

# FEDERAL REGISTER

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**Agencies in this issue—**

Agricultural Stabilization and  
Conservation Service  
Atomic Energy Commission  
Business and Defense Services  
Administration  
Civil Aeronautics Board  
Civil Service Commission  
Consumer and Marketing Service  
Customs Bureau  
Engineers Corps  
Federal Aviation Administration  
Federal Home Loan Bank Board  
Federal Power Commission  
Federal Reserve System  
Federal Trade Commission  
Food and Drug Administration  
Housing and Urban Development  
Department  
Interstate Commerce Commission  
Land Management Bureau  
Maritime Administration  
National Park Service  
Securities and Exchange Commission  
Small Business Administration

Detailed list of Contents appears inside.



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# Contents

## AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

- Rules and Regulations  
Wage rates; sugar beets; correction ..... 6651

## AGRICULTURE DEPARTMENT

See Agricultural Stabilization and Conservation Service.

## ARMY DEPARTMENT

See Engineers Corps.

## ATOMIC ENERGY COMMISSION

- Rules and Regulations  
Exemptions:  
Byproduct material in gas and aerosol detectors ..... 6653  
Electron tubes ..... 6651

## BUSINESS AND DEFENSE SERVICES ADMINISTRATION

- Notices  
Duty free entry of scientific articles:  
Georgetown University ..... 6661  
New York University Medical Center et al. .... 6662  
Sinal Hospital of Detroit ..... 6663  
University of Cincinnati ..... 6661  
University of Illinois ..... 6662

## CIVIL AERONAUTICS BOARD

- Notices  
Aerovias Colombianas Limitada (ARCA); notice of hearing ..... 6664

## CIVIL SERVICE COMMISSION

- Rules and Regulations  
Career and career-conditional employment; tenure ..... 6639  
Excepted service:  
Commerce Department ..... 6639  
Housing and Urban Development Department (2 documents) ..... 6639

- Notices  
Authority to make noncareer executive appointments:  
Defense Department ..... 6664  
Interior Department ..... 6664  
Transportation Department ..... 6664

## COMMERCE DEPARTMENT

See Business and Defense Services Administration; Maritime Administration.

## CONSUMER AND MARKETING SERVICE

- Rules and Regulations  
Oranges and grapefruit grown in Lower Rio Grande Valley in Texas; miscellaneous amendments ..... 6651

## CUSTOMS BUREAU

- Rules and Regulations  
Returned products of U.S.; Government importations ..... 6655

## DEFENSE DEPARTMENT

See Engineers Corps.

## ENGINEERS CORPS

- Rules and Regulations  
Pacific Ocean, Calif.; danger zone regulations ..... 6656

## FEDERAL AVIATION ADMINISTRATION

- Rules and Regulations  
Airworthiness directives:  
Fairchild Hiller aircraft ..... 6639  
Lycoming engines ..... 6640  
North American Rockwell (Aero Commander) Model 1121 Series airplanes ..... 6640  
Standard instrument approach procedures; miscellaneous amendments ..... 6641  
Transition area; alteration ..... 6640  
Proposed Rule Making  
Airworthiness directives; Dowty Rotol propellers installed on certain aircraft ..... 6659  
Jet routes, proposed alteration ..... 6660

## FEDERAL HOME LOAN BANK BOARD

- Notices  
Gibraltar Financial Corporation of California; notice of receipt of application ..... 6665

## FEDERAL POWER COMMISSION

- Notices  
Gas Gathering Corp., et al.; notice of applications for certificates etc ..... 6665

## FEDERAL RESERVE SYSTEM

- Notices  
Hamilton National Associates, Inc.; order approving application ..... 6666

## FEDERAL TRADE COMMISSION

- Rules and Regulations  
Administrative opinions and rulings:  
Location of foreign origin disclosure ..... 6655  
Manufacturer-wholesaler relationships; different discounts; refusals to deal; termination of further sales ..... 6654  
Notices  
Refusal of membership in trade association ..... 6666

## FOOD AND DRUG ADMINISTRATION

- Rules and Regulations  
Viable spores of micro-organism *Bacillus Thuringiensis* Berliner; tolerances ..... 6655

- Notices  
Calcium oxytetracycline; extension of temporary tolerance ..... 6670

## HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

## HOUSING AND URBAN DEVELOPMENT DEPARTMENT

- Notices  
Authority delegations:  
Assistant Regional Administrator for Equal Opportunity, Region II (Philadelphia) ..... 6664  
Certain HUD employees in Region II (Philadelphia) ..... 6664

## INTERIOR DEPARTMENT

See Land Management Bureau; National Park Service.

## INTERSTATE COMMERCE COMMISSION

- Notices  
Car distribution:  
Louisville and Nashville Railroad Co., et al. .... 6671  
Penn Central Co., and Soo Line Railroad Co. .... 6671  
Seaboard Coast Line Railroad Co., et al. .... 6671  
Household Goods Carriers—Bureau; agreement ..... 6670  
Iowa intrastate freight rates and charges, 1968 ..... 6670  
Iowa intrastate passenger coach fares ..... 6670  
Motor carrier transfer proceedings ..... 6672  
Rerouting or diversion of traffic: Certain railroads serving North Dakota et al. .... 6671  
Illinois Central Railroad Co. .... 6671

## LAND MANAGEMENT BUREAU

- Rules and Regulations  
Public land orders:  
California ..... 6657  
Idaho ..... 6657  
Wyoming (4 documents) ..... 6656

## MARITIME ADMINISTRATION

- Rules and Regulations  
Marine protection and indemnity insurance instructions under general agency and berth agency agreements; correction ..... 6656  
Notices  
Delta Steamship Lines, Inc.; notice of application ..... 6663  
(Continued on next page)



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

Mesa Verde National Park, Colo.;  
protection of prehistoric ruins  
and visitors..... 6660

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

BSF Co..... 6666  
Capitol Holding Corp..... 6667  
Colt Industries, Inc..... 6667  
Colt Industries, Inc., and Carter-  
Wallace, Inc..... 6667  
Consolidated Natural Gas Co.... 6667  
Empire of Clinton, Inc..... 6668  
Loew's Theatres, Inc..... 6668  
Marcor, Inc., and Aetna Life &  
Casualty Co..... 6669  
Monongahela Power Co., et al... 6669  
Mountain States Development  
Co..... 6669  
Telstar, Inc..... 6670

**SMALL BUSINESS  
ADMINISTRATION****Notices**

Dowell Capital Corp.; surrender  
of license..... 6664

**TRANSPORTATION DEPARTMENT**

See Federal Aviation Administra-  
tion.

**TREASURY DEPARTMENT**

See Customs Bureau.

**List of CFR Parts Affected**

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

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1969, and specifies how they are affected.

**3 CFR****EXECUTIVE ORDER:**

6544 (revoked in part by PLO  
4613)..... 6657

**5 CFR**

213 (3 documents)..... 6639  
315..... 6639

**7 CFR**

862..... 6651  
906..... 6651

**10 CFR**

30 (2 documents)..... 6652, 6653  
31..... 6652  
32 (2 documents)..... 6652, 6653

**14 CFR**

39 (3 documents)..... 6639, 6640  
71..... 6640  
97..... 6641

**PROPOSED RULES:**

39..... 6659  
75..... 6660

**16 CFR**

15 (2 documents)..... 6654, 6655

**19 CFR**

10..... 6655

**21 CFR**

120..... 6655

**32A CFR****NSA (Ch. XVIII):**

INS-1..... 6656

**33 CFR**

204..... 6656

**36 CFR****PROPOSED RULES:**

7..... 6660

**43 CFR****PUBLIC LAND ORDERS:**

235 (revoked by PLO 4615)..... 6658  
2671 (revoked in part by PLO  
4609)..... 6656  
4609..... 6656  
4611..... 6657  
4612..... 6657  
4613..... 6657  
4614..... 6657



# Rules and Regulations

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 213—EXCEPTED SERVICE

##### Department of Commerce

Section 213.3314 is amended to show that two positions of Confidential Assistant to the Director, Office of Minority Business Enterprise, are excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (45) is added to paragraph (a) of § 213.3314 as set out below.

#### § 213.3314 Department of Commerce.

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

(45) Two Confidential Assistants to the Director, Office of Minority Business Enterprise.

(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. 69-4615; Filed, Apr. 17, 1969; 8:49 a.m.]

#### PART 213—EXCEPTED SERVICE

##### Department of Housing and Urban Development

Section 213.3384 is amended to show that the Schedule C position of Administrative Assistant to the Secretary is retitled Staff Assistant to the Secretary. Effective on publication in the FEDERAL REGISTER, subparagraph (11) of paragraph (a) of § 213.3384 is amended as set out below.

