedule on file covering the Pine Bluff Field sale authorized in Docket No. G-3657, which ceased in 1956.
- ²² Between Columbian Fuel Corp. (now Cities Service Oil Co.) and Northern Natural; also on file as Cities Service Oil Co. FPC GRS No. 288.
- ²³ Letter from buyer to seller which amends the contract to limit record retention to 3 years.
- ²⁴ From Cities Service Oil Co. to Texaco, Inc. (covers gas rights from the Chester Sand (Mississippi) formation.
- ²⁵ No certificate filing made or necessary; only the related rate filing is being accepted for filing by this order.
- ²⁶ Applicant has stated willingness to accept a permanent certificate conditioned to the ultimate disposition of the proceedings in Docket No. R-338.
- ²⁷ Eliminates indefinite pricing provisions.
- ²⁸ Between Carri Oil et al., and Tennessee Gas Pipeline Co.; on file as Carri Oil et al., FPC GRS No. 6.
- ²⁹ Assigns acreage from Carri Oil et al., to William J. Dick, Jr., to a depth of 7,149 feet.
- ³⁰ A rate of 16.333 cents suspended in Docket No. RI64-649 but never placed in effect. Pursuant to Opinion No. 545 Carri Oil filed a refund report for amounts collected prior to Oct. 26, 1965. William J. Dick, Jr., shall remain liable for refunds subsequent to Oct. 26, 1965; and the rate suspension proceeding in Docket No. RI64-649 will be terminated only insofar as same pertains to Carri Oil's FPC GRS No. 6.
- ³¹ Acreage dedicated is all depths shallower than base of the Mississippi System.

Suggested General Undertaking in Accordance With Order No. 377:

BEFORE THE FEDERAL POWER COMMISSION
(Name of Respondent _____)

GENERAL UNDERTAKING OF (NAME OF RESPONDENT) TO COMPLY WITH REFUNDING AND REPORTING PROVISIONS OF SECTION 154.102 OF THE COMMISSION'S REGULATIONS UNDER THE NATURAL GAS ACT

(Name of Respondent) hereby agrees to comply with the refunding and reporting provisions of section 154.102 of the Commission's regulations under the Natural Gas Act insofar as they are applicable to any present and future rate increases suspended under section 4(e) of the Natural Gas Act and collected subject to refund thereunder and has caused this undertaking to be executed and sealed in its name by a duly authorized officer this _____ day of _____, 196____.

(Name of Respondent)

By _____

Attest:

Suggested Surety Bond Form:

SURETY BOND

Know All Men by These Presents:

That we (Name and address of the natural gas company) (hereinafter called "Principal"), as Principal, and (Name and address and place of incorporation of Surety Bond Company) (hereinafter called "Surety"), as Surety, are held and firmly bound unto the Federal Power Commission (Agency of the United States of America) (hereinafter called the "Obligee") in the sum of (Amount of proposed annual increased rates in dollars) for the payment of which well and truly to be made, we, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

The condition of this obligation is such that:

Whereas, (Name of Respondent), on (Date of original filing), filed with the Federal Power Commission (herein called the Commission) Supplement No. _____ to Respondent's FPC Gas Rate Schedule No. _____, proposing to increase a rate and charge over which the Commission has exercised jurisdiction; and

Whereas, by order issued (Suspension or order issuance date), the Commission suspended the operation of the proposed supplement and ordered a hearing to be held concerning the lawfulness of the proposed rate, charge, and classification, subject to the Commission's jurisdiction, as therein set forth; and by said order the use of such supplement was deferred until (Suspended until date), and until such further time as it is made effective in the manner prescribed by the Natural Gas Act; and

Whereas, a hearing has not been held and this proceeding has not been concluded; and (Name of Respondent), pursuant to the provisions of section 4(e) of the Natural Gas Act, having on (Date motion filed), filed a motion to make the change in rate effective as of (Requested effective date); and

WHEREAS, the Commission, in response to said motion, on (Date of notice), issued its notice making the rate, charge, and classification set forth in the aforesaid Supplement No. _____ to Respondent's FPC Gas Rate Schedule No. _____, effective as of (Effective date), subject to Respondent's furnishing a bond in the sum of \$ _____ satisfactory to the Commission, and requiring that Respondent refund any portion of the increased rate and charge found by the Commission in Docket No. _____ not justified;

Now, therefore, if (Name of Respondent), its corporate surety, (and their heirs, executors, administrators¹) successors and assigns, in conformity with the terms and conditions of the notice issued (Date of notice) by the Federal Power Commission, Docket No. _____, (Name of Respondent), shall:

(1) Well and truly repay at such times and in such amounts, to the persons entitled thereto, and in such manner as may be required by the final order of the Commission in said proceeding, subject to court review thereof, any portion of such rate and charge collected by (Name of Respondent) after (Effective date) as such final order may find not justified, together with interest thereon at the rate of seven (7) percent per annum from the date of payment thereof to (Name of Respondent) until refunded; and

(2) Comply otherwise with the terms and conditions of the notice issued (Date) in

¹To be included if a noncorporate respondent.

Docket No. _____, and with the provisions of the Natural Gas Act relating thereto,

then this obligation shall be terminated, otherwise to remain in full force and effect.

In witness whereof, the parties hereto have placed their hands and seals on this _____ day of _____

Attest:

By _____
Principal

By _____
Surety

[F.R. Doc. 69-3303; Filed, Mar. 21, 1969; 8:45 a.m.]

FEDERAL RESERVE SYSTEM

DEPOSITORS CORP.

Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made to the Board of Governors of the Federal Reserve System pursuant to section 3(a) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)), by Depositors Corp., which is a bank holding company located in Augusta, Maine, for the prior approval of the Board of the acquisition by Applicant of at least 80 percent of the voting shares of Katahdin Trust Co., Patten, Maine.

Section 3(c) of the Act provides that the Board shall not approve (1) any acquisition or merger or consolidation under this section which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or (2) any other proposed acquisition or merger or consolidation under this section whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless it finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of Boston.

Dated at Washington, D.C., this 17th day of March 1969.

By order of the Board of Governors.

[SEAL] ROBERT P. FORRESTAL,
Assistant Secretary.

[F.R. Doc. 69-3405; Filed, Mar. 21, 1969;
8:45 a.m.]

DOMINION BANKSHARES CORP.

Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made to the Board of Governors of the Federal Reserve System pursuant to section 3(a) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)), by Dominion Bankshares Corp., which is a bank holding company located in Roanoke, Va., for the prior approval of the Board of the acquisition by Applicant of more than 80 percent of the voting shares of Security National Bank, Baileys Cross Roads, Baileys Cross Roads, Va.

Section 3(c) of the Act provides that the Board shall not approve (1) any acquisition or merger or consolidation under this section which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or (2) any other proposed acquisition or merger or consolidation under this section whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless it finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of Richmond.

Dated at Washington, D.C., this 17th day of March 1969.

By order of the Board of Governors.

[SEAL] ROBERT P. FORRESTAL,
Assistant Secretary.

[F.R. Doc. 69-3407; Filed, Mar. 21, 1969;
8:45 a.m.]

UNION BANK

Order Approving Merger of Banks

In the matter of the application of Union Bank for approval of merger with Oakland Bank of Commerce.

