

# FEDERAL REGISTER

VOLUME 34 • NUMBER 62

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Pages 5979-6024

## Agencies in this issue—

The President  
Administrative Conference of the  
United States  
Atomic Energy Commission  
Civil Aeronautics Board  
Civil Service Commission  
Coast Guard  
Consumer and Marketing Service  
Customs Bureau  
Defense Department  
Federal Aviation Administration  
Federal Communications Commission  
Federal Highway Administration  
Federal Power Commission  
Federal Register Administrative  
Committee  
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Maritime Administration  
National Bureau of Standards  
National Commission on Product  
Safety  
National Park Service  
Patent Office  
Post Office Department  
Securities and Exchange Commission  
Small Business Administration

Detailed list of Contents appears inside.



Just Released

## CODE OF FEDERAL REGULATIONS

Title 3—The President, 1968 Compilation----- \$0.75

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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.

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## Title 3—THE PRESIDENT

### Executive Order 11462

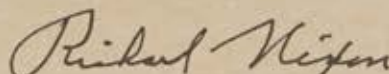
#### PROVIDING FOR THE CLOSING OF GOVERNMENT DEPARTMENTS AND AGENCIES ON MARCH 31, 1969, AND FOR THE GRANTING OF ADMINISTRATIVE LEAVE ON MARCH 28, 1969

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

SECTION 1. All executive departments, independent establishments, and other governmental agencies, including their field services, shall be closed on Monday, March 31, 1969, as a mark of respect for General of the Army Dwight David Eisenhower, the thirty-fourth President of the United States.

SEC. 2. Section 1 of this order shall not apply to those offices and installations, or parts thereof, in the Department of State, the Department of Defense, or other departments, independent establishments, and governmental agencies which the heads thereof determine should remain open for reasons of national security or defense or other public reasons.

SEC. 3. The heads of executive departments, independent establishments, and other Government agencies may excuse from duty for the remainder of his tour of duty on Friday, March 28, 1969, without charge to leave, any employee engaged in the performance of his duty at the time of the death of General Eisenhower at 12:25 p.m. on that day.



THE WHITE HOUSE,  
March 28, 1969.

[F.R. Doc. 69-3945; Filed, Apr. 1, 1969; 10:53 a.m.]





# Rules and Regulations

## Title 1—GENERAL PROVISIONS

### Chapter I—Administrative Committee of the Federal Register

#### CFR CHECKLIST 1969 Issuances

This checklist, prepared by the Office of the Federal Register, is published in the first issue of each month. It is arranged in the order of CFR titles, and shows the issuance date and price of revised volumes and supplements of the Code of Federal Regulations issued to date during 1969. New units issued during the month are announced on the inside cover of the daily FEDERAL REGISTER as they become available.

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

| CFR unit (as of Jan. 1, 1969): | Price  |
|--------------------------------|--------|
| 3 1936-1938 Compilation.....   | \$6.00 |
| 1968 Compilation.....          | .75    |
| 4 (Rev.).....                  | .50    |
| 12 Parts:                      |        |
| 1-299 (Rev.).....              | 2.00   |
| 300-end (Rev.).....            | 2.00   |
| 13 (Rev.).....                 | 1.25   |
| 16 Parts 150-end (Rev.).....   | 2.00   |
| 26 Parts:                      |        |
| 2-29 (Rev.).....               | 1.25   |
| 500-599 (Rev.).....            | 1.50   |
| 30 (Rev.).....                 | 1.50   |
| 32 Parts:                      |        |
| 400-589 (Rev.).....            | 2.00   |
| 1600-end (Rev.).....           | 1.00   |
| 41 Chapters:                   |        |
| 5-5D (Rev.).....               | 1.25   |
| 19-100 (Rev.).....             | 1.00   |
| 101-end (Rev.).....            | 1.75   |
| 43 Parts 1000-end (Rev.).....  | 2.75   |
| 46 Parts 146-149 (Rev.).....   | 3.75   |

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 213—EXCEPTED SERVICE

##### Department of Labor

Section 213.3315 is amended to show that the position of Private Secretary to the Special Assistant to the Secretary for Communications is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (26) is added to paragraph (a) of § 213.3315 as set out below.

#### § 213.3315 Department of Labor.

(a) *Office of the Secretary.* \* \* \*

(26) One Private Secretary to the Special Assistant to the Secretary for Communications.

(5 U.S.C. 3301, 3302, E.O. 10577, 3 CFR 1954-1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,  
[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-3825; Filed, Apr. 1, 1969;  
8:49 a.m.]

#### PART 213—EXCEPTED SERVICE

##### Department of Transportation

Section 213.3394 is amended to show that one position of Special Assistant to the Under Secretary is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (13) is added to paragraph (a) of § 213.3394 as set out below.

#### § 213.3394 Department of Transportation.

(a) *Office of the Secretary.* \* \* \*

(13) One Special Assistant to the Under Secretary.

(5 U.S.C. 3301, 3302, E.O. 10577, 3 CFR 1954-1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,  
[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-3826; Filed, Apr. 1, 1969;  
8:49 a.m.]

#### PART 550—PAY ADMINISTRATION (GENERAL)

##### Determining Entitlement

Paragraph (c) of § 550.803 is revised to make clear that any court having jurisdiction in a civilian pay or personnel action, including the United States Court of Claims, is considered an "appropriate authority" as that term is used in 5 U.S.C. 5596 and Subpart H of Part 550 of Chapter I of Title 5 of the Code of Federal Regulations. As revised the paragraph reads as follows:

#### § 550.803 Determining entitlement.

(c) The appropriate authority referred to in section 5596 of title 5, United States Code, and this subpart is (1) the agency or the office or official in an agency authorized under applicable law or regulation to correct, or to direct the correction of, the unjustified or unwarranted personnel action, or (2) a court having jurisdiction to make a determination that a personnel action is unjustified or unwarranted.

(5 U.S.C. 5596)

UNITED STATES CIVIL SERVICE COMMISSION,  
[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-3823; Filed, Apr. 1, 1969;  
8:49 a.m.]

## Title 14—AERONAUTICS AND SPACE

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

[Airspace Docket No. 68-EA-145]

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

##### Alteration of Transition Area

On page 1910 of the FEDERAL REGISTER for February 8, 1969, the Federal Aviation Administration published proposed regulations which would alter the Batavia, N.Y., transition area.

Interested parties were given 30 days after publication in which to submit written data or views. No objections to the proposed regulations have been received.

In view of the foregoing, the proposed regulations are hereby adopted effective 0901 G.m.t., May 29, 1969.

(Sec. 307(a), Federal Aviation Act of 1958; 72 Stat. 749; 49 U.S.C. 1348; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in Jamaica, N.Y., on March 19, 1969.

WAYNE HENDERSHOT,  
Acting Director, Eastern Region.

1. Amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to delete in the description of the Batavia, N.Y., transition area "4-mile radius" wherever it appears and insert in lieu thereof "5-mile radius"; delete the name "Batavia Airport" and insert in lieu thereof "Genesee County Airport". Following the words "miles S of the airport" add "and within 2 miles each side of the Genesee, N.Y., VORTAC 302" radial, extending from the 5-mile radius area to 20 miles NW of the Genesee, N.Y., VORTAC".

[F.R. Doc. 69-3800; Filed, Apr. 1, 1969;  
8:47 a.m.]



[Airspace Docket No. 69-SW-17]

**PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS****Alteration of Federal Airway Segment and Control Zone**

The purpose of this amendment is to alter the descriptions of the VOR Federal airway No. 94 and the Shreveport, La. (Barksdale AFB), control zone.

The present descriptions include specific references to the Barksdale VOR navigational facility; however, the name of this facility has been changed to the Elm Grove VOR effective April 3, 1969.

As this amendment imposes no additional burden on any person, notice and public procedures hereon are unnecessary and the amendment may be made effective April 3, 1969.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., April 3, 1969, as hereinafter set forth.

Section 71.123 (34 F.R. 4509) is amended as follows:

In V-94 "12 AGL Barksdale AFB, La.," is deleted and "12 AGL Elm Grove, La.," is substituted therefor.

In § 71.171 (34 F.R. 4625) the Shreveport, La. (Barksdale AFB), control zone is amended by deleting "Barksdale VOR" and substituting "Elm Grove VOR" therefor.

(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 24, 1969.

A. L. COULTER,

Acting Director, Southwest Region.

[F.R. Doc. 69-3801; Filed, Apr. 1, 1969; 8:47 a.m.]

[Airspace Docket No. 69-WA-2]

**PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS****Designation of Federal Airway**

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to designate the U.S. segment of Blue Federal airway No. 40 from the Haines, Alaska, RBN 1,200 feet AGL Robinson, Yukon Territory, Canada, RBN. This airway is designated at the request of the Canadian Department of Transport to facilitate air traffic control procedures in the Whitehorse, Yukon Territory, Canada, terminal area. The amount of new airspace to be designated will be minimal.

Since this amendment is minor in nature and one in which the public is not particularly interested, notice and public procedure thereon is unnecessary. However, since it is necessary to allow sufficient time to make the changes to aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., May 29, 1969, as hereinafter set forth.

In § 71.109 (34 F.R. 4508) the following is added:

B-40 From the Haines, Alaska, RBN, 12 AGL Robinson, Yukon Territory, Canada, RBN, excluding the portion within Canada. (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 Washington, D.C., on March 25, 1969.

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

[F.R. Doc. 69-3802; Filed, Apr. 1, 1969; 8:47 a.m.]

[Airspace Docket No. 69-PC-1]

**PART 73—SPECIAL USE AIRSPACE****Alteration of Restricted Area**

The purpose of this amendment to Part 73 of the Federal Aviation Regulations is to alter the boundaries and the designated altitudes of the Humuula, Hawaii, Restricted Area R-3103.

A review of the annual utilization report for R-3103 has disclosed that portions of the danger impact area extend outside of the present restricted area boundaries and that the upper 8,000 feet of the area has not been used. Therefore, the Department of the Army has agreed to the alteration of R-3103 which will result in a reduction of 47 square miles in area and a lowering of the ceiling from 36,000 feet MSL to 30,000 feet MSL.

Since this amendment is minor in nature and is immediately needed to insure the safety of the operations being conducted therein, notice and public procedure hereon is both unnecessary and impractical. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., May 29, 1969, as hereinafter set forth.

In § 73.31 (34 F.R. 4824) the Humuula, Hawaii, Restricted Area R-3103 is amended to read:

**R-3103 HUMUULA, HAWAII**

**Boundaries.** Beginning at lat. 19°48'25" N., long. 155°37'30" W.; thence to lat. 19°43'30" N., long. 155°29'20" W.; thence to lat. 19°35'00" N., long. 155°34'30" W.; thence to lat. 19°35'00" N., long. 155°40'25" W.; thence to lat. 19°40'15" N., long. 155°43'45" W.; thence to lat. 19°46'40" N., long. 155°42'20" W.; to the point of beginning.

**Designated altitudes.** Surface to 30,000 feet MSL.

**Time of designation.** Continuous.

**Controlling agency.** Federal Aviation Administration, Hilo Combined Station/Tower.

**Using agency.** Commanding General, U.S. Army, Hawaii, Schofield Barracks, Hawaii.

(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 25, 1969.

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

[F.R. Doc. 69-3799; Filed, Apr. 1, 1969; 8:47 a.m.]

**Title 19—CUSTOMS DUTIES****Chapter I—Bureau of Customs, Department of the Treasury**

[T.D. 69-91]

**PART 16—LIQUIDATION OF DUTIES****Countervailing Duties; Ski-Lifts From Italy**

Notice of reduction of countervailing duties imposed under section 303, Tariff Act of 1930, by reason of the payment or bestowal of a bounty or grant on exportation of ski-lifts from Italy.

In Treasury Decision 68-288, published in the FEDERAL REGISTER on November 22, 1968, notice was given that ski-lifts and parts thereof from Italy are subject to bounties or grants within the meaning of section 303 of the Tariff Act, 1930, as amended (19 U.S.C. 1303). The net amount of such bounty or grant was that specified in a listing attached as Annex A.

Information now available indicates that certain of the net amounts of the bounty or grant specified in Annex A to the notice of November 22, 1968, should be revised, effective January 10, 1969, as indicated below.

Accordingly in accordance with section 303 of the Tariff Act of 1930, as amended (19 U.S.C. 1303) the net amounts of the bounty or grant on ski-lifts or parts thereof from Italy have been ascertained and determined or estimated, and such net amounts are declared to be as follows:

**ANNEX A**

|                   |                      |
|-------------------|----------------------|
| Stations          | 11.19 lire per kilo. |
| Electric motor    | 35.00 lire per kilo. |
| Gasoline engine   | 35.00 lire per kilo. |
| Panel             | 11.19 lire per kilo. |
| Towers            | 13.63 lire per kilo. |
| Sheave            | 11.19 lire per kilo. |
| Chairs            | 8.63 lire per kilo.  |
| Cable             | 14.73 lire per kilo. |
| Launching         | 11.19 lire per kilo. |
| Monorail          | 13.63 lire per kilo. |
| Other metal parts | 11.19 lire per kilo. |
| Nonmetallic parts | None.                |

Effective with respect to all dutiable ski-lifts or parts thereof imported directly or indirectly from Italy and entered, or withdrawn from warehouse, for consumption on or after January 10, 1969, and which benefit from such bounty or grant, there shall be collected, in addition to any other duties estimated or determined to be due, countervailing duties in the amount ascertained in accordance with the above declaration.

With respect to importations of a complete ski-lift, countervailing duties will be collected on the basis of the countervailing duties applicable to the component parts thereof.

The table in § 16.24(f) of the Customs Regulations is amended by inserting after



the last line under "Italy—ski-lifts and ski-lift parts \* \* \* the number of this Treasury Decision in the column headed "Treasury Decision" and the words "New Rate" in the column headed "Action."

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

Approved: March 27, 1969.

MATTHEW J. MARKS,  
Acting Assistant Secretary  
of the Treasury.

[F.R. Doc. 69-3849; Filed, Apr. 1, 1969;  
8:51 a.m.]

## Title 21—FOOD AND DRUGS

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

#### SUBCHAPTER E—REGULATIONS UNDER SPECIFIC ACTS OF CONGRESS OTHER THAN THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

#### PART 281—ENFORCEMENT OF THE TEA IMPORTATION ACT

##### Tea Standards 1969-70

Pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Tea Importation Act (secs. 2, 10, 29 Stat. 607, 41 Stat. 712, 57 Stat. 500; 21 U.S.C. 42, 50) and delegated to the Commissioner of Food and Drugs (21 CFR 2.120), the regulations for the enforcement of the act (21 CFR Part 281) are amended by revising § 281.19(a) to read as follows:

##### § 281.19 Tea standards.

(a) Samples for standards of the following teas, prepared, identified, and submitted by the Board of Tea Experts on February 12, 1969, are hereby fixed and established as the standards of purity, quality, and fitness for consumption under the Tea Importation Act for the year beginning May 1, 1969, and ending April 30, 1970:

- (1) Formosa oolong.
- (2) Ceylon-India-Indonesia black (all black tea except Formosa and Japan black).
- (3) Formosa black (Formosa black and Japan black).
- (4) Green tea.
- (5) Canton type (all Canton type teas including scented Canton and Canton oolong types).

These standards apply to tea shipped from abroad on or after May 1, 1969. Tea shipped prior to May 1, 1969, will be governed by the standards that became effective May 1, 1968 (33 F.R. 4462).

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since the amendment is based upon the recommendation of the Board of Tea Experts, which is comprised of tea experts drawn from the Food and Drug Administration and the tea trade to be representative of the trade as a whole.

*Effective date.* This order shall become effective May 1, 1969.

(Secs. 2, 10, 29 Stat. 607, 41 Stat. 712, 57 Stat. 500; 21 U.S.C. 42, 50)

Dated: March 26, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-3784; Filed, Apr. 1, 1969;  
8:45 a.m.]

## Title 32—NATIONAL DEFENSE

### Chapter I—Office of the Secretary of Defense

#### SUBCHAPTER M—MISCELLANEOUS

#### PART 198—TECHNICAL MANUAL (TM) MANAGEMENT

The Assistant Secretary of Defense (Installations and Logistics) approved the following on January 24, 1969:

- Sec.
- 198.1 Purpose and objective.
  - 198.2 Applicability.
  - 198.3 Definitions.
  - 198.4 Policies.
  - 198.5 Responsibilities.
  - 198.6 Technical Manual cost reduction goals and reporting requirements.

*AUTHORITY:* The provisions of this Part 198 are issued under 5 U.S.C. 301.

##### § 198.1 Purpose and objective.

(a) This part establishes policies and procedures for the management of technical manuals (TMs) used by the Department of Defense.

(b) The objectives of this part are to (1) improve the adequacy, utility and pertinency of the technical content of TMs, (2) assure their timely delivery to using activities, (3) reduce costs, and (4) accelerate information feedback to effect necessary corrections, changes and revisions.

##### § 198.2 Applicability.

The provisions of this part apply to all DoD Components.

##### § 198.3 Definitions.

As used in this part, the following definitions apply:

(a) Technical manuals (TMs) are defined as publications and other forms of documentation containing a description of equipment, weapons, or weapons systems, with instructions for effective use, including one or more of the following sections as required: Instructions covering initial preparation for use; operational instructions; maintenance instructions; overhaul instructions; parts list or parts breakdown; and related technical information or procedures exclusive of those procedures of an administrative nature. Categories of publications technical in nature, but containing general stockpile reporting and supply procedures for certain materiel, such as nuclear items, may be included within the scope of this definition upon determination by using DoD Components.

(b) Engineering Review is a desk top review of a proposed TM conducted by contractor and DoD Component engineering and technical personnel familiar with the equipment system, without performing the operations or maintenance on the equipment system for which the TM was written.

(c) In-process reviews are held during the preparation of the TM primarily to provide guidance to the contractor (by the cognizant DoD Component) to assure that TMs are written in conformance with contract requirements. In-process reviews may be conducted at the contractor's facility or at his source facility at any time during the development of the TM, but normally prior to preparation of final copy or negatives.

(d) Validation is the process by which the contractor (or as otherwise directed by the DoD Component procuring activity) tests a TM for technical accuracy and adequacy, and is accomplished by actual performance of the maintenance and operating instructions on the equipment/system for which the TM was written. It is conducted at the contractor's facility or at the operational site, and entails the actual performance of operating and maintenance procedures (including checkout, calibration, alignment, scheduled removal and replacement instructions and associated checklists) to insure technical accuracy and adequacy. Disassembly and reassembly or unscheduled removal and replacement procedures are validated by actual performance or simulation. Other data such as part numbers or Source, Maintenance and Recoverability Codes in Illustrated Parts Breakdowns (IPBs); and hardware depiction, schematic diagrams, and wiring data contained in TMs are checked against current source data.

(e) Verification is the process by which a TM is tested and proved (under DoD Component jurisdiction) to be adequate for operation and maintenance of equipment procured for operational units. Verification is conducted by using personnel and consists of actual performance of selected operating and maintenance procedures and associated checklists (including checkout, calibration, alignment and scheduled removal and replacement instructions). The items are selected with regard to criticality and complexity.

##### § 198.4 Policies.

(a) The acquisition of TMs shall be scheduled to insure their availability in (1) preliminary form for the prototype and early production stage of the system or equipment and for use in advance training of personnel when required and (2) completed form for the programed operational date for the system or equipment. Such efforts are to be related to DoD Directive 4100.35, "Development of Integrated Logistic Support for Systems and Equipments," June 19, 1964, as appropriate.

(b) To assure technical accuracy and adequacy of TM contents, plans shall be developed for each new group of TMs to

See footnotes at end of document.



support an equipment or a weapon system. This plan will provide, as applicable, for (1) input from specialists representing various military functions (i.e.; Engineering, Operations, Maintenance, Supply, Training, etc.) as required; (2) optimum number and types of conventional publications, with consideration of other media (e.g., audiovisual systems), for presentation of information for the same purposes; (3) engineering review; (4) in process reviews; (5) validation; (6) verification; and (7) acceptance.

(c) As a rule, TMs shall be validated for accuracy and effectiveness of content against the related system or equipment by either contractor or DoD Component specialists, depending on assigned responsibility.

(1) Where excessive cost and/or technical reasons preclude validation as a separate effort, this essential step will be accomplished by other checking methods to the extent practical with results documented on a case by case basis.

(2) Contractual coverage for TMs will define the role of Contractor and/or DoD Component participation in validation/verification requirements.

(3) In all cases, management should provide for validation/verification to extent appropriate to importance of equipment covered in the TMs.

(d) Management attention shall be directed toward controlling and reducing the cost of TM acquisition, distribution and revisions with emphasis on the following:

(1) To facilitate management control and to permit more precise negotiation of TM costs, DoD Components shall (i) establish procedures to determine and record acquisition costs of TMs, and (ii) make appropriate use of Armed Services Procurement Regulation (ASPR) guidance on contract ordering of technical data and cost or price analysis. Such cost data on TMs shall be made available, on request, to all DoD Components for purposes of making cost comparisons.

(2) To reduce costs, the following actions shall be taken wherever practical:

(i) Review TM requirements with user activities as a basis for buying what is needed and avoiding overspecification.

(ii) Standardize specifications for TM preparation with emphasis on effectiveness of content and reduction of costs which do not aid such effectiveness.

(iii) Increase competition in TMs acquisition by procurement of TMs from document contractors when such competition is determined practicable based on consideration of effectiveness such as: (a) Contractual responsibility for design control placed upon the weapons system or equipment contractors thereby limiting the source of requisite technical information; (b) availability of adequate detailed TM specifications and necessary data to support competitive bidding; and (c) sufficient procurement lead time to attain the objective of timely availability of manuals for support of systems in accordance with para-

graph (a) of this section. Where consideration of design control responsibility requires procurement of TMs from the weapon system or equipment contractor, those contractors should be encouraged to seek economies of competition through subcontracting preparation of portions of the publication.

(iv) Increase use of commercially available manufacturer's TMs when satisfactory for Military Service requirements (e.g. accomplishment of operation, maintenance, feedback of equipment behavior, respective activity publication change procedures).

(v) Use previously available publications where pertinent to avoid duplication in preparation of TMs for equipment used by several DoD Components. For common-use systems, subsystems and components, TMs for joint use shall be developed whenever practical to meet needs of the users. When such joint TMs will not meet minimum needs, maximum use will be made of common basic engineering and logistic source data for the separate TMs.

(vi) Maintain contract change controls capable of obtaining savings from reductions in requirements reflecting configuration management (DoD Directive 5010.19, "Configuration Management," July 17, 1968 (published at 33 F.R. 13017) and DoD Instruction 5010.21, "Configuration Management Implementation Guidance," August 6, 1968 (published at 33 F.R. 13020)).

(e) DoD Components shall develop and implement procedures governing (1) the maintenance of an information system which will assure rapid feedback of reports on deficiencies in TMs; (2) timely issuance of changes and revisions to TMs (reflecting configuration management (DoD Directive 5010.19 (33 F.R. 13017) and DoD Instruction 5010.21 (33 F.R. 13020)), engineering changes, new instructions resulting from equipment modification concurrent with issuance of modification directives); and (3) updating of IPBs and other parts lists used in repair procedures.

(f) TMs shall be printed in compliance with the requirements of the Government Printing and Binding Regulations implemented in DoD Instruction 5330.1, "Printing, Binding and Related Equipment Programs," July 6, 1954.<sup>1</sup>

(g) DoD Components shall maintain data files (including indexes as necessary) describing the contents of existing DoD and pertinent commercial TMs for those areas of materiel where there is a reasonable possibility of intra- or inter-departmental commonality in TM content to permit "ready exchange of information and to eliminate duplication of effort and resources" as provided in DoD Directive 5100.36, "DoD Technical Information," December 31, 1962.<sup>1</sup>

(h) DoD Components shall accelerate action to consolidate the number of their specifications and other contractual documents related to the preparation of TMs. This effort shall augment interdepartmental standardization under the

Technical Manual Specifications and Standards (TMSS) standardization area assignment established in accordance with DoD Directive 4120.3, "Defense Standardization Program," April 23, 1965.<sup>1</sup>

#### § 198.5 Responsibilities.

(a) Overall responsibilities for management of technical data and standardization (including TMs) are set forth in DoD Instruction 5010.13, "Technical Data and Standardization Management," December 28, 1964.<sup>1</sup>

(b) Each Military Department and Defense Agency shall, under applicable provisions of DoD Instruction 5010.12, "Management of Technical Data," December 5, 1963.<sup>1</sup>

(1) Furnish appropriate TM management support including programing, budgeting, funding, accounting, and reporting;

(2) Identify an organizational unit to act as the principal point of contact regarding TM management responsibilities; and

(3) Assist the Office of the Secretary of Defense in developing TM management policies, programs, and procedures.

#### § 198.6 Technical Manual cost reduction goals and reporting requirements.

TM cost reduction savings will be sought and reported in accordance with DoD Directive 5010.6, "DoD Cost Reduction and Management Improvement Program," May 21, 1968.<sup>1</sup>

MAURICE W. ROCHE,  
Director, Correspondence and  
Directives Division, OASD  
(Administration).

[F.R. Doc. 69-3779; Filed, Apr. 1, 1969;  
8:45 a.m.]

<sup>1</sup> Filed as part of the original document. Copies available from the U.S. Naval Publications and Forms Center, 5801 Tabor Avenue, Philadelphia, Pa. 19120.

## Title 33—NAVIGATION AND NAVIGABLE WATERS

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

#### SUBCHAPTER I—ANCHORAGES [CGFR 69-10]

#### PART 110—ANCHORAGE REGULATIONS

#### Subpart A—Special Anchorage Areas KINGS POINT, N.Y.

1. The Commander, 3d Coast Guard District, New York, N.Y., by letter dated February 14, 1969, requested the establishment of a special anchorage area in Kings Point Harbor, in General Anchorage No. 4, in the vicinity of Stepping Stones Light, N.Y. A public notice dated October 24, 1968, was issued by Commander, 3d Coast Guard District, New York, N.Y., describing the proposed



anchorage. All known interested parties were notified and requested to comment on the proposal. No objections were received. Therefore, the request is granted and the establishment of a special anchorage area as described in 3 CFR 110.60(j-1) below is granted, subject to the right to change the requirements and to amend the regulations if and when necessary in the public interest.

2. The purpose of this document is to establish and describe the special anchorage area in Kings Point Harbor, in General Anchorage No. 4, in the vicinity of Stepping Stones Light, N.Y., as described in 33 CFR 110.60(j-1) below, wherein vessels not more than 65 feet in length, when at anchor in such special anchorage area, are not required to carry or exhibit anchor lights. The area is principally for use by yachts and other recreational craft. Temporary floats or buoys for marking anchors in place are allowed. Fixed mooring piles or stakes are prohibited. An ordinance of the Village of Kings Point, N.Y., regulates mooring and anchoring in the area which includes this special anchorage area.

3. By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by 14 U.S.C. 632 and the delegation in 49 CFR 1.4(a)(3) of the Secretary of Transportation under 49 U.S.C. 1655(g)(1), 33 CFR Part 110 is amended as follows, to become effective 30 days after publication of this document in the FEDERAL REGISTER:

Section 110.60 is amended by adding a new paragraph (j-1) following paragraph (j), to read as follows:

§ 110.60 Port of New York and vicinity.

(j-1) *Kings Point.* That portion of Long Island Sound Anchorage No. 4 (described in § 110.155) beginning on the shoreline at latitude 40°49'00.3", longitude 73°45'43.5"; thence to latitude 40°49'03.9", longitude 73°45'47.1"; thence to latitude 40°49'12.9", longitude 73°45'41.2"; thence to latitude 40°49'18.7", longitude 73°45'30.3"; thence to latitude 40°49'08.2", longitude 73°45'19"; thence along the shoreline to the point of beginning.

NOTE: Temporary floats or buoys for marking anchors in place are allowed. Fixed mooring piles or stakes are prohibited. An ordinance of the village of Kings Point regulates mooring and anchoring in the area which includes this special anchorage area.

This special anchorage area is within the limits of Long Island Sound Anchorage No. 4 as described in § 110.155(a)(6).

(Sec. 1, 30 Stat. 98, as amended, sec. 6(g)(1), 80 Stat. 937; 33 U.S.C. 180, 49 U.S.C. 1655(g)(1); 49 CFR 1.4(a)(3))

Dated: March 25, 1969.

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

[F.R. Doc. 69-3798; Filed, Apr. 1, 1969; 8:47 a.m.]

# SUBCHAPTER J—BRIDGES

[CFR 69-15]

## PART 117—DRAWBRIDGE OPERATION REGULATIONS

### Wappinger Creek, N.Y.

1. The Penn Central Railroad Co. by letter dated August 29, 1968, requested the Commander, 3d Coast Guard District to revise the special operating regulations for its drawbridge across Wappinger Creek at New Hamburg, N.Y. A public notice dated December 10, 1968, setting forth the proposed revision of the regulations governing this drawbridge was issued by the Commander, 3d Coast Guard District and was made available to all persons known to have an interest in this subject. After consideration of all comments submitted in response to this proposal, the revision is accepted. The purpose of this document is to revise the requirements in 33 CFR 117.190(f)(10).

2. By virtue of the authority vested in me as Commandant, U.S. Coast Guard by 14 U.S.C. 632 and 49 CFR 1.4(a)(3), the text of 33 CFR 117.190(f)(10) reads as follows and shall be effective on and after 30 days after date of publication of this document in the FEDERAL REGISTER:

§ 117.190 Navigable waters in the State of New York and their tributaries; bridges where constant attendance of draw tenders is not required.

(f) The bridges to which this section applies, and the regulations applicable in each case, are as follows:

(10) Wappinger Creek; Penn Central Railroad bridge at New Hamburg. The draw shall be opened promptly upon signal from 11:30 a.m. to 7:30 p.m. from May 15 to October 15. At all other times at least 12 hours' advance notice shall be given to the Chief Train Dispatcher, Penn Central Railroad Company, New York, N.Y.

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

Dated: March 5, 1969.

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

[F.R. Doc. 69-3833; Filed, Apr. 1, 1969; 8:50 a.m.]

## Title 39—POSTAL SERVICE

### Chapter I—Post Office Department

#### PART 822—BUREAUS AND OFFICES

##### Office of the General Counsel

Section 822.2 is amended as follows to update the organization statement of the Office of the General Counsel. These amendments reflect a recent transfer of functions and reassignment of personnel in the Office. Changes are also made due to the enactment of Public Law 90-590,

which amended 39 U.S.C. 4005 relating to false representations in the mails. Other minor amendments are made for purposes of clarification.

Accordingly, in § 822.2 *Office of the General Counsel*, make the following changes:

1. In paragraph (a) make the following changes:

a. In subparagraph (2) strike out the word "fraud" appearing in the first sentence and insert in lieu thereof the words "false representation".

b. In subparagraph (7) strike out the word "fraud" and insert in lieu thereof the words "false representation".

c. In subparagraph (8) strike out the words "regional counsel" and insert in lieu thereof the words "regional legal officers".

d. Subparagraph (10) is amended to read as follows:

(10) Initiates and prosecutes, in his name or by his designee, mailability proceedings under laws prohibiting the mailing of obscene articles, matter relating to lotteries, concealable weapons, extortive or threatening matter, and schemes for obtaining money or property by means of false representations.

e. Subparagraph (11) is amended to read as follows:

(11) Initiates and prosecutes, in his name or by his designee, cases seeking the issuance of orders prohibiting delivery of mail to persons or firms engaged in the use of the mails under fictitious names, those seeking remittances in the mail under false representations, and persons or firms engaged in the seeking of remittances in the mail for obscene matter.

f. Subparagraph (15) is amended to read as follows:

(15) Provides legal services to regional officers either directly or through regional legal officers. Reviews their work and furnishes policy and technical guidance to regional legal officers in performing their functions. Advises Regional Directors on employment and professional development of these officials.

g. Subparagraph (19) is amended to read as follows:

(19) As Contract Compliance Officer for the Post Office Department, directs nationwide contract compliance program (Executive Orders 11246 and 11375), to promote and insure equal employment opportunity for all qualified persons without regard to race, color, religion, sex, or national origin employed by or seeking employment with Government contractors and subcontractors.

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

(b) *Deputy General Counsel.* (1) Exercises direct professional and administrative supervision over the staff of the Office of the General Counsel.

(2) Provides the General Counsel with recommended interpretations, opinions, regulations, and procedures on matters requiring legal action, and provides policy and technical guidance to regional legal officers.



(3) Represents and acts for the General Counsel in his absence or at his request.

3. In paragraph (d), make the following changes:

a. Amend subparagraph (2) to read as follows:

(2) *Mailability Division.* (i) Prepares interpretations as to mailability of matter under statutes relating to obscenity, pandering advertisements, solicitations in the guise of bills or statements of account, master keys, false representations, lotteries, subversive, defamatory, extortion and threatening material, firearms, and poisons, drugs, and other harmful matter.

(ii) Prepares and tries before hearing examiners and the Judicial Officer cases arising under statutes covering obscene matter, lotteries, defamations, false representations, and second-class mail matters involving questions of obscenity.

(iii) Oversees all administrative proceedings concerning the use of mails by pandering advertisers, and acts as appellate official for pandering appeal cases heard by field officials.

(iv) Conducts all administrative proceedings governing solicitations in the guise of bills or statements of account.

(v) Considers and recommends to the General Counsel the closing of post office boxes used for deceptive or other purposes prohibited by postal regulations.

(vi) Assists and collaborates with the Department of Justice in the handling of court proceedings brought against the Post Office Department involving subdivisions (i), (ii), (iii), (iv), and (v) of this subparagraph.

b. Amend subparagraph (4) to read as follows:

(4) *Opinions Division.* (i) Prepares interpretations of laws, regulations, treaties, and conventions. Prepares opinions as requested.

(ii) Renders legal advisory services concerning labor standards and employment policy provisions of contracts, including equal employment opportunity under Executive Orders 11246 and 11375, and is the liaison on such matters with the Department of Labor on behalf of the General Counsel.

(iii) Recommends disposition of questions arising from application of the Private Express Statutes.

(iv) Recommends approval of procedures and actions under laws and executive orders relating to personnel security.

(v) Prepares and tries before hearing examiners and the Judicial Officer cases involving the denial of entry or revocation of entry of second-class mail when obscenity questions are not involved.

(vi) Aids and assists in the negotiation of and interpretation of agreements made with organizations which are the representatives of postal employees.

(vii) Performs all legal services in the procurement of and interpretation of contracts, laws, and regulations for:

(a) The training of postal personnel;

(b) The services of experts and consultants;

(c) Contracts awarded by the Bureau of Research and Engineering; and

(d) The blanket position surety bond, and cafeterias and vending machines.

(viii) Aids and assists in the interpretation and implementation of laws affecting personnel in the Postal Service and Headquarters.

(ix) Assists and collaborates with the Department of Justice in the institution and defense of civil suits involving the Department, other than those handled by other divisions of the Office of the General Counsel.

(x) Acts for the General Counsel in rendering final decisions on behalf of the Department on appeals from the denial of access to records maintained in the Department or in the postal field service.

(xi) Through the Deputy Assistant General Counsel, who reports directly to the General Counsel on such matters, assists and acts for the General Counsel in all matters relating to his function of Ethical Conduct Counselor for the Department.

c. Amend subparagraph (5) to read as follows:

(5) *Real Property and Procurement Division.* (i) Prepares legal opinions and documents, approves contracts as to legal sufficiency, and performs all other legal services arising from the acquisition, management, disposal, and leasing of real property or space by the Post Office Department.

(ii) Performs the legal services in connection with the acquisition, construction, alteration, extension, modernization, and management of federally owned buildings used primarily for postal purposes.

(iii) Performs the legal services in connection with contracting for procurement of services and supplies in all procurement matters, except those specifically assigned to other divisions of the Office of the General Counsel.

(iv) Assists and collaborates with the Department of Justice in all matters pertaining to subdivisions (i), (ii), and (iii) of this subparagraph.

(v) Acts as Departmental Counsel in all Board of Contract Appeals cases arising from contracts made under subdivisions (i), (ii), and (iii) of this subparagraph.

4. Paragraph (e) is amended to read as follows:

(e) *Contract Compliance Office.* Directs nationwide contract compliance program (Executive Orders 11246 and 11375), to promote and insure equal employment opportunity for all qualified persons without regard to race, color, religion, sex, or national origin employed by or seeking employment with Government contractors and subcontractors.

NOTE: The corresponding Postal Manual Section is 822.2.

(5 U.S.C. 301, 39 U.S.C. 501)

DAVID A. NELSON,  
General Counsel.