#### § 213.3384 Department of Housing and Urban Development.

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

(11) One Staff Assistant to the 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. 69-4619; Filed, Apr. 17, 1969; 8:50 a.m.]

#### PART 213—EXCEPTED SERVICE

##### Department of Housing and Urban Development

Section 213.3384 is amended to show that one position of Special Assistant to the Assistant to the Secretary for Congressional Relations, one position of Private Secretary to the Deputy Assistant to the Secretary for Congressional Relations, and one position of Private Secretary to the Deputy Assistant Secretary for Equal Opportunity are excepted under Schedule C, and to reflect the current title of the Assistant to the Secretary for Congressional Relations in his Private Secretary's listing. Effective on publication in the FEDERAL REGISTER, subparagraph (15) is amended and subparagraphs (36) and (37) are added to paragraph (a) and subparagraph (2) is added to paragraph (f) of § 213.3384 as set out below.

#### § 213.3384 Department of Housing and Urban Development.

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

(15) One Private Secretary to the Assistant to the Secretary for Congressional Relations.

(36) One Special Assistant to the Assistant to the Secretary for Congressional Relations.

(37) One Private Secretary to the Deputy Assistant to the Secretary for Congressional Relations.

(f) *Office of the Assistant Secretary for Equal Opportunity.* \* \* \*

(2) One Private Secretary to the Deputy Assistant 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. 69-4616; Filed, Apr. 17, 1969; 8:49 a.m.]

#### PART 315—CAREER AND CAREER-CONDITIONAL EMPLOYMENT

##### Tenure

Part 315 is amended to make clear that positions previously referred to by United States Code citation are positions in the postal field service. Effective on publication in the FEDERAL REGISTER, subparagraph (1) of paragraph (c) of § 315.201 and paragraph (b) of § 315.502 are amended as set out below.

#### § 315.201 Service requirement for career tenure.

(c) *Exceptions from service requirement.* The service requirement for career tenure does not apply to:

(1) An appointment to a position in the postal field service, or to a position required by law to be filled on a permanent basis, or a conversion under this part while the employee is serving in either type of position;

#### § 315.502 Tenure on transfer.

(b) *Exceptions.* (1) A career-conditional employee who transfers to a position in the postal field service or to a position required by law to be filled on a permanent basis becomes a career employee.

(2) A career employee who transfers from a position in the postal field service or from a position required by law to be filled on a permanent basis to a position under the career-conditional employment system becomes a career-conditional employee unless he has completed the service requirement for career tenure.

(5 U.S.C. 1302, 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. 69-4617; Filed, Apr. 17, 1969; 8:50 a.m.]

## Title 14—AERONAUTICS AND SPACE

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

[Docket No. 69-EA-35, Amdt. 39-753]

#### PART 39—AIRWORTHINESS DIRECTIVES

##### Fairchild Hiller Aircraft

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to issue an airworthiness directive applicable to Fairchild Hiller UH-12D, UH-12E, UH-12E-L, UH-12L, and UH-12L4 type helicopters.

There have been reports of several failures of the UH-12 tail rotor yokes. These yokes were determined to have developed fatigue failures in a radius between the bearing journal and the part of the yoke which retains the tail rotor blade. The failure appears to stem from undersize radii which will generate a stress concentration with probable fatigue failures. Since this condition is



likely to exist in helicopters of the same type design, this airworthiness directive is being issued to require inspection of the yokes and replacement where necessary.

Since a condition exists which requires expeditious adoption of this amendment, notice and public procedure herein are impractical and the amendment may be made effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.85 (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new Airworthiness Directive:

**FAIRCHILD HILLER.** Applies to UH-12D, UH-12E, UH-12E-L, UH-12L, and UH-12L4 type helicopters certified in all categories, with P/N 55046 and P/N 55046-5 tail rotor yokes.

Compliance required as indicated.

To prevent fatigue failures of the tail rotor yoke, P/N 55046 and P/N 55046-5 accomplish the following:

(a) Within the next 10 hours time in service after the effective date of this AD, unless already accomplished, conduct a magnetic-particle inspection and a measurement of the tail rotor yoke fillet radius as shown in Figure 1 in Fairchild Hiller Service Letters SL-UH-12L-55-1 and SL-UH-12D through G-55-1 dated March 20, 1969.

(1) If a crack is found, or if the measured fillet radius is less than 0.030 inch, remove the tail rotor yoke from service prior to further flight.

(2) If the measured fillet radius is 0.030 inch or larger but less than 0.050 inch, the yoke may continue in service provided that magnetic-particle inspections are conducted after the inspection required in paragraph (a) at intervals not to exceed 50 hours time in service from the last inspection. Remove cracked yokes from service prior to further flight. Remove from service tail rotor yokes having a fillet radius 0.030 inch or larger but less than 0.050 inch within 250 hours time in service from the effective date of this AD. The service life limit of 2,500 hours for the tail rotor yokes of UH-12E-L, UH-12L, and UH-12L4 helicopters must not be exceeded.

(b) Replacement parts must be tail rotor yokes having a fillet radius of at least 0.050 inch.

This amendment is effective April 23, 1969.

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

Issued in Jamaica, N.Y., on April 8, 1969.

WAYNE HENDERSHOT,  
Acting Director, Eastern Region.

[P.R. Doc. 69-4584; Filed, Apr. 17, 1969; 8:46 a.m.]

[Docket No. 69-EA-36, Amdt. 39-751]

## PART 39—AIRWORTHINESS DIRECTIVES

### Lycoming Engines

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to issue an airworthiness directive applicable to

Lycoming IO-540-G1A5 type aircraft engines with Hartzell HC-A3VK-2A/8433A-7 type propellers.

Seven cases of crankshaft failures have been encountered on the Lycoming IO-540-G1A5 engine installed with the Hartzell HC-A3VK-2A/8433A-7 propellers. Three of these cases could be directly attributed to failure of the sixth order counterweights. A torsional vibration survey of the subject engine and propeller combination has shown a high sixth order torsional amplitude in the engine crankshaft between 2,100 and 2,400 r.p.m. at engine manifold pressures above 24 inches of mercury. Since this condition is likely to exist or develop in other engines and propellers of like type design, an airworthiness directive is being issued to require placarding against the use of power in excess of 24 inches manifold pressure below 2,400 r.p.m.

Further, since a condition exists which requires expeditious issuance of this amendment, notice and public procedure herein are impractical and it may be made effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.85 (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new Airworthiness Directive:

**LYCOMING ENGINES.** Applies to all Lycoming Model IO-540-G1A5 engines installed with Hartzell HC-A3VK-2A/8433A-7 propellers.

Compliance required within the next 10 hours' time in service after the effective date of this AD.

To prevent failure of the engine crankshaft, install a placard on the aircraft instrument panel in clear view of the pilot and as close as practicable to the manifold pressure gage to read: "Do not exceed 24" hg. manifold pressure below 2,400 r.p.m."

This amendment is effective April 23, 1969.

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

Issued in Jamaica, N.Y., on April 7, 1969.

WAYNE HENDERSHOT,  
Acting Director, Eastern Region.

[P.R. Doc. 69-4585; Filed, Apr. 17, 1969; 8:47 a.m.]

[Airworthiness Docket No. 68-SW-65, Amdt. 39-754]

## PART 39—AIRWORTHINESS DIRECTIVES

**North American Rockwell (Aero Commander) Model 1121 Series Airplanes**

A proposal to amend Part 39 of the Federal Aviation Regulations to include an Airworthiness Directive requiring a modification of the horizontal stabilizer trim system was published in 33 F.R. 14887. The comment period was extended in 33 F.R. 19026.

Interested persons have been afforded an opportunity to participate in the making of this amendment. Two replies were received.

The two commentators stated that they have adequate trim capability under aft operational C.G. conditions in their airplanes as configured. While it is characteristic that most aircraft configurations result in an operational aft C.G. forward of the approved aft limit, changes in interior arrangement and equipment location will allow the C.G. to reach the approved aft limit. In such situations, required trim capability has not been demonstrated to be available; therefore, no change to the amendment as proposed is considered appropriate.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator, 31 F.R. 13697 § 39.13 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

**AERO COMMANDER DIVISION, NORTH AMERICAN ROCKWELL CORP.** Applies to all Aero Commander Model 1121 series airplanes.

Compliance required within the next 100 hours' time in service after the effective date of this A.D., unless already accomplished.