There has come before the Board of Governors, pursuant to the Bank Merger Act (12 U.S.C. 1828(c)), an application by Union Bank, Los Angeles, Calif., a State member bank of the Federal Reserve System, for the Board's prior approval of the merger of that bank with Oakland Bank of Commerce, Oakland, Calif., under the charter and title of Union Bank. Notice of the proposed merger, in form approved by the Board, has been published pursuant to said Act.

Upon consideration of all relevant material in the light of the factors set forth in said Act, including reports furnished by the Comptroller of the Currency, the Federal Deposit Insurance Corporation, and the Attorney General on the competitive factors involved in the proposed merger.

It is hereby ordered, For the reasons set forth in the Board's statement¹ of this date, that said application be and hereby is approved: *Provided*, That said merger shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order unless such period is extended for good cause by the Board or by the Federal Reserve Bank of San Francisco pursuant to delegated authority.

Dated at Washington, D.C., this 17th day of March 1969.

By order of the Board of Governors.²

[SEAL] ROBERT P. FORRESTAL,
Assistant Secretary.

[F.R. Doc. 69-3408; Filed, Mar. 21, 1969;
8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 24B-1517]

TAX MAN, INC.

Order Temporarily Suspending Exemption, Statement of Reasons Therefor, and Notice of Opportunity for Hearing

MARCH 18, 1969.

I. The Tax Man, Inc. ("issuer"), 4 Maple Street, Quincy, Mass., a Massachusetts corporation located at 4 Maple

¹ Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of San Francisco.

² Voting for this action: Chairman Martin and Governors Robertson, Malsel, Brimmer, and Sherrill. Absent and not voting: Governors Mitchell and Daane.

Street, Quincy, Mass., filed with the Commission on October 16, 1968, a notification on Form 1-A and an offering circular relating to a proposed offering of 34,500 shares of its \$1 par value common stock at \$2.50 per share with gross proceeds to the issuer of \$98,500, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) thereof and Regulation A promulgated thereunder. The offering was begun on November 18, 1968, and concluded on December 13, 1968. The shares were offered and sold by officers of the issuer.

II. The Commission has reason to believe on the basis of information reported to it by the staff that:

A. The offering circular contains untrue statements of material facts and omits to state material facts necessary in order to make the statements made in the light of the circumstances under which they were made not misleading in the following respects:

1. Failure to disclose the name and stockholdings of a promoter;
2. False statements with respect to the stockholdings of officers and directors;
3. Failure to disclose the right to acquire options by a promoter;
4. False statements with respect to the rights of officers and directors to acquire stock pursuant to options;
5. Failure to disclose that the president of the issuer had disposed of some of his stockholdings.

B. The issuer filed a false and misleading notification on Form 1-A by failure to disclose the existence of a promoter.

C. The issuer filed a false report on Form 2-A by failing to disclose changes in stockholdings by insiders.

D. The issuer violated Rule 255 of the regulation by soliciting written purchase orders and collecting money from investors during the 10-day waiting period specified by the rule, and such period had not been shortened by the Commission.

E. The issuer violated Rule 256 of the regulation by selling stock and accepting payment prior to the delivery of an offering circular to investors.

F. The issuer effected sales of its stock by use of written sales material which was not filed as required by Rule 258.

G. The use of the offering circular by the issuer operated as a fraud and deceit upon purchasers of the securities in violation of section 17(a) of the Securities Act of 1933.

III. It appearing to the Commission that it is in the public interest and for the protection of investors that the exemption of the issuer under Regulation A be temporarily suspended.

It is ordered, Pursuant to Rule 261(a) of the General Rules and Regulations under the Securities Act of 1933, as amended, that the exemption of the issuer under Regulation A be, and it hereby is, temporarily suspended.

It is further ordered, Pursuant to Rule 7 of the Commission's rules of practice,

that the issuer file an answer to the allegations contained in this order within 30 days of the entry thereof.

Notice is hereby given that any person having any interest in the matter may file with the Secretary of the Commission a written request for a hearing within 30 days after the entry of this order; that within 20 days after receipt of such request the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; and that notice of the time and place for said hearing will be promptly given by the Commission. If no hearing is requested and none is ordered by the Commission, the order shall become permanent on the 30th day after its entry and shall remain in effect unless it is modified or vacated by the Commission.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 69-3417; Filed, Mar. 21, 1969;
8:46 a.m.]

SMALL BUSINESS ADMINISTRATION

[License No. 01/01-0018]

MASSACHUSETTS CAPITAL CORP.

Notice of Filing of Application for Transfer of Control of a Licensed Small Business Investment Company

Massachusetts Capital Corp., 225 Franklin Street, Boston, Mass. 02110, a licensed small business investment company under the Small Business Investment Act of 1958, as amended, has filed an application with the Small Business Administration (SBA) for approval of a proposed change of control. Prior approval of change of control is required under section 107.701 of SBA regulations (13 CFR Part 107, 33 F.R. 326).

Massachusetts Capital Corp. (licensee) was licensed June 12, 1961. Its paid-in capital as of September 30, 1968, was \$300,500 and all its outstanding shares (30,050) of common stock are held by Kane Financial Corp. (Kane), Boston, Mass.

On March 6, 1969, CNA Financial Corp. (CNA), a publicly owned company listed on the New York Stock Exchange, agreed to exchange its shares for all the outstanding common shares of Kane. On completion of the exchange of shares, CNA will indirectly own all the common stock of the licensee. No changes will be made in the board of directors or officers

of the licensee until prior approval is obtained from SBA.

CNA has its home office at 310 South Michigan Avenue, Chicago, Ill. 60604, and, through its insurance subsidiaries, operates a multiple line insurance business, including variable annuities. Through other subsidiaries, CNA also offers mutual funds, personal loans and consumer financing to the public.

The names and addresses of the officers and directors of CNA are shown below:

Bowen Blair, 3 South Green Bay Road, Lake Forest, Ill., director.
Paul H. Brown, 1622 Palmgreen Drive, Glenview, Ill., director and vice president.
Robert Crown, 33 Canterbury Court, Wilmette, Ill., director.
Raymond M. Defossez, 3121 Plum Island Drive, Northbrook, Ill., vice president and general counsel.
Edison Dick, 612 East Woodland Road, Lake Forest, Ill., director.
Boyd N. Everett, Winnetka, Ill., senior financial vice president and director.
Robert P. Gwinn, 144 Fairbank Road, Riverside, Ill., director.
John A. Henry, 222 East Chestnut Street, Chicago, Ill., vice president and director.
Daniel P. Kedzie, 425 North Park Boulevard, Glen Ellyn, Ill., vice president and executive assistant to the president.
Homer J. Livingston, 1425 Ashland, River Forest, Ill., director.
W. J. MacGinnitie, 1436 Carson Court, Homewood, Ill., vice president.
Remick McDowell, 1550 North State Parkway, Chicago, Ill., director.
Archer O'Reilly, Jr., 1954 Spruce Drive, Glenview, Ill., secretary.
Grier D. Patterson, 505 Ridge Avenue, Kenilworth, Ill., director.
Howard C. Reeder, 1125 Sheridan Road, Wilmette, Ill., chairman of the board, president, and director.
Jacque W. Sammet, 1223 Bar Harbor Terrace, Northbrook, Ill., vice president and director.
Richard H. Samuels, 2828 Blackhawk Road, Wilmette, Ill., vice president and treasurer.
David G. Scott, 19 Rolling Ridge, Northfield Township, Ill., executive vice president and director.
John E. Stipp, 9532 North Avers Avenue, Evanston, Ill., director.
Robert D. Stuart, Jr., 1601 West Conway Road, Lake Forest, Ill., director.
Paul Thorin, Stadhausstrasse 2, Winterthur, Switzerland, director.
Gerald Tsai, Jr., 580 Fifth Avenue, New York, N.Y., executive vice president and director.
Kenneth V. Zwiener, 1287 Sunview Lane, Winnetka, Ill., director.