[F.R. Doc. 69-3790; Filed, Apr. 1, 1969; 8:46 a.m.]

## Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

### Chapter 5—General Services Administration

#### PART 5-53—CONTRACT ADMINISTRATION

##### Subpart 5-53.6—Disputes

##### MISCELLANEOUS AMENDMENTS

This amendment deletes § 5-53.602 since the provisions therein were superseded by the requirements of § 1-1.318-1.

1. The table of contents for Part 5-53 is amended by deleting the entry for § 5-53.602 and by substituting therefor the new entry "Reserved," as follows:

Sec.  
5-53.602 [Reserved]

2. Section 5-53.601 is revised as follows:

##### § 5-53.601 General.

Questions of fact arising under contracts which are not disposed of by agreement shall be decided by the contracting officer and the contractor shall be informed of the decision in accordance with § 1-1.318-1.

3. Section 5-53.602 is deleted and the caption designated "Reserved," as follows:

##### § 5-53.602 [Reserved]

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 480(c))

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

Dated: March 25, 1969.

ROBERT L. KUNZIG,  
Administrator of General Services.

[F.R. Doc. 69-3832; Filed, Apr. 1, 1969; 8:50 a.m.]

## Title 45—PUBLIC WELFARE

### Subtitle A—Department of Health, Education, and Welfare, General Administration

#### PART 40—REIMBURSEMENT FOR DAMAGE OR DESTRUCTION OF PERSONAL BELONGINGS OF OFFICERS AND EMPLOYEES

##### Revocation

Part 40, entitled Reimbursement for Damage or Destruction of Personal Belongings of Officers and Employees, which includes §§ 40.1 through 40.7 published in 14 F.R. 3815 on July 12, 1949, is revoked in its entirety.

Dated: March 25, 1969.

ROBERT H. FINCH,  
Secretary.

[F.R. Doc. 69-3844; Filed, Apr. 1, 1969; 8:51 a.m.]



# Title 46—SHIPPING

## Chapter II—Maritime Administration, Department of Commerce

### SUBCHAPTER C—REGULATIONS AFFECTING SUBSIDIZED VESSELS AND OPERATORS

[General Order 104]

## PART 255—PAYMENTS FROM CAPITAL RESERVE FUND

### Subpart B—Expenses for Research, Development, and Design

Effective upon date of publication hereof in the FEDERAL REGISTER, Part 255 is hereby amended (1) by changing the heading to read as set forth above, (2) by designating §§ 255.1-255.8 (30 F.R. 12036, Sept. 21, 1965) as Subpart A—Purchase or Reconstruction of Cargo Containers, and (3) by adding a new Subpart B to read as follows:

#### Subpart B—Expenses for Research, Development, and Design

| Sec.   |                        |
|--------|------------------------|
| 255.21 | Purpose.               |
| 255.22 | Definitions.           |
| 255.23 | Application.           |
| 255.24 | Fund availability.     |
| 255.25 | Accounting procedures. |
| 255.26 | Subsidies and grants.  |
| 255.27 | Exceptional proposals. |

**AUTHORITY:** The provisions of this Subpart B issued under sec. 204, 49 Stat. 1987, as amended; 46 U.S.C. 1114; sec. 607(b) 46 U.S.C. 1177; Public Law 87-271, 75 Stat. 270.

### Subpart B—Expenses for Research, Development, and Design

#### § 255.21 Purpose.

The purpose of this subpart is to establish the policy and procedure to be followed by the Maritime Administration and by the subsidized operators for the payment from the Capital Reserve Fund for research, development, and design expenses incident to new and advanced ship design, machinery and equipment pursuant to section 607(b), Merchant Marine Act, 1936, as amended by Public Law 87-271.

#### § 255.22 Definitions.

(a) The term "research" means the process of investigation which leads to the discovery and establishment of new scientific facts, physical laws, or techniques.

(b) The term "development" means the experimental application of science or technology to create novel systems, equipment or techniques, resulting in a workable, practical end product or process.

(c) The term "design" means the conversion of basic engineering data, including those resulting from research, into a proposed item for development.

(d) The term "new and advanced ship design" means the designing of a ship which will embody novel and unique concepts and techniques so as to provide improved functional or economical capabilities such as: greater ease of handling; better sea-keeping qualities; more efficient cargo handling; or greater efficiency of operation.

(e) The term "new and advanced ship machinery" means novel machinery which is to become a part of the ship to provide one or more of the capabilities included under "new and advanced ship design".

(f) The term "new and advanced ship equipment" means novel equipment which is to become a part of the ship to provide one or more of the capabilities included under "new and advanced ship design".

#### § 255.23 Application.

Where it is proposed to use the Capital Reserve Fund to pay for research, development, and design expenses incident to new and advanced ship design, machinery and equipment, a program to accomplish such ends should be developed by the subsidized operator and application for the use of such funds should be submitted to the Maritime Administration at least sixty (60) days in advance of the date the operator plans to commit funds for such purposes, unless specifically waived in individual cases by the Maritime Administration. If practicable, the application shall furnish a description of the proposed project, the end result sought to be attained, the estimated costs or budgeted items, the subsidized vessel or vessels on which to be used, the method of accomplishment (e.g., contract with an outside organization or use of own facilities and personnel), and indication of whether direct payment from the reserve fund or reimbursement for general fund expenditures is contemplated. In the event the operator proposes to use general funds for these purposes with the intention of reimbursement from the Capital Reserve Fund at a later date, upon approval of the Maritime Administration of the expenses involved, the application shall serve as a timely notice for expenditures from the Capital Reserve Fund at a future date.

#### § 255.24 Fund availability.

The Maritime Administration will authorize use of the Capital Reserve Fund for research, development, and design expenses, for use in connection with subsidized vessels (determined in accordance with Article II-37(a) of the Operating-Differential Subsidy Agreement), only if the applicant demonstrates to the satisfaction of the Maritime Administration that such research, development, and design expenses are fair and reasonable, and the Maritime Administration determines that the proposal does not duplicate or overlap any known prior or continuing project and that the applicant's resources are adequate to meet the requirements and purposes of the applicant's Capital Reserve Fund (and with respect to any transfer of funds from the applicant's Special Reserve Fund, the requirements and purposes of that fund) taking into account the applicant's current and (to the extent deemed appropriate) future ship construction and reconstruction programs, methods of financing, ship mortgage indebtedness, and other pertinent factors in the particular case.

#### § 255.25 Accounting procedures.

Costs authorized to be reimbursed from the Capital Reserve Fund for research, development, and design projects authorized by the Maritime Administration shall be accounted for as follows:

(a) Research, development, and design expenses incident to new and advanced ship design, machinery, and equipment shall be charged to Account 389—"Deferred prepayments and other deferred charges". These expenses shall be reviewed and analyzed annually and if the end product is incorporated in the operator's fleet, the expenses shall be allocated to the proper physical asset account. Such capitalized costs shall be subject to approval of the Maritime Administration as to the fair and reasonable amount and the allocation thereof to the units of the fleet.

(b) If it is determined that any project has not produced its originally projected benefits, the expenses shall be transferred to Account 979—"Miscellaneous deductions from income" in the year in which such determination is made.

#### § 255.26 Subsidies and grants.

This Subpart B establishes the regulations authorized by Public Law 87-271 covering the availability of Capital Reserve Funds for research, development, and design expenses incident to new and advanced ship design, machinery, and equipment. Nothing contained in §§ 255.21 to 255.25 shall be construed as altering or amending the administration of the subsidy (operating-differential and construction-differential) and research and development grant programs by the Maritime Administration.

#### § 255.27 Exceptional proposals.

In the event any proposal submitted is not embraced in the provisions of this subpart, the Maritime Administrator will determine each application on its merits in light of the provisions of section 607 (b), Merchant Marine Act, 1936, as amended (46 U.S.C. 1177).

Dated: March 27, 1969.

By order of the Maritime Administrator,  
Maritime Subsidy Board.

JAMES S. DAWSON, JR.,  
Secretary.

[F.R. Doc. 69-3848; Filed, April 1, 1969;  
8:51 a.m.]

### SUBCHAPTER G—EMERGENCY OPERATIONS

[General Order 82, 20th Rev.]

## PART 309—VALUES FOR WAR RISK INSURANCE

Sections 309.1-309.101 of this part are hereby revised to read as follows:

#### FINDINGS AND SCOPE

| Sec.         |                                     |
|--------------|-------------------------------------|
| 309.1        | Findings.                           |
| 309.2        | Scope.                              |
| BASIC VALUES |                                     |
| 309.3        | Vessels built during or after 1939. |
| 309.4        | Vessels built prior to 1939.        |



## GENERAL PROVISIONS

|       |  |
|-------|--|
| Sec.  |  |
| 309.5 | Adjustments for condition, equipment and other considerations. |
| 309.6 | Definitions.   |
| 309.7 | Modifications.   |
| 309.8 | Vessel data forms.   |

## VALUES FOR INDIVIDUAL VESSELS

309.101 Values effective January 1, 1969.

**AUTHORITY:** Secs. 309.1 through 309.101 issued under sec. 204, 49 Stat. 1987, as amended, sec. 1209, 64 Stat. 775, as amended, 70 Stat. 984; 46 U.S.C. 1114, 1289.

## FINDINGS AND SCOPE

## § 309.1 Findings.

The Ship Valuation Committee, Maritime Administration, has found that the values provided in this part constitute just compensation for the vessels to which they apply, computed in accordance with subsection 902(a) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 1242), pursuant to section 1209 (a), Merchant Marine Act, 1936, as amended (46 U.S.C. 1289(a)), and the authority delegated to the Maritime Administrator by the Secretary of Commerce in section 3 of Department Order No. 117-A, effective May 20, 1966 (31 F.R. 8087), and redelegated to the Ship Valuation Committee (28 F.R. 12330, Nov. 21, 1963).

## § 309.2 Scope.

(a) *Vessels included.* (1) This part establishes values for self-propelled oceangoing iron and steel vessels (other than vessels excluded pursuant to paragraph (b) of this section) for which war risk insurance is provided by the Maritime Administration pursuant to Title XII, Merchant Marine Act, 1936, as amended (46 U.S.C. 1281-1294). The values established by §§ 309.1-309.101 represent the maximum amounts for which the Maritime Administration will provide war risk hull insurance for damage to or actual or constructive total loss of the vessel and for which claims for damage to or actual or constructive total loss of such insured vessels may be adjusted, compromised, settled, adjudged, or paid by the Maritime Administration with respect to insurance attaching during the period January 1, 1969, to June 30, 1969, inclusive, under the standard forms of war risk hull insurance interim binder or policy prescribed by §§ 308.106 and 308.107 of this chapter (General Order 75, 2d Rev., as amended); *Provided, however,* That if there is a substantial change in market values during said period, the Maritime Administration reserves the right to revise the values provided for herein or determined pursuant hereto at any time during said period.

(2) It is contemplated that the next revised values will be published as soon as practicable after July 1, 1969, to be effective with respect to insurance attaching during the period July 1, 1969, to December 31, 1969, inclusive.

(b) *Vessels excluded.* The values established pursuant to §§ 309.3 through 309.5 do not apply to passenger vessels, lumber schooners, car ferries, seatrains,

cable ships, bulk cement and ore carriers, vessels operated on the Great Lakes and inland waterways, fully refrigerated vessels, vessels of less than 1,500 gross tons, or any other vessels or class of vessels to which the Maritime Administration finds that the provisions of said sections would not be appropriate. Values for vessels excluded by this paragraph (b) shall be specifically determined by the Maritime Administration and set forth in § 309.101, revised, as provided therein.

(c) *Fuel, stores, and supplies.* Values for fuel, stores, and supplies shall be determined in accordance with §§ 309.201 through 309.204 (General Order 100, 29 F.R. 2944, Mar. 4, 1964; 29 F.R. 3706, Mar. 25, 1964).

## BASIC VALUES

## § 309.3 Vessels built during or after 1939.

(a) *Basic values.* The values of vessels built during or after 1939 shall be determined in accordance with this section, subject to the applicable adjustments provided in § 309.5.

(b) *War-built vessels.* (1) The values of the standard types of war-built vessels under U.S. flag listed in this subparagraph (1) which have the lawful right to engage in the coastwise trade of the United States (which are the current domestic market values of such vessels as determined by the Ship Valuation Committee) are as follows:

| Standard-type vessel: | Value     |
|-----------------------|-----------|
| EC2-S-C1              | \$150,000 |
| EC2-S-AW1             | 150,000   |
| VC2-S-AP2             | 365,000   |
| C1-M-AV1              | 145,000   |
| C1-A and B (Steam)    | 210,000   |
| C1-A and B (Diesel)   | 200,000   |
| C2-S-B1               | 380,000   |
| C3-S-A2               | 775,000   |
| C4-S-B5               | 1,400,000 |
| T1-M-BT               | 170,000   |
| T2-SE-A1              | 650,000   |
| T3-S-BZ1              | 965,000   |
| T3-S-A1               | 600,000   |

(2) The values of the standard types of war-built vessels under U.S. flag listed in this subparagraph (2) which do not have the lawful right to engage in the coastwise trade of the United States (which are the current domestic market values of such vessels as determined by the Ship Valuation Committee) are as follows:

| Standard-type vessel: | Value     |
|-----------------------|-----------|
| VC2-S-AP2             | \$310,000 |
| T2-SE-A1              | 375,000   |

(3) The values of the standard types of war-built vessels under foreign-flag listed in this subparagraph (3) (which are the lower of (i) the restricted world market values, or (ii) the domestic market values of comparable U.S.-flag vessels which do not have the lawful right to engage in the coastwise trade of the United States, as determined by the Ship Valuation Committee) are as follows:

| Standard-type vessel: | Value     |
|-----------------------|-----------|
| T2-SE-A1              | \$295,000 |
| T3-S-A1               | 270,000   |

(4) The values of the standard subtypes of war-built vessels listed in this

subparagraph (4) shall be determined as follows:

(i) If the subtype vessel is under U.S. flag and has the lawful right to engage in the coastwise trade of the United States, by multiplying the basic value of the standard-type vessel listed in subparagraph (1) of this paragraph by the factor shown opposite the subtype in the table set forth in this subparagraph (4), or

(ii) If the subtype vessel is under the U.S. flag but does not have the lawful right to engage in the coastwise trade of the United States, by multiplying the basic value of the standard-type vessel listed in subparagraph (2) of this paragraph by the factor shown opposite the subtype in the table set forth in this subparagraph (4), or

(iii) If the subtype vessel is under foreign flag, by multiplying the basic value of the standard type vessel listed in subparagraph (3) of this paragraph by the factor shown opposite the subtype in the table set forth in this subparagraph (4).

TABLE

| Subtype   | Factor         |
|-----------|----------------|
| VC2-S-AP3 | 106%—VC2-S-AP2 |
| C2-S-A1   | 80%—C2-S-B1    |
| C2-S-AJ1  | 100%—C2-S-B1   |
| C2-S-AJ2  | 100%—C2-S-B1   |
| C2-S-AJ3  | 100%—C2-S-B1   |
| C2-S-AJ5  | 100%—C2-S-B1   |
| C2        | 88%—C2-S-B1    |
| C2-S-E1   | 102%—C2-S-B1   |
| C2-F      | 100%—C2-S-B1   |
| C2-S      | 92%—C2-S-B1    |
| C3        | 90%—C3-S-A2    |
| C3-S-A1   | 100%—C3-S-A2   |
| C3-S-A3   | 76%—C3-S-A2    |
| C3-S-A4   | 106%—C3-S-A2   |
| C3-S-A5   | 106%—C3-S-A2   |
| C3-E      | 71%—C3-S-A2    |
| C3-M      | 100%—C3-S-A2   |
| C3-S-BH1  | 100%—C3-S-A2   |
| C3-S-BH2  | 100%—C3-S-A2   |
| C4-S-A4   | 100%—C4-S-B5   |
| T1-M-BT1  | 100%—T1-M-BT   |
| T1-M-BT2  | 100%—T1-M-BT   |
| T2-SE-A2  | 108%—T2-SE-A1  |
| T2-SE-A3  | 108%—T2-SE-A1  |

(c) *Other vessels.* The value of a vessel built during or after 1939 which is not included in paragraph (b) of this section shall be the current domestic market value as determined by the Maritime Administration.

## § 309.4 Vessels built prior to 1939.

The values of vessels built prior to 1939 shall be specifically determined by the Maritime Administration and set forth in § 309.101.

## GENERAL PROVISIONS

## § 309.5 Adjustments for condition, equipment and other considerations.

The basic values provided in § 309.3 shall be adjusted for individual vessels to the extent provided in paragraphs (a) to (c) of this section.

(a) *Adjustment for a vessel of substandard condition.* If the Maritime Administration determines that a vessel is not in class or is in substandard condition for a vessel of her type or subtype and age, there will be subtracted from



the basic value of such vessel, as determined pursuant to § 309.3, the amount estimated by the Maritime Administration as the cost of putting the vessel in class or the amount estimated by the Maritime Administration as the difference in value of the substandard vessel and a vessel in standard condition.

(b) *Special equipment.* For any special equipment of material utility in the handling of cargo or utilization of the vessel, not otherwise included in determining the basic value pursuant to § 309.3, if the depreciated reproduction cost less construction subsidy, if any, of all such special equipment is in excess of \$50,000, an allowance in such amount as the Maritime Administration shall determine to be the fair and reasonable value of such equipment, shall be added to the basic value.

(c) *Government installations.* The values provided by §§ 309.1-309.101 shall not include any allowance for any special installations or equipment to the extent that their cost was borne by the United States.

### § 309.6 Definitions.

(a) *Date vessel is built.* The date a vessel is built is the date upon which the vessel is delivered by the shipbuilder.

(b) *Deadweight tonnage.* The deadweight tonnage of a vessel means her deadweight capacity established in accordance with normal Summer Freeboard as assigned pursuant to the International Load Line Convention, 1966, and shall be her capacity (in tons of 2,240 pounds) for cargo, fuel, fresh water, spare parts, and stores, but exclusive of permanent ballast.

(c) *Speed of vessel.* The speed of a vessel means the speed determined in accordance with the formulae provided in Part 246 of this chapter (General Order 43, 3d Rev.).

(d) *Passenger vessel.* A passenger vessel is a ship which carries more than 12 passengers.

(e) *Vessel.* The stated valuation of a vessel in this part applies to a vessel in Class A-1 American Bureau of Shipping or equivalent, with all required certificates, including but not limited to marine inspection certificates of the U.S. Coast Guard, Department of Transportation, with all outstanding requirements and recommendations necessary for retention of class accomplished, without regard to any grace period; and so far as due diligence can make her so, tight, staunch, strong, and well and sufficiently tackled, appareled, furnished, and equipped, and in every respect seaworthy and in good running condition and repair, with clean swept holds and in all respects fit for service. A vessel in substandard condition is subject to § 309.5(a). The stated valuation of a vessel provided in this part does not include vessel stores and supplies, which consist of (1) Consumable Stores, (2) Subsistence Stores, (3) Slop Chest, (4) Bar Stock, and (5) Fuel, as defined in Maritime Administration Inventory Manual, Vessel Inventories, Part I, and Maritime Administration Books Forms

MA-4736, A through K, which will be valued separately.

### § 309.7 Modifications.

The Maritime Administration reserves the right to exempt specific vessels from the scope of this part, or to amend, modify, or terminate the provisions hereof.

### § 309.8 Vessel data forms.

(a) *To accompany application for insurance.* Each application for war risk hull insurance submitted in accordance with § 308.101 of this chapter (General Order 75, 2d Revision, as amended) shall be accompanied by information relating to the vessel for use by the Maritime Administration in determining the value pursuant to this part. The information shall be submitted in duplicate on the applicable form prescribed in this section, copies of which may be obtained from the American War Risk Agency, 99 John Street, New York, N.Y. 10038, or the Chief, Division of Insurance, Maritime Administration, Washington, D.C. 20235.

(b) *Vessels of 1,500 gross tons or more.* Vessel data for all vessels of 1,500 gross tons or more shall be submitted on Form MA-510.

(c) *Vessels under 1,500 gross tons.* Vessel data for all vessels under 1,500 gross tons shall be submitted on Form MA-511.

(d) *Modification to vessels.* Revised vessel data shall be submitted on the appropriate form prescribed above whenever a vessel undergoes a physical change which increases or decreases its value by 5 percent or more.

### VALUES FOR INDIVIDUAL VESSELS

#### § 309.101 Values effective January 1, 1969.

(a) *Vessels covered by §§ 309.3 through 309.5.* (1) The Maritime Administration has found that the values established in accordance with §§ 309.3-309.5 constitute just compensation for the vessel to which they apply, computed as provided in sections 902(a) and 1209(a), Merchant Marine Act, 1936, as amended; and pursuant thereto has determined the values of the vessels covered by interim binders for war risk hull insurance, Form MA-184, prescribed by Part 308 of this chapter.

(2) The interim binders listed below shall be deemed to have been amended as of January 1, 1969, by inserting in the space provided therefor or in substitution for any value now appearing in such space the stated valuation of the vessels set forth below for the binders and vessels as designated. Such stated valuation shall apply with respect to insurance attaching during the period January 1, 1969, to June 30, 1969, inclusive: *Provided, however,* That the Assured shall have the right within 60 days after date of publication of these sections 309.1-309.101 or within 60 days after the attachment of the insurance under said binder, whichever is later, to reject such valuation and proceed as authorized by section 1209(a) (2), Merchant Marine Act, 1936, as amended.

| Binder No. | Name of vessel        | Official No. | Stated valuation (in thousands) |
|------------|-----------------------|--------------|---------------------------------|
| 870        | Achilles              | 281702       | \$8,210                         |
| 1660       | Adabelle Lykes        | 291669       | 3,565                           |
| 2144       | Afoundria             | 244018       | 1,800                           |
| 1436       | African Comet         | 283281       | 4,425                           |
| 720        | African Crescent      | 250561       | 775                             |
| 1083       | African Dawn          | 291781       | 4,590                           |
| 722        | African Glade         | 245035       | 380                             |
| 723        | African Glen          | 247294       | 380                             |
| 724        | African Grove         | 244877       | 380                             |
| 725        | African Lightning     | 231451       | 775                             |
| 1558       | African Mercury       | 290143       | 4,520                           |
| 1508       | African Meteor        | 289792       | 4,460                           |
| 726        | African Moon          | 251175       | 775                             |
| 1607       | African Neptune       | 290485       | 4,520                           |
| 730        | African Planet        | 249890       | 775                             |
| 731        | African Rainbow       | 250116       | 775                             |
| 732        | African Star          | 249331       | 775                             |
| 1650       | African Sun           | 291026       | 4,590                           |
| 1751       | Almee Lykes           | 292614       | 3,565                           |
| 1309       | Alaska Bear           | 246004       | 387                             |
| 2452       | Albany                | 506957       | 1,535                           |
| 1790       | Alcoa Commander       | 248327       | 380                             |
| 1793       | Alcoa Explorer        | 248335       | 380                             |
| 1620       | Alcoa Mariner         | 247772       | 380                             |
| 1748       | Alcoa Marketer        | 245530       | 380                             |
| 1711       | Alcoa Master          | 253072       | 380                             |
| 1802       | Alcoa Trader          | 248144       | 380                             |
| 1749       | Alcoa Voyager         | 253280       | 380                             |
| 1828       | Allison Lykes         | 263817       | 3,565                           |
| 1552       | Alma Victory          | 248201       | 387                             |
| 370        | Almeria Lykes         | 248606       | 775                             |
| 352        | Aloha State           | 243297       | 775                             |
| 2266       | American Bear         | 252443       | 380                             |
| 1403       | American Challenger   | 289699       | 4,520                           |
| 1618       | American Champion     | 290524       | 4,520                           |
| 1507       | American Charger      | 290089       | 4,520                           |
| 1652       | American Chieftain    | 291020       | 4,520                           |
| 531        | American Clipper      | 246106       | 380                             |
| 1972       | American Condor       | 252347       | 775                             |
| 1670       | American Corsair      | 291629       | 4,520                           |
| 1605       | American Courier      | 290225       | 4,520                           |
| 831        | American Eagle        | 278327       | 6,180                           |
| 1769       | American Falcon       | 252524       | 775                             |
| 534        | American Forester     | 248574       | 380                             |
| 535        | American Forwarder    | 248946       | 380                             |
| 1791       | American Hawk         | 243969       | 775                             |
| 540        | American Importer     | 248947       | 380                             |
| 2446       | American Lancer       | 514261       | 9,060                           |
| 541        | American Leader       | 249517       | 380                             |
| 2466       | American Legion       | 515155       | 9,060                           |
| 2485       | American Liberty      | 516464       | 9,060                           |
| 2518       | American Lynx         | 517450       | 9,060                           |
| 940        | American Mail         | 247321       | 775                             |
| 545        | American Miller       | 243873       | 380                             |
| 1688       | American Oriole       | 252304       | 775                             |
| 546        | American Packer       | 243082       | 380                             |
| 547        | American Pilot        | 248491       | 380                             |
| 2236       | American Pride        | 247252       | 387                             |
| 550        | American Producer     | 254616       | 380                             |
| 1924       | American Racer        | 297001       | 5,150                           |
| 1989       | American Ranger       | 298270       | 5,150                           |
| 2039       | American Reliance     | 299371       | 5,150                           |
| 2082       | American Resolute     | 500539       | 5,150                           |
| 1679       | American Robin        | 242941       | 775                             |
| 1955       | American Rover        | 257353       | 5,150                           |
| 554        | American Scientist    | 254653       | 380                             |
| 555        | American Scout        | 249122       | 380                             |
| 1902       | American Trader       | 244855       | 4,875                           |
| 560        | American Traveler     | 249123       | 380                             |
| 2283       | Amerigo               | 246798       | 380                             |
| 272        | Anna Victory          | 247292       | 387                             |
| 1455       | Amoco Connecticut     | 242851       | 1,850                           |
| 1488       | Amoco Delaware        | 245058       | 1,795                           |
| 1768       | Amoco Louisiana       | 244329       | 2,000                           |
| 1484       | Amoco New York        | 244801       | 650                             |
| 1486       | Amoco Virginia        | 243518       | 2,000                           |
| 641        | Antank                | 247968       | 965                             |
| 1914       | Anchorage             | 246736       | 2,995                           |
| 2211       | Andrew Jackson        | 247303       | 388                             |
| 1040       | A. N. Kemp            | 149          | 750                             |
| 2212       | Antinous              | 245979       | 388                             |
| 678        | Arizona               | 265334       | 2,700                           |
| 2115       | Arizona               | 251507       | 1,800                           |
| 1444       | Arizona Standard      | 248786       | 650                             |
| 1716       | Ashley Lykes          | 292191       | 3,565                           |
| 1039       | Atholl McBean         | 141          | 745                             |
| 232        | Atlantic Communicator | 268196       | 3,775                           |
| 233        | Atlantic Endeavor     | 277623       | 5,525                           |
| 234        | Atlantic Engineer     | 261167       | 4,230                           |
| 1904       | Atlantic Enterprise   | 276911       | 5,465                           |
| 1006       | Atlantic Navigator    | 261423       | 3,260                           |
| 2209       | Atlantic Trader       | 248007       | 1,980                           |
| 418        | Attleboro Victory     | 247475       | 310                             |
| 1435       | Austin                | 247465       | 2,615                           |
| 2083       | Australian Galaxy     | 248813       | 380                             |
| 2093       | Australian Gem        | 248815       | 380                             |
| 2094       | Australian Gulf       | 248812       | 380                             |
| 2099       | Australian Isle       | 256787       | 308                             |
| 2040       | Australian Reef       | 244020       | 308                             |
| 210        | Avila                 | 267181       | 1,440                           |
| 259        | Azalea City           | 243436       | 1,800                           |
| 707        | Badger State          | 245136       | 380                             |
| 2067       | Baltimore Trader      | 245965       | 650                             |