To assure required trim capability at the approved aft center of gravity limit, accomplish the following:

Modify the horizontal stabilizer trim system in accordance with Part II of Aero Commander Service Bulletin No. J-4B dated February 28, 1969, or an equivalent modification approved by the Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Southwest Region, Fort Worth, Tex.

This amendment becomes effective May 24, 1969.

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

Issued in Fort Worth, Tex., on April 8, 1969.

HENRY L. NEWMAN,  
Director, Southwest Region.

[P.R. Doc. 69-4582; Filed, Apr. 17, 1969; 8:46 a.m.]

[Airspace Docket No. 69-SO-34]

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

### Alteration of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Fort Rucker, Ala., 1,200-foot transition area.

The Fort Rucker transition area is described in § 71.181 (34 F.R. 4637). In the description, reference is made to V-22. Since the designation of V-22 is being changed to V-198, it is necessary to alter the transition area description to reflect this change.

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



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 § 71.181 (34 F.R. 4637), the Fort Rucker, Ala., 1,200-foot transition area is amended as follows: " \* \* \* V-

22 \* \* \* " is deleted and " \* \* \* V-198 \* \* \* " is substituted therefor whenever it appears.

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

Issued in East Point, Ga., on April 9, 1969.

JAMES G. ROGERS,  
Director, Southern Region.

[F.R. Doc. 69-4581; Filed, Apr. 17, 1969; 8:46 a.m.]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 9515; Amdt. 645]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

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

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

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

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

Nenana, Alaska—Nenana Municipal, LFR 1, Amdt. 8, 18 Apr. 1964 (established under Subpart C).  
Cheyenne, Wyo.—Cheyenne Municipal, NDB (ADF) Runway 26, Amdt. 3, 3 June 1967 (established under Subpart C).  
Manistee, Mich.—Manistee-Blacker, ADF 1, Amdt. 2, 5 June 1965 (established under Subpart C).  
Palmer, Mass.—Metropolitan, NDB (ADF)-1, Orig., 25 Feb. 1967 (established under Subpart C).  
Caribou, Maine—Caribou Municipal, VOR-1, Amdt. 3, 27 Aug. 1966 (established under Subpart C).  
Cheyenne, Wyo.—Cheyenne Municipal, VOR-1, Amdt. 6, 17 Aug. 1967 (established under Subpart C).  
Manning, S.C.—Clarendon County, VOR-1, Orig., 10 Feb. 1968 (established under Subpart C).

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

Dubois, Idaho—Dubois Municipal, VOR 1, Amdt. 4, effective 11 July 1964, canceled, effective 8 May 1969.

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				T-dn.....	300-1	300-1	200-1½
				C-dn.....	700-1	700-2	700-2
				S-dn-13.....	600-1	600-1	600-1
				A-dn.....	800-2	800-2	800-2

Radar required.

Procedure turn not authorized.

Minimum altitude over radar fix/Palisades Park MHW on final approach crs, 1600'.

Crs and distance radar fix/Palisades Park MHW to airport, 134°—5.4 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.4 miles after leaving radar fix/Palisades Park MHW or crossing the 233° bearing from the UR LOM, make climbing left turn to 4000' on LGA VOR R 045° to Stamford VHF Int cross Scarsdale VHF INT at 3000' or above.

Hold NE Stamford 1-minute left turns, inbound crs, 225°.

AIR CARRIER NOTE: Sliding scale not authorized for landings.

NOTE: Localizer procedure only: No glide slope.

City, New York; State, N.Y.; Airport name, La Guardia; Elev., 21'; Fac. Class., ILS; Ident., I-GDI; Procedure No. ILS-13, Amdt. 3; Eff. date, 8 May 69; Sup. Amdt. No. 2; Dated, 26 Nov. 66.

4. By amending § 37.17 of Subpart B to delete instrument landing system (ILS) procedures as follows:

Cheyenne, Wyo.—Cheyenne Municipal, ILS Runway 26, Amdt. 21, 3 June 1967 (established under Subpart C).

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

Greensboro, N.C.—Greensboro-High Point, ILS-32, Amdt. 3, effective 2 Oct. 1965, canceled effective 8 May 1969.



## RULES AND REGULATIONS

6. By amending § 97.21 of Subpart C to establish low or medium frequency range (L/MF) procedures as follows:

## STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LFR

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

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

Terminal routes				Minimum altitudes (feet)	Missed approach MAP: 1.1 miles after passing XN LFR.
From—	To—	Via			
ENN VOR.....	XN LFR.....	Direct.....		2600	Climbing left turn to 2600' on E crs XN LFR within 15 miles. Supplementary charting information: Terrain to 1600' 2 miles N of airport. From range to airport, 308°—2.1 miles.

Procedure turn N side of crs, 105° Outbd, 285° Inbd, 2600' within 10 miles of XN LFR.  
FAF, XN LFR. Final approach crs, 303°. Distance FAF to MAP, 1.1 miles.

Minimum altitude over XN LFR, 1000'.

MSA: N—3000'; E—3000'; S—5300'; W—2700'.

NOTES: (1) ADF approach not authorized. (2) IFR departures must comply with published SIDs. (3) Runway lights available on request only. When runway lights not available, night operations not authorized.

\*When control zone not effective, use Fairbanks altimeter setting, circling and straight-in MDA increased by 155', alternate minimums not authorized.

#Maneuvering not authorized N of airport between runways 3-21 and 12-30.

%Runway 3 turn right. Runway 30, turn left.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-30°.....	680	1	320	680	1	320	680	1	320	680	1	320
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C*#.....	720	1	360	820	1	460	820	1½	460	920	2	560
A.....	Standard.*			T 2-eng. or less—Runway 30, 500-1; Standard all other runways.%			T over 2-eng.—Runway 30, 500-1; Standard all other runways.%					

City, Nenana; State, Alaska; Airport name, Nenana Municipal; Elev., 360'; Facility, XN; Procedure No. LFR Runway 30, Amdt. 9; Eff. date, 8 May 69; Sup. Amdt. No. LFR, Amdt. 8; Dated, 18 Apr. 64

7. By amending § 97.21 of Subpart C to amend low or medium frequency range (L/MF) procedures as follows:

## STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LFR

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

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

Terminal routes				Minimum altitudes (feet)	Missed approach MAP: Upon descent to MDA after completion of procedure turn.
From—	To—	Via			
UNK VOR.....	UN LFR.....	Direct.....		2800	If visual contact not established upon descent to MDA, turn right, climb to 2800' on W crs of UN LFR within 15 miles. Supplementary charting information: Terrain rising to 710', 1.9 miles NE of airport; 500', 1 mile NE of airport. Facility to airport, 276°, 2.4 miles.

Procedure turn S side of crs, 276° Outbd, 690° Inbd, 1000' within 15 miles of UN LFR.

Shuttle descent below 2800' not authorized. Proceed Outbd 5 miles on W crs not below 1800' before starting procedure turn.

Final approach crs, 690°.

Descend to MDA immediately after completion of procedure turn.

MSA: NE—3000'; SE—4100'; SW—2900'; NW—3100'.

NOTES: (1) Visual flight required from missed approach point to airport. (2) Maneuvering N through E of airport not authorized. (3) When control zone not effective and altimeter not available the following applies: (A) Use Nome altimeter setting. (B) MDA increased 600'. (C) Alternate minimums not authorized.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C-dn.....	500	2	479	500	2	479	500	2	479	580	2	539
A.....	Standard.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.					

City, Unalakleet; State, Alaska; Airport name, Unalakleet; Elev., 21'; Facility, UN; Procedure No. LFR-1, Amdt. 13; Eff. date, 8 May 69; Sup. Amdt. No. 12; Dated, 27 June 68



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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL, except HAT, HAA, and RA. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles or hundreds of feet RVR. If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator. Initial approach minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 6.5 miles after passing PQI VOR TAC.
1-mile DME Fix, R 215° PQI VORTAC	PQI VORTAC (NOPT)	Direct	2800	Make left-climbing turn to 2800' direct to PQI VORTAC and hold. Supplementary charting information: Hold SW PQI VORTAC, 1 minute left turn, 640° Inbnd. Runway 29 threshold lights displaced 260', 3175' available for landing. 825' antenna 0.8 mile NW of airport.

Procedure turn N side of crs, 220° Outbnd, 040° Inbnd, 2800' within 10 miles of PQI VORTAC. FAF, PQI VORTAC. Final approach crs, 040°. Distance FAF to MAP, 6.5 miles.

Minimum altitude over PQI VORTAC, 2800'.

MSA: 000°-090°-3500'; 090°-180°-3500'; 180°-270°-2700'; 270°-360°-2800'.