SBA's consideration of the application includes the general business character and business reputation of the above-named persons and their commitment to actively operate the licensee within the intent and purpose of the Act and regulations.

Interested persons should address their comments on the proposed change of control to the Associate Administrator for Investment, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416, within 10 days after the publication of this notice.

A similar notice shall be published by CNA in a newspaper of general circulation in Boston, Mass. and in Chicago, Ill.

For SBA (under delegated authority).

Dated: March 14, 1969.

A. H. SINGER,
Associate Administrator
for Investment.

[F.R. Doc. 69-3415; Filed, Mar. 21, 1969;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 799]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

MARCH 19, 1969.

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

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

MOTOR CARRIERS OF PROPERTY

No. MC 9448 (Sub-No. 6 TA), filed March 13, 1969. Applicant: A. C. BORG-MANN & SONS, DIVISION OF WAYNE WAREHOUSING & CARTAGE, INC., 2323 Bowser Avenue, Fort Wayne, Ind. 46803. Applicant's representative: Donald W. Smith, Attorney at Law, 900 Circle Tower Building, Indianapolis, Ind. 46204. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packing-houses*, as described in sections A and C of appendix 1 to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsite and/or cold storage facilities utilized by Wilson & Co., Inc., at Logansport, Ind., to Fort Wayne, Ind., over U.S. Highway 24, restricted to traffic having an immediate subsequent movement over rail, for 180 days. Supporting shippers: (1) Wilson & Co., Inc., Prudential Plaza, Chicago, Ill.; (2) Norfolk & Western Railway Co., TOFC-COFC Highway Service Department, Roanoke, Va. 24011. Send

protests to: District Supervisor, J. H. Gray, Interstate Commerce Commission, Bureau of Operations, Room 204, 345 West Wayne Street, Fort Wayne, Ind. 46802.

No. MC 32562 (Sub-No. 29 TA), filed March 12, 1969. Applicant: POINT EXPRESS, INC., 3535 Seventh Avenue, Post Office Box No. 10185, Station C, Charleston, W. Va. 25312. Applicant's representative: Lowell Bays (same address as above). 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, commodities requiring special equipment, and those injurious or contaminating to other lading), serving Hamlin, W. Va., as an off-route point in connection with the present authority on West Virginia Highway 10, between Huntington, W. Va., and Logan, W. Va., for 180 days. Note: Applicant intends to "tack" this authority if granted with its other authorities, at all common service points, and to interline with connecting line carriers at Columbus and Cincinnati, Ohio, Lexington, Ky., and Huntington and Charleston, W. Va. Supporting shippers: Billy N. Turley & Co. Department Store, Box 384, Hamlin, W. Va. 25523; H. Leon Hager & Co., 356 Walnut Street, Hamlin, W. Va. 25523; Mullins Motor Sales, Inc., 8119 Court Street, Hamlin, W. Va. 25523; Smith's Tire & Recapping Service, Hamlin, W. Va. 25523; Ideal Chevrolet Sales, Inc., Box 368, Hamlin, W. Va. 25523. Send protests to: H. R. White, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 3202 Federal Office Building, Charleston, W. Va. 25301.

No. MC 110420 (Sub-No. 583 TA), filed March 14, 1969. Applicant: QUALITY CARRIERS, INC., 100 South Calumet Street, Post Office Box 339, Burlington, Wis. 53105. Applicant's representative: A. Bryant Torhorst (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chocolate coating compounds*, from Burlington, Wis., to Oklahoma City, Okla., for 180 days. Supporting shipper: The Nestle Co., Inc., 100 Bloomingdale Road, White Plains, N.Y. 10605 (J. Leonard, General Traffic Manager). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203. Note: Applicant states it intends to tack the authority herein applied for.

No. MC 110563 (Sub-No. 42 TA), filed March 12, 1969. Applicant: COLDWAY FOOD EXPRESS, INC., Post Office Box 259, Ohio Building, Sidney, Ohio 45365. Applicant's representative: John L. Maurer (same address as above). 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 1 to the re-

port in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides, pelts, and commodities in bulk), and *frozen foods, frozen dough, and frozen chicken*. Restriction: Restricted to shipments originating at the plantsite and warehouse facilities of Glidden-Durkee, Division of SCM Corp., at or near Moosic and Pittston, Pa., from the plantsite and warehouse facilities of Glidden-Durkee, Division, SCM Corp., at or near Moosic and Pittston, Pa., to points in Colorado, Illinois, Indiana, Iowa, Kentucky, Michigan, Missouri, Nebraska, Ohio, and Wisconsin, for 150 days. Supporting shipper: Glidden-Durkee, Division of SCM Corp., 900 Union Commerce Building, Cleveland, Ohio 44115. Send protests to: Keith D. Warner, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 5234 Federal Office Building, 234 Summit Street, Toledo, Ohio 43604.

No. MC 113908 (Sub-No. 198 TA), filed March 14, 1969. Applicant: ERICKSON TRANSPORT CORPORATION, 706 West Tampa Street, Post Office Box 3180, Springfield, Mo. 65804. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Beverage base*, in bulk, in tank vehicles, from Cicero, Ill., to Denver, Colo., for 180 days. Supporting shipper: Wagner Industries, 1331 South 55th Court, Cicero, Ill. 60650. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 123415 (Sub-No. 15 TA), filed March 13, 1969. Applicant: JAMES STUFFO, INC., Post Office Box 1061, Merchantville, N.J. 08109. Applicant's representative: Raymond A. Thistle, Jr., Suite 1710, 1500 Walnut Street, Philadelphia, Pa. 19102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal windows, metal window sections and parts and fittings incidental to the erection and installation of such metal windows and metal window sections*, from the plantsite of Pennsylvania Panel Wall Co. located in Lancaster, Pa., to points in Connecticut, Delaware, Georgia, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, Wisconsin, West Virginia, and the District of Columbia, for 180 days. Supporting shipper: Howmet Corp., Air Master Division, 8501 Hegerman Street, Philadelphia, Pa. 19136. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 410 Post Office Building, Trenton, N.J. 08608.