## RULES AND REGULATIONS

| Binder No. | Name of vessel              | Official No. | Stated valuation (in thousands) | Binder No. | Name of vessel         | Official No. | Stated valuation (in thousands) | Binder No. | Name of vessel         | Official No. | Stated valuation (in thousands) |
|------------|-----------------------------|--------------|---------------------------------|------------|------------------------|--------------|---------------------------------|------------|------------------------|--------------|---------------------------------|
| 980        | Barbara                     | 248079       | \$2,520                         | 377        | Dolly Turman           | 249747       | \$380                           | 384        | Gibbes Lykes           | 245182       | \$380                           |
| 347        | Barbara Jane                | 278103       | 6,150                           | 3390       | Dolly Turman           | 508378       | 5,515                           | 1885       | Glory of the Seas      | 245169       | 380                             |
| 708        | Bayou State                 | 254012       | 380                             | 1081       | Duval                  | 246641       | 230                             | 428        | Golden Bear            | 209028       | 3,000                           |
| 949        | Bay State                   | 254130       | 380                             | 700        | Eagle Courier          | 277561       | 5,700                           | 714        | Golden State           | 246544       | 365                             |
| 1915       | Beauregard                  | 245836       | 1,800                           | 699        | Eagle Transporter      | 277710       | 5,690                           | 355        | Gopher State           | 244979       | 775                             |
| 1755       | Beloit Victory              | 245883       | 387                             | 698        | Eagle Voyager          | 278442       | 6,600                           | 3073       | Green Bay              | 248912       | 1,535                           |
| 2482       | Bennington                  | 246034       | 650                             | 608        | Eagle Voyager          | 278624       | 6,625                           | 885        | Green Cove             | 247268       | 380                             |
| 607        | Bethlor                     | 255039       | 1,900                           | 167        | Eastern Sun            | 270025       | 3,950                           | 1129       | Green Dale             | 251748       | 380                             |
| 608        | Bethlor                     | 255039       | 1,900                           | 2320       | Eastern Star           | 247865       | 365                             | 2408       | Green Forest           | 508061       | 1,565                           |
| 419        | Biddeford Victory           | 248433       | 310                             | 187        | Eclipse                | 267144       | 3,140                           | 886        | Green Harbour          | 247760       | 855                             |
| 261        | Bienville                   | 243438       | 1,800                           | 2426       | Edorado                | 262267       | 380                             | 887        | Green Island           | 247079       | 855                             |
| 710        | Blue Grass State            | 253866       | 380                             | 378        | Elizabeth Lykes        | 247822       | 1,145                           | 3036       | Green Lake             | 248700       | 1,535                           |
| 2167       | Boise Victory               | 248786       | 387                             | 3086       | Elizabeth Lykes        | 247822       | 1,145                           | 950        | Green Mountain State   | 247185       | 365                             |
| 1986       | Bowling Green               | 244750       | 380                             | 1917       | Elizabethport          | 297001       | 4,145                           | 1901       | Green Ridge            | 247322       | 775                             |
| 1816       | Bradford Island             | 247640       | 650                             | 1623       | Elwell                 | 248337       | 380                             | 2409       | Green Port             | 510015       | 1,565                           |
| 1490       | Brasos                      | 247283       | 3,775                           | 705        | Empire State           | 248312       | 380                             | 3406       | Green Springs          | 248701       | 1,565                           |
| 1593       | Brighton                    | 4445-59      | 2,550                           | 2451       | Ericson                | 249283       | 380                             | 889        | Green Valley           | 247650       | 855                             |
| 1414       | Brinton Lykes               | 288609       | 3,565                           | 830        | Era Elizabeth          | 280183       | 6,425                           | 2407       | Green Wave             | 508040       | 1,565                           |
| 2522       | Brooklyn Heights            | 247872       | 365                             | 1629       | Esparita               | 248253       | 550                             | 2407       | Green Wave             | 245375       | 380                             |
| 353        | Buckeye State               | 244577       | 775                             | 983        | Esso Baltimore         | 282272       | 9,030                           | 1893       | Gulf Banker            | 252249       | 3,705                           |
| 1348       | California                  | 287232       | 4,775                           | 987        | Esso Bangor            | 247791       | 3,275                           | 790        | Gulf Bear              | 247309       | 1,785                           |
| 425        | California Bear             | 266977       | 2,700                           | 1312       | Esso Bantora           | 240283       | 690                             | 791        | Gulf Beaver            | 243657       | 1,800                           |
| 297        | Californian                 | 240239       | 2,300                           | 984        | Esso Boston            | 283784       | 9,755                           | 792        | Gulf Beaver            | 270334       | 5,700                           |
| 963        | California Standard         | 262403       | 240                             | 989        | Esso Chester           | 264445       | 3,090                           | 793        | Gulf Beaver            | 245727       | 1,880                           |
| 1949       | Calmar                      | 294756       | 4,050                           | 1378       | Esso Colon             | 248333       | 700                             | 1849       | Gulf Farmer            | 240425       | 3,705                           |
| 426        | Canada Bear                 | 247385       | 387                             | 988        | Esso Dallas            | 259248       | 2,640                           | 794        | Gulf Farmer            | 240972       | 1,880                           |
| 1974       | Canada Mall                 | 297570       | 5,180                           | 990        | Esso Florence          | 266855       | 3,265                           | 795        | Gulf Farmer            | 277193       | 5,720                           |
| 2290       | Canterbury Falcon           | 247590       | 380                             | 1007       | Esso Gettysburg        | 273362       | 6,565                           | 796        | Gulf Knight            | 277183       | 6,980                           |
| 1370       | Cantigny                    | 247452       | 2,580                           | 991        | Esso Gloucester        | 265336       | 3,190                           | 797        | Gulf Knight            | 246900       | 1,955                           |
| 07         | Carbide Seadrift            | 241851       | 1,050                           | 993        | Esso Huntington        | 266329       | 3,275                           | 808        | Gulf Knight            | 254406       | 635                             |
| 08         | Carbide Texas City          | 242532       | 1,050                           | 994        | Esso Jamestown         | 275519       | 6,850                           | 1952       | Gulf Merchant          | 297329       | 3,875                           |
| 1600       | C. E. Dant                  | 200262       | 4,775                           | 995        | Esso Lexington         | 276270       | 6,975                           | 798        | Gulf Merchant          | 283424       | 5,800                           |
| 2455       | Centerville                 | 244881       | 380                             | 996        | Esso Lima              | 259142       | 2,625                           | 799        | Gulf Merchant          | 246545       | 1,865                           |
| 1931       | Chancellorsville            | 244460       | 2,345                           | 992        | Esso Miami             | 259357       | 2,615                           | 800        | Gulf Merchant          | 279769       | 5,600                           |
| 373        | Charles Lykes               | 248487       | 380                             | 1313       | Esso Montevideo        | 259357       | 2,615                           | 801        | Gulf Merchant          | 276034       | 5,800                           |
| 1753       | Charlotte Lykes             | 292782       | 3,565                           | 997        | Esso Newark            | 204231       | 3,065                           | 802        | Gulf Merchant          | 276583       | 5,780                           |
| 2456       | Chatham                     | 247396       | 365                             | 998        | Esso New York          | 229610       | 2,685                           | 805        | Gulf Merchant          | 247557       | 1,995                           |
| 2507       | Chatham                     | 252493       | 380                             | 1315       | Esso Santos            | 240233       | 695                             | 811        | Gulf Merchant          | 264224       | 1,340                           |
| 243        | Chena                       | 242704       | 162                             | 1014       | Esso Scranton          | 248830       | 650                             | 1903       | Gulf Merchant          | 266880       | 3,875                           |
| 964        | Chevron                     | 242531       | 650                             | 1808       | Esso Seattle           | 277935       | 6,100                           | 803        | Gulf Merchant          | 280223       | 5,610                           |
| 1041       | Chevron Transporter         | 250641       | 170                             | 2117       | Esso Spain             | 248333       | 700                             | 806        | Gulf Merchant          | 282848       | 5,815                           |
| 1586       | Chevron Venice              | 2076-47      | 690                             | 1009       | Esso Washington        | 273896       | 6,660                           | 1358       | Gulf Merchant          | 287186       | 6,710                           |
| 610        | Chilore                     | 253219       | 1,900                           | 379        | Esso Lykes             | 248051       | 380                             | 804        | Gulf Merchant          | 247767       | 1,965                           |
| 1408       | China Bear                  | 288604       | 5,485                           | 2079       | Esso Vauxhall          | 240233       | 695                             | 1888       | Gulf Merchant          | 266404       | 3,875                           |
| 2508       | Choctaw                     | 242785       | 380                             | 354        | Esso Evergreen State   | 257827       | 775                             | 1659       | Haleyon Panther        | 245022       | 387                             |
| 1788       | Christopher Lykes           | 292329       | 3,565                           | 842        | Esso Brook             | 249173       | 580                             | 2335       | Haleyon Tiger          | 245474       | 387                             |
| 1637       | Cibao                       | 251966       | 480                             | 848        | Esso Ecuador           | 243891       | 580                             | 646        | Hampton Roads          | 248748       | 965                             |
| 1813       | Cities Service Baltimore    | 271866       | 5,305                           | 849        | Esso Ecuador           | 244129       | 580                             | 2423       | Hans Isbrandtsen       | 277703       | 6,050                           |
| 1814       | Cities Service Miami        | 272077       | 5,330                           | 850        | Esso Ecuador           | 248120       | 580                             | 412        | Harry Culbreath        | 247834       | 380                             |
| 1815       | Cities Service Norfolk      | 272839       | 5,430                           | 851        | Esso Ecuador           | 248747       | 580                             | 2510       | Hastings               | 246617       | 388                             |
| 1050       | Cities Service Valley Forge | 401          | 1,405                           | 853        | Esso Exford            | 239865       | 550                             | 1421       | Hawaii                 | 280119       | 4,775                           |
| 2214       | City of Alma                | 247592       | 388                             | 855        | Esso Exford            | 249454       | 580                             | 298        | Hawaiian               | 249353       | 2,300                           |
| 2410       | Claiborne                   | 242378       | 380                             | 857        | Esso Exford            | 252309       | 580                             | 300        | Hawaiian Builder       | 247386       | 775                             |
| 1967       | Cleveland                   | 234560       | 650                             | 858        | Esso Exford            | 249078       | 580                             | 985        | Hawaiian Citizen       | 252149       | 3,100                           |
| 266        | Coeur d'Alene Victory       | 247113       | 387                             | 860        | Esso Export Adventurer | 251971       | 580                             | 303        | Hawaiian Farmer        | 245860       | 775                             |
| 273        | Coe Victory                 | 247894       | 387                             | 861        | Esso Export Agent      | 283036       | 3,430                           | 304        | Hawaiian Merchant      | 248845       | 775                             |
| 186        | Colina                      | 242775       | 650                             | 862        | Esso Export Aide       | 284516       | 3,430                           | 308        | Hawaiian Rancher       | 246204       | 775                             |
| 2237       | Colorado                    | 245104       | 650                             | 863        | Esso Export Ambassador | 283150       | 3,430                           | 309        | Hawaiian Refiner       | 245094       | 775                             |
| 2134       | Columbia                    | 247519       | 2,380                           | 1296       | Esso Export Banner     | 286124       | 4,375                           | 1445       | Hawaii Standard        | 248802       | 650                             |
| 2377       | Columbia Banker             | 248842       | 365                             | 1354       | Esso Export Bay        | 280655       | 4,375                           | 965        | H. D. Collier          | 248737       | 650                             |
| 2479       | Columbia Baron              | 245377       | 380                             | 1372       | Esso Export Builder    | 287381       | 4,375                           | 873        | Helen H.               | 245029       | 2,250                           |
| 2474       | Columbia Tiger              | 252445       | 380                             | 1401       | Esso Export Buyer      | 288076       | 4,375                           | 1631       | Heredia                | 251777       | 680                             |
| 1978       | Columbia Trader             | 247765       | 365                             | 1726       | Esso Export Challenger | 292227       | 4,595                           | 634        | Hess Bunker            | 243804       | 2,345                           |
| 1628       | Comayagua                   | 249059       | 550                             | 1771       | Esso Export Champion   | 292669       | 4,640                           | 638        | Hess Petrol            | 244735       | 2,345                           |
| 1997       | Commander                   | 245309       | 2,330                           | 1712       | Esso Export Commerce   | 291731       | 4,580                           | 1373       | Hess Refiner           | 248244       | 2,375                           |
| 2227       | Connecticut                 | 277291       | 6,600                           | 1901       | Esso Export Courier    | 289947       | 4,490                           | 639        | Hess Trader            | 246104       | 2,320                           |
| 1588       | Conoco Dubai                | 1650         | 915                             | 864        | Esso Exporter          | 249062       | 580                             | 1638       | Hibueras               | 254890       | 480                             |
| 1589       | Conoco Sopl.                | 1695         | 915                             | 865        | Esso Express           | 252376       | 580                             | 961        | Hillery Brown          | 266233       | 1,400                           |
| 2372       | Container Despatcher        | 249749       | 5,810                           | 1938       | Esso Express Virginia  | 249290       | 380                             | 431        | Hong Kong Bear         | 244428       | 2,700                           |
| 2373       | Container Forwarder         | 250117       | 5,810                           | 2075       | Esso Fairisle          | 245627       | 387                             | 706        | Hooter State           | 247702       | 1,400                           |
| 712        | Copper State                | 244137       | 775                             | 262        | Esso Fairland          | 242073       | 1,800                           | 1540       | Honore Irvine          | 246033       | 230                             |
| 2426       | Corco El Tigre              | 2409         | 1,565                           | 2216       | Esso Fairport          | 249072       | 388                             | 176        | Houston                | 242636       | 2,615                           |
| 2362       | Cortez                      | 253116       | 380                             | 2491       | Esso Fairview          | 247570       | 380                             | 2387       | Houston                | 245942       | 4,125                           |
| 2468       | Cortland                    | 244878       | 380                             | 2457       | Esso Fairmouth         | 246897       | 380                             | 2306       | Howell Lykes           | 507344       | 5,515                           |
| 713        | Cotton State                | 248440       | 365                             | 2509       | Esso Fanwood           | 252355       | 380                             | 1252       | Hudson                 | 244603       | 1,375                           |
| 704        | Cottonwood Creek            | 246894       | 1,375                           | 1536       | F. E. Weyerhaeuser     | 245564       | 230                             | 2472       | Hurricane              | 257262       | 775                             |
| 1305       | Council Grove               | 247596       | 2,495                           | 153        | Floridian              | 282733       | 1,025                           | 2511       | Hurricane              | 248480       | 388                             |
| 1051       | Cradle of Liberty           | 467          | 1,425                           | 1810       | Flower Hill            | 252446       | 380                             | 679        | Idaho                  | 252271       | 775                             |
| 1538       | C. R. Munser                | 246754       | 230                             | 1469       | Flying Clipper         | 252991       | 380                             | 968        | Idaho Standard         | 245461       | 650                             |
| 137        | Cynthia Olson               | 253441       | 95                              | 1480       | Flying Cloud           | 247000       | 380                             | 249        | Ilamma                 | 246848       | 1,163                           |
| 1343       | David D. Irwin              | 242354       | 2,665                           | 1479       | Flying Endeavor        | 241026       | 350                             | 677        | Illinois               | 246957       | 2,700                           |
| 212        | David E. Day                | 248880       | 2,175                           | 1474       | Flying Enterprise II   | 245734       | 380                             | 432        | Indiana Bear           | 252508       | 380                             |
| 2449       | DaGama                      | 249174       | 380                             | 2265       | Flying Fish            | 241009       | 350                             | 1787       | Inger                  | 248611       | 3,150                           |
| 318        | Del Alba                    | 244965       | 380                             | 1471       | Flying Hawk            | 239905       | 775                             | 387        | James Lykes            | 280564       | 3,280                           |
| 221        | Delaware Getty              | 297997       | 3,400                           | 1481       | Flying Hawk            | 240632       | 350                             | 414        | James McKay            | 247997       | 380                             |
| 105        | Delaware Sun                | 264553       | 3,475                           | 584        | Flying Trader          | 248750       | 365                             | 433        | Japan Bear             | 270296       | 3,000                           |
| 319        | Del Campo                   | 241923       | 200                             | 1211       | Fort Fortman           | 244935       | 1,910                           | 1418       | Japan Mail             | 287976       | 4,680                           |
| 320        | Del Mar                     | 251452       | 500                             | 247        | Fort Hoskins           | 248735       | 2,520                           | 945        | Java Mail              | 252478       | 775                             |
| 323        | Del Monte                   | 246628       | 200                             | 180        | Fort Worth             | 247276       | 4,345                           | 1304       | Jean Lykes             | 287103       | 3,425                           |
| 321        | Del Mundo                   | 245376       | 380                             | 498        | Fort Worth             | 244071       | 2,000                           | 1285       | J. E. Dyer             | 274440       | 5,640                           |
| 322        | Del Norte                   | 250653       | 500                             | 1630       | Fra Berlinga           | 247102       | 550                             | 2516       | Jeff Davis             | 248742       | 775                             |
| 1225       | Del Oro                     | 264185       | 4,100                           | 380        | Frank Lykes            | 245540       | 580                             | 274        | Jefferson City Victory | 247345       | 387                             |
| 324        | Del Rio                     | 284080       | 4,100                           | 2300       | Frederick Lykes        | 506812       | 5,460                           | 388        | Jesse Lykes            | 247992       | 380                             |
| 327        | Del Sol                     | 283171       | 4,100                           | 2142       | Free America           | 244794       | 380                             | 970        | J. H. MacGurell        | 248896       | 650                             |
| 328        | Del Sud                     | 251453       | 4,050                           | 962        | F. S. Bryant           | 250827       | 595                             | 973        | J. L. Tuttle           | 242955       | 645                             |
| 2500       | Delta Argentina             | 512653       | 4,950                           | 1035       | Gage Lund              | 217          | 835                             | 967        | J. L. Hanna            | 248531       | 650                             |
| 2497       | Delta Brazil                | 514788       | 4,950                           | 585        | Gaines Mill            | 244464       | 1,880                           | 2512       | John B. Waterman       | 249234       | 388                             |
| 2498       | Delta Paraguay              | 515910       | 4,950                           | 1839       | Garden City            | 252444       | 380                             | 1917       | John F. Shea           | 247095       | 855                             |
| 2499       | Delta Uruguay               | 516600       | 4,950                           | 948        | Garden State           | 246057       | 387                             | 389        | John Lykes             | 282772       | 3,280                           |
| 329        | Del Valle                   | 245373       | 380                             | 263        | Gateway City           | 251506       | 1,800                           | 1535       | John Weyerhaeuser      | 246356       | 2,280                           |
| 2215       | De Soto                     | 245368       | 388                             | 2421       | Genevieve Lykes        | 513140       | 5,770                           | 360        | Joseph Lykes           | 281326       | 3,280                           |
| 375        | Dick Lykes                  | 248488       | 380                             | 1530       | George S. Long         | 245913       | 230                             | 556        | Julesburg              | 243823       | 2,025                           |
| 376        | Doctor Lykes                | 249063       | 775                             |            |                        |              |                                 | 1632       | Junior                 | 248767       | 580                             |
|            |                             |              |                                 |            |                        |              |                                 | 413        | Kendall Fish           | 248490       | 380                             |



# RULES AND REGULATIONS

5995

| Binder No. | Name of vessel       | Official No. | Stated valuation (in thousands) | Binder No. | Name of vessel       | Official No. | Stated valuation (in thousands) | Binder No. | Name of vessel       | Official No. | Stated valuation (in thousands) |
|------------|----------------------|--------------|---------------------------------|------------|----------------------|--------------|---------------------------------|------------|----------------------|--------------|---------------------------------|
| 415        | Kenneth McKay        | 247561       | \$380                           | 309        | Norman Lykes         | 249018       | \$775                           | 2084       | President Polk       | 500484       | \$5,100                         |
| 598        | Keystoner            | 250730       | 1,435                           | 2119       | Northfield           | 243253       | 2,345                           | 2298       | President Taft       | 511653       | 6,350                           |
| 356        | Keystone State       | 247763       | 1,400                           | 2383       | North Hills          | 245040       | 380                             | 522        | President Taylor     | 260927       | 1,000                           |
| 599        | Keytanker            | 255644       | 1,470                           | 268        | Northwestern Victory | 247402       | 387                             | 1208       | President Tyler      | 285232       | 1,500                           |
| 600        | Keytrader            | 267905       | 1,475                           | 1466       | Nowalk               | 245848       | 220                             | 2359       | President Van Buren  | 505281       | 6,350                           |
| 1996       | Kings Point          | 230334       | 608                             | 2356       | Observer             | 505883       | 2,205                           | 919        | Producer             | 245888       | 1,250                           |
| 434        | Korea Bear           | 260668       | 3,000                           | 2458       | Oceanic Ondine       | 247031       | 365                             | 228        | Providence Getty     | 254889       | 170                             |
| 2223       | Kyska                | 248664       | 388                             | 2460       | Oceanic Tide         | 244612       | 380                             | 2210       | Prudential Oceanjet  | 504015       | 5,114                           |
| 2515       | Lafayette            | 252476       | 775                             | 2451       | Oceanic Victory      | 247440       | 365                             | 2129       | Prudential Seajet    | 502726       | 5,280                           |
| 2470       | La Salle             | 257231       | 775                             | 170        | Ohio Sun             | 244089       | 650                             | 2064       | Pure Oil             | 248857       | 600                             |
| 1352       | Leslie Lykes         | 287416       | 3,425                           | 2381       | Old Westbury         | 245338       | 380                             | 1273       | P. W. Thistle        | 270179       | 3,400                           |
| 2463       | Letitia Lykes        | 512187       | 5,700                           | 1375       | Oregon               | 287875       | 4,775                           | 1640       | Quisqueya            | 252391       | 490                             |
| 1052       | Liberty Bell         | 519          | 1,440                           | 435        | Oregon Bear          | 264497       | 2,700                           | 2341       | Rachel V.            | 248785       | 387                             |
| 1633       | Limon                | 247552       | 550                             | 1947       | Oregon Mail          | 266779       | 5,110                           | 1301       | Rainbow              | 247026       | 220                             |
| 392        | Lipcomb Lykes        | 248897       | 775                             | 971        | Oregon Standard      | 246773       | 650                             | 2450       | Raleigh              | 249291       | 380                             |
| 2374       | Lompo                | 248653       | 650                             | 1806       | Oswego Defender      | 1588         | 2,700                           | 1809       | Ranger               | 244598       | 380                             |
| 715        | Lonestar State       | 242705       | 775                             | 1807       | Oswego Freedom       | 1448         | 2,565                           | 204        | Raphael Semmes       | 242074       | 1,800                           |
| 267        | Longview Victory     | 247077       | 387                             | 2088       | Oswego Independence  | 2345         | 3,825                           | 2164       | Rappahannock         | 253236       | 290                             |
| 1918       | Los Angeles          | 241153       | 4,145                           | 2071       | Oswego Liberty       | 2304         | 3,825                           | 417        | Reuben Tipton        | 247830       | 380                             |
| 303        | Louise Lykes         | 247582       | 380                             | 1808       | Oswego Reliance      | 1522         | 2,680                           | 69         | R. E. Wilson         | 244900       | 715                             |
| 2062       | Louise Lykes         | 260938       | 5,135                           | 2335       | Oswego Venture       | 2545         | 4,000                           | 1038       | Robert Watt Miller   | 172          | 755                             |
| 2224       | Madaket              | 246992       | 388                             | 1825       | Our Lady of Peace    | 247571       | 380                             | 155        | Robin Goodfellow     | 247254       | 775                             |
| 716        | Magnolia State       | 247144       | 365                             | 1827       | Overseas Anna        | 266619       | 3,510                           | 156        | Robin Gray           | 253026       | 775                             |
| 2089       | Malden Creek         | 248998       | 388                             | 2344       | Overseas Carrier     | 243503       | 2,250                           | 157        | Robin Hood           | 247255       | 775                             |
| 2233       | Mallory Lykes        | 504077       | 5,315                           | 2112       | Overseas Dinny       | 244215       | 380                             | 158        | Robin Kirk           | 254272       | 775                             |
| 1356       | Manhattan            | 287253       | 16,400                          | 2443       | Overseas Edgar       | 243882       | 1,400                           | 159        | Robin Locksley       | 240353       | 350                             |
| 275        | Mankato Victory      | 248730       | 387                             | 931        | Overseas Evelyn      | 240217       | 1,400                           | 160        | Robin Mowbray        | 255316       | 775                             |
| 2105       | Marathon Victory     | 248563       | 387                             | 1764       | Overseas Explorer    | 297748       | 2,360                           | 161        | Robin Sherwood       | 240805       | 350                             |
| 1809       | Margaret Lykes       | 293555       | 3,565                           | 2411       | Overseas Horace      | 245644       | 775                             | 162        | Robin Trent          | 254641       | 775                             |
| 2284       | Marine Chemical      |              |                                 | 2444       | Overseas Jason       | 248884       | 1,400                           | 400        | Ruth Lykes           | 247360       | 380                             |
|            | Transporter          | 244942       | 900                             | 61         | Overseas Joyce       | 284040       | 9,130                           | 2162       | Ruth Lykes           | 502928       | 5,265                           |
| 2087       | Marine Clipper       | 248655       | 530                             | 2427       | Overseas Lena        | 244049       | 775                             | 172        | Robine Sun           | 241558       | 615                             |
| 2293       | Marine Eagle         | 245495       | 650                             | 2352       | Overseas Progress    | 244888       | 2,345                           | 1879       | Sacramento           | 245497       | 2,360                           |
| 1510       | Marine Electric      | 245675       | 2,700                           | 1905       | Overseas Rebecca     | 281777       | 2,345                           | 2256       | Sagamore Hill        | 252351       | 380                             |
| 92         | Marine Transport     | 247991       | 150                             | 785        | Overseas Rose        | 245923       | 775                             | 2459       | Sallsbury            | 245245       | 380                             |
| 93         | Marine Victory       | 247680       | 1,300                           | 2343       | Overseas Traveler    | 289436       | 2,500                           | 1919       | San Francisco        | 241230       | 4,145                           |
| 1513       | Marjorie Lykes       | 289873       | 3,565                           | 932        | Overseas Ulla        | 280004       | 7,100                           | 1636       | San Jose             | 247934       | 550                             |
| 614        | Mazore               | 243314       | 1,720                           | 1032       | Pacific Bear         | 242315       | 380                             | 1920       | San Juan             | 242653       | 4,145                           |
| 168        | Maryland Sun         | 246101       | 650                             | 717        | Palmetto State       | 247823       | 365                             | 891        | Santa Adela          | 242343       | 380                             |
| 664        | Maryland Trader      | 247178       | 2,125                           | 1635       | Parimima             | 251313       | 580                             | 2295       | Santa Alicia         | 252747       | 775                             |
| 1940       | Marymar              | 246730       | 4,060                           | 181        | Passadua             | 248894       | 3,925                           | 2259       | Santa Ana            | 252746       | 775                             |
| 2200       | Mason Lykes          | 505406       | 5,375                           | 1037       | Paul Pigott          | 163          | 760                             | 2267       | Santa Anita          | 252745       | 775                             |
| 2445       | Mauzy                | 246027       | 380                             | 1272       | P. C. Spencer        | 264903       | 2,915                           | 2370       | Santa Barbara        | 509186       | 5,475                           |
| 1789       | Mayo Lykes           | 293224       | 3,565                           | 1658       | Peary                | 247468       | 2,560                           | 2296       | Santa Clara          | 506249       | 5,475                           |
| 1512       | Meadowbrook          | 280879       | 2,635                           | 2121       | Pecos                | 243029       | 775                             | 2257       | Santa Cruz           | 504651       | 5,475                           |
| 969        | M. E. Lombardi       | 240225       | 315                             | 718        | Pelican State        | 243354       | 387                             | 2354       | Santa Elena          | 507696       | 5,475                           |
| 1680       | Merrimac             | 245673       | 2,550                           | 1592       | Penn Carrier         | 246008       | 650                             | 2287       | Santa Elina          | 251812       | 775                             |
| 1634       | Mestapa              | 253158       | 580                             | 339        | Penn Challenger      | 280318       | 6,855                           | 899        | Santa Fe             | 246602       | 210                             |
| 1256       | Metator              | 247331       | 220                             | 1342       | Penn Exporter        | 247099       | 1,375                           | 900        | Santa Flavin         | 242762       | 280                             |
| 681        | Michigan             | 244660       | 775                             | 1964       | Pennmar              | 205108       | 4,050                           | 2376       | Santa Isabel         | 510670       | 4,475                           |
| 687        | Mill Spring          | 244468       | 1,975                           | 1899       | Penn Sailor          | 275391       | 1,880                           | 903        | Santa Juana          | 242111       | 380                             |
| 2033       | Missouri             | 248885       | 1,710                           | 171        | Pennsylvania Sun     | 280202       | 9,300                           | 2135       | Santa Lucia          | 502774       | 5,475                           |
| 1530       | M. M. Dunt           | 280547       | 4,775                           | 1008       | Penn Transporter     | 248437       | 1,375                           | 1574       | Santa Magdalena      | 260270       | 7,525                           |
| 189        | Mobile Aero          | 274388       | 5,800                           | 341        | Penn Vanguard        | 242780       | 220                             | 906        | Santa Maria          | 245459       | 380                             |
| 189        | Mobile Fuel          | 274388       | 4,965                           | 381        | Perryville           | 244644       | 2,285                           | 211        | Santa Maria          | 263781       | 1,320                           |
| 2463       | Mobile               | 271449       | 4,620                           | 1367       | Phillipine Bear      | 287083       | 5,485                           | 1756       | Santa Maria          | 292838       | 7,525                           |
| 191        | Mobile Lubec         | 271651       | 5,090                           | 1419       | Phillipine Mail      | 288086       | 4,680                           | 1678       | Santa Mariana        | 291811       | 7,525                           |
| 192        | Mobile               | 279064       | 5,875                           | 2289       | Phillips Kansas      | 1813         | 5,830                           | 1830       | Santa Mercedes       | 293943       | 7,525                           |
| 193        | Mobile Power         | 274066       | 5,000                           | 2288       | Phillips Louisiana   | 2026         | 6,010                           | 2286       | Santa Regina         | 240348       | 665                             |
| 2205       | Mohawk               | 248913       | 1,480                           | 2276       | Phillips Oklahoma    | 1931         | 6,705                           | 893        | Santa Victoria       | 245130       | 210                             |
| 2065       | Mona Pass            | 2389         | 285                             | 2277       | Phillips Oregon      | 2123         | 6,705                           | 1641       | Santo Cerro          | 252820       | 490                             |
| 1265       | Monticello Victory   | 260819       | 9,320                           | 2262       | Phillips Texas       | 1596         | 2,800                           | 619        | Santore              | 254624       | 1,900                           |
| 1447       | Montpelier Victory   | 280745       | 9,380                           | 2579       | Pine Tree State      | 252346       | 775                             | 1822       | Sastown              | 1876         | 755                             |
| 2424       | Morazan              | 255793       | 480                             | 1653       | Pioneer Commander    | 260905       | 4,520                           | 2355       | Seafarer             | 506076       | 5,145                           |
| 1985       | Mormacaltair         | 268129       | 5,150                           | 1750       | Pioneer Contender    | 262572       | 4,520                           | 1970       | Seafar               | 294729       | 4,060                           |
| 1890       | Mormacargo           | 260216       | 4,150                           | 1715       | Pioneer Contractor   | 291968       | 4,520                           | 2304       | Seafarin Carolina    | 246066       | 5,830                           |
| 29         | Mormacbay            | 283341       | 4,100                           | 1774       | Pioneer Crusader     | 292330       | 4,520                           | 2291       | Seafarin Delaware    | 245082       | 2,485                           |
| 1383       | Mormacbe             | 284185       | 4,175                           | 562        | Pioneer Cove         | 240748       | 2,700                           | 2309       | Seafarin Florida     | 503326       | 5,830                           |
| 31         | Mormacdown           | 286749       | 4,260                           | 567        | Pioneer Main         | 266181       | 2,700                           | 65         | Seafarin Georgia     | 262556       | 970                             |
| 2031       | Mormacdraco          | 290008       | 5,150                           | 568        | Pioneer Mart         | 267275       | 2,700                           | 66         | Seafarin Louisiana   | 262835       | 970                             |
| 33         | Mormacelm            | 248393       | 387                             | 569        | Pioneer Ming         | 268243       | 2,700                           | 2346       | Seafarin Maine       | 504714       | 5,830                           |
| 34         | Mormacelf            | 248650       | 387                             | 570        | Pioneer Mint         | 268246       | 2,700                           | 2329       | Seafarin Maryland    | 245283       | 5,830                           |
| 1241       | Mormacgen            | 285283       | 4,175                           | 571        | Pioneer Mist         | 267444       | 2,700                           | 67         | Seafarin New Jersey  | 239688       | 495                             |
| 37         | Mormacgulf           | 249098       | 822                             | 1432       | Pioneer Moon         | 289253       | 4,520                           | 68         | Seafarin New York    | 231905       | 285                             |
| 39         | Mormacisle           | 249812       | 822                             | 572        | Pioneer Moor         | 265143       | 2,700                           | 2305       | Seafarin Puerto Rico | 246096       | 5,830                           |
| 40         | Mormaclake           | 284802       | 4,175                           | 573        | Pioneer Myth         | 267033       | 2,700                           | 2279       | Seafarin San Juan    | 245622       | 4,000                           |
| 41         | Mormacland           | 250161       | 822                             | 578        | Pioneer Tide         | 249030       | 380                             | 69         | Seafarin Savannah    | 231916       | 285                             |
| 1037       | Mormaclynx           | 260947       | 5,160                           | 2122       | Platte               | 248133       | 2,555                           | 70         | Seafarin Texas       | 239649       | 495                             |
| 42         | Mormacnail           | 250539       | 822                             | 1987       | Plymouth Victory     | 245625       | 387                             | 2357       | Seafarin Washington  | 245460       | 5,830                           |
| 44         | Mormacnook           | 245056       | 387                             | 1991       | Point Fermin         | 241327       | 685                             | 1921       | Seattle              | 247275       | 2,965                           |
| 46         | Mormacpenn           | 280541       | 822                             | 1754       | Point Loma           | 246982       | 650                             | 1610       | Sheldon Lykes        | 260608       | 3,565                           |
| 47         | Mormacpine           | 247477       | 387                             | 1953       | Point Sur            | 243293       | 650                             | 1428       | Shirley Lykes        | 289283       | 3,565                           |
| 48         | Mormacpride          | 282295       | 4,050                           | 1999       | Portmar              | 247431       | 4,050                           | 336        | Sierra               | 247831       | 775                             |
| 1963       | Mormacrigel          | 267384       | 5,180                           | 1505       | Potomac              | 248800       | 2,250                           | 2464       | Silver Falcon        | 248063       | 310                             |
| 50         | Mormacrio            | 248745       | 775                             | 1390       | Prairie Grove        | 246660       | 2,615                           | 1306       | Silver Kalingo       | 277936       | 6,090                           |
| 51         | Mormacsign           | 250540       | 822                             | 499        | President Adams      | 266607       | 3,000                           | 1642       | Sixiola              | 254211       | 480                             |
| 1242       | Mormacsen            | 285890       | 4,175                           | 500        | President Arthur     | 246704       | 3,000                           | 302        | Socony Vacuum        | 268501       | 1,610                           |
| 1384       | Mormacstrade         | 287000       | 4,370                           | 501        | President Buchanan   | 226017       | 3,000                           | 982        | Solon Turman         | 285889       | 3,425                           |
| 1904       | Mormacvega           | 296632       | 5,150                           | 503        | President Coolidge   | 267733       | 3,000                           | 337        | Socony               | 252413       | 775                             |
| 281        | Mount Vernon Victory | 284178       | 9,130                           | 2447       | President Fillmore   | 513800       | 6,350                           | 357        | Sooner State         | 247130       | 380                             |
| 2430       | Myrtle Mariner       | 248143       | 380                             | 505        | President Garfield   | 266992       | 3,000                           | 2921       | Southern Star        | 251664       | 380                             |
| 250        | Nadina               | 245864       | 158                             | 2380       | President Grant      | 511235       | 6,350                           | 1803       | Southern II          | 245183       | 380                             |
| 588        | Neco                 | 244063       | 1,300                           | 521        | President Harding    | 248273       | 822                             | 1049       | Statue of Liberty    | 420          | 1,415                           |
| 1243       | Nancy Lykes          | 286650       | 3,425                           | 2148       | President Harrison   | 502369       | 5,200                           | 1016       | Steel Admiral        | 252403       | 775                             |
| 648        | Nashbulk             | 247307       | 965                             | 509        | President Hayes      | 246446       | 3,000                           | 439        | Steel Advocate       | 240731       | 775                             |
| 1758       | National Defender    | 279938       | 11,325                          | 506        | President Hoover     | 248424       | 822                             | 440        | Steel Age            | 244161       | 775                             |
| 2034       | Neebes               | 244235       | 650                             | 511        | President Jackson    | 260600       | 3,000                           | 441        | Steel Apprentice     | 252408       | 775                             |
| 251        | Nemana               | 247015       | 150                             | 512        | President Jefferson  | 250292       | 822                             | 442        | Steel Architect      | 247168       | 775                             |
| 1441       | Nevada Standard      | 247758       | 650                             | 516        | President Johnson    | 249953       | 822                             | 443        | Steel Artisan        | 247833       | 775                             |
| 421        | Newberry Victory     | 248460       | 365                             | 514        | President Lincoln    | 283311       | 5,900                           | 444        | Steel Chemist        | 252037       | 775                             |
| 169        | New Jersey Sun       | 265748       | 3,550                           | 517        | President Madison    | 246983       | 822                             | 445        | Steel Designer       | 247832       | 775                             |
| 2038       | New York             | 283630       | 1,025                           | 2416       | President McKinley   | 512933       | 6,350                           | 446        | Steel Director       | 244978       | 775                             |
| 2278       | New York City        | 267198       | 3,300                           | 2113       | President Monroe     | 501712       | 5,200                           | 447        | Steel Executive      | 248843       | 775                             |
|            |                      |              |                                 | 519        | President Pierce     | 248019       | 822                             | 448        | Steel Fabricator     | 251781       | 775                             |