NOTES: (1) Radar vectoring. (2) Use Loring AFB altimeter setting. (3) Night minimums authorized Runways 11/29 only.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	VIS
C.....	1140	1	517	1140	1	517	1140	1½	517	NA
A.....	Not authorized.			T 2-eng. or less—300-L.			T over 2-eng.—300-L.			

City, Caribou; State, Maine; Airport name, Caribou Municipal; Elev., 623'; Facility, PQI; Procedure No. VOR-1, Amdt. 4; Eff. date, 8 May 69; Sup. Amdt. No. VOR 1, Amdt. 3; Dated, 27 Aug. 66

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 3.7 miles after passing CYS VORTAC.
CYS VORTAC, R 267° CW	CYS VORTAC, R 317°	10-mile Arc	8000	Left-climbing turn to 8000', heading 145° to
CYS VORTAC, R 317° CW	CYS VORTAC, R 016°	10-mile Arc R 004° lead radial.	7600	Intercept CYS VOR, R 166°, direct to
CYS VORTAC, R 016°/10°	CYS VORTAC (NOPT)	Direct	6700	Nunn Int.
CYS VORTAC, R 081° CCW	CYS VORTAC, R 016°	10-mile Arc R 028° lead radial.	7600	Supplementary charting information: Final
CYS VORTAC, R 026°/010°	CYS VORTAC (NOPT)	Direct	6700	approach crs to center of airport. Tank,
Millbrook Int.	CYS VORTAC	Direct	8500	2.1 miles NNE of airport, 6337'.
Silver Crown Int.	CYS VORTAC	Direct	8000	

Procedure turn W side of crs, 016° Outbnd, 196° Inbnd, 7600' within 10 miles of CYS VORTAC.

FAF, CYS VORTAC. Final approach crs, 196°. Distance FAF to MAP, 3.7 miles.

CYS VORTAC, 7100'.

MSA: 000°-180°-7500'; 180°-360°-10,100'.

NOTE: Final approach from holding pattern at CYS VOR not authorized.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	6640	1	484	6640	1	484	6640	1½	484	6720	2	564
A	Standard.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.					

City, Cheyenne; State, Wyo.; Airport name, Cheyenne Municipal; Elev., 6156'; Facility, CYS; Procedure No. VOR-1, Amdt. 7; Eff. date, 8 May 69; Sup. Amdt. No. 6; Dated, 17 Aug. 67



## RULES AND REGULATIONS

## STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet) <sup>b</sup>	MAP: MEE VOR.
				Climb straight ahead to 2500' within 10 miles, return to MEE VOR. Supplementary charting information: Depict 2540' tower 44°16'30", 85°43'01". TDZ elevation, 613'.

Procedure turn S side of crs, 275° Outbd, 095° Inbd, 2500' within 10 miles of MEE VOR.

Final approach crs, 095°.

Minimum altitude over MBL NDB, 1100' (\*1280' when control zone not effective).

MSA: 045°-135°-3600'; 135°-225°-2300'; 225°-045°-2200'.

NOTES: (1) Use Traverse City altimeter setting when control zone not effective; circling and straight-in MDA increase 180' except for operators with approved weather reporting service. (2) Inoperative table does not apply to REILs.

§Alternate minimums not authorized when control zone not effective, except operators with approved weather reporting service.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-09.....	1100	1	485	1100	1	485	1100	1	485	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C.....	1100	1	481	1100	1	481	1180	1½	561	NA
VOR/NDB MINIMUMS:										
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	
S-09.....	1060	1	445	1060	1	445	1060	1	445	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C.....	1100	1	481	1100	1	481	1180	1½	561	NA
A.....	Standard. §			T 2-eng. or less—Standard.			T over 2-eng.—Standard.			

City, Manistee; State, Mich.; Airport name, Manistee-Blacker; Elev., 619'; Facility, MEE; Procedure No. VOR Runway 9, Amdt. Orig.; Eff. date, 8 May 69

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: MEE VOR.
				Climb straight ahead to 2500' within 10 miles, return to MEE VOR. Supplementary charting information: Depict 2540' tower 44°16'30", 85°43'01". Final approach crs lies within 500' S of runway centerline extended at 3000' from end of runway. TDZ elevation, 619'.

Procedure turn N side of crs, 100° Outbd, 280° Inbd, 2500' within 10 miles of MEE VOR.

Final approach crs, 280°.

MSA: 045°-135°-3600'; 135°-225°-2300'; 225°-045°-2200'.

NOTES: (1) Use Traverse City altimeter setting when control zone not effective; circling and straight-in MDA increase 180' except for operators with approved weather reporting service. (2) Inoperative table does not apply to REILs.

§Alternate minimums not authorized when control zone not effective except operators with approved weather reporting service.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-27.....	1300	1	681	1300	1	681	1300	1½	681	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C.....	1300	1	681	1300	1	681	1300	1½	681	NA
A.....	Standard. §			T 2-eng. or less—Standard.			T over 2-eng.—Standard.			

City, Manistee; State, Mich.; Airport name, Manistee-Blacker; Elev., 619'; Facility, MEE; Procedure No. VOR Runway 27, Amdt. Orig.; Eff. date, 8 May 69



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

Terminal routes			Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: 10 miles after passing VAN VOR.
St. George Int.	VAN VOR (NOPT)	Direct	1900	Climb to 1900', left turn, direct to VAN VOR and hold. Supplementary charting information: Hold SW, 1 minute, right turns, 050° Inbnd. Final approach to center of landing area.
Bowman Int.	VAN VOR (NOPT)	Direct	1900	

Procedure turn S side of crs, 230° Outbnd, 050° Inbnd, 1900' within 10 miles of VAN VOR.  
FAF, VAN VOR. Final approach crs, 063°. Distance FAF to MAP, 10 miles.  
Minimum altitude over VAN VOR, 1900'.  
MSA: 000°-090°-1600'; 090°-180°-1400'; 180°-260°-1700'.  
NOTES: (1) Use Charleston, S.C., APC altimeter setting. (2) No weather reporting service.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAA	MDA	VIS	HAA	VIS	VIS
C	1120	3	1016	1120	3	1016	NA	NA
A	Not authorized.			T 2-eng. or less—Standard.			T over 2-eng.—Not authorized.	

City, Manning; State, S.C.; Airport name, Clarendon County; Elev., 104'; Facility, VAN; Procedure No. VOR-1, Amdt. 1; Eff. date, 8 May 69; Sup. Amdt. No. Orig.; Dated, 10 Feb. 68

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL, except HAT, HAA, and RA. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles or hundreds of feet RVR.  
If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator. Initial approach minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Terminal routes			Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: 5.3 miles after passing REC VORTAC.
AOO VOR	REC VORTAC	REC, R 130°	4500	Make left-climbing turn to 4000' direct to REC VORTAC and hold. Supplementary charting information: Hold N, 1 minute, right turn, 200° Inbnd.
JST VORTAC	REC VORTAC	Direct	4500	
R 130°, REC VORTAC (CW)	R 020°, REC VORTAC	10-mile DME Arc	4500	
R 282°, REC VORTAC (CW)	R 020°, REC VORTAC	10-mile DME Arc	4500	
10-mile Arc	REC VORTAC (NOPT)	REC, R 020°	3800	

Procedure turn E side of crs, 020° Outbnd, 200° Inbnd, 4000' within 10 miles of REC VORTAC.  
FAF, REC VORTAC. Final approach crs, 200°. Distance FAF to MAP, 5.3 miles.  
Minimum altitude over REC VORTAC, 3800'; over 3-mile DME Fix, 2800'.  
MSA: 000°-090°-3900'; 090°-180°-4200'; 180°-270°-4100'; 270°-360°-3500'.

NOTE: Use Altoona, Pa., altimeter setting.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAA	MDA	VIS	HAA	VIS	VIS
C	2860	1	761	2860	1	761	NA	NA
DME MINIMUMS:								
C	2740	1	641	2740	1	641	NA	NA
A	Not authorized.			T 2-eng. or less—Standard.			T over 2-eng.—Not authorized.	