No. MC 129390 (Sub-No. 3 TA), filed March 14, 1969. Applicant: S. T. WICKLIFF, Route 2, Algona, Iowa 50511. Applicant's representative: William L. Fairbank, 610 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transport-

ing: *Sugar beet pulp pellets*, from Moorhead, Minn., and Drayton, N. Dak., to points in Dixon and Dakota Counties, Nebr., for 180 days. Supporting shipper: Industrial Molasses Corp., 7100 France Avenue South, Minneapolis, Minn. 55435. Send protests to: Ellis L. Annett, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 133375 (Sub-No. 2 TA), filed March 13, 1969. Applicant: CABS UNLIMITED, LTD., 997 Dana Street, Mountain View, Calif. 94040. Applicant's representative: Eldon M. Johnson, 140 Montgomery Street, San Francisco, Calif. 94104. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Radiopharmaceuticals and radioactive chemicals* in packages not to exceed 100 pounds, and restricted against the transportation of packages or articles weighing in the aggregate more than 200 pounds, from one consignor to one consignee on any one day, for the account of Abbott Laboratories, between points in the following named California counties, provided the shipment has a prior or subsequent movement out-of-State by air carrier: San Francisco, Marin, Sonoma, Mendocino, Lake, Colusa, Napa, Yolo, Sutter, Solano, Sacramento, San Joaquin, Contra Costa, Alameda, Santa Cruz, Santa Clara, San Mateo, Monterey, San Benito, and Stanislaus, for 180 days. Supporting shipper: Abbott Laboratories, 14th and Sheridan Road, North Chicago, Ill. Send protests to: District Supervisor Claud W. Reeves, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

No. MC 133507 (Sub-No. 1 TA), filed March 14, 1969. Applicant: JERRY D. VAN ZOMEREN, Rural Route 3, Oskaloosa, Iowa 52577. Applicant's representative: Kenneth F. Dudley, Post Office Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cheese scrap and trimmings*, from Fond du Lac, Wis., to Oskaloosa, Iowa, for 180 days. Supporting shipper: Catfish Charlie Bait Co., 412 South 11th Street, Oskaloosa, Iowa 52577. Send protests to: Ellis L. Annett, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 133521 TA (Correction), filed March 5, 1969, published FEDERAL REGISTER, issue of March 14, 1969, and republished as corrected this issue. Applicant: CONTRACT CARRIER COMPANY, 855 Main Street, Bridgeport, Conn. 06603. Applicant's representative: Gustave D. Cederholm, Suite 329, 17 Battery Place, New York, N.Y. 10004. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Frozen raw and finished bakery products, fillings, icings, toppings, and articles used in the sale, manufacture, and distribution thereof*. Note: Applicant seeks to transport the above commodities in less than truckload shipments in refrigerator trucks and trailers under controlled temperatures

not exceeding minus 10° Fahrenheit. Applicant seeks no authority to transport articles in bulk or tank vehicles, between Hartford, New Haven, and Bridgeport, Conn., on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, West Virginia, and Virginia, for 150 days. Note: The purpose of this republication is to include Kentucky as a destination point inadvertently omitted in previous publication. Supporting shipper: Country Home Bakers, Inc., 1700 Barnum Avenue, Post Office Box 2196, Bridgeport, Conn. 06610. Send protests to: District Supervisor David J. Kiernan, Bureau of Operations, Interstate Commerce Commission, 324 U.S. Post Office Building, 135 High Street, Hartford, Conn.

No. MC 133536 TA, filed March 12, 1969. Applicant: DOVER MOVING AND STORAGE, INC., 753 North Dupont Highway, Dover, Del. 19901. Applicant's representative: J. Richard Berry (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, restricted to the transportation of traffic having a prior or subsequent movement, in containers, beyond the points authorized and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization of such traffic, between points in Delaware, Northampton, and Accomack Counties, Virginia; Caroline, Cecil, Dorchester, Kent, Queen Annes, Somerset, Talbot, Wicomico, and Worcester Counties, Maryland, for 180 days. Supporting shippers: Cartwright Van Lines, Inc., International Division, 4250 24th Avenue West, Seattle, Wash. 98199, Wm. F. Gremmels, Traffic Manager; Higa Fast Pac., Inc., 465 California Street, Suite 530, San Francisco, Calif., Harry T. Takahashi, General Manager. Send protests to: Paul J. Lowry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 206 Old Post Office Building, 129 East Main Street, Salisbury, Md.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[P.R. Doc. 69-3453; Filed, Mar. 21, 1969;
8:49 a.m.]

[Notice 314]

MOTOR CARRIER TRANSFER PROCEEDINGS

MARCH 19, 1969.

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-71101. By order of March 14, 1969, the Motor Carrier Board approved the transfer to McGoldrick Mine & Quarry Supply, Inc., South Windham, Maine, of the operating rights in permit No. MC-116475 (Sub-No. 1) issued January 12, 1967, to Esty's Transportation, Inc., Windham Center Road, South Windham, Maine 04082, authorizing the transportation of: *Classes A, B, and C explosives, and supplies and equipment* used and shipped therewith, from Hudson, Mass., to points in Maine; and returned shipments of the above-specified commodities, from points in Maine to Hudson, Mass. Frederick T. McGonagle, 36 Main Street, Gorham, Maine 04038, attorney for transferee.

No. MC-FC-71134. By order of March 14, 1969, the Motor Carrier Board approved the transfer to Ada M. Mucci, doing business as Winwar's Express, Andover, Mass., of the certificate of registration in No. MC-97804 (Sub-No. 1) issued January 7, 1964, to Samuel A. Mucci, doing business as Winwar's Express, Andover, Mass., authorizing the transportation of general commodities within the State of Massachusetts. Arthur A. Wentzell, Post Office Box 720, Worcester, Mass. 01601, applicant's representative.

No. MC-FC-71157. By order of March 14, 1969, the Motor Carrier Board approved the transfer to Harold Dean Barnes, doing business as Barnes Motor Lines, Bethesda, Md., of the certificate in No. MC-127913 issued May 12, 1967, to Broadius W. Goode, doing business as Goode Motor Lines, Spindale, N.C., authorizing the transportation of used automobiles from Washington, D.C., to points in Rutherford County, N.C., and between points in Rutherford County, N.C., on the one hand, and, on the other, Bristol, Tenn. Boyce A. Whitmore, Post Office Box 908, Hendersonville, N.C. 27536, attorney for applicants.

No. MC-FC-71176. By order of March 14, 1969, the Motor Carrier Board approved the transfer to Wilson Moving & Storage Co., Inc., Buffalo, N.Y., of the certificate in No. MC-18684 issued September 17, 1959, to W. H. Wilson and C. J. Wilson, doing business as Wilson Moving & Storage Co., Buffalo, N.Y., authorizing the transportation of household goods from, to, and between points in the States of Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Missouri, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the Dis-

trict of Columbia. Owen B. Augspurger, 720 Liberty Bank Building, Buffalo, N.Y. 14202, attorney for applicants.

[SEAL] H. NEIL GARSON,
Secretary.

[P.R. Doc. 69-3454; Filed, Mar. 21, 1969;
8:49 a.m.]

[Notice 798]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

MARCH 18, 1969.

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

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

MOTOR CARRIERS OF PROPERTY

No. MC 7073 (Sub-No. 6 TA), filed March 12, 1969. Applicant: EUGENE E. BOOS & RICHARD F. BOOS, doing business as BOOS GRAIN & FERTILIZER CO., Highland, Kans. 66035. Applicant's representative: D. Acklie, 521 South 14th Street, Post Office Box 806, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Molasses*, in bulk, in tank vehicles, from Atchison, Kans., to points in Kansas, Nebraska, Missouri, and Iowa, for 180 days. Note: Applicant does not intend to tack the authority here applied for to other authority held by it, nor to interline with other carriers. Supporting shipper: Industrial Molasses Corp., Midwest Division, 7100 France Avenue South, Minneapolis, Minn. 55435. Send protests to: Thomas P. O'Hara, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 234 Federal Building, Topeka, Kans. 66603.