| Binder No. | Name of vessel      | Official No. | Stated valuation (in thousands) | Binder No. | Name of vessel      | Official No. | Stated valuation (in thousands) | Binder No. | Name of vessel     | Official No. | Stated valuation (in thousands) |
|------------|---------------------|--------------|---------------------------------|------------|---------------------|--------------|---------------------------------|------------|--------------------|--------------|---------------------------------|
| 440        | Steel Flyer         | 244831       | \$775                           | 621        | Venore              | 248225       | \$1,720                         | 1564       | Everglades         | 279577       | \$343                           |
| 450        | Steel King          | 252499       | 775                             | 338        | Ventura             | 252533       | 775                             | 24         | George S.          | 282206       | 87                              |
| 451        | Steel Maker         | 247221       | 775                             | 666        | Virginia Trader     | 244789       | 728                             | 764        | George Whitlock II | 241390       | 95                              |
| 452        | Steel Navigator     | 248846       | 775                             | 719        | Volunteer State     | 247792       | 365                             | 1150       | Habit              | 112          | 14                              |
| 453        | Steel Recorder      | 251847       | 775                             | 1946       | Volusia             | 245415       | 220                             | 1942       | H. J. Sheridan     | 234802       | 50                              |
| 454        | Steel Rover         | 252500       | 775                             | 1786       | Walter Rice         | 248203       | 3,150                           | 1505       | Hollywood          | 115          | 88                              |
| 455        | Steel Scientist     | 245730       | 775                             | 1308       | Washington          | 288603       | 4,775                           | 1151       | Horne              | 115          | 15                              |
| 456        | Steel Seafarer      | 248738       | 775                             | 437        | Washington Bear     | 204252       | 2,700                           | 765        | Hygrade No. 2      | 270766       | 190                             |
| 457        | Steel Surveyor      | 244968       | 775                             | 2097       | Washington Getty    | 2571         | 4,500                           | 767        | Hygrade No. 8      | 176732       | 165                             |
| 458        | Steel Traveler      | 247198       | 775                             | 1349       | Washington Mall     | 287238       | 4,680                           | 768        | Hygrade No. 14     | 250807       | 165                             |
| 459        | Steel Vendor        | 246464       | 775                             | 974        | Washington Standard | 246203       | 650                             | 769        | Hygrade No. 18     | 272741       | 190                             |
| 460        | Steel Voyager       | 252501       | 775                             | 667        | Washington Trader   | 245566       | 728                             | 771        | Hygrade No. 20     | 252977       | 165                             |
| 461        | Steel Worker        | 247834       | 775                             | 1713       | Wellfleet Victory   | 247564       | 387                             | 772        | Hygrade No. 28     | 253906       | 165                             |
| 462        | Stella Lykes        | 247504       | 380                             | 1779       | Western Clipper     | 268288       | 3,650                           | 773        | Hygrade No. 30     | 264104       | 170                             |
| 2348       | Stella Lykes        | 504982       | 5,390                           | 1780       | Western Comet       | 266365       | 3,400                           | 774        | Hygrade No. 32     | 267113       | 180                             |
| 2351       | St. Joan            | 247316       | 387                             | 1302       | Western Hunter      | 287156       | 12,150                          | 1908       | Isleways No. 1     | 251436       | 42                              |
| 403        | Sue Lykes           | 248145       | 380                             | 1781       | Western Planet      | 268078       | 3,635                           | 1909       | Isleways No. 2     | 251519       | 42                              |
| 2431       | Susquehanna         | 248334       | 380                             | 175        | Western Sun         | 268798       | 3,840                           | 1910       | Isleways No. 3     | 251682       | 42                              |
| 404        | Sylvia Lykes        | 247841       | 380                             | 1900       | Whitehall           | 256664       | 380                             | 1911       | Isleways No. 4     | 251773       | 42                              |
| 203        | Syoset              | 247458       | 600                             | 1537       | W. H. Peabody       | 246065       | 230                             | 1912       | Isleways No. 5     | 251859       | 42                              |
| 1415       | Tampico             | 246344       | 2,615                           | 2225       | Wild Ranger         | 246518       | 380                             | 1554       | Lewis No. 8        | 244276       | 65                              |
| 255        | Tatalina            | 247695       | 145                             | 410        | William Lykes       | 247998       | 380                             | 741        | Ocean King         | 248921       | 90                              |
| 1430       | Texas Bristol       | 3481-GE      | 685                             | 1609       | Windsor Victory     | 247843       | 387                             | 742        | Ocean Prince       | 276461       | 365                             |
| 463        | Texas California    | 260910       | 1,880                           | 1511       | Wingless Victory    | 247243       | 365                             | 1907       | Ono                | 232117       | 270                             |
| 464        | Texas Colorado      | 241758       | 530                             | 358        | Wolverine State     | 248740       | 1,400                           | 1503       | Perth Amboy No. 1  | 171776       | 165                             |
| 465        | Texas Connecticut   | 266501       | 1,800                           | 2226       | Yaka                | 246335       | 388                             | 1503       | Perth Amboy No. 2  | 171886       | 165                             |
| 466        | Texas Florida       | 271820       | 2,075                           | 1645       | Yaque               | 251684       | 480                             | 759        | Phillip Lemler     | 251390       | 46                              |
| 1897       | Texas Georgia       | 263819       | 6,165                           | 2098       | Yellowstone         | 248883       | 1,710                           | 1719       | Ponce De Leon      | 244296       | 65                              |
| 469        | Texas Illinois      | 246093       | 2,320                           | 2030       | Yorkmar             | 266261       | 4,050                           | 744        | Port Jefferson     | 274512       | 355                             |
| 471        | Texas Kansas        | 244230       | 2,200                           | 2103       | Young America       | 243034       | 380                             | 1176       | Qatit 7            | 117          | 60                              |
| 1077       | Texas Kentucky      | 2439-50      | 700                             | 2481       | Yukon               | 257115       | 2,550                           | 1177       | Qatit 8            | 117          | 60                              |
| 1218       | Texas London        | 1166         | 685                             | 411        | Zoeila Lykes        | 282126       | 3,280                           | 1148       | Sandy              | 114          | 15                              |
| 473        | Texas Louisiana     | 245053       | 650                             |            |                     |              |                                 | 1278       | Saratoga           | 254128       | 75                              |
| 1596       | Texas Maine         | 4509-39      | 2,475                           |            |                     |              |                                 | 1293       | Spartan            | 273515       | 403                             |
| 1823       | Texas Maryland      | 262735       | 6,025                           |            |                     |              |                                 | 1152       | Swigart            | 118          | 16                              |
| 1824       | Texas Massachusetts | 266306       | 5,815                           |            |                     |              |                                 | 18         | Virginia Phillips  | 239971       | 53                              |
| 475        | Texas Minnesota     | 243232       | 2,605                           |            |                     |              |                                 | 763        | W. A. Weber        | 251392       | 65                              |
| 476        | Texas Mississippi   | 245082       | 2,605                           |            |                     |              |                                 |            |                    |              |                                 |
| 2028       | Texas Montana       | 260818       | 6,560                           |            |                     |              |                                 |            |                    |              |                                 |
| 478        | Texas Nebraska      | 242845       | 2,290                           |            |                     |              |                                 |            |                    |              |                                 |
| 479        | Texas Nevada        | 245175       | 2,065                           |            |                     |              |                                 |            |                    |              |                                 |
| 480        | Texas New Jersey    | 245831       | 2,060                           |            |                     |              |                                 |            |                    |              |                                 |
| 481        | Texas New York      | 305981       | 1,845                           |            |                     |              |                                 |            |                    |              |                                 |
| 483        | Texas North Dakota  | 305006       | 1,835                           |            |                     |              |                                 |            |                    |              |                                 |
| 1081       | Texas Ohio          | 2447-50      | 700                             |            |                     |              |                                 |            |                    |              |                                 |
| 1873       | Texas Oklahoma      | 275882       | 5,800                           |            |                     |              |                                 |            |                    |              |                                 |
| 1083       | Texas Pennsylvania  | 2438-50      | 695                             |            |                     |              |                                 |            |                    |              |                                 |
| 1899       | Texas Rhode Island  | 266380       | 6,350                           |            |                     |              |                                 |            |                    |              |                                 |
| 1085       | Texas Texas         | 2448-50      | 700                             |            |                     |              |                                 |            |                    |              |                                 |
| 1270       | Texas Wisconsin     | 277805       | 6,075                           |            |                     |              |                                 |            |                    |              |                                 |
| 480        | Texas Wyoming       | 243048       | 2,345                           |            |                     |              |                                 |            |                    |              |                                 |
| 309        | Texas               | 246352       | 1,370                           |            |                     |              |                                 |            |                    |              |                                 |
| 685        | Texas               | 246541       | 775                             |            |                     |              |                                 |            |                    |              |                                 |
| 2140       | Texas Getty         | 2443         | 4,430                           |            |                     |              |                                 |            |                    |              |                                 |
| 174        | Texas Sun           | 283897       | 9,820                           |            |                     |              |                                 |            |                    |              |                                 |
| 9422       | Thailand Bear       | 257213       | 775                             |            |                     |              |                                 |            |                    |              |                                 |
| 2147       | Thalia              | 248127       | 2,375                           |            |                     |              |                                 |            |                    |              |                                 |
| 497        | The Cabins          | 246143       | 2,055                           |            |                     |              |                                 |            |                    |              |                                 |
| 925        | Thetis              | 279627       | 7,980                           |            |                     |              |                                 |            |                    |              |                                 |
| 2096       | Thomas A.           | 260954       | 3,405                           |            |                     |              |                                 |            |                    |              |                                 |
| 2412       | Thomas M.           | 260358       | 2,905                           |            |                     |              |                                 |            |                    |              |                                 |
| 405        | Thompson Lykes      | 255413       | 3,280                           |            |                     |              |                                 |            |                    |              |                                 |
| 2517       | Thunderbird         | 247092       | 365                             |            |                     |              |                                 |            |                    |              |                                 |
| 1622       | Thunderhead         | 246058       | 380                             |            |                     |              |                                 |            |                    |              |                                 |
| 496        | Tillie Lykes        | 248461       | 775                             |            |                     |              |                                 |            |                    |              |                                 |
| 1797       | Timbo               | 1178         | 790                             |            |                     |              |                                 |            |                    |              |                                 |
| 256        | Tonsina             | 262547       | 150                             |            |                     |              |                                 |            |                    |              |                                 |
| 222        | Topeka              | 247906       | 388                             |            |                     |              |                                 |            |                    |              |                                 |
| 881        | Transatlantic       | 246540       | 210                             |            |                     |              |                                 |            |                    |              |                                 |
| 1722       | Transatlantic       | 248749       | 365                             |            |                     |              |                                 |            |                    |              |                                 |
| 2392       | Transatlantic       | 506148       | 702                             |            |                     |              |                                 |            |                    |              |                                 |
| 231        | Transatlantic       | 279438       | 8,500                           |            |                     |              |                                 |            |                    |              |                                 |
| 2253       | Transatlantic       | 241992       | 570                             |            |                     |              |                                 |            |                    |              |                                 |
| 1456       | Transatlantic       | 242942       | 650                             |            |                     |              |                                 |            |                    |              |                                 |
| 2252       | Transatlantic       | 248910       | 650                             |            |                     |              |                                 |            |                    |              |                                 |
| 2254       | Transatlantic       | 245244       | 387                             |            |                     |              |                                 |            |                    |              |                                 |
| 2337       | Transatlantic       | 244545       | 702                             |            |                     |              |                                 |            |                    |              |                                 |
| 1455       | Transatlantic       | 243223       | 650                             |            |                     |              |                                 |            |                    |              |                                 |
| 2463       | Transatlantic       | 257381       | 2,500                           |            |                     |              |                                 |            |                    |              |                                 |
| 2519       | Transatlantic       | 241939       | 445                             |            |                     |              |                                 |            |                    |              |                                 |
| 2255       | Transatlantic       | 251767       | 775                             |            |                     |              |                                 |            |                    |              |                                 |
| 2251       | Transatlantic       | 230271       | 698                             |            |                     |              |                                 |            |                    |              |                                 |
| 1568       | Trinidad            | 4336-58      | 2,480                           |            |                     |              |                                 |            |                    |              |                                 |
| 1492       | Trinity             | 246600       | 4,150                           |            |                     |              |                                 |            |                    |              |                                 |
| 22         | Trojan              | 247177       | 2,080                           |            |                     |              |                                 |            |                    |              |                                 |
| 590        | Tullahoma           | 246662       | 2,285                           |            |                     |              |                                 |            |                    |              |                                 |
| 407        | Tyson Lykes         | 248066       | 380                             |            |                     |              |                                 |            |                    |              |                                 |
| 1644       | Ulua                | 250135       | 480                             |            |                     |              |                                 |            |                    |              |                                 |
| 2432       | U.S. Adventure      | 247220       | 387                             |            |                     |              |                                 |            |                    |              |                                 |
| 2433       | U.S. Builder        | 247121       | 387                             |            |                     |              |                                 |            |                    |              |                                 |
| 2434       | U.S. Capet          | 247194       | 387                             |            |                     |              |                                 |            |                    |              |                                 |
| 2435       | U.S. Defender       | 248013       | 365                             |            |                     |              |                                 |            |                    |              |                                 |
| 2436       | U.S. Explorer       | 248505       | 387                             |            |                     |              |                                 |            |                    |              |                                 |
| 2437       | U.S. Mate           | 252492       | 380                             |            |                     |              |                                 |            |                    |              |                                 |
| 2438       | U.S. Navigator      | 248751       | 365                             |            |                     |              |                                 |            |                    |              |                                 |
| 2439       | U.S. Pilot          | 245016       | 380                             |            |                     |              |                                 |            |                    |              |                                 |
| 2440       | U.S. Tourist        | 248171       | 387                             |            |                     |              |                                 |            |                    |              |                                 |
| 2441       | U.S. Victory        | 245734       | 387                             |            |                     |              |                                 |            |                    |              |                                 |
| 966        | Utah Standard       | 251140       | 505                             |            |                     |              |                                 |            |                    |              |                                 |
| 2340       | Vantage Progress    | 246623       | 385                             |            |                     |              |                                 |            |                    |              |                                 |
| 2339       | Vantage Venture     | 246676       | 600                             |            |                     |              |                                 |            |                    |              |                                 |
| 408        | Velma Lykes         | 247584       | 380                             |            |                     |              |                                 |            |                    |              |                                 |
| 2354       | Velma Lykes         | 509652       | 5,775                           |            |                     |              |                                 |            |                    |              |                                 |
| 2477       | Venetia V.          | 245835       | 380                             |            |                     |              |                                 |            |                    |              |                                 |

(b) *Vessels of less than 1,500 gross tons—As of January 1, 1969.* (1) The Maritime Administration has determined for certain vessels of less than 1,500 gross tons the values which constitute just compensation for the vessels to which they apply, computed as provided in sections 902(a) and 1209(a), Merchant Marine Act, 1936, as amended; and pursuant thereto has determined the values of vessels covered by interim binders for war risk hull insurance, Form MA-184, prescribed in Part 308 of this chapter.

(2) The interim binders listed below shall be deemed to have been amended as of January 1, 1969, by inserting in the space provided therefor or in substitution for any value now appearing in such space the stated valuation of the vessels set forth below for the binders and vessels as designated. Such stated valuation shall apply with respect to insurance attaching during the period January 1, 1969, to June 30, 1969, inclusive; *Provided, however,* That the Assured shall have the right within 60 days after date of publication of this section or within 60 days after the attachment of the insurance under said binder, whichever is later, to reject such valuation and proceed as authorized by section 1209(a) (2), Merchant Marine Act, 1936, as amended.

| Binder No. | Name of vessel | Official No. | Stated valuation (in thousands) |
|------------|----------------|--------------|---------------------------------|
| 752        | A. H. Dumont   | 236224       | \$84                            |
| 1906       | Ahl            | 251250       | 219                             |
| 1686       | Atlantic       | 262007       | 142                             |
| 1188       | Barge 118      |              | 7                               |
| 1197       | Barge 129      |              | 7                               |
| 1198       | Barge 133      |              | 21.5                            |
| 1199       | Barge 134      |              | 8.5                             |
| 1256       | Blue Line 107  | 263055       | 175                             |
| 1153       | Britton        | 119          | 18                              |
| 1562       | Challenger     | 263882       | 345                             |
| 1165       | Dammam 7       |              | 12                              |
| 1166       | Dammam 8       | 255059       | 13                              |
| 1170       | Dammam 12      |              | 50                              |
| 1171       | Dammam 13      |              | 42.5                            |
| 1172       | Dammam 14      |              | 50                              |

NOTE: The reporting requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Dated: March 24, 1969.

L. C. HOFFMANN,  
Chairman,  
Ship Valuation Committee.

[P.R. Doc. 69-3750; Filed, Apr. 1, 1969; 8:45 a.m.]

## Title 47—TELECOMMUNICATION

### Chapter I—Federal Communications Commission

[Docket No. 18422; FCC 69-301]

#### PART 73—RADIO BROADCAST SERVICES

##### Table of Assignments; Flagstaff, Ariz.

*Report and order.* In the matter of amendment of § 73.606 Table of Assignments, Television Broadcast Stations (Flagstaff, Ariz.), Docket No. 18422, RM-1332.

1. The Commission has before it for consideration its notice of proposed rule making, released January 17, 1969 (FCC 69-44) proposing to amend § 73.606 of its rules by substituting Channel 2 for Channel 9 at Flagstaff, Ariz. Interested parties were to supply comments on or before February 14, 1969, and reply comments on or before February 28, 1969.

2. In the notice it was stated that Grand Canyon Television Co., Inc. (Grand Canyon), had filed a petition (RM-1332) requesting that the Commission delete the presently assigned Channels 9 and 13 at Flagstaff, Ariz., and in their place assign Channels 2 and 11.



The purpose of the change was to permit Grand Canyon, a potential applicant at Flagstaff, to locate its transmitter on Mormon Mountain (some 18 miles south-southeast of Flagstaff), much the most desirable location in the area, which could not be used by a Channel 9 or 13 operation without short spacing to stations at Tucson. Channels 2 and 11 could be used at this location consistent with the rules. KOOL Radio-Television, Inc. (KOOL), licensee of television broadcast Station KOOL, Phoenix, Ariz., filed a partial opposition to the Grand Canyon petition for rule making, opposing the substitution of Channel 11 for Channel 13. It argued that this was not necessary to satisfy the needs of Grand Canyon, and that KOOL proposes to file an application for a 100-watt translator on Channel 13 at an early date. If Channel 11 were assigned in place of Channel 13 it would preclude the operation of the translator because of adjacent channel interference between the received signal (Channel 10) and the transmitted signal on Channel 11.

3. In the notice the Commission agreed that merely substituting Channel 2 for Channel 9 would solve petitioner's site problems, and that it was not necessary at this time to substitute Channel 11 for Channel 13. If in the future an applicant for a television station should desire a channel other than 13 the advisability of making a change can be considered at that time.

4. The only comments filed were those of Grand Canyon, endorsing the proposal on which comments were invited and requesting that Channel 2 be substituted for Channel 9 at Flagstaff. The proposal would make possible the more effective use of the Flagstaff assignment, would be consistent with our rules, and does not appear to result in any impair-

ment of overall allocation efficiency in the area.

5. Accordingly, pursuant to the authority contained in sections 4(1), 303, and 307(b) of the Communications Act of 1934, as amended: *It is ordered*, That, effective May 2, 1969, the Table of Assignments in § 73.606(b) of the Commission's rules is amended, insofar as the city listed below is concerned, to read as follows:

| City             | Channel    |
|------------------|------------|
| Flagstaff, Ariz. | 2, 13, *16 |

6. *It is further ordered*, That this proceeding is terminated.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307)

Adopted: March 26, 1969.

Released: March 27, 1969.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>1</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 69-3842; Filed, Apr. 1, 1969;  
8:51 a.m.]

## Title 49—TRANSPORTATION

### Chapter X—Interstate Commerce Commission

#### SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 1008, Amdt. 1]

#### PART 1033—CAR SERVICE

#### Illinois Terminal Railroad Co. Au- thorized To Operate Over Tracks of Illinois Central Railroad Co.

At a session of the Interstate Commerce Commission, Railroad Service

<sup>1</sup> Commissioner Robert E. Lee absent; Commissioner Cox abstaining from voting.

Board, held in Washington, D.C., on the 26th day of March 1969.

Upon further consideration of Service Order No. 1008 (33 F.R. 14959), and good cause appearing therefor:

*It is ordered*, That:

Section 1033.1008 *Service Order No. 1008* (Illinois Terminal Railroad Co., authorized to operate over tracks of Illinois Central Railroad Co.) be, and it is hereby amended by substituting the following paragraph (f) for paragraph (f) thereof:

(f) *Expiration date*. This section shall expire at 11:59 p.m., June 30, 1969, unless otherwise modified, changed, or suspended by order of this Commission.

*Effective date*. This amendment shall become effective at 11:59 p.m., March 31, 1969.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2))

*It is further ordered*, That copies of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 69-3828; Filed, Apr. 1, 1969;  
8:49 a.m.]



# Proposed Rule Making

## POST OFFICE DEPARTMENT

[ 39 CFR Part 132 ]

### WHAT MAY BE MAILED AS SECOND-CLASS MAIL; ENCLOSURES, ADVERTISING, AND NOVELTY PAGES

#### Notice of Extension of Time To Submit Written Data, Views, and Arguments

The Department published a notice of proposed rule making in the daily issue of the *FEDERAL REGISTER* of March 8, 1969 (34 F.R. 5013). That notice announced a proposal to amend subparagraph (1) of § 132.4(g) for the purpose of restricting enclosures of receipts and orders for subscriptions to the publications with which they are enclosed. It further proposed amendments to subparagraph (3) of § 132.4(g) and to § 132.4(h) to require that novelty pages and advertising pages in publications mailed at second-class postage rates be no less than the size of the regular pages of the copy, part, section, or supplement in which they are carried, and to clarify the requirements for printed illustrations attached to pages as well as the requirements for coupons, applications or order forms which occupy a part of a page.

The notice advised that all interested persons might submit written data, views, and arguments concerning the proposed amendments at any time prior to the 30th day following the date of publication of the notice in the *FEDERAL REGISTER*.

The Department now finds that the public interest would be served by delaying final action on the proposed rule in order to give interested parties further time to present material to the Department relating to the proposed amendments, and by announcing the Department's intention that, if adopted, the amendments will have a delayed effective date.

Accordingly, the Department will receive written data, views, and arguments, concerning the proposed amendments at any time prior to July 8, 1969, and will thereafter determine whether to adopt the proposed amendments. Such written data, views, and arguments should be submitted to the Director, Classification and Special Services Division, Bureau of Operations, Post Office Department, Washington, D.C. 20260.

It is the Department's intention that if the proposed amendments are adopted, they will not become effective prior to January 1, 1970.

(5 U.S.C. 301; 39 U.S.C. 501)

DAVID A. NELSON,  
General Counsel.

[F.R. Doc. 69-3846; Filed, Apr. 1, 1969; 8:51 a.m.]

## DEPARTMENT OF AGRICULTURE

### Consumer and Marketing Service

[ 7 CFR Part 1103 ]

[Docket No. AO-346-A9]

### MILK IN MISSISSIPPI MARKETING AREA

#### Decision on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure, governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held at Jackson, Miss., on March 5, 1969, pursuant to notice thereof issued on February 25, 1969 (34 F.R. 3633).

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

1. Whether the base-excess payment provisions of the order should be deleted, and if temporarily continued prior to deletion whether special base computation should be provided for certain producers who delivered to a plant which lost pool status during the base-forming period September 1968-January 1969.

2. Whether the proposed changes with respect to the base-excess provisions require emergency procedure.

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

1. *Deletion of base-excess payment plan.* The base-excess payment provisions should be deleted from the order effective September 1, 1969.

The Mississippi Federal milk order provides payments to producers under a base-excess plan for their deliveries of milk in each of the months of March through July. The daily base of each producer is his daily average production in the prior September-January period, except for any producer who failed to deliver in part of such period.

In other months, August through February, producers are not paid on base and excess deliveries. In these months each producer is paid the uniform price for all milk he delivers during the month.

Dairymen, Inc., a cooperative association in the market, proposed that the base-excess plan be deleted from the order effective with March 1969 milk deliveries. Without the base-excess plan, payments to each producer would be calculated at the uniform price.

This proposal involves two questions: (1) Whether the base-excess plan should

be deleted from the order, and (2) if the base-excess plan should be deleted, whether this should be done during the base-paying months of March through July 1969 or at the end of such period. In this connection consideration is given to the claims of certain producer groups that the base-excess plan, at least for the months of March through July 1969, provides them monetary benefits they would lose by deletion of the plan.

It is concluded that the record does not show compelling need for immediate deletion of the base-excess plan. However, after the plan has operated March through July this year, deletion of the plan would be appropriate.

The purpose of the base-excess payment plan is to provide incentive for the individual producer to manage his production so that it is relatively even throughout the year. Market receipts tend to be highest in April and May compared to the rest of the year. The month of highest production exceeds the level of the lowest production month by 15 to 20 percent.

The cooperative which proposed that the base-excess plan be deleted contended that the plan will have little effect in further improving the production pattern for the market as a whole and will be an impediment to marketing plans of the cooperative which represents about 84 percent of the producers on the market. Specifically, this cooperative holds that the plan interferes with the efficient movement of milk and reduces opportunities for it to make Class I sales outside the market.

But it is not evident from examples cited by proponent that the base-excess plan will inhibit the efficient handling of milk during the March-July period this year. In these flush production months there is the least need seasonally to furnish milk from this market to other markets for Class I use. Moreover, there is considerable flexibility under the order for movement of milk to other regulated markets or to unregulated plants. The milk of a producer-member may be diverted to unregulated outlets. A producer's milk may be diverted, for example, on any day of the month (December through August) if the producer held producer status during the entire two preceding months or if his milk production were delivered to a pool plant for at least 10 days in each of the two preceding months. Under this arrangement the member may retain his producer status and any advantage of payment on base.

It is possible also to shift producer-members temporarily to other regulated markets and return them to this market as producers without loss of base for the days of production actually delivered to this market.



Because the proponent cooperative operates pool plants, it has this further means of using member producer milk to fulfill sales to other markets.

The proponent cooperative also described the particular situation of 58 producer-members who earned base only during part of the September through January base-earning period. Thirty-four earned base only during September 1968 and the other 24 earned base in October also at another fully regulated plant. Most of the deliveries of the 58 producers during the base earning period were to the first plant which became a partially regulated plant for the months October through December and ceased operation at the end of the year.

The 58 producers have been assigned bases by the market administrator computed from their deliveries to pool plants during the base forming period. Since deliveries by these producers were to pool plants at most in 2 of the 5 base forming months the bases received were smaller than could have been earned if the plant to which they regularly delivered had been a pool plant continuously during the September-January period.

The bases earned by the 58 producers were affected by circumstances beyond their control: First because the plant to which they delivered became a partially regulated plant for the period of October through December 31, 1968, and secondly because the plant ceased operations at the end of December 1968. If the plant had continued in operation and again become a pool plant for any of the months of the base operating period of March through July 1969, the order presently provides that these producers would be assigned bases computed from all their deliveries to the plant during the entire base earning period.

A further consideration in favor of some adjustment of bases for these producers is that their continued deliveries to the plant represented a continuing association with the market while the plant was partially regulated. In this situation, also, they could have no knowledge as to whether or not the plant might subsequently regain pool status which circumstance would result in bases comparable with those of other producers.

Proponent cooperative suggested that the situation of the 58 producers would be remedied if the base plan were deleted as proposed so that all producers including the 58 claimed to be disadvantaged would be paid the uniform price. This plan is not adopted for reasons stated elsewhere in this decision.

Provisions should be made, however, during remaining base-payment months of April through July 1969 for such 58 producers to provide them bases comparable to those of other producers. Their situation is unique in the market and can be provided for through a temporary provision amending the base-excess provisions for the balance of the current base-paying period.

The provision should state that any producer who also was a producer in September 1968 delivering to a pool distributing plant which in the subsequent

base-forming months did not qualify as a pool plant shall be assigned a base calculated from his deliveries during the September 1968 through January 1969 period as if he were a producer during the entire such base-forming period. In view of the time element it is not practical to make this change effective for March 1969.

Nearly as many other producers (as those who were disadvantaged through being considered off the market during part of the base-forming period) claim that they would be disadvantaged by removal of the base-excess plan prior to the end of this base paying period. Representatives of a number of dairy farmers testified to costs incurred in establishing bases to be effective for this flush production season. In particular, they stated that they arranged their breeding programs, purchases of herd additions or replacements, and feeding and pasture programs to achieve the best possible returns under the base and excess provisions.

They alleged that they thus geared their production program to the base-excess plan and that it would take additional time for them to adjust to payment at the uniform price each month of the year. Although these dairy farmers are in the minority, there is not sufficient justification in the reasons given for immediate deletion of the base plan to compel such deletion in the face of the fact that producers in planning their operations had reason to expect that the base-excess plan would operate this year.

It is concluded from the foregoing circumstances that payments to producers should be made under the base-excess plan during the current March-July period.

With respect to the application of the base-excess plan in periods after base-excess payments are made this year, it is recognized that a large majority of producers in the market, speaking through their cooperative association, favor discontinuance of the plan in order that payments may be for the great majority of producers on some other basis.

The problem of avoiding extreme seasonal production changes, which the present base and excess plan is intended to resolve, is not a serious problem in this market. As pointed out previously the highest monthly production is about 15 to 20 percent more than the lowest monthly production. It is impractical also to expect that seasonal changes in production could be completely eliminated. In any event in a market such as this where the large majority of producers prefer to be paid on a different basis, it is not desirable that this type of seasonal incentive plan be maintained.

Moreover, the proponent cooperative association in asking for removal of the base plan stated that it is developing a different method of payment designed to meet the needs of its total marketing program. Its contention that the base plan tends to interfere with efficient movement of milk and opportunities for sales in other markets would have considerable significance with respect to

the fall months when bases are formed. In the months of base formation there is loss of earned base if producers are shifted to other markets. Deletion of the plan prior to the next base-earning period therefore should facilitate the efficient movement of milk so as to maximize total returns in Class I which action would be of benefit to producers generally.

**2. Emergency action.** The due and timely execution of the functions of the Secretary under the Act imperatively and unavoidably requires the omission of the recommended decision and opportunity for filing exceptions thereto on the proposed amendment of the base-excess plan affecting payment for milk deliveries in the months of April, May, June, and July of 1969 and subsequent deletion of the plan.

The conditions in this marketing area are such that it is urgent that remedial action be taken as soon as possible. The issuance of a recommended decision would delay unnecessarily the date on which this entire decision and order could be made effective and would preclude relief for the month of April 1969. Since the base-paying period for 1969 already has begun, remedy should be provided at the earliest possible date for certain producers whose bases were reduced by unusual circumstances relating to the plant to which they delivered their milk in the base-forming period. Further, all producers should be informed as soon as possible that the base-excess plan will continue to apply through July 1969 on a modified basis although pursuant to this decision the plan would be deleted effective September 1, 1969, before the beginning of the next base-forming period.

It is therefore found that good cause exists for omission of the recommended decision and opportunity for filing exceptions thereto.

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

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

(a) The tentative marketing agreement and the order as hereby proposed to be amended, and all of the terms and



conditions thereof will tend to effectuate the declared policy of the Act;

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

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

**Marketing agreement and order.** Annexed hereto and made a part hereof are two documents entitled, respectively, "Marketing agreement regulating the handling of milk in the Mississippi Marketing Area" and "Order amending the order, regulating the handling of milk in the Mississippi Marketing Area", which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

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

**Referendum order; determination of representative period; and designation of referendum agent.** It is hereby directed that a referendum be conducted to determine whether the issuance of the amendments to the base and excess plan of payment to producers and the subsequent deletion of the plan, as amended, as specified in the attached order regulating the handling of milk in the Mississippi Marketing Area, is approved or favored by dairy farmers who were producers as defined under the terms of the order during the representative period.

The month of February 1969 is hereby determined to be the representative period for the conduct of such referendum.

Cleo C. Taylor is hereby designated agent of the Secretary to conduct a referendum in which each individual producer may cast an individual ballot as specified in sec. 608c(5)(B) of the Agricultural Marketing Agreement Act of 1937 in accordance with the procedure for the conduct of referenda to determine producer approval of milk marketing orders (7 CFR 900.300 et seq.), such referendum to be completed on or before

the 30th day from the date this decision is issued.

Signed at Washington, D.C., on March 26, 1969.

RICHARD E. LYNG,  
Assistant Secretary.

**Order<sup>1</sup> Amending Order Regulating the Handling of Milk in the Mississippi Marketing Area**

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

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

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

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

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

**Order relative to handling.** It is therefore ordered that on and after the effective date hereof the handling of milk in the Mississippi Marketing Area shall be

<sup>1</sup> This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met for amendments Nos. 2 through 9 and the requirements of 608c(5)(b)(ii)(d) of the Agricultural Marketing Agreement Act of 1937 as amended have been met for amendments Nos. 1 and 1a.

in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended, as follows:

**§ 1103.82 [Amended]**

1. In § 1103.82(a), change the semicolon at the end of the paragraph (preceding the word "and") to a period and insert the following sentence: "In addition for the months of April, May, June and July 1969, a producer who was also a producer in September 1968 delivering to a pool distributing plant which in subsequent months of the September 1968 through January 1969 base forming period did not qualify as a pool plant shall be assigned a base calculated from his milk deliveries to plants during the September 1968 through January 1969 period as if he were a producer during such entire base forming period".

**§ 1103.83 [Amended]**

1a. In § 1103.83 add the following sentence: "In the case of any producer for whom it is necessary to calculate a base subsequent to March 1, the market administrator shall provide such notification at the earliest possible date."

**Amendments with respect to the deletion of the base-excess plan.** The following amendments, if approved, are proposed to be effective September 1, 1969:

**§ 1103.22 [Amended]**

2. In § 1103.22(i), the word "and" appearing at the end of subparagraph (2) is deleted and subparagraph (3) is revoked.

3. In § 1103.22(i), subparagraph (2) is revoked.

4. Section 1103.30(a)(1)(i) is revised to read as follows:

**§ 1103.30 Reports of receipts and utilization.**

(a) \* \* \*

(1) \* \* \*

(i) Receipts of producer milk, including such handler's own production;

\* \* \*

5. In § 1103.31, paragraph (a)(2) and (b)(2)(i) are revised to read as follows:

**§ 1103.31 Payroll reports.**

(a) \* \* \*

(2) The daily and total pounds of milk received from such producer;

\* \* \*

(b) \* \* \*

(2) \* \* \*

(i) The daily and total pounds of milk received during the month and the average butterfat test thereof; and

\* \* \*

6. In § 1103.71, revise the sentence following paragraph (f) to read as follows:

**§ 1103.71 Computation of the weighted average price and uniform price.**

\* \* \*

(f) \* \* \*

The result shall be the "weighted average price" or the "uniform price" for milk received from producers.



§§ 1103.72, 1103.80, 1103.81, 1103.82, 1103.83 [Revoked]

7. Sections 1103.72, 1103.80, 1103.81, 1103.82, and 1103.83 and the center-heading "Base Rating" preceding § 1103.80 are revoked.

8. In § 1103.90(a), the introductory text preceding subparagraph (1) is revised to read as follows:

§ 1103.90 Time and method of payment.

(a) On or before the 15th day after the end of each month during which the milk was received, to each producer for whom payment is not made pursuant to paragraph (c) of this section, at not less than the uniform price pursuant to § 1103.71 adjusted by the producer but-terfat differential computed pursuant to § 1103.91, subject to the location adjustment to producers pursuant to § 1103.92, and less the following amounts:

9. Section 1103.92(a) is revised to read as follows:

§ 1103.92 Location differential to producers and on nonpool milk.

(a) In making payments to producers pursuant to § 1103.90, the uniform price pursuant to § 1103.71 to be paid for milk received at a pool plant shall be reduced according to the location of the pool plant at the rates set forth in § 1103.53; and

[F.R. Doc. 69-3809; Filed, Apr. 1, 1969; 8:48 a.m.]

# [ 7 CFR Part 1138 ]

[Docket No. AO-335-A13]

## MILK IN RIO GRANDE VALLEY MARKETING AREA

### Notice of Extension of Time for Filing Exceptions to Recommended Decision on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given that the time for filing exceptions to the recommended decision with respect to the proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Rio Grande Valley marketing area, which was issued March 13, 1969 (34 F.R. 5334), is hereby extended from April 2, 1969, to April 16, 1969.

Signed at Washington, D.C., on March 26, 1969.

JOHN C. BLUM,  
Deputy Administrator,  
Regulatory Programs.

[F.R. Doc. 69-3810; Filed, Apr. 1, 1969; 8:48 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[ 14 CFR Part 71 ]

[Airspace Docket No. 69-SW-16]

### TRANSITION AREA

#### Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Vernon, Tex.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Administration, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Tex. An informal docket will also be available for examination at the Office of the Chief, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (34 F.R. 4637), the following transition area is added:

#### VERNON, TEX.

That airspace extending upward from 700 feet above the surface within a 6-mile radius of Wilbarger County Airport (lat. 34°14'00" N., long. 99°17'30" W.), and within 2 miles each side of the Altus VOR 182° radial extending from the 6-mile radius area to 7 miles north of the airport.

The proposed transition area will provide airspace protection for aircraft executing approach/departure procedures proposed at the Wilbarger County Airport, Vernon, Tex. The extension to the proposed transition area is based on the Altus VOR 182° true (172° magnetic) radial.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, Tex., on March 24, 1969.

A. L. COULTER,  
Acting Director, Southwest Region.  
[F.R. Doc. 69-3803; Filed, Apr. 1, 1969; 8:47 a.m.]

### Federal Highway Administration

[ 49 CFR Part 393 ]

[Docket No. MC-3]

### BRAKES

#### Oral Hearing

The Federal Highway Administrator published in the FEDERAL REGISTER on November 2, 1968 (33 F.R. 16125), a notice of proposed rule making, Docket No. MC-3, proposing to amend §§ 393.40 and 393.41 (formerly §§ 293.40 and 293.41) of the Motor Carrier Safety Regulations. As a result of a number of requests received, the Administrator announces a decision to hold a public hearing to give all interested persons an opportunity to orally state their views on the proposed regulations. The hearing will be held at 9:30 a.m., April 29, 1969, at the Federal Highway Administration, Room 2A, Donohoe Building, Sixth and D Streets SW., Washington, D.C. 20591.

The hearing will be an informal one conducted by the Administration. It will not be a judicial or evidentiary type of hearing. There will be no cross-examination of persons presenting statements. A member of the staff of the Federal Highway Administration will make an opening statement presenting in brief a history of the problem at hand. Interested persons will then have an opportunity to present their initial oral statements. Statements should focus on the issues raised by the notice published in the November 2, 1968, FEDERAL REGISTER. After all initial statements have been completed, those persons who wish to make rebuttal statements will be given the opportunity to do so in the same order in which they made their initial statements. Additional procedures for the conduct of the hearing will be announced at the hearing.

Interested persons are invited to attend the hearing and present oral or written statements on the matters set for hearing. These statements will be made a part of the record of the hearing, the transcript of which will be a matter of public record. Any person who wishes to make oral statement at the hearing should notify the Director of the Bureau of Motor Carrier Safety by April 25, 1969, stating the amount of time required for his initial statement.

All communications concerning this hearing should be addressed to the Bureau of Motor Carrier Safety, Federal Highway Administration, Room 302A, Donohoe Building, Sixth and D Streets SW., Washington, D.C. 20591.

The notice is issued under the authority of section 204 of the Interstate Commerce Act, as amended, 49 U.S.C. 304, section 6 of the Department of Transportation Act, 49 U.S.C. 1655, and the delegation of authority by the Secretary to



the Federal Highway Administrator, 49 CFR 1.4(c).

Issued in Washington, D.C. on March 27, 1969.

F. C. TURNER,  
*Federal Highway Administrator.*

[F.R. Doc. 69-3873; Filed, Apr. 1, 1969;  
8:51 a.m.]

## ATOMIC ENERGY COMMISSION

[ 10 CFR Parts 1, 2, 50, 115 ]

### ATOMIC SAFETY AND LICENSING APPEAL BOARD

#### Extension of Time for Filing Comments

By notice of proposed rule making published January 18, 1969 (34 F.R. 869), the Atomic Energy Commission gave notice that it was considering the establishment of an atomic safety and licensing appeal board. Interested persons were in-

vited to file comments or suggestions within sixty (60) days after publication of the notice in the FEDERAL REGISTER.

The Commission is hereby extending the time for filing comments to April 30, 1969.

Comments received after that period will be considered if it is practicable to do so, but assurance of consideration cannot be given except as to comments filed within the period specified. Copies of comments received by the Commission may be examined at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

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

Dated at Washington, D.C., this 26th day of March 1969.

For the Atomic Energy Commission.

W. B. McCool,  
*Secretary.*

[F.R. Doc. 69-3777; Filed, Apr. 1, 1969;  
8:45 a.m.]



# Notices

## DEPARTMENT OF COMMERCE

### National Bureau of Standards

#### NATIONAL BUREAU OF STANDARDS RADIO STATIONS

#### Notice of Standard Frequency and Time Broadcasts

MARCH 21, 1969.

In accordance with National Bureau of Standards policy of giving monthly notices regarding changes of phases in seconds pulses, notice is hereby given that there will be no adjustment in the phase of coordinate seconds pulses emitted from the low frequency radio station WWVB, Fort Collins, Colo., on May 1, 1969. The carrier frequency of WWVB is 60 kHz and is broadcast without offset with respect to standard coordinate frequency. These emissions are made following the Stepped Atomic Time (SAT) system as coordinated by the Bureau International de l'Heure (BIH).

Notice is also hereby given that there will be no adjustments in the phases of time pulses emitted from the high frequency radio stations WWVB, Fort Collins, Colo., and WWVH, Maui, Hawaii, on May 1, 1969. These pulses at present occur at intervals which are longer than one coordinate second by 300 parts in  $10^6$ , and will occur at these intervals throughout 1969. This is due to the offset maintained in the carrier frequencies of these stations following the Coordinated Universal Time (UTC) system as coordinated by the BIH.

A. V. ASTIN,  
Director.

[F.R. Doc. 69-3827; Filed, Apr. 1, 1969;  
8:49 a.m.]

#### Patent Office

#### DISCLOSURE DOCUMENT PROGRAM

On November 23, 1968, a notice proposing a Disclosure Document Program was published in the FEDERAL REGISTER (33 F.R. 17370). Interested persons were given over 30 days in which to submit written comments, suggestions, or objections regarding the proposed program. Full consideration has been given to all comments that were received in response to the public notice.

Effective immediately and until further notice, the Patent Office will accept and preserve for a period of at least 2 years "Disclosure Documents" which may be used as evidence of conception of an invention. A Disclosure Document may be any paper which discloses an invention and is signed by the inventor(s) and is forwarded to the Patent Office by any one of the inventor(s), the owner or the attorney or agent of the inventor(s) or owner. It is not a patent application, nor

will its receipt date in the Patent Office in any way become the effective filing date of a later-filed application. However, like patent applications, these documents will be retained in confidence by the Patent Office.

The value of the conventional properly witnessed and notarized records as evidence of conception of an invention is not diminished. This program is being made available as a service to those persons desiring to use it. A Disclosure Document should be a more creditable form of evidence than the "self-addressed envelope" form of evidence often used by inventors.