City, Ebensburg; State, Pa.; Airport name, Ebensburg; Elev., 2099'; Facility, REC; Procedure No. VOR-1, Amdt. 2; Eff. date, 8 May 69; Sup. Amdt. No. 1; Dated, 3 Apr. 69



## RULES AND REGULATIONS

## STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: 2.2 miles after passing AOH VOR.	
Findlay VORTAC.....	AOH VOR.....	Direct.....	2700	Turn left, climb to 2600' on R 092° within 10 miles; return to AOH VOR and hold. Supplementary charting information: Hold E AOH VOR, 1 minute, right turns, 272° Inbnd. Caution: Transmission lines and towers 1111' 1.1 miles E of airport. TDZ elevation, 975'.	
Rosewood VORTAC.....	AOH VOR.....	Direct.....	2800		
Neptune Int.....	AOH VOR.....	Direct.....	3000		
Bremen Int.....	AOH VOR.....	Direct.....	2800		

Procedure turn N side of crs, 092° Outbnd, 272° Inbnd, 2600' within 10 miles of AOH VOR.  
FAF AOH VOR. Final approach crs, 272°. Distance FAF to MAP, 2.2 miles.  
Minimum altitude over AOH VOR, 1700'.  
MSA: 000°-090°-2400'; 090°-180°-2900'; 180°-300°-2500'.

NOTES: (1) When Allen County altimeter not available, use Findlay, Ohio, altimeter setting, straight-in and circling MDA increased 100'. (2) Alternate minimums authorized for those operators having approved weather reporting service at the airport.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D	
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS	
S-27#.....	1380	1	405	1380	1	405	1380	1	405	NA	
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA		
C#.....	1420	1	445	1440	1	465	1440	1½	465	NA	
A.....	Standard.*			T 2-eng. or less—Standard.			T over 2-eng.—Standard.				

City, Lima; State, Ohio; Airport name, Allen County; Elev., 975'; Facility, AOH; Procedure No. VOR RUNWAY 27, Amdt. 5; Eff. date, 8 May 69; Sup. Amdt. No. 4; Dated, 13 Feb. 69

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: Upon descent to MDA after completion of procedure turn.	
UN LFR.....	UNK VOR.....	Direct.....	2800	If visual contact not established upon descent to MDA, turn left, climb to 2800' on R 205° within 15 miles. Supplementary charting information: Terrain rising to 710', 1.9 miles NE of airport; 500', 1 mile NE of airport.	

Procedure turn N side of crs, 205° Outbnd, 025° Inbnd, 1000' within 15 miles of UNK VOR.  
Shuttle descent below 2800' not authorized. Proceed Outbnd 5 miles on R 205° not below 1800' before starting procedure turn.  
Final approach crs, 025°.  
Descent to MDA immediately after completion of procedure turn.  
MSA: 000°-090°-3900'; 090°-180°-4100'; 180°-270°-2900'; 270°-360°-3100'.

NOTES: (1) Visual flight required from missed approach point to airport. (2) Maneuvering N through E of airport not authorized. (3) When control zone not effective and altimeter not available the following applies: (A) Use Nome altimeter setting. (B) MDA increased 600'. (C) Alternate minimums not authorized.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C-dn.....	500	2	479	500	2	479	500	2	479	580	2	559
A.....	Standard.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.					

City, Unalakleet; State, Alaska; Airport name, Unalakleet; Elev., 21'; Facility, UNK; Procedure No. VOR-1, Amdt. 4; Eff. date, 8 May 69; Sup. Amdt. No. 3; Dated, 8 Aug 68



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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

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

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: 5.1 miles after passing CY LOM.	
CYS VORTAC, R 349° CW.	Arcola Int.	13-mile Arc 090° lead radial.	7600	Climbing left turn to 7600' direct to CY LOM and hold.* Supplementary charting information: *Hold E right turns, 1 minute, 262°. Inbnd. Tank 2.1 miles NNE of airport 6337' TDZ Elevation, 6118'.	
Arcola Int.	CY LOM (NOPT)	Direct	7600		
Carpenter Int.	Arcola Int.	Direct	7600		
Millbrook Int.	CYS VORTAC	Direct	8500		
Silver Crown Int.	CYS VORTAC	Direct	8000		
CYS VORTAC	CY LOM	Direct	7600		
Divide Int.	CY LOM	Direct	7600		
Egbert Int.	CY LOM (NOPT)	Direct	7600		

Procedure turn N side of crs, 082° Outbnd, 262° Inbnd, 7600' within 10 miles of CY LOM.  
FAF, CY LOM. Final approach crs, 262°. Distance FAF to MAP, 5.1 miles.  
Minimum altitude over CY LOM, 7600'.  
MSA: 000°-180°-7300'; 180°-360°-9200'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
8-26	6600	¾	482	6600	¾	482	6600	¾	482	6600	1	482
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	6640	1	484	6640	1	484	6640	1½	484	6720	2	564
A	Standard.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.					

City, Cheyenne; State, Wyo.; Airport name, Cheyenne Municipal; Elev., 6156'; Facility, CY; Procedure No. NDB (ADF) Runway 26, Amdt. 4; Eff. date, 8 May 66; Sup. Amdt. No. 3; Dated, 3 June 67

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: HLX NDB.	
Sawmill Int.	HLX NDB	Direct	5100	Make right-climbing turn to 5100', return to Hillsville NDB and hold. Supplementary charting information: Hold E, 1 minute right turns, 250° Inbnd.	

Procedure turn N side of crs, 070° Outbnd, 250° Inbnd, 5100' within 10 miles of HLX NDB.

Final approach crs, 250°.

Minimum altitude over HLX NDB, 3580'.

MSA: 000°-090°-5100'; 090°-180°-5000'; 180°-270°-5700'; 270°-360°-5100'.

Note: Use Bluefield altimeter setting.

% IFR departure procedures: Climb on runway heading to 4000' before proceeding as cleared.

Caution: Precipitous terrain underlying this procedure. Turbulence of varying intensities may be encountered.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	VIS		
C	3580	1¼	883	3580	1¼	883	3580	1¼	883	NA		
A	Not authorized.			T 2-eng. or less—Standard.%			T over 2-eng.—Standard.%					

City, Galax-Hillsville; State, Va.; Airport name, Twin County; Elev., 2097'; Facility, HLX; Procedure No. NDB (ADF)-1, Amdt. Orig.; Eff. date, 8 May 69



## RULES AND REGULATIONS

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 2.4 miles after passing MBL NDB.
MBL VOR.....	MBL NDB.....	Direct.....	2500	Climb straight ahead to 2500' within 10 miles, return to MBL NDB. Supplementary charting information: Depict 2540' tower 44°16'30", 85°43'01". TDZ elevation, 615'.

Procedure turn S side of crs, 275° Outbnd, 095° Inbnd, 2500' within 10 miles of MBL NDB.  
 FAP, MBL NDB. Final approach crs, 095°.  
 Minimum altitude over MBL NDB, 1400'.  
 MSA: 045°-135°-3600'; 135°-225°-2200'; 225°-045°-2200'.

NOTE: Use Traverse City altimeter setting when control zone not effective; circling and straight-in MDA increase 180' except for operators with approved weather reporting service.  
 §Alternate minimums not authorized when control zone not effective except for operators with approved weather reporting service.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
E-09.....	1100	1	485	1100	1	485	1100	1	485	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C.....	1100	1	481	1100	1	481	1180	1½	501	NA
A.....	Standard §		T 2-eng. or less—Standard.						T over 2-eng.—Standard.	

City, Manistee; State, Mich.; Airport name, Manistee-Blacker; Elev., 619'; Facility, MBL; Procedure No. NDB (ADF) Runway 9, Amdt. 3; Eff. date, 8 May 62; Sup. Amdt. No. ADF 1, Amdt. 2; Dated, 5 June 65

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: PMX NDB.
Westfield VOR.....	PMX NDB.....	Direct.....	3000	Climb to 2800' on 036° bearing from PMX NDB. Return to PMX NDB and hold.
Gardner VORTAC.....	PMX NDB.....	Direct.....	3000	Supplementary charting information: Hold SW PMX NDB 036° Inbnd, 1 minute right turns. Final approach crs intercepts center of airport, 1094' unlighted terrain 1.2 miles E of airport.

Procedure turn E side of crs, 216° Outbnd, 036° Inbnd, 2800' within 10 miles of PMX NDB.  
 Final approach crs, 036°.  
 MSA: 000°-090°-3100'; 090°-180°-2700'; 180°-270°-2300'; 270°-360°-2800'.

NOTES: (1) Facility must be monitored aurally during approach. (2) Use Westover AFB altimeter setting. (3) Approach from a holding pattern not authorized. Procedure turn required.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAA	MDA	VIS	HAA	VIS	VIS
C.....	1500	1½	1150	1500	1½	1150	NA	NA
A.....	Not authorized.		T 2-eng. or less—500-1.				T over 2-eng.—500-1.	