No. MC 8535 (Sub-No. 29 TA), filed March 12, 1969. Applicant: GEORGE TRANSFER AND RIGGING COMPANY, INCORPORATED, Post Office Box 3969, 2700 Broening Highway, Baltimore, Md. 21222. Applicant's representative: Paul F. Sullivan, 913 Colorado Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

Plywood, hardboard, building panels, particleboard, and accessories used or useful in the installation of such items, from Baltimore, Md., to points in Ohio, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, the District of Columbia, Virginia, West Virginia, Indiana, Illinois, Michigan, and Kentucky, for 180 days. Supporting shipper: Evans Products Co., Post Office Box 880, Corona, Calif. 91720. Attention: Gordon T. Adams, General Traffic Manager. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1125 Federal Building, Baltimore, Md. 21201.

No. MC 13651 (Sub-No. 11 TA), filed March 11, 1969. Applicant: PEOPLES TRANSFER, INC., Post Office Box 6367, 1400 North Black Canyon Highway, Phoenix, Ariz. 85005. Applicant's representative: A. Michael Bernstein, 1327 United Bank Building, 3550 North Central, Phoenix, Ariz. 85012. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe*, from Long Beach, Calif., to Tyrone and Hurley, N. Mex., for 180 days. Supporting shipper: Johns-Manville Products Corp., Post Office Box 9067, Long Beach, Calif. 90810. Send protests to: Andrew V. Baylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 3427 Federal Building, Phoenix, Ariz. 85025.

No. MC 52657 (Sub-No. 662 TA), filed March 12, 1969. Applicant: ARCO AUTO CARRIERS, INC., 2140 West 79th Street, Chicago, Ill. 60620. Applicant's representative: Sam J. Zangri (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* (except those designed to be drawn by passenger automobiles), from Milwaukee, Wis., to points in the Chicago, Ill., commercial zone (except to points in Indiana), for 150 days. Supporting shipper: The Heil Co., Milwaukee, Wis. Send protests to: District Supervisor Roger L. Buchanan, Bureau of Operations, Interstate Commerce Commission, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 83539 (Sub-No. 241 TA), filed March 12, 1969. Applicant: C & H TRANSPORTATION CO., INC., 2010 West Commerce Street, Post Office Box 5976, Dallas, Tex. 75208. Applicant's representative: J. P. Welsh (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aircraft cargo and passenger handling equipment and machinery, and parts and accessories used in connection therewith*, from Salinas, Calif., to points in the United States (except California and Hawaii), for 180 days. Note: Applicant does not intend to tack with existing authority. Supporting shipper: Cochran Western Corp., Post Office Box 890, Salinas, Calif. 93901. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 107743 (Sub-No. 10 TA) (Correction), filed February 27, 1969, published FEDERAL REGISTER, issue of March 7, 1969, and republished as corrected this issue. Applicant: SYSTEM TRANSPORT, INC., East 6523 Broadway Avenue, Spokane, Wash. 99206. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles* as described in appendix V, group III to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, from points in Utah County, Utah, to points in Montana on and west of U.S. Highway 89; points in Idaho in and north of Idaho County; points in Washington, points in Oregon on and north of U.S. Highway 20, for 180 days. Note: The purpose of this republication is to include supporting shippers, inadvertently omitted in previous publication. Supporting shippers: Haskins Steel Co., Inc., Post Office Box 4215, Spokane, Wash. 99202; Stack Steel & Supply Co., 500 South Lander Street, Seattle, Wash. 98134; Alaska Steel & Supply Co., Post Office Box 2905 Terminal Annex, Spokane, Wash. 99220; Comet Corp., North 3808 Sullivan Road, Spokane, Wash. 99216; Spokane Machinery Co., Post Office Box 4306, Station B, Spokane, Wash. 99202; Pybus Steel Co., Post Office Box 678, Wenatchee, Wash. 98801; Coeur d'Alenes Co., Building No. 7, Spokane Industrial Park, Spokane, Wash. 99216; Welk Brothers Metal Products, Spokane, Wash. 99206. Send protests to: L. C. Taylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 401 U.S. Post Office, Spokane, Wash. 99201.

No. MC 113666 (Sub-No. 33 TA), filed March 10, 1969. Applicant: FREEPORT TRANSPORT, INC., 1200 Butler Road, Freeport, Pa. 16229. 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: *Anhydrous ammonia*, in bulk, in tank vehicles, from the plantsite of Central Farmers Fertilizer Co. near Albany, Ill., to points in Iowa; from the plantsite of Central Farmers Fertilizer Co. at Kingston Mines, Ill., to points in Indiana; from the plantsite of Agrico Chemical Co., a division of Continental Oil Corp. at North Pekin, Ill., to points in Indiana; from the plantsite of the Central Nitrogen Corp. near Terre Haute, Ind., to points in Illinois and Ohio; from the plantsite of Agrico Chemical Co., a division of Continental Oil Corp. near Mount Vernon, Ind., to points in Illinois; from the plantsite of Agrico Chemical Co., a division of Continental Oil Corp. near Mount Vernon, Ind., to points in Illinois; from the plantsite of Olin near Joliet, Ill., to points in Indiana, Ohio, and Michigan, for 180 days. Supporting shipper: American Cyanamid Co., Agricultural Division, Post Office Box 400, Princeton, N.J. 08540. Send protests to: John J. England, District Supervisor, Bureau of Operations, Interstate Commerce

Commission, 2109 Federal Building, 1000 Liberty Avenue, Pittsburgh, Pa. 15222.

No. MC 117823 (Sub-No. 36 TA), filed March 11, 1969. Applicant: DUNKLEY REFRIGERATED TRANSPORT, INC., 240 West California Avenue, Salt Lake City, Utah 84115. Applicant's representative: Lon Rodney Kump, 720 Newhouse Building, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, from Thayne, Wyo., to Victor, Idaho, and Salt Lake City, Utah, and *pickles and pickle products* (when shipped with dairy products), from Salt Lake City, Utah, to points in Nevada, Idaho, and California, for 180 days. Note: Applicant also asks for a waiver of the usual no tacking restriction insofar as the dairy products from Thayne, Wyo., is concerned so that this authority may be tacked with applicant's MC-117823 Sub-No. 10 authority which authorizes the transportation of dairy products from named points in Idaho including Victor to points in Nevada, Utah, and California and from named points in Utah, including Salt Lake City, to points in Nevada, Idaho, and California. Supporting shipper: Nelson-Ricks Creamery Co., 314 West Third South Street, Salt Lake City, Utah 84101. Send protests to: John T. Vaughan, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 6201 Federal Building, Salt Lake City, Utah 84111.

No. MC 127505 (Sub-No. 22 TA), filed March 13, 1969. Applicant: RALPH BOELK, doing business as R. H. BOELK TRUCK LINES, 1201 14th Avenue, Mendota, Ill. 61342. Applicant's representative: Walter Kobos, 1016 Kehoe Drive, St. Charles, Ill. 60174. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum shapes or molding*, from St. Charles, Ill., to Wakarusa and Monon, Ind., for 180 days. Supporting shipper: Amax Aluminum Extrusion Products, Inc., Box 468, Powis Road, St. Charles, Ill. 60174. Send protests to: William E. Gallagher, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 129352 (Sub-No. 2 TA), filed March 13, 1969. Applicant: JAMES CREAGER, doing business as CREAGER TRUCKING CO., 208 Southeast Oak Street, Portland, Ore. 97214. Applicant's representative: George R. LaBlissiere, 1424 Washington Building, Seattle, Wash. 98101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from Arlington, Wash., to points in California, for 180 days. Supporting shipper: Northwest Hardwoods, Inc., American Bank Building, Portland, Ore. 97205. Send protests to: District Supervisor W. J. Huetig, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Building, 120 Southwest Fourth Avenue, Portland, Ore. 97204.