Although there are no restrictions as to its content and claims are unnecessary, the benefits obtainable from a Disclosure Document will depend directly upon the content and adequacy of its disclosure. Therefore, it is strongly urged that the document contain a clear and complete explanation of the manner and process of making and using the invention in sufficient detail, that at least a person having ordinary knowledge in the field of the invention would be able to make and use the invention. When the nature of the invention admits, a drawing or sketch should be furnished. The use or utility of the invention should be described, especially in chemical inventions.

A Disclosure Document will be destroyed 2 years after its receipt date unless it is referred to in a separate paper filed in a related patent application within said 2-year period. In a new patent application, the Disclosure Document may be referred to in the letter of transmittal. Disclosure Documents, if accepted, will not be returned. Unless it is desired to rely upon a Disclosure Document as evidence, it need not be referred to in the file of a later filed patent application. However, if the Disclosure Document is referred to, the Document will be preserved by the Patent Office similarly to patent applications.

The Disclosure Document must be limited to written matter or drawings on paper or other thin flexible material, such as linen or plastic drafting material, having dimensions, or being folded to a size, not to exceed  $8\frac{1}{2}$  by 13 inches. Photographs will also be acceptable. Each page should be numbered and have permanent indicia sufficiently dark to allow copying by ordinary reproducing equipment.

In addition, each Disclosure Document, when submitted, must include a fee of \$10, a stamped, self-addressed envelope and a separate paper, in duplicate, signed by the inventor stating that he is the inventor and requesting that the enclosed material be received for processing under the Disclosure Document Program. The papers will be stamped by the Office with an identifying number and receipt date, and the duplicate request returned

in the self-addressed envelope together with a notice. This notice will indicate that the Disclosure Document may be relied upon only as evidence and that a patent application should be diligently filed if patent protection is desired.

The request may take the following form:

The undersigned, being the inventor of the disclosed invention, requests that the enclosed papers be accepted under the Disclosure Document Program, and that they be preserved for at least a period of 2 years.

EDWARD J. BRENNER,  
Commissioner of Patents.

Approved: March 26, 1969.

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

[F.R. Doc. 69-3805; Filed, Apr. 1, 1969;  
8:48 a.m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

#### AZACYCLONOL HYDROCHLORIDE

#### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following preparations marketed by The Wm. S. Merrell Co., Division of Richardson-Merrell Inc., Hackladd Station, Cincinnati, Ohio 45215:

1. Frenquel Injection containing 5 milligrams of azacyclonol hydrochloride per cubic centimeter (NDA 10-248).
2. Frenquel Tablets containing 20 milligrams of azacyclonol hydrochloride per tablet (NDA 10-042).
3. Frenquel Tablets containing 100 milligrams of azacyclonol hydrochloride per tablet (NDA 10-715).

The Academy concludes that the above-listed products are ineffective:

A. For their labeled indications—the treatment of acute conditions characterized by hallucinations and confusion that may be seen in patients with acute schizophrenic reactions or toxic psychoses such as postoperative psychosis and alcoholic hallucinosis; and

B. For their labeled drug actions—the partial or complete blocking against development of LSD-25 and mescaline experimental psychosis and the reduction or elimination of false perceptions (delusions, hallucinations) resulting from acute schizophrenic reactions or toxic psychoses such as postoperative psychosis and alcoholic hallucinosis.



The Food and Drug Administration concurs that there is a lack of substantial evidence that the drug is effective for any of the claims made in the labeling. Accordingly the Commissioner of Food and Drugs intends to initiate proceedings to withdraw approval of the new-drug applications for these drugs.

Prior to initiating such action, however, the Commissioner invites the holders of new-drug applications for these drugs and any interested person who may be adversely affected by their removal from the market to submit any pertinent data bearing on the proposal within 30 days after publication of this notice in the FEDERAL REGISTER.

This announcement of the proposed action and implementation of the NAS-NRC report for these drugs is made to give notice to persons who might be adversely affected by their withdrawal from the market. Promulgation of an order withdrawing approval of the new-drug applications will cause any such drug on the market to be a new drug for which an approved new-drug application is not in effect and will make it subject to regulatory action.

The above-named holder of the subject new-drug applications has been mailed a copy of the NAS-NRC reports, and any interested person may obtain a copy on request from the office named below.

Communications forwarded in response to this announcement should be directed to the following appropriate office and addressed to the Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204:

Requests for NAS-NRC report: Press Relations Office (CE-300). Comments or data regarding this announcement: Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 52 Stat. 1050-53, as amended; 21 U.S.C. 352, 355) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, JR.,  
Commissioner of Food and Drugs.

[F.R. Doc. 69-3785; Filed, Apr. 1, 1969; 8:46 a.m.]

#### MERCK & CO., INC.

#### Notice of Withdrawal of Petition for Food Additives Amprolium-Ethopabate, 3-Nitro-4-Hydroxyphenylarsonic Acid, Bacitracin

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Merck Sharp & Dohme Research Laboratories, Division of Merck & Co., Inc., Rahway, N.J. 07065, has withdrawn its petition, notice of which was published in the FEDERAL REGISTER of

June 8, 1968 (33 F.R. 8513), proposing that the food additive regulations be amended to provide for the safe use in chicken feed of a combination of amprolium (0.0125 percent), ethopabate (0.004 percent), and 3-nitro-4-hydroxyphenylarsonic acid (0.005 percent) plus bacitracin (4-50 grams per ton of feed, as zinc bacitracin), for specified indications for use in broiler chickens or in replacement chickens intended for use as caged layers only.

Dated: March 25, 1969.

R. E. DUGGAN,  
Acting Associate Commissioner  
for Compliance.

[F.R. Doc. 69-3786; Filed, Apr. 1, 1969; 8:46 a.m.]

[Docket No. FDC-D-124; NDA No. 30-517V, 34-765V, F-3197]

#### STANDARD MILLING CO., INC.

#### Notice of Opportunity for Hearing Regarding Medicated Animal Feeds

Notice is hereby given to Standard Milling Co., Inc., 1501 Fourth Street, Lubbock, Tex. 79408, that in the matter of the following new-drug applications:

1. No. 30-517V for medicated animal feeds containing diethylstilbestrol;
2. No. 34-765V for medicated animal feeds containing medroxyprogesterone acetate; and
3. No. F-3197 for medicated animal feeds containing diethylstilbestrol and chlortetracycline;

the Commissioner of Food and Drugs proposes to withdraw their approvals and all approved supplements thereto under provisions of section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)) on the grounds that:

The methods used in and the facilities and controls used for the manufacture, processing, and packaging of the medicated feeds are inadequate to assure and preserve their identity, strength, quality, and purity, and have not been made adequate in response to written notice in letters of May 22 and July 19, 1968, in that:

1. Nonmedicated feeds were adulterated with new-drug substances.
2. Medicated feeds containing new-drug substances below and in excess of the labeled amount were distributed.
3. Medicated feeds containing diethylstilbestrol and a combination of diethylstilbestrol and chlortetracycline were mislabeled as medroxyprogesterone acetate feeds.
4. Medicated feeds were not assayed in accordance with new-drug application commitments.
5. Spillage and floor sweepings are used in feeds without regard to contaminant in such spillage.
6. Inaccurate microscales are used to weigh drugs.
7. The weight of macroingredients is estimated rather than determined.
8. Discrepancies exist between master and working formulae.
9. The actual yield of each batch of medicated feed is not determined.

10. The dust control system is inadequate.

In accordance with the provisions of section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) and the regulations promulgated thereunder (21 CFR Part 130), the Commissioner will give the applicant named above an opportunity for a hearing at which time the applicant may produce evidence and arguments on the question of whether the subject applications and supplements should be withdrawn.

Within 30 days from the date of publication of this notice in the FEDERAL REGISTER, the applicant is 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 himself of the opportunity for a hearing; or
2. Not to avail himself of the opportunity for a hearing.

Failure of the applicant 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 the applicant not to avail himself of the opportunity for a hearing.

If the applicant elects not to avail himself of the opportunity for a hearing, the Commissioner without further notice will enter a final order withdrawing approval of the new-drug applications and all supplements thereto.

If the applicant elects to avail himself 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.

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 which the Commissioner finds is entitled to protection as a trade secret will not be open to the public, unless the applicant specifies otherwise in his appearance.

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 25, 1969.

HERBERT L. LEY, JR.,  
Commissioner of Food and Drugs.

[F.R. Doc. 69-3787; Filed, Apr. 1, 1969; 8:46 a.m.]

#### CHLORTETRACYCLINE-SULFONAMIDE COMBINATION PREPARATION FOR ORAL USE

#### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated a report received from the National Academy of Sciences—National



Research Council, Drug Efficacy Study Group, on the following product of Lederle Laboratories, Division of American Cyanamid Co., Pearl River, N.Y. 10965: Aureomycin with Triple Sulfas Tablets containing chlortetracycline hydrochloride, sulfadiazine, sulfamerazine, and sulfamethazine.

The Academy has evaluated the above product and found it ineffective as a fixed combination for all labeled indications. The Food and Drug Administration concurs with the Academy's evaluation and concludes that there is a lack of substantial evidence that each component of the drug listed above makes a contribution to the total effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling. Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Part 146c), as necessary, to delete from the list of drugs acceptable for certification those that contain the above-specified combination.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of this drug from the market to submit pertinent data bearing on the proposal within 30 days following publication of this notice in the *FEDERAL REGISTER*. Such data should be addressed to the Special Assistant for Drug Efficacy Study Implementation, Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC report for this drug is made to give notice to persons who might be adversely affected by its removal from the market.

The firm listed above has been mailed a copy of the NAS-NRC report, and any interested person may obtain a copy by writing to the Food and Drug Administration, Press Relations Office, 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1051-52, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,  
Commissioner of Food and Drugs.

[F.R. Doc. 69-3813; Filed, Apr. 1, 1969; 8:48 a.m.]

#### CERTAIN ERYTHROMYCIN-TRIPLE SULFA COMBINATION PRODUCTS FOR ORAL ADMINISTRATION

##### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following preparations:

1. Erythrosulfa Tablets; contain erythromycin, sulfadiazine, sulfamerazine, and sulfamethazine; marketed by The Upjohn Co., 7171 Portage Road, Kalamazoo, Mich. 49002.

2. Ilosone Sulfa, For Oral Suspension; contains erythromycin estolate, sulfadiazine, sulfamerazine, and sulfamethazine; marketed by Eli Lilly & Co., Box 618, Indianapolis, Ind. 46206.

3. Ilosone Sulfa Tablets; contain erythromycin estolate, sulfadiazine, sulfamerazine, and sulfamethazine; marketed by Eli Lilly & Co.

4. Ilotycin Ethyl Carbonate-Sulfa, Pediatric For Oral Suspension; contains erythromycin ethylcarbonate, sulfadiazine, sulfamerazine, and sulfamethazine; marketed by Eli Lilly & Co.

5. Ilotycin-Sulfa Tablets; contain erythromycin, sulfadiazine, sulfamerazine, and sulfamethazine; marketed by Eli Lilly & Co.

The Academy has evaluated the above-listed drugs and found them ineffective as a fixed combination for their labeled indications: Mixed infections, infections more susceptible to the combination than to either erythromycin or sulfonamides alone, and gram-negative or mixed infections of the urinary tract.

The Food and Drug Administration concurs with the views expressed by the Academy and concludes that there is a lack of substantial evidence that each of the above-listed drugs will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling. Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Part 148e) where necessary to delete from the list of drugs acceptable for certification those that contain the above-listed antibiotic combinations.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of these drugs from the market to submit pertinent data bearing on the proposal within 30 days following date of publication of this notice in the *FEDERAL REGISTER*. Such data should be addressed to the Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC reports for these drugs is made to give notice to persons who might be adversely affected by removal of these drugs from the market.

The firms listed above have been mailed a copy of the NAS-NRC reports. Any interested person may obtain a copy of the reports on the above-named drugs by writing to the Food and Drug Administration, Press Relations Office (CE-300), 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as

amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,  
Commissioner of Food and Drugs.

[F.R. Doc. 69-3814; Filed, Apr. 1, 1969; 8:48 a.m.]

#### NEOMYCIN SULFATE-KAOLIN-PECTIN-SULFAGUANIDINE-HOMATROPINE METHYLBROMIDE ORAL SUSPENSION

##### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated a report received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following preparation: Diapec Suspension; contains per each 15 milliliters—105 milligrams of neomycin (as the sulfate), 1.5 grams of sulfaguandinine, 2.25 milligrams of homatropine methylbromide, 1.5 grams of kaolin, and 150 milligrams of pectin; by Charles Pfizer & Co. (International), 235 East 42d Street, New York, N.Y. 10017.

The Academy has evaluated the above product and found it to be ineffective for all indications claimed in the labeling. The Food and Drug Administration concurs with the Academy's evaluation and concludes that there is a lack of substantial evidence that the drug listed above will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling. Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Part 148i) where necessary to delete from the list of drugs acceptable for certification the above-listed drug combination.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of this drug from the market to submit pertinent data bearing on the proposal within 30 days following the date of publication of this announcement in the *FEDERAL REGISTER*. Any data should be addressed to the Special Assistant for Drug Efficacy Study Implementation, Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC report for this drug is made to give notice to persons who might be adversely affected by removal of this drug from the market.

The firm listed above has been mailed a copy of the NAS-NRC report, and any interested person may obtain a copy by writing to the Food and Drug Administration, Press Relations Office, 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat.



1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,  
Commissioner of Food and Drugs.

[F.R. Doc. 69-3815; Filed, Apr. 1, 1969;  
8:48 a.m.]

### CERTAIN PENICILLIN-STREPTOMYCIN COMBINATION PRODUCTS FOR INJECTION

#### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following preparations:

1. Durycin F.A. (for aqueous injection); contains procaine penicillin G, buffered penicillin G crystalline-sodium, and streptomycin sulfate; marketed by Eli Lilly & Co., Post Office Box 618, Indianapolis, Ind. 46206.

2. Durycin A.S. (aqueous suspension); contains procaine penicillin G and streptomycin sulfate; marketed by Eli Lilly & Co.

3. Mycillin; contains procaine penicillin G and streptomycin sulfate; marketed by Maury Biological Co., Inc., 6109 South Western Avenue, Los Angeles, Calif. 90047.

4. PenStrep 4:1 and PenStrep 4:½; contain procaine penicillin G, penicillin G potassium, and streptomycin sulfate; marketed by Merck & Co., Inc., Rahway, N.J. 07065.

5. Strep-Combiotic Aqueous Suspension (multidose); contains procaine penicillin G and streptomycin sulfate; marketed by Charles Pfizer & Co., Inc., 235 East 42d Street, New York, N.Y. 10017.

6. Strep-Combiotic for Aqueous Suspension (single dose); contains procaine penicillin G, potassium penicillin G, and streptomycin sulfate; marketed by Charles Pfizer & Co., Inc.

7. Strep-Combiotic Aqueous Suspension—Isojet; contains procaine penicillin G and streptomycin sulfate; marketed by Charles Pfizer & Co., Inc.

8. Streptomycin-Bipenicillin; contains procaine penicillin G, sodium penicillin G, and streptomycin sulfate; by Pure Laboratories, Inc., 50 Intervale Road, Parsippany, N.J. 07054.

9. Pentocin; contains procaine penicillin G, potassium penicillin G, and streptomycin sulfate; marketed by Pure Laboratories, Inc.

10. Procaine Penicillin in Streptomycin Sulfate Solution; contains procaine penicillin G and streptomycin sulfate; marketed by Roehr Products Co., Inc., A Subsidiary of Brunswick Corp., 2010 New Daytona Road, De Land, Fla. 32720.

11. Strep-Dicrysticin, Strep-Dicrysticin-800, Strep-Dicrysticin Fortis, and Strep-Dicrysticin Fortis-800 (four strengths, for suspension); contain pro-

caïne penicillin G, sodium penicillin G, and streptomycin sulfate; marketed by E. R. Squibb & Sons, Inc., Georges Road, New Brunswick, N.J. 08903.

12. Strep-Districillin A.S. (sterile suspension); contains procaine penicillin G and streptomycin sulfate; marketed by E. R. Squibb & Sons, Inc.

13. Penicillin-Streptomycin Readimixed Sterile Aqueous Suspension; contains procaine penicillin G and streptomycin sulfate; marketed by The Upjohn Co., 7171 Portage Road, Kalamazoo, Mich. 49002.

14. Cer-O-Strep—ONE-HALF and Cer-O-Strep—ONE (sterile powders); contain chlorprocaine penicillin G, sodium penicillin G, and streptomycin sulfate; marketed by The Upjohn Co.

15. Bicillimycin All-Purpose Injection; contains benzathine penicillin G, potassium penicillin G, procaine penicillin G, and streptomycin sulfate; marketed by Wyeth Laboratories, Inc., Post Office Box 8299, Philadelphia, Pa. 19101.

16. Wycillin SM Injection 400 and Wycillin SM Injection 600; contain procaine penicillin G and streptomycin sulfate; marketed by Wyeth Laboratories, Inc.

The Academy has evaluated the above-listed products and found them ineffective or ineffective as a fixed combination for those indications in the labeling that were specific enough to be evaluated. The Food and Drug Administration concurs with the views expressed by the Academy and concludes that there is a lack of substantial evidence that each of the above-listed drugs will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling.

Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Parts 141a et seq.) where necessary to delete from the list of drugs acceptable for certification those that contain the above-listed antibiotic combinations.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of these drugs from the market to submit pertinent data bearing on the proposal within 30 days following the date of publication of this notice in the FEDERAL REGISTER. Such data should be addressed to the Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC reports for these drugs is made to give notice to persons who might be adversely affected by removal of these drugs from the market.

Firms listed above have been mailed a copy of the NAS-NRC report. Any interested person may obtain a copy of the reports on these drugs by writing to the Food and Drug Administration, Press Relations Office (CE-300), 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended; 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,  
Commissioner of Food and Drugs.

[F.R. Doc. 69-3816; Filed, Apr. 1, 1969;  
8:48 a.m.]

### CERTAIN PENICILLIN-SULFONAMIDE COMBINATION PRODUCTS FOR ORAL ADMINISTRATION

#### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following preparations:

A. Combination drugs containing potassium penicillin G and sulfisoxazole: Gantrisin "100" tablets, Gantrisin "200" Tablets, and Gantrisin "300" Tablets; marketed by Hoffmann-La Roche, Inc., 340 Kingsland Avenue, Nutley, N.J. 07110.

B. Combination drugs containing potassium penicillin G, sulfadiazine, sulfamerazine, and sulfamethazine:

1. Neopenzine Suspension; marketed by Eli Lilly & Co., Indianapolis, Ind. 46206.

2. Neopenzine "150" Tablets and Neopenzine "300" Tablets; marketed by Eli Lilly & Co.

3. Trisem-Pen Powder; marketed by S. E. Massengill Co., Bristol, Tenn. 37620.

4. Trisem-Pen Tablets; marketed by The S. E. Massengill Co.

5. Penicillin with Triple Sulfas Tablets; marketed by Biocraft Laboratories, Inc., 92 Route 46, East Paterson, N.J. 07407.

6. K-cillin Sulfa Powder for Syrup; by Biocraft Laboratories, Inc.

7. Sulfa-Sugracillin 125M Granules and Sulfa-Sugracillin 250M Fortified Granules; marketed by The Upjohn Co., Kalamazoo, Mich. 49002.

8. Flavocillin-CS Powder; marketed by Philadelphia Laboratories, Inc., 9815 Roosevelt Boulevard, Philadelphia, Pa. 19114.

9. Potassium Penicillin G with Triple Sulfonamides Tablets; Philadelphia Laboratories, Inc.

10. Biosulfa 125M and 250M Tablets; marketed by The Upjohn Co.

11. Pell-Biotic-250 Tablets; by Richlyn Laboratories, Inc., Castor Avenue at Kensington Avenue, Philadelphia, Pa. 19124.

12. Penicillin with Triple Sulfas No. 1, No. 2, and No. 3; marketed by Richlyn Laboratories, Inc.

13. Potassium Penicillin G Tablets with Triple Sulfonamides; by Vitamix Pharmaceuticals, Inc., 2900 North 17th Street, Philadelphia, Pa. 19132.



14. Penicillin 100,000 (also 200,000, 250,000, and 300,000) Units with Triple Sulfonamides Tablets; marketed by Zenith Laboratories, Inc., 150 South Dean Street, Englewood, N.J. 07631.

15. Penicillin with Triple Sulfas Tablets; marketed by Supreme Pharmaceutical Co., Inc., 354 Mercer Street, Jersey City, N.J. 07302.

16. Pentid-Sulfas Tablets; marketed by E. R. Squibb & Sons, Inc., Georges Road, New Brunswick, N.J. 08903.

17. Pentid-Sulfas for Syrup and Pentid "400" Sulfas for Syrup; marketed by E. R. Squibb & Sons, Inc.

18. Penicillin-Three Sulfonamide Tablets "100" and Penicillin-Three Sulfonamide Tablets "300"; marketed by Nysco Laboratories, Inc., 34-24 Vernon Boulevard, Long Island City, N.Y. 11106.

19. Buffered Potassium Penicillin G with 3 Sulfas Powder for Syrup; marketed by Nysco Laboratories, Inc.

C. Combination drugs containing potassium penicillin G, sulfadiazine, sulfamerazine, and sulfacetamide:

1. Flavored Penicillin G Powder with Triple Sulfonamides; by Vitamix Pharmaceuticals, Inc.

2. Penicillin with Sulfonamides Powder for Solution; marketed by Biocraft Laboratories, Inc.

D. Combination drugs containing phenoxymethyl penicillin (as the base or benzathine salt), sulfadiazine, and sulfamerazine:

1. Pen-Vee Sulfas, Tablets; marketed by Wyeth Laboratories, Inc., Philadelphia, Pa. 19101.

2. Pen-Vee Sulfas, Suspension; marketed by Wyeth Laboratories, Inc.

E. Combination drugs containing phenoxymethyl penicillin (as the base or potassium or benzathine salt), sulfadiazine, sulfamerazine, and sulfamethazine:

1. Compocillin VK with Sulfas Film-tab; marketed by Abbott Laboratories, North Chicago, Ill. 60064.

2. Compocillin-VK with Sulfas Granules for Oral Suspension; marketed by Abbott Laboratories.

3. V-Cillin Sulfa Tablets; marketed by Eli Lilly & Co.

4. V-Cillin Sulfa Pediatric for Oral Suspension; marketed by Eli Lilly & Co.

5. V-Cillin K Sulfa Tablets; marketed by Eli Lilly & Co.

6. V-Cillin K Sulfa Pediatric for Oral Suspension; marketed by Eli Lilly & Co.

F. Combination drugs containing benzathine penicillin G, sulfadiazine, sulfamerazine, and sulfamethazine:

1. Bicillin-Sulfas Suspension; marketed by Wyeth Laboratories, Inc.

2. Bicillin-Sulfas Tablets; marketed by Wyeth Laboratories, Inc.

The Academy has evaluated the above-listed products and found them ineffective as fixed combinations for those indications in the labeling that were specific enough to be evaluated. The Food and Drug Administration concurs with the views expressed by the Academy and concludes that there is a lack of substantial evidence that each of the above-listed drugs will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling.

Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Parts 141a et seq.) where necessary to delete from the list of drugs acceptable for certification those that contain the above-listed penicillin-sulfonamide combinations.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of these drugs from the market to submit pertinent data bearing on the proposal within 30 days following the date of publication of this notice in the FEDERAL REGISTER. Such data should be addressed to the Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC reports for these drugs is made to give notice to persons who might be adversely affected by removal of these drugs from the market.

Firms listed above have been mailed a copy of the NAS-NRC report. Any interested person may obtain a copy of the reports on these drugs by writing to the Food and Drug Administration, Press Relations Office (CE-300), 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,

Commissioner of Food and Drugs.

[F.R. Doc. 69-3817; Filed, Apr. 1, 1969; 8:48 a.m.]

#### COMBINATION DRUGS CONTAINING TETRACYCLINE HYDROCHLORIDE WITH VITAMINS AND OXYTETRACYCLINE WITH VITAMINS

##### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following preparations:

1. Achromycin SV Capsules; contain tetracycline hydrochloride, ascorbic acid, thiamine mononitrate, niacinamide, pyridoxine hydrochloride, folic acid, calcium pantothenate, menadione, cyanocobalamin, and riboflavin; by Lederle Laboratories Division, American Cyanamid Co., Pearl River, N.Y. 10965.

2. Terramycin S.F. Capsules; contain oxytetracycline, ascorbic acid, thiamine mononitrate, riboflavin, niacinamide, pyridoxine hydrochloride, calcium pantothenate, cyanocobalamin, vitamin K, and folic acid; by Chas. Pfizer & Co. (International), 235 East 42d Street, New York, N.Y. 10017.

The Academy has evaluated the above-listed products as ineffective as fixed

combinations for their labeled indications. The Food and Drug Administration concludes that there is a lack of substantial evidence that each component of such combination drugs makes a contribution to the total effect the drug purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling. Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Parts 141c, 146c) where necessary to delete from the list of drugs acceptable for certification those that contain the tetracycline hydrochloride-vitamin combination.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of this tetracycline hydrochloride-vitamin combination from the market to submit pertinent data bearing on the proposal within 30 days following the date of publication of this notice in the FEDERAL REGISTER. Such data should be addressed to the Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC report for this drug is made to give notice to persons who might be adversely affected by removal of this drug from the market.

There is no monograph in the regulations under section 507 of the Federal Food, Drug, and Cosmetic Act which provides for certification of the oxytetracycline-vitamin combination. Samples of such drug will not be acceptable for certification.

The firms listed above have been mailed a copy of the NAS-NRC report. Any interested person may obtain a copy of the report on the above-named drugs by writing to the Food and Drug Administration, Press Relations Office (CE-300), 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,

Commissioner of Food and Drugs.

[F.R. Doc. 69-3818; Filed, Apr. 1, 1969; 8:48 a.m.]

#### CERTAIN TETRACYCLINE-NYSTATIN, OXYTETRACYCLINE-NYSTATIN, AND DEMETHYL-CHLORTETRACYCLINE-NYSTATIN COMBINATION PREPARATIONS FOR ORAL USE

##### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National



Research Council, Drug Efficacy Study Group, on the following products:

A. Combination drugs containing tetracycline, tetracycline hydrochloride, or tetracycline phosphate complex with nystatin:

1. Mystecilin-V Capsules; E. R. Squibb & Sons, Inc., Georges Road, New Brunswick, N.J. 08903.

2. Tetrastatin for Oral Suspension; Chas. Pfizer & Co., Inc., 235 East 42d Street, New York, N.Y. 10017.

3. Tetrastatin Capsules; Chas. Pfizer & Co., Inc.

4. Comycin Half-Strength Capsules; The Upjohn Co., 7171 Portage Road, Kalamazoo, Mich. 49002.

5. Comycin Capsules; The Upjohn Co.

6. Achrostatin V for Oral Suspension; Lederle Laboratories, Division of American Cyanamid Co., West Middletown Road, Pearl River, N.Y. 10965.

7. Achrostatin V Capsules; Lederle Laboratories, Division of American Cyanamid Co.

B. Combination drugs containing oxytetracycline and nystatin:

1. Terrastatin for Oral Suspension; Chas. Pfizer & Co., Inc.

2. Terrastatin Capsules; Chas. Pfizer & Co., Inc.

C. Combination Drugs containing demethylchlortetracycline and nystatin:

1. Declostatin for Oral Suspension; Lederle Laboratories, Division of American Cyanamid Co.

2. Declostatin Capsules; Lederle Laboratories, Division of American Cyanamid Co.

The Academy has evaluated the above-listed drugs and found them ineffective as fixed combinations for simultaneous antimicrobial therapy and monilial prophylaxis. Adequate documented evidence that the fixed combinations are useful during therapy in preventing clinical disease due to monilial superinfection is lacking.

The Food and Drug Administration concurs with the Academy's evaluation and concludes that there is a lack of substantial evidence that each of the above-listed drugs will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling. Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Parts 141c, 146c, 148k, 148n), as necessary, to delete from the list of drugs acceptable for certification those that contain the above-listed antibiotic combinations.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of these drugs from the market to submit pertinent data bearing on the proposal within 30 days following publication of this notice in the FEDERAL REGISTER. Such data should be addressed to the Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC reports for these drugs is made to give notice to persons who might be adversely affected by removal of these drugs from the market.

The firms listed above have been mailed a copy of the subject NAS-NRC reports, and any interested person may obtain a copy by writing to the Food and Drug Administration, Press Relations Office (CE-300), 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,  
Commissioner of Food and Drugs.

[P.R. Doc. 69-3819; Filed, Apr. 1, 1969; 8:49 a.m.]

### COMBINATION DRUGS CONTAINING TETRACYCLINE WITH OLEANDOMYCIN OR TRIACETYLEANDOMYCIN

#### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following oral preparations marketed by Chas. Pfizer & Co. (International) or by J. B. Roerig & Co., Division of Chas. Pfizer & Co., Inc., 235 East 42d Street, New York, N.Y. 10017:

1. Signemycin Syrup containing tetracycline and triacetyloleandomycin.

2. Signemycin Syrup containing tetracycline and triacetyloleandomycin.

3. Signemycin Pediatric Drops containing tetracycline and triacetyloleandomycin.

4. Signemycin Pediatric Drops containing tetracycline and triacetyloleandomycin.

5. Signemycin Capsules containing tetracycline hydrochloride and triacetyloleandomycin.

6. Signemycin Capsules containing tetracycline and oleandomycin phosphate.

The Academy has evaluated these products and found them ineffective as a fixed combination for all specific indications appearing in their labeling. The Food and Drug Administration concurs with the views expressed by the Academy and concludes that there is no available evidence that the clinical efficacy of the combination is greater than that of either ingredient used alone.

On the basis of the lack of substantial evidence that each ingredient in the combination drugs listed above contributes to the total effects which the drugs are purported or represented to have under the conditions of use prescribed, recommended, or suggested in their labeling,

the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Part 141c et al.) where necessary to discontinue certification of those products that contain the above-listed antibiotic combinations.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by the removal of these drugs from the market to submit pertinent data relative to this proposal within 30 days following the date of publication of this notice in the FEDERAL REGISTER. Such data should be addressed to the Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

The purpose of this announcement of the proposed action and implementation of the NAS-NRC reports for these drugs is to notify all persons who might be adversely affected by the removal of these drugs from the market.

The firms listed above have been mailed a copy of the NAS-NRC reports. Any interested person may obtain a copy of these reports by writing to the Food and Drug Administration, Press Relations Office (CE-300), 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,  
Commissioner of Food and Drugs.

[P.R. Doc. 69-3820; Filed, Apr. 1, 1969; 8:48 a.m.]

### CERTAIN TETRACYCLINE-SULFONAMIDE COMBINATION PREPARATIONS (WITH AND WITHOUT ANALGESICS) FOR ORAL USE

#### Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following products of Bristol Laboratories, Inc., Post Office Box 657, Syracuse, N.Y. 13201:

1. Tetrex Syrup with Triple Sulfonamides; contains tetracycline, sulfadiazine, sulfamerazine, and sulfamethazine.

2. Azotrex Syrup; contains tetracycline and sulfamethizole.

3. Polycycline Suspension with Triple Sulfonamides; contains calcium tetracycline, sulfadiazine, sulfamerazine, and sulfamethazine.

4. Azotrex Capsules; contains tetracycline phosphate complex, sulfamethizole, and phenazopyridine hydrochloride.

The Academy concludes that the above-listed products are ineffective or



ineffective as a fixed combination for labeled indications and that adequate clinical documentation of efficacy is lacking.

The Food and Drug Administration concurs with the Academy's evaluation and concludes that there is a lack of substantial evidence that each of the drugs listed above will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling. Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic drug regulations (21 CFR Parts 141c, 146c) where necessary to delete from the list of drugs acceptable for certification those that contain the above-listed antibiotic combinations.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of these drugs from the market to submit pertinent data bearing on the proposal within 30 days following date of publication of this notice in the FEDERAL REGISTER. Such data should be addressed to the Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC reports for these drugs is made to give notice to persons who might be adversely affected by removal of these drugs from the market.

The firm listed above has been mailed a copy of the reports. Any interested person may also obtain a copy by writing to the Food and Drug Administration, Press Relations Office (CE-300), 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: March 25, 1969.

HERBERT L. LEY, Jr.,  
Commissioner of Food and Drugs.

[F.R. Doc. 69-3821; Filed, Apr. 1, 1969;  
8:49 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket Nos. 50-315, 50-316]

### INDIANA & MICHIGAN ELECTRIC CO.

#### Notice of Issuance of Provisional Construction Permits

Notice is hereby given that, pursuant to the initial decision of the Atomic Safety and Licensing Board, dated March 21, 1969, the Director of the Division of Reactor Licensing has issued Provisional Construction Permits Nos. CPPR-60 and CPPR-61 to the Indiana & Michigan Electric Co. for the construction of two pressurized water nuclear

reactors, designated as Donald C. Cook Nuclear Plant Units 1 and 2, on the applicants site on the eastern shore of Lake Michigan in Lake Township, Berrien County, Mich., about 11 miles south-southwest of Benton Harbor, Mich. The reactors are each designed for initial operation at approximately 3,250 megawatts (thermal).

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

Dated at Bethesda, Md., this 25th day of March 1969.

For the Atomic Energy Commission.

F. SCHROEDER,  
Acting Director,  
Division of Reactor Licensing.

[F.R. Doc. 69-3778; Filed, Apr. 1, 1969;  
8:45 a.m.]

[Docket No. 50-294]

### MICHIGAN STATE UNIVERSITY

#### Notice of Issuance of Facility License

No request for a hearing having been filed following publication of the notice of proposed action in the FEDERAL REGISTER, the Atomic Energy Commission has issued, effective as of the date of issuance, Facility License No. R-114 to Michigan State University ("MSU"). The license authorizes MSU to operate a TRIGA Mark I nuclear reactor on its campus in East Lansing, Mich.

The facility license was issued in the form published in the Notice of Proposed Issuance of Facility License in the FEDERAL REGISTER on February 18, 1969, 34 F.R. 2334. The Technical Specifications issued with the license contain an additional reporting requirement that was not in the proposed Technical Specifications.

Dated at Bethesda, Md., this 21st day of March 1969.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,  
Assistant Director for Reactor  
Operations, Division of Re-  
actor Licensing.

[F.R. Doc. 69-3884; Filed, Apr. 1, 1969;  
8:50 a.m.]

[Docket No. 50-124]

### VIRGINIA POLYTECHNIC INSTITUTE

#### Notice of Issuance of Amended Facility License

The Atomic Energy Commission ("the Commission") has issued, effective as of the date of issuance, Amendment No. 2, as set forth below, to Facility License No. R-62. The license authorizes the Virginia Polytechnic Institute to possess and operate the Argonaut-type nuclear research reactor facility located on its campus in Blacksburg, Va. The amendment, which revises the license in its entirety, incorporates revised Technical Specifications for operation of the fa-

cility and extends to November 16, 1979, the expiration date of the license in accordance with applications for license amendment dated February 18, and March 11, 1969, respectively. The amended license more precisely sets forth the reporting requirements and expands the record keeping section to include records on maintenance operations, and tests and measurements performed.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for a hearing, and any person whose interest may be affected by the issuance of this amended license may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's rules of practice, 10 CFR Part 2. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) the licensee's applications for license amendment dated February 18, and March 11, 1969, (2) a related Safety Evaluation prepared by the Division of Reactor Licensing, and (3) the Technical Specifications, all of which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of item (2) above may be obtained at the Commission's Public Document Room or upon request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md., this 20th day of March 1969.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,  
Assistant Director for Reactor  
Operations, Division of Re-  
actor Licensing.

[License R-62; Amdt. 2]

1. The Atomic Energy Commission ("the Commission") has found that:

A. The applications for license, as amended, dated February 18, 1969, and March 11, 1969, comply with the requirements of the Atomic Energy Act of 1954, as amended (hereinafter, "the Act"), and the Commission's regulations set forth in Title 10, CFR, Chapter 1;

B. There is reasonable assurance that (1) the activities authorized by the license, as amended, can be conducted at the designated location without endangering the health and safety of the public, and (2) such activities will be conducted in compliance with the application and rules and regulations of the Commission;

C. The Institute is technically and financially qualified to engage in the activities authorized by this license, as amended, in accordance with the Commission's regulations;

D. The Institute is a nonprofit educational institution and will operate the reactor for the conduct of educational activities, and is therefore exempt from the financial protection requirement of subsection 170a of the Act. The licensee has executed an indemnity agreement pursuant to 10 CFR Part 140;



E. The issuance of this license, as amended, for possession, use and operation of the reactor and the receipt, possession and use of the special nuclear material in the manner proposed by the licensee in its application will not be inimical to the common defense and security or to the health and safety of the public; and

F. Prior public notice of proposed issuance of this license amendment is not required since the operation of the reactor in accordance with the terms of the license, as amended, does not involve significant hazard considerations different from those previously evaluated.