City, Palmer; State, Mass.; Airport name, Metropolitan; Elev., 410'; Facility, PMX; Procedure No. NDB (ADF)-1, Amdt. 1; Eff. date, 8 May 69; Sup. Amdt. No. Orig.; Dated, 25 Feb. 67



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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

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

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: 5.5 miles after passing CA LOM.	
CAE VORTAC	CA LOM	Direct	1900	Climb to 1900' on 107° crs from CA LOM or, when directed by ATC, climb to 1900' on CAE VORTAC R 006°.	
White Rock Int.	CA LOM	Direct	2000		
Blythwood Int.	CA LOM	Direct	1900		
Steedman Int.	CA LOM	Direct	1900		
Lexington Int.	CA LOM (NOPT)	Direct	1900		

Procedure turn S side of crs, 287° Outbd, 107° Inbd, 1900' within 10 miles of CA LOM.  
FAF, CA LOM. Final approach crs, 107°. Distance FAF to MAP, 5.5 miles.  
Minimum altitude over CA LOM, 1900'.  
MSA: 000°-090°-2000'; 090°-180°-1500'; 180°-270°-2000'; 270°-360°-2100'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-11	840	RVR 40	611	840	RVR 40	611	840	RVR 40	611	840	RVR 50	611
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	840	1	604	840	1	604	840	1½	604	840	2	604
A	Standard.			T 2-eng. or less—RVR 24', Runway 11; Standard all other runways.			T over 2-eng.—RVR 24', Runway 11; Standard all other runways.					

City, Columbia; State, S.C.; Airport name, Columbia Metropolitan; Elev., 236'; Facility, CA; Procedure No. NDB (ADF) Runway 11, Amdt. 15; Eff. date, 8 May 69; Sup. Amdt. No. 14; Dated, 6 June 68

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: ILS DH 6318', LOC 5.1 miles after passing CY LOM.	
CYS VORTAC, R 349° CW	Arcola Int.	13-mile Arc 090° lead radial	7600	Climb to 6500', left-climbing turn to 8000', heading 145° to intercept CYS VOR, R 165°, direct to Nunn Int. When directed by ATC: Climb to 6500', right-climbing turn to 10,500' heading 330° to intercept CYS VOR, R 292° direct to Millbrook Int.	
Arcola Int.	CY LOM (NOPT)	Direct	7600		
Carpenter Int.	Arcola Int.	Direct	7600		
Millbrook Int.	CYS VORTAC	Direct	8500		
Silver Crown Int.	CYS VORTAC	Direct	8000		
CYS VORTAC	CY LOM	Direct	7600	Supplementary charting information: Tank 2.1 miles NNE of airport, 6337'. TDZ elevation, 6118'.	
Divide Int.	CY LOM	Direct	7600		
Egbert Int.	CY LOM (NOPT)	215° and I-CYS LOC E Crs 20 miles.	7600		

Procedure turn N side of crs, 082° Outbd, 262° Inbd, 7600' within 10 miles of CY LOM.  
FAF, CY LOM. Final approach crs, 262°. Distance FAF to MAP, 5.1 miles.  
Minimum altitude over CY LOM, 7600'.  
Minimum glide slope interception altitude, 7600'. Glide slope altitude at OM, 7519'; at MM, 6311'.  
Distance to runway threshold at OM, 5.1 miles; at MM, 0.6 mile.  
MSA: 000°-180°-7200'; 180°-360°-9200'.  
NOTE: Localizer not usable below 6318'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
S-26	6318	¾	200	6318	¾	200	6318	¾	200	6318	¾	200
LOC	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-20	6460	¾	342	6460	¾	342	6460	¾	342	6460	¾	342
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	6640	1	484	6640	1	484	6640	1½	484	6720	2	564
A	Standard.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.					

City, Cheyenne; State, Wyo.; Airport name, Cheyenne Municipal; Elev., 6156'; Facility, I-CYS; Procedure No. ILS Runway 26; Amdt. 22; Eff. date, 8 May 69; Sup. Amdt. No. 21; Dated, 3 June 67



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

## STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: ILS DH, 429'. LOC, 5.5 miles after passing CA LOM.	
CAE VORTAC	CA LOM	Direct	1900	Climb to 1900' on 107° crs from CA LOM or, when directed by ATC, climb to 1900' on CAE VORTAC, R 006°. Supplementary charting information: TDZ elevation, 229'.	
White Rock Int.	CA LOM	Direct	2000		
Blythwood Int.	CA LOM	Direct	1900		
Steedman Int.	CA LOM	Direct	1900		
Lexington Int.	CA LOM (NOPT)	Direct	1900		

Procedure turn S side of crs, 287° Outbnd, 107° Inbnd, 1900' within 10 miles of CA LOM.

FAF, CA LOM. Final approach crs, 107°. Distance FAF to MAP, 5.5 miles.

Minimum glide slope interception altitude, 1900'. Glide slope altitude at OM, 1720'; at MM, 420'.

Distance to runway threshold at OM, 5.5 miles; at MM, 0.6 mile.

MSA within 25 miles of CA LOM: 000°-090°-2900'; 090°-180°-1800'; 180°-270°-2000'; 270°-360°-2100'.

NOTES: (1) Localizer back crs unusable. (2) Glide slope unusable below 429'.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
S-II	429	RVR 24	200	429	RVR 24	200	429	RVR 24	200	429	RVR 24	200
LOC:	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-II	760	RVR 24	531	760	RVR 24	531	760	RVR 24	531	760	RVR 40	531
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	800	1	564	800	1	564	800	1½	564	800	2	564
A	Standard.			T 2-eng. or less—RVR 24, Runway 11; Standard all other runways.			T over 2-eng.—RVR 24, Runway 11; Standard all other runways.					

City, Columbia; State, S.C.; Airport name, Columbia Metropolitan; Elev., 236'; Facility, I-CAE; Procedure No. ILS Runway 11, Amdt. 5; Eff. date, 8 May 69; Sup. Amdt. No. 4; Dated, 6 June 68

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: DH 4008'; LOC 3.8 miles after passing PI LOM.	
PIH VORTAC	PI LOM	Direct	7000	Climb direct to PIH VORTAC, continue climb to 7000' on R 209° within 10 miles or when directed by ATC, climb to 7000', right turn to PI LOM and hold. Supplementary charting information: TDZ elevation, 4448'. Hold NE, 1 minute right turns, 208° Inbnd.	
R 338°, PIH VORTAC CW	R 029°, PIH VORTAC	18-mile Arc PIH R 029° lead radial.	7000		
R 029°, 18-mile DME Fix PIH VORTAC	PI LOM (NOPT)*	NE Crs PIH LOC	7000		
IDA VOR	PI LOM (NOPT)*	IDA VOR, R 189° and NE crs PIH LOC.	7400		

Procedure turn W side of crs, 028° Outbnd, 208° Inbnd, 7000' within 10 miles of PI LOM.

FAF, PI LOM. Final approach crs, 208°. Distance FAF to MAP, 3.8 miles.

Minimum altitude over PI LOM, 5700'.

Minimum glide slope interception altitude, 6500'. Glide slope altitude at OM, 5608'; at MM, 4663'.

Distance to runway threshold at OM, 3.8 miles; at MM, 0.6 mile.

MSA: 000°-180°-10300'; 180°-270°-9300'; 270°-360°-6500'.

NOTE: Final approach from holding pattern not authorized. Procedure turn required.

\*Procedure turn required when glide slope not operative; OM altitude, 5700'.

%IFR departure procedures: Climb direct to PIH VORTAC; southeastbound V21/V257 continue climb on R 235° PIH VORTAC within 10 miles so as to cross PIH VORTAC at or above 7300'; all maneuvering N of R 235°.

#Circling not authorized SE of Runways 8-21.

\$Increase visibility ¼ mile for inoperative SALS.

## DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
S-21½	4608	¾	250	4608	¾	250	4608	¾	250	4608	¾	250
LOC:	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-21½	4720	¾	272	4720	¾	272	4720	¾	272	4720	¾	272
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C#	4800	1	352	4900	1	482	4900	1½	482	5000	2	502
A	Standard.			T 2-eng. or less—Standard.%			T over 2-eng.—Standard.%					

City, Pocatello; State, Idaho; Airport name, Pocatello Municipal; Elev., 4448'; Facility, I-PIH; Procedure No. ILS Runway 21, Amdt. 11; Eff. date, 8 May 69; Sup. Amdt. No. 10; Dated, 20 Mar. 69



These procedures shall become effective on the dates specified therein.  
(Secs. 307(c), 313(a), 601, Federal Aviation Act of 1958; 49 U.S.C. 1348(c), 1354(a), 1421; 72 Stat. 749, 752, 775)  
Issued in Washington, D.C., on April 2, 1969.