No. MC 129387 (Sub-No. 6 TA), filed March 12, 1969. Applicant: BILL PAYNE,

doing business as **BILL PAYNE TRUCKING COMPANY**, Highway 14 East, Post Office Box 1271, Huron, S. Dak. 57350. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and packinghouse products* as described in "Descriptions in Motor Carrier Certificates," 61 M.C.C. 209 and 766, sections A and C, from packinghouse plantsites or warehouse facilities at or near (within 10 miles of Huron, S. Dak.), to Los Angeles, Sacramento, Oakland, and San Francisco, Calif. and commercial zones thereof, for 180 days. Supporting shipper: Flanery Meats, Inc., Huron, S. Dak. 57350; Richard D. Flanery, President. Send protests to: J. L. Hammond, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 369, Federal Building, Pierre, S. Dak. 57501.

No. MC 129708 (Sub-No. 4 TA), filed March 10, 1969. Applicant: **McRAY TRUCK LINE, INC.**, Post Office Box 329, Springfield, Ky. 40069. Applicant's representative: George M. Catlett, Suite 703, 706 McClure Building, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Rigid polyvinyl chloride pipe, and fittings and accessories therefor*, from the plantsite of Universal Pipe and Plastic, Inc., near Springfield, Ky., to points in Texas, Arkansas, Louisiana, Oklahoma, Kansas, Missouri, Iowa, Minnesota, and points in the United States on and east of the Mississippi River; (2) *Chemicals*, in bags, from New York, N.Y., and Houston, Tex.,

to the plantsite of Universal Pipe and Plastic, Inc., near Springfield, Ky.; (3) *Calcium stearate*, in bags, from St. Louis, Mo., to the plantsite of Universal Pipe and Plastic, Inc., near Springfield, Ky.; (4) *Resins*, in bags, from Painesville, Ohio, to the plantsite of Universal Pipe and Plastic, Inc., near Springfield, Ky.; (5) *Advawax plastoflex*, in bags, from New Brunswick, N.J., to the plantsite of Universal Pipe and Plastic, Inc., near Springfield, Ky.; and (6) *Acryloid*, in bags, from Philadelphia, Pa., to the plantsite of Universal Pipe and Plastic, Inc., near Springfield, Ky., for 180 days. Supporting shipper: John I. Geary, General Plant Manager, Universal Pipe and Plastic, Inc., Post Office Box 328, Springfield, Ky. 40069. Send protests to: Wayne L. Merilatt, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 426 Post Office Building, Louisville, Ky. 40202.

No. MC 133537 TA, filed March 12, 1969. Applicant: **CHARLES A. HUMMEL**, doing business as **HUMMEL BROS.**, R.F.D. No. 4, Dixon, Ill. 61021. Applicant's representative: William H. Towle, Suite 1625, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dry animal and poultry feed*, in bulk, and (2) *Dry animal and poultry feed in bags* when transported in the same vehicle and at the same time as the commodities described in (1) above, from Mendota, Ill., to points in Iowa on and east of U.S. Highway 69, Wisconsin on and south of U.S. Highway 10, and

Indiana on and west of U.S. Highway 31 and on and north of U.S. Highway 36, for 180 days. Supporting shipper: Swift & Co., 115 West Jackson Boulevard, Chicago, Ill. 60604. Send protests to: Andrew J. Montgomery, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Room 1086, Chicago, Ill. 60604.

No. MC 133542 TA, filed March 13, 1969. Applicant: **FLOYD WILD**, Post Office Box 91, Marshall, Minn. 56258. Applicant's representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, Minn. 55403. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fruit juice drinks, imitation maple flavored syrup, pancake mixes, and frozen foods*, moving in shipper-owned trailers, from Marshall, Minn., to points in Illinois, Indiana, Iowa, Michigan, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin, for 180 days. Supporting shippers: Vita-Sun Distributing Co., 115 West College Drive, Marshall, Minn. 56258; Schwan's Sales Enterprises, Inc., 115 West College Drive, Marshall, Minn. 56258. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn. 55401.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-3400; Filed, Mar. 20, 1969;
8:48 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—MARCH

The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during March

3 CFR	Page	7 CFR—Continued	Page	14 CFR—Continued	Page
PROCLAMATIONS:					
3896	3789	1061	3808	97	4945, 5225, 5487
3897	3791	1064	5509	121	5429, 5543
3898	4935	1068	3833	151	3656, 4885
3899	5365	1070	5077	153	3656
3900	5421	1071	5108	199	3657
3901	5423	1073	5552	240	3741
3902	5479	1078	5077	241	3741
EXECUTIVE ORDERS:					
10938 (revoked by EO 11460)	5536	1079	5077, 5078, 5302	249	5253
11007 (see EO 11458)	4937	1103	5020, 5258	298	4955
11457	3793	1104	5108	375	5253
11458	4937	1106	5108	385	3742
11459	5057	1133	5383	399	3742
11460	5535	1138	5334	PROPOSED RULES:	
5 CFR					
213	5003, 5325, 5367	1202	4893	1	5440
315	5367	8 CFR			
332	5367	204	5325	21	3695, 4893, 5441
713	5367	212	5326	23	5440
752	5372	245	5326	25	5020, 5440
771	5372	248	5326	27	5020
7 CFR					
52	5151	PROPOSED RULES:			
55	5223	100	5509	33	5020
58	5099	242	5509	36	4893
318	4879	299	5509	37	5441
319	5373	9 CFR			
362	5537	74	5007	39	4894, 5110
722	3733, 5099, 5481	145	5541	43	3695, 5440
728	5537	146	5541	65	3695
729	5538	147	5543	71	3696-3699, 3851, 4894, 4974, 5022, 5060, 5078, 5079, 5111, 5180, 5181, 5335-5338, 5442
730	3733	10 CFR			
775	3795, 5003	1	5427	73	5022
811	3795, 5425	20	5254	75	5080
842	3795	12 CFR			
876	5003	226	5326	91	3695, 5259, 5440
877	3733	526	5151	121	3751, 5552
891	3737	545	4884, 5375	135	5442
905	5373, 5374, 5481	563	5376	145	3695, 5441
906	5155, 5298, 5374	569	5151	147	3751
907	3738, 4879, 5059, 5156, 5299, 5426	584	3796	151	5111
908	4880, 4956, 5156, 5375, 5427	PROPOSED RULES:			
910	3674,	523	5022	157	3756
	3738, 5006, 5059, 5299, 5375, 5539	531	5022	430	5443
912	3674, 5006, 5540	545	5024, 5338	16 CFR	
913	3675, 5007, 5300, 5540	556	5024	13	3658, 3659, 5060, 5485, 5486
944	5156	561	5024	15	3742, 5061
953	5059, 5157	571	5024	240	4926
965	5157	584	4895	503	4956
980	5481	PROPOSED RULES:			
991	4956	249	5387		
993	3675	251	5444	17 CFR	
1071	5482	13 CFR			
1106	5482	106	5327	231	4886, 5547
1130	3676	14 CFR			
1424	4880, 5300	25	5543	271	5547
1427	4882	39	3738,	PROPOSED RULES:	
PROPOSED RULES:					
51	5301, 5331	4885, 4939, 4940, 5327, 5427-5429,		230	5027
906	4969	5545, 5546		231	5303, 5339
919	5301	61	5429	240	4896
944	5382	71	3655,	241	5303
959	4969	3796, 4502, 4940-4944, 5008-5010,		270	5027
980	5077	5060, 5009, 5100, 5157, 5223, 5224,		271	5303, 5339
1005	5013	5328, 5430-5431, 5546, 5547		18 CFR	
1009	5013	73	3656, 4502, 5157, 5547	260	5223
1036	5013	75	4502, 5010, 5431	620	5508
		95	3738	PROPOSED RULES:	
				157	5182
				19 CFR	
				1	5431
				4	4957
				16	4957
				30	4957