2. Facility License No. R-62 is hereby amended in its entirety to read as follows:

A. This license applies to the Argonaut-type nuclear reactor (herein "the reactor") which is owned by the Virginia Polytechnic Institute (herein "the licensee" or "the Institute"), located on the Institute's campus in Blacksburg, Va., described in the application for license dated February 5, 1959, and subsequent amendments thereto, including the amendments dated February 18, 1969, and March 11, 1969 (herein referred to as "the application"), and which was authorized for construction under Construction Permit No. CPRR-43.

B. Subject to the conditions and requirements incorporated herein, the Commission hereby licenses the Institute:

(1) Pursuant to section 104c of the Act and Title 10, CFR, Chapter I, Part 50, "Licensing of Production and Utilization Facilities", to possess, use, and operate the reactor as a utilization facility at the designated location in Blacksburg, Va., in accordance with the procedures and limitations described in the application and in this license.

(2) Pursuant to the Act and Title 10, CFR, Chapter I, Part 70, "Special Nuclear Material" to receive, possess and use in connection with operation of the reactor 16 grams of plutonium contained in an encapsulated plutonium-beryllium neutron source, and up to 8 kilograms of contained uranium-235.

(3) Pursuant to the Act and Title 10, CFR, Chapter I, Part 30, "Rules of General Applicability to Licensing of Byproduct Material", to possess, but not to separate, such byproduct material as may be produced by operation of the reactor.

C. This license shall be deemed to contain and be subject to the conditions, specified in Part 20, § 30.34 of Part 30, §§ 50.54 and 50.59 of Part 50, and § 70.32 of Part 70 of the Commission's regulations; is subject to all applicable provisions of the Act and rules, regulations, and orders of the Commission now or hereafter in effect; and is subject to the additional conditions specified or incorporated below:

(1) *Maximum power level.* The Institute is authorized to operate the reactor at steady-state power levels up to a maximum of 100 kilowatts (thermal).

(2) *Technical specifications.* The Technical Specifications contained in Appendix A to this license (hereinafter, "the Technical Specifications") are hereby incorporated in this license. The licensee shall operate the reactor in accordance with the Technical Specifications. No changes shall be made in the Technical Specifications unless authorized by the Commission as provided in 10 CFR 50.59.

(3) *Reports.* In addition to reports otherwise required under this license and applicable regulations:

a. The licensee shall inform the Commission of any incident or condition relating to the operation of the reactor which prevented or could have prevented a nuclear system from performing its safety function as described in the Technical Specifications or in the Hazards Summary Report (hereinafter,

"safety analysis report"). For each such occurrence, the licensee shall promptly notify by telephone or telegraph the Director of the appropriate Atomic Energy Commission Regional Compliance Office listed in Appendix D of 10 CFR Part 20 and shall submit within ten (10) days a report in writing to the Director, Division of Reactor Licensing (hereinafter, "the Director, DRL"), with a copy to the Regional Compliance Office.

b. The licensee shall report to the Director, DRL, in writing within thirty (30) days of its observed occurrence any substantial variance disclosed by operation of the reactor from performance specifications contained in the safety analysis report or the Technical Specifications.

c. The licensee shall report to the Director, DRL, in writing within thirty (30) days of its occurrence any significant change in transient or accident analysis as described in the safety analysis report.

(4) *Records.* In addition to those otherwise required under this license and applicable regulations, the licensee shall keep the following records:

a. Reactor operating records, including power levels and periods of operation at each power level.

b. Records of experiments installed including description, reactivity worths, locations, exposure time, total irradiation, and any unusual events involved in their performance and in their handling.

c. Records showing radioactivity released or discharged into the air or water beyond the effective control of the licensee as measured at or prior to the point of such release or discharge.

d. Records of emergency reactor shutdowns and inadvertent scrams, including reasons therefor.

e. Records of maintenance operations involving substitution or replacement of reactor equipment or components.

f. Records of tests and measurements performed pursuant to the Technical Specifications.

3. This license, as amended, is effective as of the date of issuance and shall expire at midnight November 16, 1979, unless sooner terminated.

Enclosure: Appendix A—Technical Specifications.<sup>1</sup>

Date of Issuance: March 20, 1969.

For the Atomic Energy Commission,

DONALD J. SKOVHOLT,  
Assistant Director for Reactor Operations,  
Division of Reactor Licensing.

[F.R. Doc. 69-3835; Filed, Apr. 1, 1969; 8:50 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 20666]

### AEROVIAS COLOMBIANAS LIMITADA (ARCA)

#### Notice of Postponement of Prehearing Conference

Notice is hereby given that the prehearing conference in the above-entitled proceeding, now scheduled for March 31, 1969, is postponed to April 14, 1969 at

<sup>1</sup> This item was not filed with the Office of the Federal Register but is available for inspection in the Public Document Room of the Atomic Energy Commission.

10 a.m., e.s.t., in Room 630, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned examiner.

Dated at Washington, D.C., March 27, 1969.

[SEAL]

JOHN E. FAULK,  
Hearing Examiner.

[F.R. Doc. 69-3837; Filed, Apr. 1, 1969; 8:50 a.m.]

[Docket No. 20580]

### GROUP INCLUSIVE TOUR BASING FARES TO HAWAII

#### Notice of Postponement of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that the public hearing in the above-entitled matter now assigned to be held on April 1, 1969, is hereby postponed to April 14, 1969, at 10 a.m., e.s.t., in Room 911, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned examiner.

Dated at Washington, D.C., March 27, 1969.

[SEAL]

ROBERT M. JOHNSON,  
Hearing Examiner.

[F.R. Doc. 69-3838; Filed, Apr. 1, 1969; 8:50 a.m.]

[Docket No. 20335; Order 69-3-99]

### MOHAWK AIRLINES, INC.

#### Order Setting Application for Hearing Regarding Certificate of Public Convenience and Necessity

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 26th day of March 1969.

Mohawk Airlines, Inc., has filed an application under Subpart M of the Board's rules of practice (14 CFR 302.1301) for amendment of its certificate to permit Mohawk to provide nonstop service between Boston and Syracuse and one-stop service between Boston and Cleveland via Syracuse. These three points are all on Segment 5 of Mohawk's Route 94. Under the "on-segment" provision of § 302.1305(a), since the Board did not take action to dismiss summarily the application within the 10-day period, the provisions of Subpart M have become automatically applicable.

An answer supporting Mohawk's application was filed by the Massachusetts Port Authority. Answers opposing the application were filed by American Airlines and The Flying Tiger Line, to which Mohawk filed a reply.

Upon consideration of the foregoing pleadings and all the relevant facts, the Board has determined that there is a sufficient basis for setting Mohawk's application for hearing. Specifically, we reject Flying Tiger's request for dismissal of any all-cargo aspects of Mohawk's application. The question of whether Mohawk should be awarded unlimited property authority is more properly raised and considered at the hearing



on the basis of the evidence adduced by the parties.

Accordingly, it is ordered, That:

1. The application of Mohawk Airlines, Inc., in Docket 20335 be and it hereby is set for hearing before an Examiner of the Board at a time and place to be hereafter designated; and

2. This order shall be served upon all parties served by Mohawk.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[F.R. Doc. 69-3839; Filed, Apr. 1, 1969;  
8:51 a.m.]

[Docket No. 18807, etc.]

### NORTH CENTRAL AIRLINES, INC.

#### Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on April 15, 1969, at 10 a.m., e.s.t., in Room 630, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned examiner.

For information concerning the issues involved and other details of this proceeding, interested persons are referred to the prehearing conference report served on March 26, 1969, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., March 27, 1969.

[SEAL] EDWARD T. STODOLA,  
Hearing Examiner.

[F.R. Doc. 69-3840; Filed, Apr. 1, 1969;  
8:51 a.m.]

[Docket No. 20855; Order 69-3-94]

### UNITED AIR LINES, INC.

#### Order of Investigation and Suspension Regarding Increased General Commodity Rates

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 26th day of March 1969.

By tariff revisions<sup>1</sup> bearing the posting date of February 17, 1969, and marked to become effective April 3, 1969, United Air Lines, Inc. (United), proposes to increase its general commodity rates at selected shipment weights in numerous markets. The increases are to apply to shipments under 100 pounds and to those with a minimum weight of 100 pounds. In addition, the carrier proposes to establish rates for shipments of 200-999 pounds below rates proposed for those with minimum weights of 100 pounds, although, in many markets, they would

be above the current rates for such shipments. The rates for shipments of 1,000 pounds and over would not be affected by the instant proposals.

The filing contains three proposed levels of rates depending upon direction of traffic for shipments with minimum weights of 100 and 200 pounds. (The rates for shipments under 100 pounds would be the same regardless of direction.) The highest rate level applies to westbound movements in all markets and to movements other than westbound for distances below approximately 1,000 miles. The lowest rate level involves eastbound movements of approximately 1,000 miles or longer,<sup>2</sup> and ranges between about 10 and 23 percent below the westbound proposals. An intermediate level applies to markets of above 1,000 miles, other than westbound or eastbound. This level is approximately 5 to 6 percent below the westbound level.

In support of its proposal, United refers to the justification presented on behalf of the previous proposal involving increases in general commodity rates.<sup>3</sup> In that justification, United claimed that its returns from all-cargo services were inadequate and that the general commodity rates for small shipments were insufficient to yield satisfactory profits. As the basis for the proposed westbound directional rates for 100-pound minimum weight shipments, the carrier stated it adhered closely to the fully allocated costs (including a return element) of DC-8F aircraft, except that rate increases have been limited to 33 1/2 percent; that rates for other than westbound shipments would be below fully allocated costs because of directional imbalances; and that many shippers who will be faced with higher charges as a result of the proposal will continue to have the alternative of using air freight forwarders and air express, and receive the cost benefits resulting from consolidation. United forecasts a maximum increase of \$3.5 million in revenues from its proposal, but claims that this increase will not produce adequate returns for all-cargo operations.

Complaints requesting investigation and suspension of the proposal were submitted by Consolidated Flower Shipments, Inc., Drug and Toilet Preparation Traffic Conference, Emery Air Freight Corp., Florida Flower Association, Inc., National Fisheries Institute, Inc., Secretary of the Interior, Society of American Florists and Ornamental Horticulturists, and Western Regional Floral Traffic Conference, Inc.<sup>4</sup>

<sup>1</sup> Eastbound directional rates apply from Denver and all points west to midwestern, eastern, and southern destinations and from west coast points to Denver.

<sup>2</sup> The previous proposal, marked to become effective Jan. 1, 1969, was suspended and set for investigation by the Board in Order 68-12-115, dated Dec. 20, 1968. The suspended rates were subsequently canceled by United.

<sup>3</sup> In addition, a number of communications, not qualifying as formal complaints in accordance with the Board's regulations, were received on behalf of various shippers in opposition to the proposals.

The complaints variously assert, inter alia, that the proposed increases (1) would significantly raise their air transportation charges and have a considerable impact upon the floral and seafood industries, (2) would divert traffic to competitive sources of supply and to surface transport, (3) are not justified by cost or other data submitted by the carrier, which should be carefully scrutinized, and (4) would result in unjust discrimination since they will affect only general commodity shipments less than 1,000 pounds while not raising rates for larger shipments or for specific commodities.

Emery Air Freight Corp. (Emery), an air freight forwarder, in addition requests, inter alia, the Board to suspend the proposal at least until other major airlines and forwarders have filed their own increases. Such action would enable the Board to evaluate all of the revisions together and to require the same effective date.

Upon consideration of the complaints and all other relevant matters, the Board finds that the proposed rate increases may be unjust, unreasonable, or unjustly discriminatory, or unduly preferential, or unduly prejudicial, or otherwise unlawful, and should be investigated.

The proposal involves increases in general commodity rates for shipments under 100 pounds ranging up to 33 percent above current rates for distances up to approximately 2,000 miles. Rates for shipments of 100-199 pounds would be increased in all markets by between 4 and 33 percent. The new weight break at 200 pounds would effect increases between 1 and 25 percent.

By Order 68-12-115, supra, the Board suspended and set for investigation increases in general commodity rates proposed by United, as well as by American Airlines, Inc., and Braniff Airways, Inc. Those increases also involved rates for shipments below 1,000 pounds, but would have amounted to increases of 120 percent as a maximum. The Board explained its action suspending the foregoing proposals as follows, "In view of the very substantial rate increases to be effected by these filings at one time, and since it appears the proposal will have a significant impact upon many shippers, we believe a careful study is required of the costs of service, as well as other relevant factors relating to the rates in question, before they became effective."

The Board added that it would not rule out, however, "all increases pending completion of the investigation and will be willing to consider moderate increases where appropriate." United's current proposal is apparently an attempt to meet the Board's earlier statement. The maximum increases to be effected by the current proposal, 33 percent, are much less than the 120 percent in the previous proposal. Nevertheless, according to complaints received, the current proposals, too, may have a significant

<sup>1</sup> Revisions to Airline Tariff Publishers, Inc., Agent, Tariff CAB No. 8 (Agent J. Anello series).



impact upon certain shippers.<sup>8</sup> Although the carrier may be entitled to some revenue increases from air freight, we are not prepared to permit the proposals as high as those now before us to become effective and will suspend them pending investigation.<sup>9</sup>

In connection with United's expressed need for higher revenues, it should be noted that the Board, by Order 68-8-77, dated August 19, 1968, permitted United and several other carriers to raise their dollar minimum charges from \$6 to as much as \$10 per shipment but set the charges for investigation.<sup>10</sup> The carriers had based their proposals on higher costs for small shipments. Although we have no recent data indicating the increased freight revenues resulting from the higher minimum charges, such increases may be significant.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof,

*It is ordered, That:*

1. An investigation be instituted to determine whether the rates described in Appendix A and Appendix B attached hereto<sup>11</sup> (including subsequent revisions and reissues of rates described in Appendix B), and rules, regulations, and practices affecting such rates, are or will be unjust or unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful rates, and rules, regulations, or practices affecting such rates;

2. Pending hearing and decision by the Board, the rates described in Appendix A attached hereto (except rates applying to or from Canadian points) are suspended and their use deferred to and including July 1, 1969, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. Except to the extent granted herein, the complaints of Consolidated Flower

<sup>8</sup> Subsequent to the filing of United's proposal and the complaints against it, the carrier filed an application to establish, on less than statutory notice at certain points, specific commodity rates on floral products and seafood at the level of the existing general commodity rates. We have no knowledge of the extent to which these new proposals would reduce the impact upon shippers of these commodities. Furthermore, these proposals would not affect other rates currently proposed for other commodities against which a complaint was filed.

<sup>9</sup> The increases proposed range from 33 percent to as little as 1 percent. We have decided to suspend the entire proposal, even though the increases at the lower range of the scale are small, because the suspension of only the higher increases may disturb the interrelationship inherent in the filing.

<sup>10</sup> The minimum charges for shipments at general commodity rates were the charges for 50 pounds but not less than as much as \$10 per shipment, and for specific commodity rate shipments, the charges for the applicable minimum weights, generally 100 pounds, but not less than as much as \$10.

<sup>11</sup> Appendices A and B filed as part of the original document.

Shipments, Inc., National Fisheries Institute, Inc., and Society of American Florists and Ornamental Horticulturists in Docket 20783, Drug and Toilet Preparation Traffic Conference in Docket 20795, Emery Air Freight Corp. in Docket 20785, Florida Flower Association, Inc., in Docket 20782, Secretary of the Interior in Docket 20784, and Western Regional Floral Traffic Conference, Inc., in Docket 20778 are hereby dismissed;

4. The proceeding herein be assigned for hearing before an examiner of the Board at a time and place hereafter to be designated; and

5. Copies of this order shall be filed with the tariffs and served upon United Air Lines, Inc., Consolidated Flower Shipments, Inc., National Fisheries Institute, Inc., Society of American Florists and Ornamental Horticulturists, Drug and Toilet Preparation Traffic Conference, Emery Air Freight Corp., Florida Flower Association, Inc., Secretary of the Interior, and Western Regional Floral Traffic Conference, Inc., which are hereby made parties to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[P.R. Doc. 69-3841; Filed, Apr. 1, 1969;  
8:51 a.m.]

## CIVIL SERVICE COMMISSION

### DEPARTMENT OF DEFENSE

#### Notice of Grant of Authority To Make a Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Defense to fill by noncareer executive assignment in the excepted service the position of Special Advisor to the Deputy Secretary of Defense.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[P.R. Doc. 69-3824; Filed, Apr. 1, 1969;  
8:49 a.m.]

## FEDERAL POWER COMMISSION

[Docket No. G-2978 etc.]

### SUN OIL CO.

#### Order Amending Orders

MARCH 21, 1969.

Order amending orders issuing certificates of public convenience and necessity, accepting notices of succession for filing, redesignating FPC gas rate schedules, substituting respondent, redesignating

proceedings, and accepting agreement and undertaking for filing.

On December 6, 1968, Sun Oil Co. (DX Division) filed in Docket No. G-2978 et al., a petition to amend the orders issuing certificates of public convenience and necessity to Sunray DX Oil Co. pursuant to section 7(c) of the Natural Gas Act by substituting Sun in lieu of Sunray as certificate holder, all as more fully set forth in the petition to amend and in the appendix hereto.

Sun merged Sunray effective October 25, 1968, and proposes to continue the sales of natural gas heretofore authorized by the Commission to be made by Sunray. Sun has filed notices of succession to the FPC gas rate schedules of Sunray, a motion to be substituted as respondent in Sunray's rate proceedings, and an agreement and undertaking to assure the refund of all amounts collected in excess of the amounts determined to be just and reasonable in said proceedings.

The Commission's staff has reviewed the petition to amend 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, no petitions to intervene, notices of intervention, or protests to the granting of the petition to amend have been received.

The Commission finds: It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the orders issuing certificates to Sunray should be amended as hereinafter ordered, that the notices of succession should be accepted for filing, that the related FPC gas rate schedule should be redesignated, that Sun should be substituted in lieu of Sunray in the latter's rate proceedings, that said proceedings should be redesignated accordingly, and that the agreement and undertaking submitted by Sun should be accepted for filing.

The Commission orders:

(A) The orders issuing temporary and permanent certificates of public convenience and necessity to Sunray DX Oil Co. are amended by substituting Sun Oil Co. (DX Division) as certificate holder, and in all other respects said orders shall remain in full force and effect.

(B) Sun Oil Co. (DX Division) is substituted in lieu of Sunray DX Oil Co. as applicant in all pending certificate proceedings, including those in which temporary certificates have been issued.

(C) The notices of succession to the FPC gas rate schedules of Sunray DX Oil Co. are accepted for filing effective as of October 25, 1968, and the FPC gas rate schedules are redesignated as those of Sun Oil Co. (DX Division) without change in numerical designation.

(D) Sun Oil Co. (DX Division) is substituted in lieu of Sunray DX Oil Co. as respondent in the latter's rate proceedings, said proceedings are redesignated accordingly, and the agreement and undertaking submitted by Sun in said proceedings is accepted for filing.



(E) Sun Oil Co. (DX Division) 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 Sun shall remain in full force and effect until discharged by the Commission.

By the Commission,

[SEAL] GORDON M. GRANT,  
Secretary.

SUN OIL COMPANY (DX DIVISION) (SUCCESSOR TO  
SUNRAY DX OIL COMPANY)

| Certificate<br>No. | Docket<br>No. | FPC gas<br>rate<br>schedule<br>No.            | Rate suspension<br>Docket<br>No. |
|--------------------|---------------|---|----------------------------------|
| G-3884             | 1             |   |                                  |
| G-3885             | 2             |   |                                  |
| G-3886             | 3             |   |                                  |
| G-5123             | 5             |   |                                  |
| G-5631             | 7             | R108-405.                                     |                                  |
| G-5632             | 9             |   |                                  |
| G-6193             | 11            |   |                                  |
| G-6194             | 12            |   |                                  |
| G-6948             | 13            | R108-424.                                     |                                  |
| G-5133             | 17            | R108-405.                                     |                                  |
| G-4952             | 18            |   |                                  |
| G-4948             | 19            |   |                                  |
| G-5175             | 20            |   |                                  |
| G-4954             | 21            |   |                                  |
| G-4946             | 22            | R108-444.                                     |                                  |
| G-5135             | 23            |   |                                  |
| G-4912             | 24            |   |                                  |
| G-4949             | 25            |   |                                  |
| G-4950             | 26            |   |                                  |
| G-5130             | 27            | R108-401.                                     |                                  |
| G-4915             | 28            | R102-51 and R106-109.                         |                                  |
| G-5128             | 29            | R108-402.                                     |                                  |
| G-4945             | 30            |   |                                  |
| G-5127             | 32            | R108-402.                                     |                                  |
| G-5131             | 33            | R108-401.                                     |                                  |
| G-4947             | 36            |   |                                  |
| G-5125             | 37            |   |                                  |
| G-4918             | 39            |   |                                  |
| G-4914             | 40            |   |                                  |
| G-4917             | 41            |   |                                  |
| G-5134             | 42            |   |                                  |
| G-4951             | 43            |   |                                  |
| G-4953             | 45            | R108-443.                                     |                                  |
| G-6050             | 47            |   |                                  |
| G-6057             | 51            |   |                                  |
| G-6052             | 53            |   |                                  |
| G-5182             | 57            | R108-444 and R109-221.                        |                                  |
| G-5180             | 59            |   |                                  |
| G-5179             | 60            | R108-454.                                     |                                  |
| G-5178             | 61            | R108-424.                                     |                                  |
| G-5177             | 62            | R106-29, R103-482, and<br>R104-804.           |                                  |
| G-5174             | 64            | G-19090, R100-14, R103-<br>482 and R104-804.  |                                  |
| G-5172             | 66            | R104-177.                                     |                                  |
| G-6045             | 68            |   |                                  |
| G-6046             | 69            |   |                                  |
| G-6873             | 70            |   |                                  |
| G-6063             | 72            | R105-182.                                     |                                  |
| G-5711             | 73            | R108-444 and R109-221.                        |                                  |
| G-5791             | 74            |   |                                  |
| G-5825             | 75            | R108-443.                                     |                                  |
| G-5826             | 76            | R108-444.                                     |                                  |
| G-6059             | 78            |   |                                  |
| G-5943             | 80            | R108-424.                                     |                                  |
| G-2978             | 81            | G-13160, G-10884, R100-<br>14, and R104-804.  |                                  |
| G-2979             | 83            | R101-55, R101-383 and<br>R106-301.            |                                  |
| G-2991             | 86            |   |                                  |
| G-3810             | 92            | G-13160, G-10884, R100-<br>14, and R105-7.    |                                  |
| G-3811             | 93            | G-13160, G-10884, R100-<br>14, and R105-7.    |                                  |
| G-3812             | 94            | G-13160, G-10884, R100-<br>14, and R105-7.    |                                  |
| G-3813             | 95            | R104-617.                                     |                                  |
| G-3817             | 97            |   |                                  |
| G-4416             | 101           | G-19090, R100-14, R103-<br>482, and R104-804. |                                  |
| G-4298             | 102           | R108-424 and R109-221.                        |                                  |
| G-4511             | 103           | G-19090, R100-101, and<br>R104-804.           |                                  |
| G-3816             | 106           |   |                                  |
| G-9257             | 109           | R103-482 and R109-221.                        |                                  |
| G-6096             | 111           | R108-444 and R109-221.                        |                                  |
| G-9782             | 112           | R108-424.                                     |                                  |
| G-10325            | 114           | R108-424.                                     |                                  |
| G-10370            | 116           | R108-424 and R109-221.                        |                                  |
| G-10621            | 118           | R108-405.                                     |                                  |
| G-10776            | 119           | R108-444.                                     |                                  |
| G-10757            | 120           | R108-444.                                     |                                  |
| G-10825            | 121           | R108-402.                                     |                                  |
| G-10775            | 122           |   |                                  |
| G-10943            | 123           | R108-444.                                     |                                  |

SUN OIL COMPANY (DX DIVISION) (SUCCESSOR  
TO SUNRAY DX OIL COMPANY)—Continued

| Certificate<br>No.      | Docket<br>No. | FPC gas<br>rate<br>schedule<br>No.              | Rate suspension<br>Docket<br>No. |
|-------------------------|---------------|---|----------------------------------|
| G-11661                 | 126           |   |                                  |
| G-11662                 | 127           |   |                                  |
| G-11763 and<br>G-10010. | 129           | R108-405.                                       |                                  |
| G-11877                 | 132           | R108-424.                                       |                                  |
| G-12113                 | 133           | R104-102 and R104-804.                          |                                  |
| G-10706                 | 134           | R108-405.                                       |                                  |
| G-12400                 | 135           | R108-444.                                       |                                  |
| G-12784                 | 137           |   |                                  |
| G-11122                 | 138           | R108-405.                                       |                                  |
| G-12601                 | 141           | R108-424.                                       |                                  |
| G-12602                 | 142           | G-19090, R100-14,<br>R103-482 and R104-<br>804. |                                  |
| G-12659                 | 143           | R108-444.                                       |                                  |
| G-13125                 | 145           | R108-424.                                       |                                  |
| G-13694                 | 146           |   |                                  |
| G-12600                 | 149           | G-20537, R103-482 and<br>R104-804.              |                                  |
| G-4281                  | 150           | R108-444.                                       |                                  |
| G-13349                 | 151           |   |                                  |
| G-13634                 | 152           | R108-405.                                       |                                  |
| G-13641                 | 153           | R108-444.                                       |                                  |
| G-13365                 | 154           |   |                                  |
| G-14143                 | 155           | R108-424.                                       |                                  |
| G-15199                 | 156           |   |                                  |
| G-15498                 | 158           | R100-415 and R105-383.                          |                                  |
| G-12211                 | 159           |   |                                  |
| G-15800                 | 161           | R103-488 and R108-454.                          |                                  |
| G-15520                 | 162           | R108-444.                                       |                                  |
| G-16109                 | 163           | R108-424.                                       |                                  |
| G-14288                 | 164           | R108-424.                                       |                                  |
| G-14347                 | 165           | R108-424.                                       |                                  |
| G-16104                 | 166           | R108-444 and R109-116.                          |                                  |
| G-16134                 | 167           | R108-444 and R109-221.                          |                                  |
| G-17032                 | 170           | R108-444.                                       |                                  |
| G-17461                 | 171           | R108-405.                                       |                                  |
| G-17558                 | 173           |   |                                  |
| G-3806                  | 174           | R108-424.                                       |                                  |
| G-3887                  | 175           | R105-182 and R108-405.                          |                                  |
| G-18630                 | 176           | R108-405.                                       |                                  |
| G-18614                 | 177           | R108-424 and R109-221.                          |                                  |
| G-13011                 | 178           | R108-405.                                       |                                  |
| G-18294                 | 179           | R108-424.                                       |                                  |
| G-3808                  | 180           |   |                                  |
| G-19051                 | 182           | R108-424.                                       |                                  |
| G-14753                 | 183           |   |                                  |
| G-19409                 | 184           | R108-424.                                       |                                  |
| G-19511                 | 185           | R108-405 and R109-179.                          |                                  |
| G-6053                  | 186           |   |                                  |
| G-14861                 | 187           |   |                                  |
| G-20092                 | 188           |   |                                  |
| G-18774                 | 189           | R108-444.                                       |                                  |
| G-169-42                | 190           |   |                                  |
| G-169-83                | 191           | R108-424.                                       |                                  |
| G-169-84                | 192           | R105-226 and R109-147.                          |                                  |
| G-169-163               | 193           | R108-444 and R109-77.                           |                                  |
| G-169-205               | 194           | R108-454.                                       |                                  |
| G-169-250               | 196           | R108-601.                                       |                                  |
| G-169-353               | 197           | R108-424.                                       |                                  |
| G-17899                 | 201           | R108-424 and R109-77.                           |                                  |
| G-169-543               | 202           | R108-444.                                       |                                  |
| G-169-800               | 203           | R108-424.                                       |                                  |
| G-5176                  | 204           | R106-250.                                       |                                  |
| G-18142                 | 206           | R108-405.                                       |                                  |
| G-3815                  | 207           | R108-444.                                       |                                  |
| G-9530                  | 208           |   |                                  |
| G-161-1088              | 209           |   |                                  |
| G-161-1147              | 211           | R108-405.                                       |                                  |
| G-161-1201              | 212           | R109-77.  |                                  |
| G-161-1229              | 213           |   |                                  |
| G-162-462               | 214           | R108-424.                                       |                                  |
| G-8298                  | 215           | R108-406.                                       |                                  |
| G-9285                  | 216           | R108-424.                                       |                                  |
| G-161-1385              | 217           | R108-424.                                       |                                  |
| G-161-1305              | 218           | R108-429.                                       |                                  |
| G-161-1819              | 219           | R108-444.                                       |                                  |
| G-162-286               | 220           | R108-429.                                       |                                  |
| G-162-1412              | 222           | R108-454 and R109-11.                           |                                  |
| G-163-151               | 223           | R108-405.                                       |                                  |
| G-163-150               | 224           | R108-444.                                       |                                  |
| G-163-721               | 227           |   |                                  |
| G-163-889               | 228           | R108-444.                                       |                                  |
| G-163-1118              | 229           | R108-454.                                       |                                  |
| G-163-1154              | 230           | R108-424.                                       |                                  |
| G-163-1502              | 231           | R104-804.                                       |                                  |
| G-164-40                | 232           | R109-77.  |                                  |
| G-164-32                | 233           | R108-444.                                       |                                  |
| G-164-33                | 234           | R108-608.                                       |                                  |
| G-164-34                | 235           | R108-444.                                       |                                  |
| G-164-106               | 236           |   |                                  |
| G-164-137               | 237           | R108-444 and R109-77.                           |                                  |
| G-164-158               | 238           | R108-444.                                       |                                  |
| G-164-261               | 239           | R108-444.                                       |                                  |
| G-164-555               | 240           | R108-454.                                       |                                  |
| G-164-543               | 241           | R108-424.                                       |                                  |
| G-163-1407              | 242           | R109-225.                                       |                                  |
| G-164-835               | 244           |   |                                  |
| G-164-875               | 245           |   |                                  |
| G-164-1462              | 246           |   |                                  |
| G-165-134               | 247           |   |                                  |
| G-165-164               | 248           | R109-89.  |                                  |
| G-165-432               | 249           |   |                                  |

SUN OIL COMPANY (DX DIVISION) (SUCCESSOR  
TO SUNRAY DX OIL COMPANY)—Continued

| Certificate<br>No. | Docket<br>No. | FPC gas<br>rate<br>schedule<br>No.   | Rate suspension<br>Docket<br>No. |
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| C165-851           | 251           |                                      |                                  |
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<sup>1</sup> Temporary certificate.

<sup>2</sup> Pending certificate application.

[F.R. Doc. 69-3707; Filed, Apr. 1, 1969;  
8:45 a.m.]

[Docket No. CP69-4]

## EL PASO NATURAL GAS CO.

### Notice of Petition To Amend

MARCH 26, 1969.

Take notice that on March 19, 1969, El Paso Natural Gas Co. (Petitioner), Post Office Box 1492, El Paso, Tex. 79999, filed in Docket No. CP69-4 a petition to amend the order issued in said docket on October 14, 1968, authorizing certain facilities in Pinal County, Ariz., all as more fully set forth in the petition on file with the Commission and open to public inspection.

The order of October 14, 1968, authorized the construction of a loop on Petitioner's 8 $\frac{1}{2}$ -inch O.D. line from Tucson Station to San Manuel, and the construction of 12.6 miles of 4 $\frac{1}{2}$ -inch pipeline from Petitioner's 8 $\frac{1}{2}$ -inch O.D. Hayden Compressor Line to a connection with an Arizona Public Service Co. line in the SW quarter of Section 17, Township 4 South, Range 14 East, Pinal County, Ariz., and the construction of a metering station at the start of that line. Petitioner requests the order be amended to authorize that the first 2.6 miles of



12.6-mile pipeline be 6½-inch O.D. rather than 4½-inch O.D., and that the metering station be at the end of this line rather than the start of it. Petitioner estimates the cost of these modifications at \$6,000, and states they are necessary because of rugged terrain.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before April 24, 1969.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-3780; Filed, Apr. 1, 1969;  
8:45 a.m.]

[Docket No. CP69-246]

## FLORIDA GAS TRANSMISSION CO.

### Notice of Application

MARCH 26, 1969.

Take notice that on March 20, 1969, Florida Gas Transmission Co. (Applicant), Post Office Box 44, Winter Park, Fla. 32789, filed in Docket No. CP69-246 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing certain natural gas facilities in Orange and Osceola Counties in Florida, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to construct and operate approximately 4.2 miles of 6-inch and 8.8 miles of 4-inch pipeline from a point on its existing 18-inch main transmission line in Osceola County to two points in Orange County, Fla., where delivery will be made to the Reedy Creek Improvement District (District) for sale and general distribution in the Theme Park and Residential Community areas of Walt Disney World. Applicant also proposes to install additional metering facilities at the Theme Park delivery point for direct sale of gas to the District for use in its Theme Park Central Energy Plant.

Applicant states that the District estimates its annual and maximum daily requirements of natural gas for resale at approximately 198,071,000 B.t.u. and 851,000,000 B.t.u., respectively. Applicant proposes to sell the District for its own use, on a preferred interruptible basis, up to 755,000,000 B.t.u., 869,000,000 B.t.u. and 900,000,000 B.t.u. in the first, second, and third years of service, respectively.

Applicant estimates the cost of the proposed facilities at \$448,700, which it proposes to finance by cash on hand.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before April 24, 1969.

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

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

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-3781; Filed, Apr. 1, 1969;  
8:45 a.m.]

[Docket No. CP65-389]

## NORTHERN NATURAL GAS CO.

### Notice of Petition To Amend

MARCH 26, 1969.

Take notice that on March 19, 1969, Northern Natural Gas Co. (Petitioner), 2223 Dodge Street, Omaha, Nebr. 68102, filed in Docket No. CP65-389 a petition to amend the order of the Commission issued August 15, 1967, in that docket, to authorize a purchase of gas from El Paso Natural Gas Co. (El Paso), all as more fully set forth in the petition on file with the Commission and open to public inspection.

The Commission's order of August 15, 1967 (with Opinion No. 527) authorized, among other things, Petitioner to construct and operate a 10-inch side valve on its 24-inch Hugoton-Tate pipeline in Grant County, Kans., and to exchange natural gas with El Paso. Petitioner states its wells in the Hugoton Field of Kansas are over-produced, and that El Paso has an over-supply situation. Petitioner therefore proposes that the authorized exchange of gas be postponed through June 30, 1970, and that Petitioner be authorized during that time to purchase approximately 55,000 Mcf per day from El Paso through the same facilities.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before April 21, 1969.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-3782; Filed, Apr. 1, 1969;  
8:45 a.m.]

[Docket No. R163-391]

## PETROLEUM, INC., ET AL.

### Order Accepting Notices of Change in Rate, Requiring Refunds, Severing and Terminating Proceeding in Part

MARCH 25, 1969.

On January 17, 1968, Petroleum, Inc. (Operator), et al. (Petroleum), filed notices of change in rate under its FPC Gas Rate Schedules Nos. 2, 3, and 6 involving sales of natural gas to Cities Service Gas Co. (Cities) in the Kansas-Hugoton field. These sales are made pursuant to the terms and conditions contained in the basic contract included in Pan American Petroleum Corp.'s (Pan American) FPC Gas Rate Schedule No. 84, because Petroleum has executed contracts with Cities adopting such terms and conditions.

On April 13, 1966, we issued an order in Pan American Petroleum Corporation, Dockets Nos. G-9279 et al., 35 FPC 502, approving a company-wide settlement proposal filed by Pan American, which, inter alia, included a settlement rate of 12.5 cents per Mcf of natural gas 14.65 p.s.i.a. for the sale by Pan American under its FPC Gas Rate Schedule No. 84. Pan American also proposed to amend its contracts with Cities to eliminate the price redetermination provision therefrom for 25 years and to provide for a definite price escalation of 1 cent per Mcf every 5 years commencing June 23, 1971.