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

[F.R. Doc. 69-4113; Filed April 17, 1969; 8:45 a.m.]

## Title 7—AGRICULTURE

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

#### SUBCHAPTER H—DETERMINATION OF WAGE RATE

#### PART 862—WAGE RATES; SUGAR BEETS

##### Correction

In F.R. Doc. 69-3769 appearing at page 5904 in the issue of Saturday, March 29, 1969, the following correction should be made. The fifth line of the third full paragraph on page 5906 should read: "tensively in most areas. Hand labor re-".

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

#### PART 906—ORANGES AND GRAPEFRUIT GROWN IN LOWER RIO GRANDE VALLEY IN TEXAS

##### Miscellaneous Amendments

On March 7, 1969, notice was published in the FEDERAL REGISTER (34 F.R. 4969) that consideration was being given to proposed additions to the rules and regulations (Subpart—Rules and Regulations), pursuant to § 906.21 and other applicable provisions of the marketing agreement, as amended, and Order No. 906, as amended (7 CFR Part 906), regulating the handling of oranges and grapefruit grown in the Lower Rio Grande Valley in Texas, effective under applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

After consideration of all relevant matter presented, including the proposals set forth in the aforesaid notice, which were submitted by the Texas Valley Citrus Committee (established pursuant to said amended marketing agreement and order as the agency to administer the provisions thereof), it is hereby found that the amendment, as hereinafter set forth, of said rules and regulations, is in accordance with the provisions of said amended marketing agreement and order and will tend to effectuate the declared policy of the act. Such amendment is hereby approved; and said rules and regulations are amended as follows:

##### § 906.121 Reestablishment of districts.

The three districts of the production area specified in § 906.20 *Districts* are reestablished as a single district comprising the entire production area.

##### § 906.122 Changes in member and alternate member apportionment on the committee.

The representation or membership on the Texas Valley Citrus Committee is reapportioned to provide for the nomination and selection from the district, as reestablished in § 906.121 pursuant to § 906.21, of (a) four producer members and their respective alternates representing producers who market their fruit through cooperative marketing organizations; (b) five producer members and their respective alternates representing independent producers; (c) two handler members and their respective alternates representing cooperative marketing organizations; and (d) four handler members and their respective alternates representing independent handlers.

##### § 906.151 Reports.

During each fiscal period, each handler shall upon request by the committee file with the committee within the time specified in the request an accurate report showing the total quantity or oranges and the total quantity of grapefruit received by him during such fiscal period or the preceding fiscal period, as requested.

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

Dated, April 16, 1969, to become effective May 19, 1969.

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

[F.R. Doc. 69-4712; Filed, Apr. 17, 1969; 8:51 a.m.]

## Title 10—ATOMIC ENERGY

### Chapter I—Atomic Energy Commission

#### EXEMPTION OF ELECTRON TUBES

On November 14, 1968, the Atomic Energy Commission published in the FEDERAL REGISTER (33 F.R. 16602) proposed amendments to 10 CFR Parts 30, 31, and 32 of its regulations which would (a) exempt from licensing requirements the possession and use of certain electron tubes containing byproduct material, (b) revoke the general license for spark gap and electronic tubes in 10 CFR 31.3, (c) amend the requirements for the issuance of specific licenses for the manufacture or import of certain items containing byproduct material, and (d) amend certain regulatory requirements applicable to holders of such licenses.

Interested persons were invited to submit written comments and suggestions

for consideration within 30 days after publication of the notice of proposed rule making in the FEDERAL REGISTER. After consideration of the comments and other factors involved, the Commission has adopted the proposed amendments. The text of the amendments set out below differs from that of the proposed amendments published November 14, 1968, in that:

1. A footnote has been added to § 30.15 (a) (8) to indicate that "electron tubes" include spark gap tubes, power tubes, gas tubes including glow lamps, receiving tubes, microwave tubes, indicator tubes, pickup tubes, radiation detection tubes, and any other completely sealed tube that is designed to conduct or control electrical currents.

2. The exemption for glow lamps containing tritium in § 30.15(a) (7) and the reference to glow lamps containing tritium in § 32.15(c) have been eliminated, since glow lamps have been included in "electron tubes", and thus are exempt under § 30.15(a) (8), as amended.

3. The superscript 1 at the end of § 30.15(a) (3) and the footnote 1 to which it refers have been revoked and a new footnote 1 has been added to § 30.11 to make it clear that the issuance of an exemption by the AEC for export of byproduct material contained in any material or product does not relieve any person from complying with the licensing requirements and regulations of the Department of Commerce applicable to the export of the materials or the products containing such byproduct materials.

Other changes of a nonsubstantive nature have also been made.

The Commission has found that exemption from licensing requirements for the receipt, possession, use, transfer, export, ownership, and acquisition of electron tubes containing not more than 10 millicuries of tritium, 1 microcurie of cobalt-60, 5 microcuries of nickel-63, 30 microcuries of krypton-85, or 5 microcuries of cesium-137 under the conditions set forth below will not constitute an unreasonable risk to the common defense and security and to the health and safety of the public.

Under the provisions of § 150.15(a) (6) of 10 CFR Part 150, "Exemptions and Continued Regulatory Authority in Agreement States Under Section 274," the transfer of possession or control by the manufacturer, processor, or producer of electron tubes distributed for use under the exemption would be subject to the Commission's licensing and regulatory requirements even if the product is manufactured pursuant to an Agreement State license.

Pursuant to the Atomic Energy Act of 1954, as amended, and sections 552 and



553 of title 5 of the United States Code, the following amendments to Title 10, Chapter I, Code of Federal Regulations, Parts 30, 31, and 32, are published as a document subject to codification. The amendments to 10 CFR Parts 30 and 32 shall become effective thirty (30) days after publication in the FEDERAL REGISTER, and the amendment to 10 CFR Part 31 shall become effective ninety (90) days after publication in the FEDERAL REGISTER.

## PART 30—RULES OF GENERAL APPLICABILITY TO LICENSING OF BYPRODUCT MATERIAL

1. A new footnote 1 is added to § 30.11 of 10 CFR Part 30. As amended, § 30.11 reads as follows:

### § 30.11 Exemptions from licensing.<sup>1</sup>

The Commission may upon the application of any interested person, or upon its own initiative, exempt certain classes or quantities of byproduct material or kinds of uses or users from the requirements for a license set forth in section 81 of the Act and in the regulations in this part and Parts 31-36 when it makes a finding that the exemption of such classes or quantities of such materials or such kinds of uses or users will not constitute an unreasonable risk to the common defense and security and to the health and safety of the public.<sup>1</sup>

<sup>1</sup> Issuance of an exemption by the Atomic Energy Commission for export of byproduct material contained in materials or products does not relieve any person from complying with the licensing requirements and regulations of the Department of Commerce applicable to the export of the materials or the products containing such byproduct materials.

2. In § 30.15 of 10 CFR Part 30, the superscript 1 at the end of § 30.15(a)(3), the footnote to which it refers, and § 30.15(a)(7) are revoked.

3. In § 30.15 of 10 CFR Part 30, the introductory language of § 30.15(a) preceding subparagraph (1), § 30.15(a)(8), and § 30.15(b) are amended to read as follows:

### § 30.15 Certain items containing tritium or promethium-147.

(a) Except for persons who apply byproduct material to, or persons who incorporate byproduct material into, the following products, or persons who import for sale or distribution the following products containing byproduct material, any person is exempt from the requirements for a license set forth in section 81 of the Act and from the regulations in Parts 20 and 30-36 of this chapter to the extent that such person receives, possesses, uses, transfers, exports, owns, or acquires the following products:

(7) [Revoked]

(8) Electron tubes: *Provided*, That each tube does not contain more than one of the following specified quantities of byproduct material:

(i) 10 millicuries of tritium;

- (ii) 1 microcurie of cobalt-60;
- (iii) 5 microcuries of nickel-63;
- (iv) 30 microcuries of krypton-85;
- (v) 5 microcuries of cesium-137;
- (vi) 30 microcuries of promethium-147;

And provided further, That the levels of radiation from each electron tube containing byproduct material do not exceed 1 millirad per hour at 1 centimeter from any surface when measured through 7 milligrams per square centimeter of absorber.<sup>1</sup>

<sup>1</sup> For purposes of this subparagraph "electron tubes" include spark gap tubes, power tubes, gas tubes including glow lamps, receiving tubes, microwave tubes, indicator tubes, pickup tubes, radiation detection tubes, and any other completely sealed tube that is designed to conduct or control electrical currents.