19 CFR—Continued

PROPOSED RULES:

31..... 5382

20 CFR

PROPOSED RULES:

604..... 3748

21 CFR

1..... 4886, 5291

3..... 5254

8..... 5376

120..... 5100, 5255, 5291

121..... 4887,

4888, 5010, 5100, 5101, 5292, 5376

320..... 4888, 4889

PROPOSED RULES:

31..... 5436

121..... 3748

22 CFR

42..... 4964

501..... 3659

25 CFR

131..... 3686

221..... 5061, 5548

PROPOSED RULES:

221..... 5382

26 CFR

1..... 5011, 5292

170..... 3662

179..... 3662

194..... 3663

196..... 3667

197..... 3667

201..... 3669

240..... 3670

245..... 3671

250..... 3673

251..... 3673

296..... 3672

301..... 3673

PROPOSED RULES:

1..... 3700, 5067

25..... 5067

31..... 5067

36..... 5067

41..... 5067

45..... 5067

46..... 5067

48..... 5067

49..... 5067

147..... 5067

151..... 5067

152..... 5067

301..... 5067

28 CFR

0..... 4889

29 CFR

464..... 5158

465..... 5158

526..... 5549

1505..... 3776

PROPOSED RULES:

462..... 5176

602..... 5434

603..... 5434

608..... 5434

609..... 5434

29 CFR—Continued

PROPOSED RULES—Continued

610..... 5434

611..... 5434

612..... 5434

614..... 5434

615..... 5434

687..... 5434

30 CFR

PROPOSED RULES:

55..... 5258

56..... 5258

57..... 5258

31 CFR

5..... 5159

32 CFR

79..... 5293

195a..... 5483

536..... 5483

577..... 4965, 5293

850..... 5432

907..... 5432

1453..... 5549

1600..... 5293

1606..... 5293

33 CFR

117..... 5012

207..... 4967

208..... 4967, 5159, 5549

210..... 5294

PROPOSED RULES:

401..... 5025, 5339

36 CFR

7..... 5012, 5255, 5377

311..... 4968

326..... 4968

37 CFR

1..... 5550

PROPOSED RULES:

1..... 4973

3..... 4973

38 CFR

4..... 5062

8..... 5064

36..... 4889

39 CFR

124..... 5329

125..... 5329

134..... 5329

141..... 5329

151..... 5329

171..... 3797

PROPOSED RULES:

132..... 5013

41 CFR

3-1..... 5159

3-2..... 5159

3-3..... 5159

3-4..... 5159

3-5..... 5159

3-6..... 5159

3-7..... 5159

3-55..... 5159

5B-3..... 4890

41 CFR—Continued

8-16..... 5550

9-1..... 4890

9-3..... 5377

9-16..... 4890

9-53..... 4890

12B-1..... 5064

12B-3..... 5064

12B-4..... 5065

29-60..... 5169

101-18..... 5255

101-19..... 5255

101-20..... 5256

101-26..... 5329

101-38..... 5256

101-39..... 5256

101-45..... 5172

42 CFR

205..... 3743

PROPOSED RULES:

54..... 3689

73..... 5177, 5436

209..... 3749

43 CFR

402..... 5066

PUBLIC LAND ORDER:

4538 (corrected)..... 5012

PROPOSED RULES:

4..... 5173

45 CFR

145..... 3801

177..... 3801

250..... 3745

801..... 5066

1061..... 3686

PROPOSED RULES:

416..... 3689

46 CFR

PROPOSED RULES:

Ch. II..... 4973

47 CFR

1..... 5102

2..... 5104, 5378

5..... 3801

21..... 5172

73..... 3802, 3804, 5106, 5107

81..... 3806

87..... 3807, 5378

89..... 3807

91..... 3807

93..... 3807

95..... 3807

PROPOSED RULES:

1..... 3852, 5384

2..... 5385

18..... 5385

21..... 3852, 5385

31..... 5114

43..... 3853

73..... 3853-3855,

3857, 4895, 5080, 5120, 5385

74..... 3858, 5385, 5553

81..... 5386

83..... 5386

89..... 5385

91..... 5385

93..... 5385

49 CFR	Page
232.....	5338
369.....	3687
371.....	3688
1033.....	3746, 5297, 5298, 5380
1048.....	4892

PROPOSED RULES:

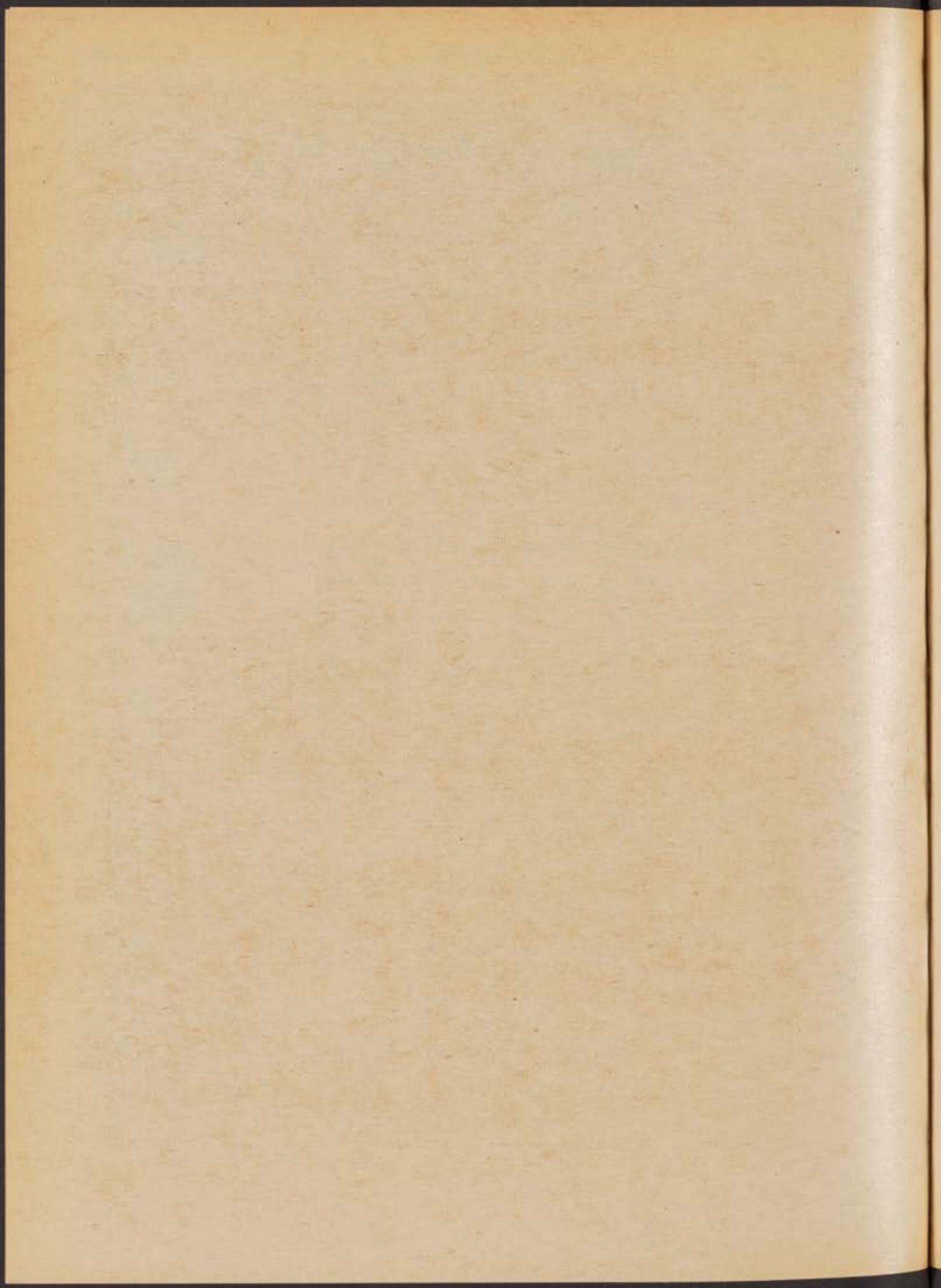
71.....	3852
172.....	5112
173.....	5112, 5113
371.....	3699, 5383
1203.....	4897