Petroleum here seeks the same terms as we approved for Pan American's sale to Cities. It has filed for a 12.5-cent per Mcf rate, and has tendered executed amendatory agreements which conform its contracts to the provisions of Pan American settlement. The amendatory agreements and the 12.5-cent rates are designated as Supplements Nos. 6 and 7 to Petroleum's FPC Gas Rate Schedule No. 2, Supplements Nos. 11 and 12 to its Rate Schedule No. 3, and Supplements Nos. 5 and 6 to its Rate Schedule No. 6, respectively.

Petroleum has been charging, and collecting from Cities a rate of 14.5 cents per Mcf of natural gas at 14.65 p.s.i.a., subject to refund in Docket No. R163-391, since September 5, 1963.<sup>1</sup> It proposes to refund such monies above the settlement rate, with interest at 7½ percent per annum to Cities. Such refunds will approximate \$21,000, exclusive of interest. For the reasons set forth in our orders issued in Northern Pump Company (Operator) et al., Dockets Nos. R163-9 et al., 36 FPC 800 and Foster Petroleum Corporation et al., Dockets Nos. R165-427 et al., 36 FPC 917, we think it appropriate to accept the notices of change filed. Our action should not be construed as constituting approval of any future rate

<sup>1</sup> Docket No. R163-391 also involves John A. Hairford's FPC Gas Rate Schedule No. 1 and is not covered by the subject offer. Hairford is a partial successor to Petroleum.



increases, if any, that may be filed under the subject rate schedules in accordance with any reservation contained therein of the right to file increases under the subject rate schedules, and is without prejudice to any findings or orders of the Commission in any future rate proceedings, or similar proceedings, involving Petroleum's rates and rate schedules.

The Commission orders:

(A) The notices of change in rate and contract amendments filed by Petroleum to 12.5 cents per Mcf of natural gas at 14.65 p.s.i.a. for the subject sales to Cities are accepted, and made effective as of the date of issuance of this order.

(B) Petroleum shall compute the difference between the rates collected by it subject to refund in Docket No. RI63-391, and the settlement rate of 12.5 cents per Mcf of natural gas at 14.65 p.s.i.a., with interest at 7½% per annum, to the date of this order, and shall, within 15 days from the date of issuance of this order, submit a report to the Commission, with a copy to Cities, setting out the amount of refunds (showing separately the principal and applicable interest) the bases used for such determination, the period covered, and ten days thereafter shall submit to the Commission a copy of a letter from Cities agreeing to the correctness of such amounts.

(C) Petroleum shall retain the amounts shown in the report required under paragraph (B) above, subject to further action of the Commission directing the disposition of those amounts.

(D) Petroleum shall retain the refunds amounts, comprising the principal monies collected subject to refund, and applicable interest, and at its option may: (1) Use the funds in its own operations, in which event it shall pay interest on the amounts retained at the current prime interest rate of 7½ percent per annum from the date of this order until the date of their disposition pursuant to Commission action; or (2) deposit such funds in an escrow account, and, within 30 days after the date of this order, tender for filing an executed escrow agreement. Unless notified to the contrary by the Secretary, within 30 days from the date of such tender, the escrow agreement shall be deemed to be satisfactory, and to have been accepted for filing. The escrow agreement shall be entered into between Petroleum and any bank or trust company used as a depository for funds of the U.S. Government, and it shall include such terms and provisions as are comparable to those set forth for such an agreement in the Commission's order issued in Atlantic Refining Co. et al., 32 FPC 933, 937.

(E) Upon compliance by Petroleum with the terms and provisions of this order, the proceeding in Docket No. RI63-391, insofar as it relates to Petroleum, shall be severed from the Area Rate Proceeding, Docket No. AR64-1, and shall be terminated without further order of the Commission.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-3836; Filed, Apr. 1, 1969;  
8:50 a.m.]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[R 1390]

### CALIFORNIA

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

MARCH 24, 1969.

1. Pursuant to the Act of September 19, 1964 (78 Stat. 986; 43 U.S.C. 1411-18) and to the regulations in 43 CFR Parts 2410 and 2411, it is proposed to classify the public lands described below for multiple-use management.

2. Publication of this notice has the effect of segregating (a) all public lands described below from appropriation only under the agricultural land laws (43 U.S.C. chs. 7 and 9; 25 U.S.C. sec. 334) and from sale under section 2455 of the Revised Statutes (43 U.S.C. 1171) and (b) the lands described in paragraph 4 from appropriation under the mining laws (30 U.S.C. ch. 2). The lands shall remain open to all other applicable forms of appropriation. As used in this order, the term "public lands" means any lands (1) withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended or (2) within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

3. The following described lands located within Imperial and Riverside Counties are proposed for classification for multiple-use management.

#### SAN BERNARDINO MERIDIAN, CALIFORNIA

T. 2 S., R. 3 E.,  
Sec. 1, N½;  
Sec. 2, W½;  
Secs. 3, to 11, inclusive;  
Sec. 15, N½, SW¼, and E½SE¼;  
Secs. 16, 17, and 18;  
Sec. 19, N½NE¼, SW¼NE¼, W½, and NW¼SE¼;  
Secs. 20 and 21;  
Sec. 22, W½, W½SW¼SE¼, and E½SE¼-SE¼;  
Secs. 23 and 24;  
Sec. 25, N½, SW¼, and S½SE¼;  
Sec. 26;  
Sec. 27, W½ and SE¼;  
Secs. 28 and 29;  
Sec. 30, NW¼NE¼, S½NE¼, and SE¼;  
Sec. 31, N½, N½SW¼, and SE¼;  
Sec. 32, N½NE¼, N½SW¼NE¼, SE¼NE¼, N½NW¼, N½S½NW¼, S½SW¼SW¼, and NE¼SE¼;  
Secs. 33 and 34;  
Sec. 35, NE¼ and E½SE¼;  
Sec. 36.

T. 2 S., R. 4 E.,  
Secs. 2, 4, 6;  
Sec. 8, SE¼NE¼;  
Secs. 10 and 12;  
Sec. 14, N½.

T. 3 S., R. 3 E.,  
Sec. 4, that portion north of the Colorado River Aqueduct;  
Sec. 12, S½SE¼NE¼, N½S½, and S½SE¼;  
Sec. 14, E½E½;  
Sec. 18, lots 1 and 2, NE¼, and E½NW¼;  
Sec. 24, lots 1, 2, 8, 17, 18, 19, and 20, and N½N½.

T. 3 S., R. 4 E.,  
Sec. 30, N½NE¼, SE¼NE¼, and NE¼SE¼.

T. 4 S., R. 4 E.,  
Sec. 16.

T. 2 S., R. 5 E.,  
Secs. 4, 6, 8, and 18;  
Sec. 34, S½NW¼, N½SW¼, and SW¼SW¼.

T. 3 S., R. 5 E.,  
Sec. 34, S½NW¼, N½SW¼, and SW¼;  
Sec. 30, lots 1 and 2 of SW¼, and SE¼;  
Sec. 32, NE¼SW¼ and SE¼.

T. 5 S., R. 5 E.,  
Secs. 22 and 34;  
Sec. 36, NE¼NE¼SE¼NE¼.

T. 6 S., R. 5 E.,  
Sec. 2, lots 1 to 4 inclusive, S½N½, NE¼SW¼, and N½SE¼;  
Sec. 4, lots 1 and 2, S½NE¼, and SE¼;  
Sec. 10, S½NW¼, and SW¼;  
Sec. 12, S½NE¼, SE¼SW¼, and SE¼;  
Sec. 14;  
Sec. 36, N½NE¼, SE¼NE¼, NW¼, and SE¼.

T. 8 S., R. 5 E.,  
Secs. 2, 4, 6, 8, 10, 12, 14, 18, 20, 22, 24, 26, 28, 30, 32, and 34;  
Sec. 36, SW¼.

T. 3 S., R. 6 E.,  
Sec. 6, N½N½NE¼, SE¼NE¼NE¼, a portion of N½N½NW¼, S½NW¼NW¼, S½S½SE¼SE¼NW¼, SW¼NW¼, 0.034 acres of E½NE¼NE¼SE¼, and S½NE¼SE¼;  
Secs. 30 and 32.

T. 4 S., R. 6 E.,  
Sec. 4, lots 1 to 4 inclusive, S½N½ and S½;  
Sec. 10.

T. 6 S., R. 6 E.,  
Secs. 2, 10, and 14;  
Sec. 18, lots 1 to 4, inclusive, NE¼, E½NW¼, SE¼SW¼, and SE¼;  
Secs. 22, 26, and 28;  
Sec. 30, NE¼ and S½;  
Secs. 32, 34, and 36.

T. 7 S., R. 6 E.,  
Secs. 2, 4, 6, 12, 14, 24, and 36.

T. 8 S., R. 6 E.,  
Sec. 2, N½ and N½S½;  
Secs. 4, 6, 10, 12, and 14;  
Sec. 16, N½, SW¼, and E½SE¼;  
Sec. 18;  
Sec. 20, N½, SW¼, N½SE¼, SW¼SE¼;  
Secs. 22, 24, 26, 28, 30, 32, 34, and 36.

T. 6 S., R. 7 E.,  
Secs. 18 and 30;  
Sec. 32, N½NE¼NE¼, N½NW¼NE¼, SW¼NW¼NE¼, W½SW¼NE¼, SE¼SW¼NE¼, S½SE¼NE¼, W½, and SE¼.

T. 7 S., R. 7 E.,  
Secs. 4, 6, and 8;  
Sec. 10, W½NW¼NE¼, SE¼NW¼NE¼, SW¼NE¼, W½SE¼NE¼, W½, W½NE¼SE¼, W½SE¼, and SE¼SE¼;  
Secs. 14, 16, 18, 20, 22, 24, 26, 28, 30, 32, and 34;

Sec. 36, N½, NE¼SW¼, S½SW¼, and SE¼.

T. 8 S., R. 7 E.,  
Secs. 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30, 32, 34, and 36.

T. 4 S., R. 8 E.,  
Secs. 2, 4, 6, and 8;  
Sec. 10, N½, N½SW¼, W½SW¼SW¼, and SE¼;  
Secs. 12, 14, 18, 20, 22, 24, 26, 28, and 34.

T. 5 S., R. 8 E.,  
Secs. 2, 12, 14, 22, 24, and 26.

T. 6 S., R. 8 E.,  
Sec. 12, E½.

T. 8 S., R. 8 E.,  
Secs. 16, 18, 22, 26, 30, 32, and 36.

T. 4 S., R. 9 E.,  
Secs. 6, 8, 10, 10, 18, 20, 22, 24, 26, 28, 30, 32, and 34.



T. 5 S., R. 9 E.,  
Secs. 2, 4, 6, 8, 10, 12, 14, 18, and 20;  
Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$   
NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$   
NW $\frac{1}{4}$ , W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
Secs. 24, 26, 28, 30, 32, and 34.

T. 6 S., R. 9 E.,  
Secs. 2, 4, 6, 8, and 10;  
Sec. 18, N $\frac{1}{2}$ ;  
Sec. 20, N $\frac{1}{2}$ NW $\frac{1}{4}$  and E $\frac{1}{2}$ ;  
Sec. 22;  
Sec. 28, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and  
SE $\frac{1}{4}$ .

T. 11 S., R. 9 E.,  
Secs. 2, 4, 6, and 10;  
Sec. 12, S $\frac{1}{2}$ ;  
Secs. 14, 22, 24, and 26.

T. 12 S., R. 9 E.,  
Secs. 2, 4, and 6.

T. 13 S., R. 9 E.,  
Sec. 5, lots 3 to 7, inclusive, and SW $\frac{1}{4}$ ;  
Sec. 8, lots 1 to 6, inclusive, N $\frac{1}{2}$ NW $\frac{1}{4}$ , and  
E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 9, lots 1 to 7, inclusive, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
and SW $\frac{1}{4}$ ;  
Sec. 16, lots 4 to 6, inclusive, and N $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 17, lots 1 to 8, inclusive, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
and SW $\frac{1}{4}$ ;  
Sec. 19, lots 3 to 6 and 11 to 16, inclusive,  
N $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 20, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
and SE $\frac{1}{4}$ ;  
Sec. 21, lots 1, 2, and 3, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$   
NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$   
NW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
Sec. 28, N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 29, lots 1, 2, 3, 4, and 6, NW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
and S $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 30, lots 8 to 14, inclusive, lots 17, 18,  
19, and 24, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 31, lots 11, 16, 19, 26, and 27, NE $\frac{1}{4}$ ,  
N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and E $\frac{1}{2}$   
SE $\frac{1}{4}$ ;  
Sec. 32, lots 2 to 6, inclusive, W $\frac{1}{2}$ NE $\frac{1}{4}$ ,  
NW $\frac{1}{4}$ , and N $\frac{1}{2}$ S $\frac{1}{2}$ ;  
Sec. 33, lots 3, 5, 6, 7, and 8, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$   
NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Secs. 34 and 35;  
Sec. 36, lots 1, 3, 5, 6, 7, 8, 9, and 10, NW $\frac{1}{4}$   
NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and N $\frac{1}{2}$ SW $\frac{1}{4}$ .

T. 14 S., R. 9 E.,  
Sec. 1, lots 2, 3, and 4, S $\frac{1}{2}$ N $\frac{1}{2}$ , and S $\frac{1}{2}$ ;  
Secs. 2, 3, and 4;  
Sec. 5, lots 1 to 4, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$ , N $\frac{1}{2}$   
SW $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 6, lots 1, 4, 5, 6, 7, 8, 11, 12, and 15,  
SE $\frac{1}{4}$ NE $\frac{1}{4}$ , and W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Secs. 11, 12, 13, and 14.

T. 15 S., R. 9 E.,  
Secs. 19 to 24, inclusive;  
Secs. 25 and 26, excluding patented M.S.  
5874;  
Secs. 27 to 30, inclusive;  
Sec. 31, lots 5 to 28, inclusive and NE $\frac{1}{4}$ ;  
Sec. 32, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
Secs. 33 to 35, inclusive;  
Sec. 36, excluding patented M.S. 5874.

T. 16 S., R. 9 E.,  
Sec. 1, excluding patented M.S. 6012;  
Secs. 2 to 4, inclusive;  
Sec. 5, lots 5, 6, S $\frac{1}{2}$ N $\frac{1}{2}$ , and S $\frac{1}{2}$ ;  
Sec. 6, lots 10 to 33 inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$ , and  
NE $\frac{1}{4}$ ;  
Secs. 7 to 9, inclusive;  
Sec. 10, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$  and W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Secs. 11 and 12;  
Sec. 13, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and  
SE $\frac{1}{4}$ ;  
Sec. 14;  
Sec. 15, lots 1 and 8, N $\frac{1}{2}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ , and lots  
2, 3, 4, 5, 6, and 7 of Tract 37;  
Sec. 16, lots 1 and 2, E $\frac{1}{2}$ SE $\frac{1}{4}$ , and lots 3,  
4, 5, and 6 of Tract 37;  
Sec. 17, lots 1, 2, 6, and 7, NW $\frac{1}{4}$ , and lots  
3, 4, 5, 8, 9, and 10 of Tract 40;

Secs. 18, 19, and 20;  
Sec. 21, lots 1, 2, 11, 12, 13, and 14 of Tract  
49, Tract 48, lots 6, 7, 18, and 19 of  
Tract 47;  
Sec. 22, lots 1, 2, 11, and 12, Tracts 50, 52-D,  
and 52-E, lots 6, 7, and 18 of Tract 49,  
and those portions of Tracts 52-C and  
52-F located in sec. 22;  
Sec. 23, lots 1, 8, 9, and 16, E $\frac{1}{2}$ E $\frac{1}{2}$ , Tracts  
52-A and 52-H, and those portions of  
Tracts 51, 52-C, and 52-F located in sec.  
23;  
Sec. 24, lots 1, 4, 5, and 8, N $\frac{1}{2}$ , SW $\frac{1}{4}$ , and  
that portion of Tract 53 located in sec.  
24;  
Sec. 28, lots 13, 14, 25, and 26 of Tract 58,  
lots 6, 7, 19, and 20 of Tract 61, Tracts  
59 and 60;  
Secs. 29 to 32, inclusive;  
Sec. 33, lots 7, 8, 14, 15, 16, 17, 19, and 20  
of Tracts 63, lot 18, SW $\frac{1}{4}$ SW $\frac{1}{4}$ , lots 13  
and 22 of Tract 66, lots 1 and 2 of Tract  
65, lots 3, 4, 9, and 10 of Tract 59, lots  
5 and 6 of Tract 62.

T. 17 S., R. 9 E.,  
Sec. 1;  
Sec. 2, lots 5 and 8, S $\frac{1}{2}$ N $\frac{1}{2}$ , and S $\frac{1}{2}$ ;  
Secs. 3 to 14, inclusive;  
Sec. 15, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$   
NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and  
S $\frac{1}{2}$ ;  
Sec. 16, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
W $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , and  
NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Secs. 17 and 18;  
Sec. 19, lots 5, 6, 7, 11, and 12;  
Sec. 20, lots 1, 3, 4, 5, 6, 7, 10, and 11,  
N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 21, lots 1 to 7, inclusive, and N $\frac{1}{2}$ N $\frac{1}{2}$ ;  
Secs. 22 to 27, inclusive;  
Sec. 28, lots 1 to 4, inclusive, and S $\frac{1}{2}$ ;  
Sec. 29;  
Sec. 30, lots 5, 6, 7, 8, and 20;  
Sec. 31;  
Sec. 32, N $\frac{1}{2}$ ;  
Secs. 33 to 36, inclusive.

T. 18 S., R. 9 E.,  
Sec. 1, lots 2 to 5, inclusive;  
Secs. 2 and 3;  
Sec. 7, lots 6 to 9, inclusive, and N $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
Sec. 10, lots 1 to 4, inclusive;  
Sec. 11, lots 1, 2, and 3.

T. 16 $\frac{1}{2}$  S., R. 9 $\frac{1}{2}$  E.,  
Sec. 1, lots 5 to 8, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$ , and  
S $\frac{1}{2}$ ;  
Sec. 2.

T. 4 S., R. 10 E.,  
Secs. 20, 28, 30, 32, and 34.

T. 5 S., R. 10 E.,  
Secs. 2, 4, 6, 8, 10, 12, 14, 18, 20, 22, 24, 26,  
28, 30, 32, and 34.

T. 6 S., R. 10 E.,  
Secs. 2, 4, 6, 8, 10, 12, 14, 20, 22, 24, 26,  
and 28;  
Sec. 30, NE $\frac{1}{4}$  and S $\frac{1}{2}$ ;  
Secs. 32 and 34.

T. 7 S., R. 10 E.,  
Secs. 2, 4, 6, 8, 10, 12, and 14;  
Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$   
NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , and  
NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 24;  
Sec. 26, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$   
SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

T. 11 S., R. 10 E.,  
Secs. 6, 8, 18, 20, 22, 26, 28, 30, 32, and 34.

T. 14 S., R. 10 E.,  
Secs. 6 and 7.

T. 15 S., R. 10 E.,  
Secs. 6, 7, 19, 20, 21, 28, 29, 30;  
Sec. 31, lots 1, 2, 3 NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$   
SW $\frac{1}{4}$ ;  
Secs. 32 and 33.

T. 16 S., R. 10 E.,  
Sec. 4;  
Sec. 5, NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and  
S $\frac{1}{2}$ ;  
Sec. 6, S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$   
excluding patented M.S. 6010;  
Secs. 7, 8, 9, 17, 18, and 19;  
Sec. 20, lots 1, 3, 7, 8, 10, and 12,  
N $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , and lots 2  
and 4 of Tract 37;  
Sec. 21, lots 1, 3, 5, 7, 12, and 14, lots 2, 4,  
6, 9, 10, 11, 18, 19, and 20 of Tract 38,  
lots 8 and 21 of Tract 37, and those por-  
tions of Tracts 39 and 59 located in sec.  
21, and NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 22, lot 2 of Tract 39;  
Sec. 28, lots 22 and 24, and those portions  
of Tracts 42, 59, and 62 located in sec.  
28;  
Sec. 33, lots 2, 3, 8, 9, 12, and 16, W $\frac{1}{2}$ SE $\frac{1}{4}$ ,  
and that portion of Tract 62 located in  
sec. 33;  
Sec. 35.

T. 16 $\frac{1}{2}$  S., R. 10 E.,  
Sec. 1;  
Sec. 2, lots 1 to 8, inclusive, N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ ,  
S $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , and E $\frac{1}{2}$ NE $\frac{1}{4}$   
SE $\frac{1}{4}$ ;  
Sec. 3;  
Sec. 4, lots 1, 2, 7, and 8, S $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$   
SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 5, S $\frac{1}{2}$ S $\frac{1}{2}$ .

T. 17 S., R. 10 E.,  
Secs. 1 and 2;  
Sec. 3, N $\frac{1}{2}$ , SW $\frac{1}{4}$ , and N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 4, lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$ , and E $\frac{1}{2}$   
SE $\frac{1}{4}$ ;  
Sec. 5, SW $\frac{1}{4}$  and E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Secs. 6 to 9, inclusive;  
Sec. 10, S $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
Sec. 11, NW $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
Secs. 12 to 15, inclusive;  
Secs. 17 to 35, inclusive.

T. 5 S., R. 11 E.,  
Secs. 20, 28, 30, and 32.

T. 6 S., R. 11 E.,  
Sec. 2, that portion south of the Colorado  
River Aqueduct;  
Sec. 4, lot 2, W $\frac{1}{2}$  of lot 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
S $\frac{1}{2}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
Secs. 6, 8, 10, 12, and 14;  
Sec. 18, W $\frac{1}{2}$ , and SE $\frac{1}{4}$ ;  
Secs. 20, 22, 24, 26, 30, 32, and 34.

T. 7 S., R. 11 E.,  
Secs. 2, 4, 6, 8, 10, 12, 14, 18, 20, 22, 24, 26,  
28, 30, 32, and 34.

T. 8 S., R. 11 E.,  
Sec. 2, lot 2 of NE $\frac{1}{4}$ , lot 2 of NW $\frac{1}{4}$ , NE $\frac{1}{4}$   
SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 4, lot 2 of NE $\frac{1}{4}$ , and lot 2 of NW $\frac{1}{4}$ .

T. 17 S., R. 11 E.,  
Secs. 1 to 5;  
Sec. 6, lots 1 to 6, inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$   
NW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Secs. 7 to 15, inclusive;  
Sec. 17;  
Sec. 18, lot 4, N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Secs. 19 to 25, inclusive.

The lands described above aggregate  
approximately 398,941 acres.

4. Publication of this notice has the  
effect of further segregating the follow-  
ing described lands from appropriation  
under the mining laws (30 U.S.C. ch. 2)  
but not the mineral leasing laws.

SAN BERNARDINO MERIDIAN, CALIFORNIA  
RIVERSIDE AND IMPERIAL COUNTIES

Dead Indian Creek Area

T. 5 S., R. 5 E., SBM.,  
Sec. 34.



[R 1390-A]

## CALIFORNIA

## Notice of Proposed Classification of Public Lands for Transfer Out of Federal Ownership

MARCH 24, 1969.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1412) and to the regulations in 43 CFR Parts 2410 and 2411, it is proposed to classify the public lands described in paragraph 3 for transfer out of Federal ownership under the appropriate statute as indicated below.

2. Publication of this notice has the effect of segregating the following described public lands from all forms of disposal under the public land laws, including the mining laws, except the form of disposal for which it is proposed to classify the lands. However, publication does not alter the applicability of the public land laws governing the use of the lands under lease, license, or permit, or govern the disposal of their mineral and vegetative resources, other than under the mining laws.

3. The public lands described below and proposed for classification in this notice are shown on the Imperial and Coachella Planning Unit maps, which are on display in the District and Land Office, Bureau of Land Management, 1414 University Avenue, Riverside, Calif.

a. The public lands described below are proposed for classification for disposal through public sale under the Public Land Sale Act of September 19, 1964 (78 Stat. 998; 43 U.S.C. 1421-1427):

SAN BERNARDINO MERIDIAN, CALIFORNIA  
RIVERSIDE AND IMPERIAL COUNTIES

- T. 3 S., R. 3 E.,  
Sec. 2, lots 1 and 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and all public lands in S $\frac{1}{2}$ ;  
Sec. 4, that portion of section lying south of the Colorado River Aqueduct;  
Sec. 6, E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 10, N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , and W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 18, lots 3 and 10, NE $\frac{1}{4}$ , and E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 20, W $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 22, N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 36, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
T. 2 S., R. 4 E.,  
Sec. 8, W $\frac{1}{2}$ NE $\frac{1}{4}$  and NW $\frac{1}{4}$ ;  
Sec. 14, all public lands in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 18, all public lands in lots 1 and 2 of SW $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
T. 3 S., R. 4 E.,  
Sec. 30, lots 4 to 7, inclusive, and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 32, lots 1 to 7, inclusive, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
T. 2 S., R. 5 E.,  
Sec. 18, all public lands in lots 1 to 4, inclusive, NE $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 20, all public lands in NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 26, that portion of section lying south of the Colorado River Aqueduct;  
Sec. 28, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 34, all public lands in N $\frac{1}{2}$ N $\frac{1}{2}$  and S $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
Sec. 36, all public lands lying southwest of the Colorado River Aqueduct;  
T. 3 S., R. 5 E.,  
Sec. 12, S $\frac{1}{2}$  of lots 29, 30, and 31, N $\frac{1}{2}$  of lots 34 and 35, and lot 33;  
Sec. 28, E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 30, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 32, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 34, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
T. 3 S., R. 6 E.,  
Sec. 4, that portion of SW $\frac{1}{4}$ SW $\frac{1}{4}$  lying south of the Colorado River Aqueduct;  
Sec. 6, lots 8, 9, 10, 11, and 12;  
Sec. 8, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 10, all public lands lying south of the Colorado River Aqueduct;  
Sec. 14, all public lands lying south of the Colorado River Aqueduct;  
Sec. 24,  
T. 4 S., R. 6 E.,  
Sec. 6, lots 3 to 7, inclusive, lot 2 of SW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
T. 3 S., R. 7 E.,  
Sec. 20, all public lands lying south of the Colorado River Aqueduct;  
Sec. 28, all public lands lying south of the Colorado River Aqueduct;  
Sec. 30, lots 5 to 16, inclusive, N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 34, all public lands lying south of the Colorado River Aqueduct;  
T. 4 S., R. 7 E.,  
Sec. 2, lots 2, 3, and 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
Sec. 10, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 12;  
Secs. 20, 22, and 26.  
T. 5 S., R. 7 E.,  
Sec. 2, lots 3, 6, and 7, and lots 1 and 2 of NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
T. 4 S., R. 8 E.,  
Sec. 32, NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
T. 6 S., R. 8 E.,  
Sec. 2, E $\frac{1}{2}$  of lot 2 of NE $\frac{1}{4}$ ;  
T. 10 S., R. 9 E.,  
Sec. 24, E $\frac{1}{2}$ ;  
T. 16 S., R. 9 E.,  
Sec. 25, lots 3 and 4, and lots 1, 2, 5, and 6 of Tract 53;  
Sec. 26, lots 12, 13, 14, and 15 of Tract 55;  
Sec. 27, lots 20, 21, and 22 of Tract 57;  
Sec. 34, lots 1, 2, 10, and 11 of Tract 67, lots 3, 4, and 5 of Tract 65, lot 6 of Tract 64, lots 7, 8, and 9 of Tract 66;  
Sec. 35, lots 4 and 5 of Tract 67.  
T. 7 S., R. 10 E.,  
Sec. 22, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
T. 16 S., R. 10 E.,  
Sec. 28, lots 5, 18, 19, 20, and Tract 43;  
Sec. 29, lots 6, 7, 13, and 14;  
Sec. 30, lots 3, 5, 9, 10, 20, 22, 24, and 26, Tract 61, and lots 4, 6, 13, 14, 16, 17, and 25 of Tract 60;  
Sec. 31, lots 15, 16, 21, and 22, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Tract 64, and lots 23 and 24 of Tract 50;  
Sec. 32, lots 4, 11, and 12 of Tract 50;  
Sec. 33, lots 4, 5, 6, 7, 13, 14, and 15.  
T. 16 S., R. 10 E.,  
Sec. 4, lot 3;  
Sec. 6, lots 2, 3, 4, and 5, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , and E $\frac{1}{2}$ SE $\frac{1}{4}$ .

- T. 6 S., R. 5 E., SBM.,  
Sec. 2, lots 1 to 4, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 4, lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$ ; and SE $\frac{1}{4}$ ;  
Sec. 10, S $\frac{1}{2}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ ;  
Sec. 12, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 14.

- T. 6 S., R. 6 E., SBM.,  
Sec. 18, lots 1 to 4, inclusive, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ .

## Mecca Hills Recreation Area

- T. 6 S., R. 9 E., SBM.,  
Sec. 22;  
Sec. 28, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;

- T. 6 S., R. 10 E., SBM.,  
Secs. 20, 26, and 28;  
Sec. 30, lots 3 and 4, NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Secs. 32 and 34.

- T. 7 S., R. 10 E., SBM.,  
Sec. 2, lots 1 to 4, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$ , and S $\frac{1}{2}$ ;  
Sec. 4, lots 1 to 4, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$ , and S $\frac{1}{2}$ ;  
Sec. 6, lots 1 to 7, inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Secs. 8, 10, and 12.

## Coyote Canyon Spring

- T. 8 S., R. 5 E., SBM.,  
Sec. 30, SE $\frac{1}{4}$ .

## Santa Rosa Cahuilla Indian Ruins

- T. 8 S., R. 6 E., SBM.,  
Sec. 20, N $\frac{1}{2}$ SE $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

## Painted Gorge Recreation Site

- T. 16 S., R. 10 E., SBM.,  
Sec. 6, S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ .

## Fossil Canyon Natural Area

- T. 16 S., R. 9 E., SBM.,  
Sec. 10, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , and W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ .

## Mineral Material Site

- T. 16 S., R. 9 E., SBM.,  
Sec. 14, NW $\frac{1}{4}$ ;  
Sec. 15, NE $\frac{1}{4}$ .

## Indian Intanglos Natural Area

- T. 16 S., R. 10 E., SBM.,  
Sec. 2, lots 1, 2, 7, and 8, and SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

## Crucifixion Thorn Protective Natural Area

- T. 17 S., R. 10 E., SBM.,  
Sec. 12, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 13, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , and SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
T. 17 S., R. 11 E., SBM.,  
Sec. 7, S $\frac{1}{2}$  of lot 4.

The areas described above aggregate approximately 12,807 acres of public land.

5. For a period of 60 days from the date of publication of this notice in the FEDERAL REGISTER, all persons who wish to submit comments, suggestions or objections in connection with this proposed classification, may present their views in writing to the Manager, Riverside District and Land Office, 1414 University Avenue, Post Office Box 723, Riverside, Calif. 92502.

6. A public hearing on the proposed classification will be held on April 10, 1969 in Room 15 in the County Administration Building, Indio, Calif.

JACK WILSON,  
Acting State Director.

[F.R. Doc. 69-3788; Filed, Apr. 1, 1969; 8:46 a.m.]



T. 8 S., R. 11 E.,  
 Sec. 8, N $\frac{1}{2}$  and SW $\frac{1}{4}$ ;  
 Sec. 12, E $\frac{1}{2}$ ;  
 Sec. 14, S $\frac{1}{2}$ ;  
 Sec. 20, N $\frac{1}{2}$ ;  
 Sec. 24, E $\frac{1}{2}$ ;  
 T. 9 S., R. 11 E.,  
 Sec. 2, S $\frac{1}{2}$ ;  
 T. 8 S., R. 12 E.,  
 Sec. 18, lots 1 and 2 of NW $\frac{1}{4}$ , lots 1 and 2  
 of SW $\frac{1}{4}$ , and E $\frac{1}{2}$ ;  
 Sec. 30, lots 1 and 2 of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
 Sec. 32, NE $\frac{1}{4}$  and S $\frac{1}{2}$ ;  
 Sec. 34, N $\frac{1}{2}$ ;  
 T. 9 S., R. 12 E.,  
 Sec. 4, W $\frac{1}{2}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 6, S $\frac{1}{2}$ ;  
 Sec. 8, E $\frac{1}{2}$ ;  
 Sec. 10, SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 14, S $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 18, lots 1 and 2 of NW $\frac{1}{4}$ , lots 1 and 2  
 of SW $\frac{1}{4}$ , and E $\frac{1}{2}$ ;  
 Sec. 20;  
 Sec. 24;  
 Sec. 28, NE $\frac{1}{4}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 T. 12 S., R. 12 E.,  
 Sec. 32, SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 T. 13 S., R. 12 E.,  
 Sec. 9, lot 1, S $\frac{1}{2}$ NE $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
 Sec. 10, SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 15, W $\frac{1}{2}$ ;  
 Sec. 25, SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 T. 15 S., R. 12 E.,  
 Sec. 13, lots 7 and 8, and S $\frac{1}{2}$  of Tract 206;  
 Sec. 35, lots 2 and 3, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , and  
 S $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 T. 16 S., R. 12 E.,  
 Sec. 2, lot 4;  
 Sec. 3, lot 4;  
 Sec. 10, E $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
 Sec. 11, that portion of the W $\frac{1}{2}$  of Tract  
 63 located in sec. 11;  
 Sec. 14, that portion of the W $\frac{1}{2}$  of Tract  
 63 located in sec. 14;  
 Sec. 16, lot 1;  
 Sec. 23, Tract 58;  
 T. 9 S., R. 13 E.,  
 Sec. 28;  
 Sec. 32, N $\frac{1}{2}$ ;  
 Sec. 34;  
 T. 10 S., R. 13 E.,  
 Sec. 10, E $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
 T. 14 S., R. 13 E.,  
 Sec. 14, lots 3 and 8, and W $\frac{1}{2}$  of Tract 80;  
 Sec. 23, lots 1, 3, 4, and 5;  
 Sec. 26, lots 1 and 2, and NE $\frac{1}{4}$  of Tract 85;  
 Sec. 34, lot 6;  
 T. 15 S., R. 13 E.,  
 Sec. 3, lot 2;  
 Sec. 5, Tract 149;  
 Sec. 6, lots 7 and 8, and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 T. 16 S., R. 13 E.,  
 Sec. 20, lot 5;  
 Sec. 21, lots 30 and 32;  
 Sec. 28, lot 2;  
 Sec. 30, lot 29;  
 Sec. 31, lot 39;  
 Sec. 32, lot 27;  
 Sec. 33, lot 20;  
 Sec. 35, lot 33;  
 Sec. 36, lot 63;  
 T. 10 S., R. 14 E.,  
 Sec. 28, NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 T. 11 S., R. 14 E.,  
 Sec. 12, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
 T. 14 S., R. 14 E.,  
 Sec. 29, lots 19 and 20;  
 T. 16 S., R. 14 E.,  
 Sec. 31, E $\frac{1}{2}$  of Tract 292;  
 Sec. 32, lots 1 and 2;  
 Sec. 33, lots 1 and 2;  
 Sec. 34, lot 1;  
 Sec. 36, lot 2;  
 T. 14 S., R. 15 E.,  
 Sec. 7, W $\frac{1}{2}$ E $\frac{1}{2}$  of Tract 171;  
 Sec. 24, lot 20;  
 Sec. 25, lot 1.

T. 13 S., R. 16 E.,  
 Sec. 5, lots 3, 6, and 18;  
 Sec. 9, W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 34, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , and NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 T. 14 S., R. 16 E.,  
 Sec. 2, lot 4;  
 Sec. 14, SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 23, E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 T. 15 S., R. 16 E.,  
 Sec. 2, lots 8 and 9;  
 Sec. 11, lot 1 and NE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
 Sec. 14, lot 6 and W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 16, lot 30;  
 Sec. 21, lots 1 and 16;  
 T. 16 S., R. 16 E.,  
 Sec. 1, lot 4, and lots 5 and 6 of Tract 99;  
 Sec. 25, SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

The lands described above aggregate approximately 24,349 acres.

b. The public lands described below are proposed for classification for disposal for Bureau of Land Management benefiting exchanges only.

SAN BERNARDINO MERIDIAN, CALIFORNIA  
 RIVERSIDE COUNTY

T. 5 S., R. 5 E.,  
 Sec. 8, NW $\frac{1}{4}$  and S $\frac{1}{2}$ ;  
 Sec. 16;  
 Sec. 20, E $\frac{1}{2}$ W $\frac{1}{2}$  and E $\frac{1}{2}$ ;  
 Secs. 26, 28, and 32;  
 T. 6 S., R. 5 E.,  
 Sec. 4, W $\frac{1}{2}$ ;  
 T. 5 S., R. 6 E.,  
 Sec. 26, lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 20, lots 3 to 10, 22 to 25, and 30-32,  
 inclusive, lots 55, 56, 63, and 64;  
 T. 6 S., R. 6 E.,  
 Sec. 6, NW $\frac{1}{4}$ SE $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ .

The lands described above aggregate approximately 4,454 acres.

The public lands described below are proposed for classification for lease or sale under the Recreation and Public Purpose Act of June 14, 1926 (44 Stat. 741, 68 Stat. 173; 43 U.S.C. 869) as amended:

T. 8 S., R. 11 E.,  
 Sec. 18, lots 1 and 2 NW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
 Sec. 20, N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 22;  
 Sec. 28, NE $\frac{1}{4}$ ;  
 T. 9 S., R. 11 E.,  
 Sec. 14, NE $\frac{1}{4}$ ;  
 Sec. 24, NE $\frac{1}{4}$ .

The lands described above aggregate approximately 2,801 acres.

d. The public lands described below are proposed for classification for disposal through public sale under section 2455 of the Revised Statutes (43 U.S.C. 1171):

SAN BERNARDINO MERIDIAN, CALIFORNIA  
 RIVERSIDE COUNTY

T. 5 S., R. 7 E.,  
 Sec. 30, N $\frac{1}{2}$  of lot 2 of SW $\frac{1}{4}$ .

The lands described above aggregate approximately 40 acres.

4. For a period of 60 days from the date of publication of this notice in the FEDERAL REGISTER, all persons who wish to submit comments, suggestions or objections in connection with the proposed classification, may present their views in writing to the Manager, Riverside District and Land Office, Bureau of Land Management, 1414 University Avenue, Post Office Box 723, Riverside, Calif. 92502.

5. A public hearing on the proposed classification will be held on April 10, 1969 in Room 15, in the County Administration Building, Indio, Calif.

JACK WILSON,  
 Acting State Director.

[F.R. Doc. 69-3789; Filed, Apr. 1, 1969;  
 8:46 a.m.]

National Park Service  
 NATIONAL REGISTER OF HISTORIC  
 PLACES

By notice in the FEDERAL REGISTER of February 25, 1969, at page 2582, there was published a list of the properties included in the National Register of Historic Places.

Further notice is hereby given that certain amendments or revisions, in the nature of additions, deletions, or corrections to the previously published list are adopted as set out below.

It is the responsibility of all Federal agencies to take cognizance of the properties included in the National Register as herein amended and revised in accordance with section 106 of the National Historic Preservation Act of 1966, 80 Stat. 915, 16 U.S.C. 470.

The following corrections are to be made:

1. DISTRICT OF COLUMBIA

Army Medical Museum changed to Medical Museum (temporarily closed, will reopen in early 1971) Armed Forces Institute of Pathology.

2. HAWAII

Honolulu County

Haleiwa vicinity, Island of Oahu, Puu o Makuku Heiau should read Puu o Mahuka Heiau.

3. MICHIGAN

Oakland County

Franklin, Village of Franklin Historic District. The north boundary extends 300 feet north of and parallel to Fourteen Mile Road.

4. MINNESOTA

Adams and Lafayette counties are in Mississippi.

5. NEW JERSEY

Land in Somerset County has been added to Morristown National Historical Park.

6. NEW YORK

The following properties were incorrectly listed in New York County; the correct addresses are given:

Bronx County

The Bronx, New York Botanical Gardens, Southern and Bedford Park Boulevards.  
 The Bronx, Van Cortlandt (Frederick) House,  
 Van Cortlandt Park at 242d Street.

Kings County

Brooklyn, Brooklyn Bridge (also in New York County), across the East River, connecting Brooklyn and Manhattan.

Brooklyn, Brooklyn Heights Historic District, bounded by Atlantic Avenue, Court Street, Fulton Street, and the East River.

7. PENNSYLVANIA

Cumberland County

Carlisle, Carlisle Indian School, east edge of Carlisle on U.S. 11.



## 8. UTAH

## Salt Lake County

Salt Lake City vicinity, Bingham Canyon Open Pit Copper Mine, 16 miles southwest of Salt Lake City on Utah 48.

## WEST VIRGINIA

## Marshall County

Moundsville, Grave Creek Mound, Tomlinson and Ninth Streets.

The following properties have been added to the National Register since February 20, 1969:

## DISTRICT OF COLUMBIA

Adas Israel Synagogue, 619 Sixth Street NW.  
Arts Club of Washington, 2017 I Street NW.  
Pierce Mill, Rock Creek Park, northwest corner of Tilden Street and Beach Drive NW.

Pension Building, F and G Streets between Fourth and Fifth Streets.

Renwick Museum, northeast corner of Pennsylvania Avenue and 17th Street NW.

Rhodes' Tavern (hotel), 601-3 15th Street and 1431 F Street NW.

Tariff Commission Building, E and F Streets between Seventh and Eighth Streets NW.  
Union Station, Massachusetts and Delaware Avenues NW.

Winder Building, 604 17th Street NW. (northwest corner 17th and F Streets).

## MINNESOTA

## Ramsey County

St. Paul, Old Federal Courts Building, 109 West Fifth Street.

## MISSOURI

## Cole County

Jefferson City, Lohman's Landing Building, west corner, intersection of Jefferson and Water Streets.

## NEBRASKA

## Washington County

Missouri Valley, Iowa, vicinity, Bertrand (steamboat), De Soto National Wildlife Refuge.

ERNEST ALLEN CONNALLY,  
Chief, Office of Archeology  
and Historic Preservation.

[F.R. Doc. 69-3676; Filed, Apr. 1, 1969;  
8:45 a.m.]

## DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

### PLANNING PROCEDURES AND ANNUAL PLANNING REVIEW CONFERENCE

#### Notice of Establishment

The Secretary of Transportation, John A. Volpe, announced the selection of a new date, April 23-25, 1969, for the First Annual Planning Review Conference, to be held in Washington.

Planning procedures were announced in 33 F.R. 19205, establishing a policy of regular consultation with aviation users, the aviation industry, State and local governments, other Government agencies, and the general public concerning

the future planning of the national aviation system.

Interested persons who have registered for the conference previously will receive a revised conference agenda and a copy of the National Aviation System Plan 1970-79.

Issued in Washington, D.C., on March 25, 1969.

OSCAR BAKKE,

Associate Administrator for Plans.

[F.R. Doc. 69-3804; Filed, Apr. 1, 1969;  
8:47 a.m.]

## ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

### TITLE, SELECTION, AND TRAINING OF HEARING EXAMINERS, THE CAREER DEVELOPMENT OF GOVERNMENT ATTORNEYS, AND CREATION OF A FEDERAL ATTORNEY CENTER FOR CONTINUING LEGAL EDUCATION OF GOVERNMENT LAWYERS AND PRIVATE LAWYERS ENGAGED IN ADMINISTRATIVE LAW PRACTICE

#### Notice of Public Hearings on Proposals

Notice is hereby given to all Federal departments and agencies and to all interested members of the public that the Committee on Personnel of the Administrative Conference is considering the development of recommendations concerning the following matters:

1. Change of title of hearing examiners appointed pursuant to section 11 of the Administrative Procedure Act.
2. Establishment of a special position in the Federal service for attorney assistants to examiners, for the purpose of providing the training and experience required for appointment to examiner positions.
3. Elimination of selective certification and the "rule of three" in the appointment of examiners, and the substitution of specialized examinations and specialized registers.
4. Development of continuing legal education programs for examiners and Government attorneys.
5. Establishment by departments and agencies of Career Service Boards for Attorneys, to recommend means of improving the career development of Government attorneys.
6. Creation of a Federal Attorney Center to develop training courses and materials relating to applied problems in administrative law for Government lawyers and private lawyers practicing before Federal administrative agencies.

The Committee will hold public hearings on these matters on April 14-16 and 21-23, 1969, beginning at 9:30 a.m. in Hearing Room B, Interstate Commerce Commission Building, 12th Street and Constitution Avenue NW., Washington, D.C.

Departments, agencies, and members of the public desiring to testify relative to any of these matters may contact the office of the Chairman of the Committee on Personnel, Commissioner Dale W. Hardin, at 737-9765, extension 7151, by April 7, 1969.

Written comments and proposals relating to these matters may be mailed by April 18, 1969, to the Committee on Personnel, Administrative Conference of the United States, 726 Jackson Place NW., Washington, D.C. 20506.

JERRE S. WILLIAMS,  
Chairman.

MARCH 28, 1969.

[F.R. Doc. 69-3946; Filed, Apr. 1, 1969;  
11:01 a.m.]

## FEDERAL RESERVE SYSTEM

### B.N.Y. CO., INC.

#### Order Approving Application Under Bank Holding Company Act

In the matter of the application of The B.N.Y. Co., Inc., New York, N.Y., for approval of action to become a bank holding company through the acquisition of all of the outstanding voting shares of seven banks in the State of New York.

There has come before the Board of Governors, pursuant to section 3(a)(1) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(1)) and § 222.3 (a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by The B.N.Y. Co., Inc., New York, N.Y., for the Board's prior approval of action whereby Applicant would become a bank holding company through the acquisition of all of the outstanding voting shares of the following seven banks located in the State of New York: The Bank of New York, New York City; The County Trust Co., White Plains; Mechanics and Farmers Bank of Albany, Albany; Endicott Bank of New York, Endicott, the successor, by conversion to State charter, of The Endicott National Bank, Endicott; The Exchange Bank of Olean, the successor, by conversion to State charter, of The Exchange National Bank of Olean, Olean; Metropolitan Bank of Syracuse, the successor, by conversion to State charter, of Metropolitan National Bank of Syracuse, Syracuse; and Niagara Frontier Bank of New York, Buffalo, a proposed new bank.

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the New York Superintendent of Banks, and requested his views and recommendation thereon. The New York State Banking Board advised the Board of its action, consistent with a recommendation made to it by the Superintendent, approving an application, filed pursuant to the New York Banking Law with respect to the same transaction.

Since three of the banks whose voting shares would be acquired by Applicant are presently national banks, the Board also invited an expression of views by



the Comptroller of the Currency. The Comptroller's office responded that it had no comment to offer with respect to the proposal.

Notice of receipt of the application was published in the *FEDERAL REGISTER* on September 6, 1968 (33 F.R. 12697), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

It is hereby ordered, For the reasons set forth in the Board's statement<sup>1</sup> of this date, that said application be and hereby is approved, provided that the action so approved 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 time shall be extended by the Board or by the Federal Reserve Bank of New York pursuant to delegated authority.

Dated at Washington, D.C., this 24th day of March 1969.

By order of the Board of Governors,<sup>2</sup>

[SEAL] ROBERT P. FORRESTAL,  
Assistant Secretary.

[F.R. Doc. 69-3783; Filed, Apr. 1, 1969;  
8:45 a.m.]

## NATIONAL COMMISSION ON PRODUCT SAFETY

### ORGANIZATION AND AVAILABILITY OF PUBLIC INFORMATION; AMENDMENT

Regulations on organization and availability of information pursuant to 5 U.S.C. 552 were published by the National Commission on Product Safety on October 8, 1968, 33 F.R. 15041.

Section 4 Public information, of said regulations is hereby amended to read as follows:

"(d) Written communications from members of the public claiming that a household product is hazardous and responses of manufacturers and others to such communications, unless such communications request confidentiality;"

(Pub. Law 90-146; 81 Stat. 468)

Dated: March 26, 1969.

ARNOLD B. ELKIND,  
Chairman.

[F.R. Doc. 69-3806; Filed, Apr. 1, 1969;  
8:48 a.m.]

<sup>1</sup>Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20561, or to the Federal Reserve Bank of New York. Dissenting Statement of Governor Robertson also filed as part of the original document and available upon request.

<sup>2</sup>Voting for this action: Chairman Martin and Governors Mitchell, Daane, Maisel, Brimmer, and Sherrill. Voting against this action: Governor Robertson.

## SMALL BUSINESS ADMINISTRATION

[Delegation of Authority 4 (Rev. 1), Amdt. 4]

### ASSOCIATE ADMINISTRATOR FOR FINANCIAL ASSISTANCE

#### Delegation on Lease Guarantee

Delegation of Authority No. 4 (Revision 1) (32 F.R. 178), as amended (33 F.R. 7603, 33 F.R. 8793, 33 F.R. 11569), is hereby further amended by adding new item I.L. thereto, to read as follows:

L. To approve the investment of moneys in the Lease Guarantee revolving fund not needed for the payment of current operating expenses or for the payment of claims arising under the Lease Guarantee program, in bonds or other obligations guaranteed as to principal and interest by the United States.

Effective date: March 20, 1969.

HILARY SANDOVAL, Jr.,  
Administrator.

[F.R. Doc. 69-3795; Filed, April 1, 1969;  
8:47 a.m.]

[Declaration of Disaster Loan Area 702]

### MONTANA

#### Declaration of Disaster Loan Area

Whereas, it has been reported that during the month of March 1969, because of the effects of certain disasters, damage resulted to residences and business property located in Dawson County, Mont.;

Whereas, the Small Business Administration has investigated and received other reports of investigations of conditions in the area affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such area constitute a catastrophe within the purview of the Small Business Act, as amended.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b) (1) of the Small Business Act, as amended, may be received and considered by the office below indicated from persons or firms whose property, situated in the aforesaid county, and areas adjacent thereto, suffered damage or destruction resulting from floods occurring on or about March 20, 1969.

#### OFFICE

Small Business Administration Regional Office, Corner Main and Sixth Avenue, Helena, Mont. 59601.

2. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to September 30, 1969.

Dated: March 24, 1969.

HILARY SANDOVAL, Jr.,  
Administrator.

[F.R. Doc. 69-3796; Filed, Apr. 1, 1969;  
8:47 a.m.]

## SOUTH TEXAS SMALL BUSINESS INVESTMENT CO.

### Notice of Filing of Application for Transfer of Control of Licensed Small Business Investment Com- pany

Notice is hereby given that application has been filed with the Small Business Administration (SBA) pursuant to § 107.701 of the regulations governing Small Business Investment Companies (13 CFR Part 107, 33 F.R. 326) for transfer of control of South Texas Small Business Investment Co., 204 North Brownson Street, Post Office Box 1638, Victoria, Tex. 77901, a Federal Licensee under the Small Business Investment Act of 1958, as amended ("the Act"), License No. 10/10-0019.

South Texas was licensed on May 8, 1961, and as of September 30, 1968, had paid-in capital and paid-in surplus from private sources amounting to \$152,000. It has 76,000 shares of issued and outstanding common stock. Victoria Loan & Investment Co. (Victoria), proposes to purchase the 76,000 shares held by the present six owners, which will give Victoria one hundred percent (100%) stock ownership. There are 419 owners of stock in Victoria and this company holds no securities issued by South Texas. The proposed transaction is subject to and contingent upon approval of SBA.

The proposed new officers and directors are as follows:

|                           |                            |
|---------------------------|----------------------------|
| President, Director....   | David Richard Blackburn.   |
| Vice President, Director. | Page Kindred Stubblefield. |
| Vice President, Director. | G. C. Pittman.             |
| Vice President, Director. | Roger Clarence Hamel, Jr.  |
| Vice President, Director. | Warren Alfred Nelson.      |
| Treasurer, Director....   | Arthur Earl Buckert.       |
| Secretary, Director....   | Charles Ray White.         |

The above persons are also officers and directors of Victoria Bank & Trust Co. The operations of the Licensee will use the premises presently occupied by Victoria at 121 South Main Street, Victoria, Tex. 77901. When loan demand indicates the need, additional capitalization will be raised through the sale of stock to Victoria Bank & Trust Co.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed new owner, and the probability of successful operations of the company under their control and management (including adequate profitability and financial soundness) in accordance with the Act and Regulations.

Notice is further given that any interested person may not later than 10 days from the date of publication of this notice, submit to SBA, in writing, relevant comments on the proposed transfer of control. Any such communication should be addressed to: Associate Administrator for Investment, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416.



A copy of this notice shall be published by the proposed transferee in a newspaper of general circulation in Victoria, Tex.

For SBA (pursuant to delegated authority).

Dated: March 25, 1969.

JAMES T. PHELAN,  
Acting Associate Administrator  
for Investment.

[P.R. Doc. 69-3797; Filed, Apr. 1, 1969;  
8:47 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 1-2250]

### COMSTOCK-KEYSTONE MINING CO.

#### Order Suspending Trading

MARCH 26, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock and all other securities of Comstock-Keystone Mining Co., now known as Memory Magnetics International, Inc., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period March 27, 1969, through April 5, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[P.R. Doc. 69-3791; Filed, Apr. 1, 1969;  
8:46 a.m.]

### DYNA RAY CORP.

#### Order Suspending Trading

MARCH 26, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Dyna Ray Corp., New York, N.Y., and all other securities of Dyna Ray Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period March 27, 1969 through April 5, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[P.R. Doc. 69-3792; Filed, Apr. 1, 1969;  
8:46 a.m.]

### UNITED AUSTRALIAN OIL, INC.

#### Order Suspending Trading

MARCH 26, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of United Australian Oil, Inc., Dallas, Tex., and all other securities of United Australian Oil, Inc., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period March 27, 1969, through April 5, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[P.R. Doc. 69-3794; Filed, Apr. 1, 1969;  
8:46 a.m.]

[File No. 7-3064]

### WESTATES PETROLEUM CO.

#### Notice of Application for Unlisted Trading Privileges and of Oppor- tunity for Hearing

MARCH 26, 1969.

In the matter of application of the Philadelphia - Baltimore - Washington Stock Exchange for unlisted trading privileges in a certain security.

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

Westates Petroleum Co., File No. 7-3064.

Upon receipt of a request, on or before April 10, 1969, from any interested person, the Commission will determine whether the application shall be set down for hearing. Any such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on the said application by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one

requests a hearing, this application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[P.R. Doc. 69-3793; Filed, Apr. 1, 1969;  
8:46 a.m.]

## INTERSTATE COMMERCE COMMISSION

### FOURTH SECTION APPLICATION FOR RELIEF

MARCH 27, 1969.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

#### LONG-AND-SHORT HAUL

FSA No. 41596—Soda ash to Chattanooga and Tyner, Tenn. Filed by Southwestern Freight Bureau, agent (No. B-26), for interested rail carriers. Rates on soda ash, in bulk in covered hopper cars, in carloads, as described in the application, from Lake Charles and West Lake Charles, La., and Corpus Christi, Freeport, and Houston, Tex., to Chattanooga and Tyner, Tenn.

Grounds for relief—Market competition.

Tariffs—Supplements 149 and 56 to Southwestern Freight Bureau, agent, tariffs ICC 4668 and 4773, respectively.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[P.R. Doc. 69-3829; Filed, Apr. 1, 1969;  
8:49 a.m.]

[Notice 805]

### MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

MARCH 27, 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 rule 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 3062 (Sub-No. 30 TA), filed March 20, 1969. Applicant: L. A. TUCKER TRUCK LINES, INCORPORATED, 321 North Spring Avenue, Post Office Box 538, Cape Girardeau, Mo. 63701. Applicant's representative: Gregory M. Rehman, Suite 1230, Boatmen's Bank Building, St. Louis, Mo. 63102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), from Chaffee, Mo., to Rector, Ark., and return, from Rector, Ark., to Chaffee, Mo. (serving only the plantsites of Thorngate, Ltd., at both points), for 180 days. Supporting shipper: Thorngate, Ltd., 234 North Main Street, Chaffee, Mo. 63740. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 3248, 1520 Market Street, St. Louis, Mo. 63103.

No. MC 30319 (Sub-No. 137 TA), filed March 24, 1969. Applicant: SOUTHERN PACIFIC TRANSPORT COMPANY, 733 South Poydras, Post Office Box 6187, Dallas, Tex. 75222. Applicant's representative: R. B. Coghlan (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, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment and those injurious or contaminating to other lading); (1) between Dallas, Tex., on the one hand, and Bryan, Tex., and/or College Station, Tex., on the other hand, over Interstate Highway 45, Texas Highways 14 and 6, and return over the same route, serving only termini and no intermediate points; (2) between Houston, Tex., on the one hand, and Bryan, Tex., and/or College Station, Tex., on the other hand over U.S. Highway 290 and Texas Highway 6, and return over the same route, serving only termini and no intermediate points; (3) between San Antonio, Tex., on the one hand, and Bryan, Tex., and/or College Station, Tex., on the other hand, over Interstate Highway 290 and Texas Highway 21, and return over the same route, serving only termini and no intermediate points, for 180 days. Note: Applicant states it does intend to tack authority applied for to authority held by it. Supporting shippers: There are approximately 17 statements of support attached to the application, which

may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. 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 85465 (Sub-No. 16 TA), filed March 21, 1969. Applicant: WEST NEBRASKA EXPRESS, INC., Post Office Drawer 350, 709 Mill Drive, Scottsbluff, Nebr. 69361. Applicant's representative: Truman Stockton, 1650 Grant Street Building, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh hams*, from points in Ohio, Missouri (except Kansas City, St. Louis, and Trenton), Minnesota (except Austin), Iowa (except Ottumwa, Cedar Rapids, Des Moines, Fort Dodge, Cherokee, Sioux City, Mason City, Davenport, and Storm Lake), to Scottsbluff, Nebr., and thence to Delphos, Ohio, for 180 days. Supporting shipper: Great Western Packing Co. of Nebraska, Post Office Box 675, Scottsbluff, Nebr. 69361. Send protests to: District Supervisor Johnston, Bureau of Operations, Interstate Commerce Commission, 315 Post Office Building, Lincoln, Nebr. 68508.

No. MC 94350 (Sub-No. 219 TA), filed March 24, 1969. Applicant: TRANSIT HOMES, INC., Post Office Box 1628, Haywood Road at Transit Drive, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles, in initial movements, in truck-away service, from Wilmington, N.C., to points east of the Mississippi River, including Louisiana and Minnesota, for 180 days. Supporting shipper: Crisp Manufacturing Co., Wilmington, N.C. Send protests to: Arthur B. Abercrombie, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 601A Federal Building, 901 Sumter Street, Columbia, S.C. 29201.

No. MC 107295 (Sub-No. 167 TA) (Correction), filed February 13, 1969, published the FEDERAL REGISTER issue of February 26, 1969, and republished as corrected, this issue. Applicant: PREFAB TRANSIT CO., Post Office Box 146, 100 South Main Street, Farmer City, Ill. 61842. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated building parts; heating, cooling, and air handling systems and materials, supplies, and accessories* used in the installation of such systems (except commodities which because of their size and weight require special equipment and special handling), from Rockford, Ill., to points in Colorado, Montana, and Wyoming, for 180 days. Note: Applicant intends to tack with authority in MC 107295 where feasible. The purpose of this republication is to include tacking information, which was inadvertently omitted in previous publication. Supporting ship-

per: United Sheet Metal, 1122 Milford Avenue, Rockford, Ill. 61109. Send protests to: Harold C. Jolliff, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

No. MC114273 (Sub-No. 39 TA), filed March 21, 1969. Applicant: CEDAR RAPIDS STEEL TRANSPORTATION, INC., Post Office Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prokuski (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packing-houses* (except hides and commodities in bulk in tank or hopper type vehicles) as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209 and 766, from John Morrell & Co., plant-site at Ottumwa, Iowa, to points in Michigan, Ohio, New York, and Pennsylvania, for 180 days. Supporting shipper: John Morrell & Co., Ottumwa, Iowa 52501. Send protests to: Chas. C. Biggers, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 332 Federal Building, Davenport, Iowa 52801.

No. MC 123887 (Sub-No. 3 TA), filed March 21, 1969. Applicant: L. J. NAVY TRUCKING CO., 2300 Eighth Avenue, Huntington, W. Va. 25703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, moving on commercial bills of lading, using van type semitrailers, from Detroit, Mich., and Columbus, Ohio, to Bluefield and Welch, W. Va., and from Columbus, Ohio, and Fort Wayne, Ind., to Beckley, W. Va., for 180 days. Supporting shippers: Tri County Distributing Co., Bluefield and Welch, W. Va.; Attention: J. B. Conner, President; Wilkes Distributing Co., Beckley, W. Va.; Attention: James E. Wilkes, Owner. Send protests to: H. R. White, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 3202 Federal Office Building, 500 Quarrier Street, Charleston, W. Va. 25301.

No. MC 126600 (Sub-No. 4 TA), filed March 21, 1969. Applicant: EHRSAM TRANSPORT, INC., 108 North Factory, Enterprise, Kans. 67441. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Materials handling and processing equipment, elevator equipment, power transmission equipment, foundry castings, and materials and supplies used in the manufacture of such commodities*, between Concordia, Kans., on the one hand, and, on the other, points in the United States including Alaska and excluding Hawaii, for 180 days. Note: Applicant does not intend to tack the authority here applied for to other authority held by it, or to interline with other carriers. Supporting shipper: The Ehrsam Co., Abilene,



Kans. 67410; (A wholly owned subsidiary of Combustion Engineering, Inc., Windsor, Conn.). Send protests to: Thomas P. O'Hara, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 234 Federal Building, Topeka, Kans. 66603.

No. MC 127799 (Sub-No. 6 TA), filed March 24, 1969. Applicant: LUPES TRANSPORT COMPANY, INC., Post Office Box 152, Webster City, Iowa 50595. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50306. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles, from East Dubuque, Ill., to points in Iowa, for 180 days. Supporting shippers: W. R. Grace & Co., Post Office Box 277, Memphis, Tenn. 38101; Apple River Chemical Co., Post Office Box D, East Dubuque, Ill. 61025. Send protests to: Ellis L. Annett, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 128117 (Sub-No. 3 TA) (Correction), filed March 14, 1969, published FEDERAL REGISTER issue of March 25, 1969, and republished as corrected, this issue. Applicant: NORTON-RAMSEY MOTOR LINES, INC., Post Office Box 477, Catawba Avenue, Old Fort, N.C. 28762. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New furniture* crated or uncrated, from points in Pulaski County, Va., to points in Arkansas, Louisiana, Mississippi, Oklahoma, Texas, New Mexico, and Colorado, for 180 days. Note: The purpose of this republication is to include origin point which was inadvertently omitted in previous publication. Supporting shippers: Coleman Furniture Corp., Pulaski, Va.; and Pulaski Furniture Corp., Pulaski, Va. Send protests to: Jack K. Huff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 316 East Morehead Street, Suite 417, B.S.R. Building, Charlotte, N.C. 28202.

No. MC 128857 (Sub-No. 2 TA), filed March 24, 1969. Applicant: G. L. GIBBONS, doing business as G. L. GIBBONS TRUCKING SERVICE, Post Office Box 5861, Tucson, Ariz. 85703. 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: *Lime*, in bulk; (1) from Arrolime, Nev., to points in Arizona and New Mexico; and (2) from Henderson and Sloan, Nev., to points in New Mexico, for 180 days. Supporting shipper: The Flintkote Co., U.S. Lime Division, 2244 Beverly Boulevard, Los Angeles, Calif. 90057. Send protests to: Andrew V. Baylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 3427 Federal Building, Phoenix, Ariz. 85025.

No. MC 129102 (Sub-No. 1 TA), filed March 24, 1969. Applicant: EDMIER TRANSPORTATION, INC., 1500 South Cicero Avenue, Cicero, Ill. 60650. Appli-

cant's representative: David Axelrod, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Cement*, from points in the Chicago, Ill., commercial zone, as defined by the Commission, and Lemont, Ill., to points in Indiana and Wisconsin, for 180 days. Supporting shippers: (1) Missouri Portland Cement Co., 7751 Carondelet Avenue, St. Louis, Mo. 63105; (2) Marquette Cement Manufacturing Co., 20 North Wacker Drive, Chicago, Ill. 60606; (3) Penn-Dixie Cement Corp., Allentown, Pa.; (4) Dundee Cement Co., Dundee, Mich. 48131. Send protests to: Raymond E. Mauk, District Supervisor, Interstate Commerce Commission, Bureau of Operations, U.S. Courthouse, Federal Office Building, Room 1086, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 133549 (Sub-No. 1 TA), filed March 24, 1969. Applicant: STANLEY L. BERNEN, 1233 Third Avenue SW., Le Mars, Iowa 51031. Applicant's representative: Wallace Huff, 314 Security Bank Building, Sioux City, Iowa 51101. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed, and animal and poultry food supplements*, from the plantsite of O. A. Copper Co. of South Sioux City, Nebr., to points in Iowa on and west of Highway 69, excluding Des Moines, Iowa, and points in South Dakota on and south of Highway 18 east of the Missouri River, for 180 days. Supporting shipper: O. A. Cooper Co., South Sioux City, Nebr. Send protests to: Carroll Russell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 304 Post Office Building, Sioux City, Iowa 51101.

No. MC 133568 TA, filed March 20, 1969. Applicant: WHITE'S DELIVERY SERVICE, INC., 155 North Front Street, Philadelphia, Pa. 19106. Applicant's representative: Alan Kahn, Suite 1920, 2 Penn Center Plaza, J. F. Kennedy Boulevard at 15th Street, Philadelphia, Pa. 19102. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Cosmetics and toilet preparations and materials* used and useful in the manufacture and distribution of cosmetics and toilet preparations, between the plantsite and facilities of Kolmar Manufacturing Laboratories in Port Jervis, N.Y., on the one hand, and, on the other, the plantsite and facilities of the Menley & James Division of Smith, Kline & French Laboratories in Bellmawr, N.J., under a continuing contract with the Menley & James Division of Smith, Kline & French Laboratories, for 180 days. Restriction: No single shipment shall exceed 10,000 pounds in weight. The transportation authorized hereunder is restricted to that in which delivery is made on the same day as pickup. Supporting shipper: Smith, Kline & French Laboratories, 1500 Spring Garden Street, Philadelphia, Pa. 19101. Send protests to: Ross A. Davis, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 900 U.S. Custom-

house, Second and Chestnut Streets, Philadelphia, Pa. 19106.

No. MC 133579 TA, filed March 24, 1969. Applicant: BENNETT FORD (a Utah Corporation), 47 West Sixth South Street, Salt Lake City, Utah 84101. 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: *Wrecked, disabled, damaged, stolen, repossessed and abandoned vehicles, and replacements thereof, together with parts and cargoes related to such vehicles*, by use of wrecker equipment, between points in Wyoming, Utah, Nevada, Idaho, and California, for 180 days. Supporting shippers: Western Greyhound Lines, Division of Greyhound Lines, Inc., 160 West South Temple Street, Salt Lake City, Utah 84101 (Palmer O. Borseth, Supervisor of Maintenance); IML Freight, Inc., 2175 South 3270 West Street, Post Office Box 2277, Salt Lake City, Utah 84110 (Wendell C. Nielsen, Shop Superintendent). Send protests to: John T. Vaughan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 6201 Federal Building, Salt Lake City, Utah 84111.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 69-3830; Filed, Apr. 1, 1969; 8:49 a.m.]

[Notice 320]

## MOTOR CARRIER TRANSFER PROCEEDINGS

MARCH 27, 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-71037. By order of March 20, 1969, the Motor Carrier Board on reconsideration approved the transfer to Carolina Storage Corp., Raleigh, N.C., of the operating rights in certificate No. MC-15992 and the certificate of Registration No. MC-15992 (Sub-No. 4), issued June 20, 1957, and January 28, 1965, respectively, to Carolina Storage & Distributing Co., Raleigh, N.C., the former authorizing transportation of general commodities, with usual exceptions, from Raleigh, N.C., to points in North Carolina within 100 miles of Raleigh, and the latter evidencing a right to engage in transportation in interstate or foreign commerce within the limits of irregular



route common carrier certificate No. C-118, dated August 15, 1958, issued by the North Carolina Utilities Commission. J. Ruffin Bailey, Bailey, Dixon and Wooten, Post Office Box 2246, Raleigh, N.C. 27602; Samuel Leager, Harris, Poe, Cheshire and Leager, Post Office Box 2454, Raleigh, N.C. 27602; attorney for applicants.

No. MC-FC-71072. By order of March 21, 1969, the Motor Carrier Board approved the transfer to Arthur W. Heidke & Sons, Inc., Readville, Mass., of certificate of registration in No. MC-96815 (Sub-No. 1), issued September 4, 1964, to Dominic F. Tracey, doing business as Tracey Trans., Woburn, Mass., authorizing the transportation of: General commodities in Massachusetts. Mary E. Kelley, 10 Tremont Street, Boston, Mass. 02108, attorney for applicants.

No. MC-71186. By order of March 21, 1969, the Motor Carrier Board approved the transfer of control to Union Street Railway Co., a corporation, New Bedford, Mass., of license No. MC-12714, issued February 1, 1960, to Lake Shore Motor Coach Lines, Inc., doing business as Lake Shore Tours, 602 East Fifth South, Post Office Box 2609, Salt Lake City, Utah 84110, authorizing the conduct of brokerage operations at Salt Lake City, Utah, of passengers and their baggage beginning and ending at specified counties in Utah to all points in the United States, except Hawaii. Neal Holland, 225 Franklin Street, Boston, Mass. 02110, attorney for transferor.

[SEAL] H. NEIL GARSON,  
Secretary.

[P.R. Doc. 69-3831; Filed, Apr. 1, 1969;  
8:49 a.m.]

[Notice 320A]

### MOTOR CARRIER TRANSFER PROCEEDINGS

MARCH 28, 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-71159. By order of March 27, 1969, the Motor Carrier Board approved the transfer to Buffalo Van & Storage, Inc., Buffalo, N.Y., of the certificate in No. MC-75238, issued April 27, 1966, to Kenmore Moving & Storage Co., Inc., Kenmore, N.Y., authorizing the transportation of household goods, as defined by the Commission, between points in Erie County, N.Y., on the one hand, and, on the other, points in Connecticut, Maryland, Massachusetts, New Jersey, Ohio, Pennsylvania, Virginia, and the District of Columbia. Richard S. Ewing, 1229 19th Street NW., Washington, D.C. 20036, attorney for applicants.

[SEAL] H. NEIL GARSON,  
Secretary.

[P.R. Doc. 69-3874; Filed, Apr. 1, 1969;  
8:51 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Canadian List 253]

### CANADIAN STANDARD BROADCAST STATIONS

#### List of New Stations, Proposed Changes in Existing Stations, Deletions, and Corrections in Assignments

FEBRUARY 21, 1969.

List of new stations, proposed changes in existing stations, deletions, and corrections in assignments of Canadian standard broadcast stations modifying the assignments of Canadian broadcast stations contained in the appendix to the recommendations of the North American Regional Broadcasting Agreement Engineering Meeting, January 30, 1941.

| Call letters  | Location   | Power kw                     | Antenna          | Schedule | Class | Antenna height (feet) | Ground system Number of radials | Length (feet) | Expected date of commencement of operation |
|---|--|------------------------------|------------------|----------|-------|-----------------------|---------------------------------|---------------|--|
| CFNB (correction of transmitter co-ordinates shown in recapitulative list—Dec. 31, 1968). | Fredericton, New Brunswick, N. 45°48'08" W. 66°54'40". | 550 kilocycles               | DA-2             | U        | III   | 80                    |                                 |               |  |
| CFDR (now in operation at new location as notified in List 240).                          | Dartmouth, Nova Scotia, N. 44°42'08" W. 63°41'58".     | 790 kilocycles               | DA-1             | U        | III   | 8                     |                                 |               |  |
| CKLY (PO: 910 kc/s 1 kw DA-1).  | Lindsay, Ontario, N. 44°16'41" W. 78°41'57".           | 810 kilocycles<br>10D/5N     | DA-2             | U        | III   |                       |                                 |               | E.I.O. 2-15-70.                            |
| CJRC (now in operation).....  | Ottawa, Ontario, N. 45°10'14" W. 75°40'49".            | 1150 kilocycles<br>10D/5N    | DA-2             | U        | III   |                       |                                 |               |  |
| CFSL (now in operation on new frequency with increased power).                            | Weyburn, Saskatchewan, N. 49°27'57" W. 103°50'33".     | 1190 kilocycles<br>10D/5N    | DA-N<br>ND-D-187 | U        | II    |                       |                                 |               |  |
| CFSL (delete assignment—vide 1190 kc/s).  | Weyburn, Saskatchewan.....                             | 1340 kilocycles<br>1 D/0.25N | ND               | U        | IV    |                       |                                 |               |  |
| CHRT (correction re antenna system data shown in recapitulative list—Dec. 31, 1968).      | St. Eleuthere, Quebec, N. 47°28'45" W. 69°16'35".      | 1450 kilocycles<br>0.25      | ND-185           | U        | IV    | 140                   | 120                             | 271           |  |

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,  
WALLACE E. JOHNSON,  
Assistant Chief, Broadcast Bureau.

[P.R. Doc. 69-3843; Filed, Apr. 1, 1969; 8:51 a.m.]









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