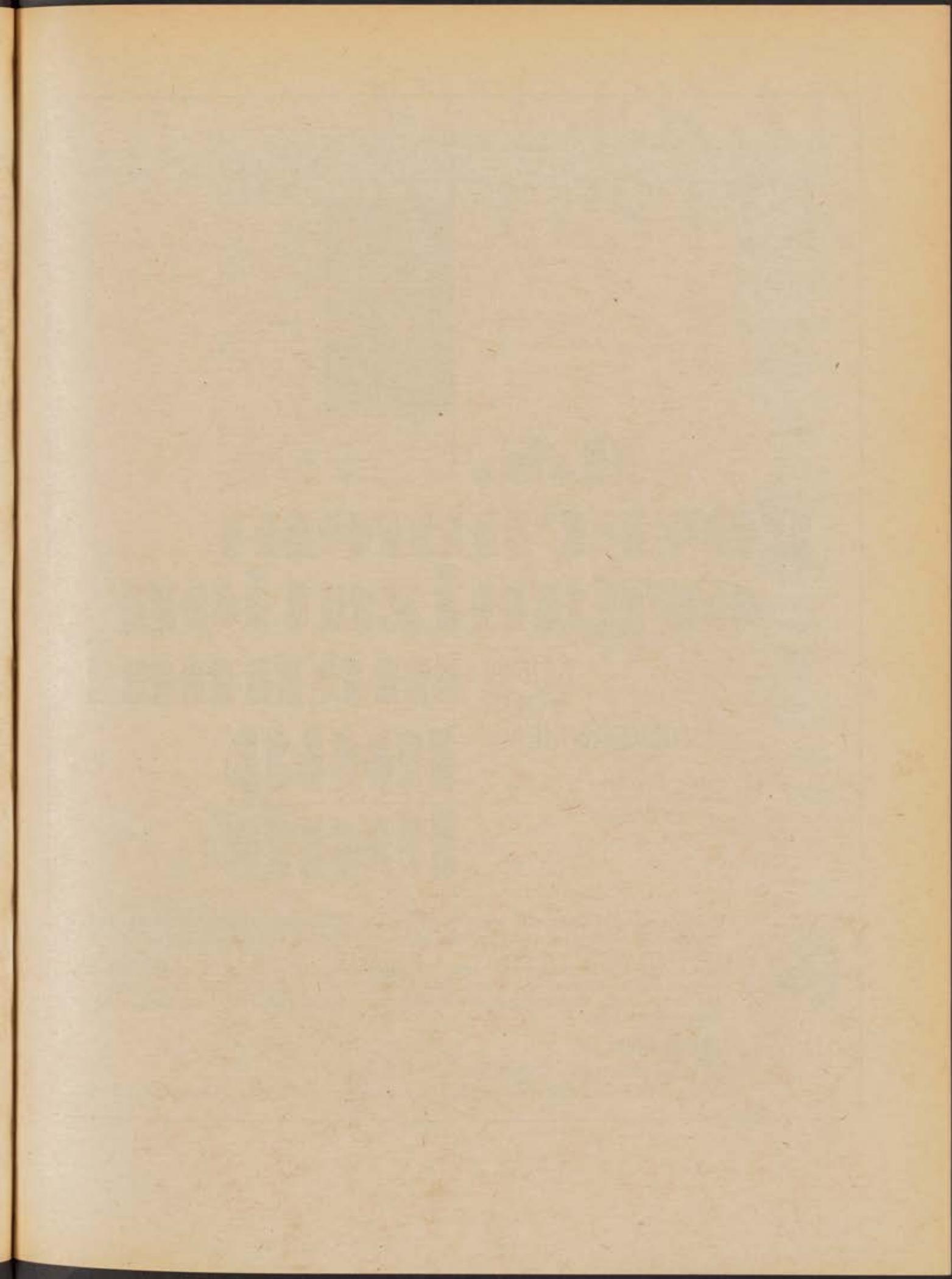
50 CFR

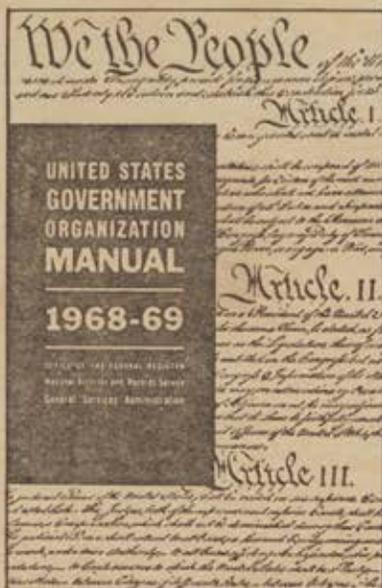
28.....	4892, 5298, 5432
33.....	3747,
	4892, 5066, 5100, 5172, 5298, 5330,
	5380, 5381, 5432, 5433, 5550, 5551

PROPOSED RULES:

280.....	5258
----------	------







U.S.
government
organization
manual
1968
1969

KNOW
YOUR
GOVERNMENT



Presents essential information about Government agencies (updated and republished annually). Describes the creation and authority, organization, and functions of the agencies in the legislative, judicial, and executive branches.

This handbook is an indispensable reference tool for teachers, librarians, researchers, scholars, lawyers, and businessmen who need current official information about the U.S. Government. The United States Government Organization Manual is the official guide to the functions of the Federal Government.

\$2.00 per copy. Paperbound, with charts

Order from Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.