(b) Any person who desires to apply byproduct material to, or to incorporate byproduct material into, the products exempted in paragraph (a) of this section, or who desires to import for sale or distribution such products containing byproduct material, should apply for a specific license pursuant to § 32.14 of this chapter, which license states that the product may be distributed by the licensee to persons exempt from the regulations pursuant to paragraph (a) of this section.

## PART 31—GENERAL LICENSES FOR CERTAIN QUANTITIES OF BYPRODUCT MATERIAL CONTAINED IN CERTAIN ITEMS

4. Paragraph (b) of § 31.3 of 10 CFR Part 31 is revoked.

## PART 32—SPECIFIC LICENSES TO MANUFACTURE, DISTRIBUTE, OR IMPORT EXEMPTED AND GENERALLY LICENSED ITEMS CONTAINING BYPRODUCT MATERIAL

5. In § 32.14 of 10 CFR Part 32, the section heading, the introductory language preceding paragraph (a), paragraphs (b) and (c), and the first sentence of paragraph (d) (1) are amended to read as follows:

### § 32.14 Certain items containing byproduct material: requirements for license to apply or import.

An application for a specific license to apply byproduct material to, or to incorporate byproduct material into, the products specified in § 30.15 of this chapter or to import such products containing byproduct material for use pursuant to § 30.15 of this chapter will be approved if:

(b) The applicant submits sufficient information regarding the product pertinent to evaluation of the potential radiation exposure, including:

(1) Chemical and physical form and maximum quantity of byproduct material in each product;

(2) Details of construction and design of each product;

(3) The method of containment or binding of the byproduct material in the product;

(4) Procedures for and results of prototype testing to demonstrate that the material will not become detached from the product and that the byproduct material will not be released to the environment under the most severe conditions likely to be encountered in normal use of the product;

(5) Quality control procedures to be followed in the fabrication of production lots of the product and the quality control standards the product will be required to meet;

(6) The proposed method of labeling or marking each unit, except timepieces or hands or dials containing tritium or promethium-147, and its container with the identification of the manufacturer or importer of the product and the byproduct material in the product;

(7) For products for which limits on levels of radiation are specified in § 30.15 of this chapter, the radiation level and the method of measurement;

(8) Any additional information, including experimental studies and tests, required by the Commission to facilitate a determination of the safety of the product.

(c) Each product will contain no more than the quantity of byproduct material specified for that product in § 30.15 of this chapter. The levels of radiation from each product containing byproduct material will not exceed the limits specified for that product in § 30.15 of this chapter.

(d) The Commission determines that:

(1) The method of containment or binding of the byproduct material in the product is such that the radioactive material will not be released or be removed from the product under the most severe conditions which are likely to be encountered in normal use and handling. . . .

6. In § 32.15 of 10 CFR Part 32, the section heading and paragraph (c) are amended, and a new paragraph (d) is added, to read as follows:

### § 32.15 Same: quality control and labeling.

Each person licensed under § 32.14 shall:

(c) Visually inspect each unit, except electron tubes containing byproduct material, in production lots and reject any unit which has an observable physical defect that could affect containment of the byproduct material.

(d) Label or mark each unit, except timepieces or hands or dials containing tritium or promethium-147, and its container so that the manufacturer or importer of the product and the byproduct material in the product can be identified.

(Sec. 81, 68 Stat. 935; 42 U.S.C. 2111; sec. 161, 68 Stat. 948; 42 U.S.C. 2201)



Dated at Washington, D.C., this 9th day of April 1969.

For the Atomic Energy Commission.

W. B. McCool,  
Secretary.

[F.R. Doc. 69-4566; Filed, Apr. 17, 1969;  
8:45 a.m.]

# PART 30—RULES OF GENERAL APPLICABILITY TO LICENSING OF BY-PRODUCT MATERIAL

## PART 32—SPECIFIC LICENSES TO MANUFACTURE, DISTRIBUTE, OR IMPORT EXEMPTED AND GENERALLY LICENSED ITEMS CONTAINING BYPRODUCT MATERIAL

### Exemption of Byproduct Material in Gas and Aerosol Detectors

On November 1, 1968, the Atomic Energy Commission published in the FEDERAL REGISTER (33 F.R. 16089) proposed amendments to its regulations, 10 CFR Parts 30 and 32, which would exempt from licensing and regulatory requirements the use of byproduct material in gas and aerosol detectors and would establish safety criteria that manufacturers and importers of such detectors would be required to meet.

To assure that exempt detectors meet the criteria, manufacturers and importers would be permitted to distribute them only under conditions of specific licenses issued by the Commission. The proposed amendments, in effect, make the manufacturer or importer responsible for providing a product which meets specified safety requirements so that regulation of the user is not necessary.

Interested persons were invited to submit written comments and suggestions for consideration in connection with the proposed amendments within 60 days after publication of the notice of proposed rule making in the FEDERAL REGISTER.

After consideration of the comments and other factors involved, the Commission has adopted the amendments set forth below. The only changes from the proposed amendments, other than editorial and clarifying changes, are:

(a) In the description of the information as to radiation levels for detectors required to be submitted by an applicant for a specific license under Part 32, the distances for measurement of radiation levels have been changed from 1 and 10 centimeters to 5 and 25 centimeters from the surface of the detector, and a provision for averaging the radiation level over an area not to exceed 10 square centimeters has been added (§ 32.26(b)(6)).

(b) In the safety criteria for detectors, the limits for dose or dose commitment to any individual under normal and the most severe conditions, such as accidents or fires, have been restated in an expanded § 32.27(c) in terms of the probability of the failure of the detector under such circumstances that a person would receive a dose or dose commitment in excess of the specified limits; and

(c) A new item has been added, in § 32.26(b)(14), to the information required to be submitted by an applicant for a specific license, to require such applicant to show that the probabilities, with respect to the doses referred to in § 32.27(c) meet the criteria of that paragraph.

The amendments set forth below also include a definition of the term "dose commitment" (§ 32.2(a)). This term was used in the proposed amendments to exempt from regulatory controls the use of byproduct material in gas and aerosol detectors and has been defined (33 F.R. 9198) as part of the proposed exemption for tritium, krypton-85, and promethium-147 in self-luminous products, published June 21, 1968.

The Commission has found that, under the conditions specified in the amendments, the exemption will not constitute an unreasonable risk to the common defense and security and to the health and safety of the public.

Petitions for rule making for exemption of gas and aerosol detectors which do not meet the conditions of the amendments (§§ 32.26 and 32.27) will be considered on a case-by-case basis.

Under the provisions of § 150.15(a)(6) of 10 CFR Part 150, "Exemptions and Continued Regulatory Authority in Agreement States Under Section 274," the transfer of possession or control by the manufacturer, processor, or producer of products distributed for use under the exemption would be subject to the Commission's licensing and regulatory requirements even if the product is manufactured pursuant to an Agreement State license.

Pursuant to the Atomic Energy Act of 1954, as amended, and sections 552 and 553 of title 5 of the United States Code, the following amendments to Title 10, Chapter 1, Code of Federal Regulations, Parts 30 and 32, are published as a document subject to codification, to be effective thirty (30) days after publication in the FEDERAL REGISTER.

1. A new § 30.20 is added to 10 CFR Part 30 to read as follows:

### § 30.20 Gas and aerosol detectors containing byproduct material.

(a) Except for persons who manufacture, process, or produce gas and aerosol detectors containing byproduct material or who import such products, any person is exempt from the requirements for a license set forth in section 81 of the Act and from the regulations in Parts 20 and 30-36 of this chapter to the extent that such person receives, possesses, uses, transfers, exports, owns, or acquires byproduct material in gas and aerosol detectors designed to protect life or property from fires and airborne hazards, and manufactured, processed, produced, imported, or transferred in accordance with a specific license issued by the Commission pursuant to § 32.26 of this chapter, which license authorizes the transfer of the product for use under this section.

(b) Any person who desires to manufacture, process, or produce gas and aerosol detectors containing byproduct material, or to import or to transfer such

products for use pursuant to paragraph (a) of this section, should apply for a license pursuant to § 32.26 of this chapter, which license states that the product may be transferred by the licensee to persons exempt from the regulations pursuant to paragraph (a) of this section or equivalent regulations of an Agreement State.

2. A new § 32.2 is added to 10 CFR Part 32 to read as follows:

### § 32.2 Definitions.

As used in this part:

(a) "Dose commitment" means the total radiation dose to a part of the body that will result from retention in the body of radioactive material. For purposes of estimating the dose commitment, it is assumed that from the time of intake the period of exposure to retained material will not exceed 50 years.

3. New §§ 32.26, 32.27, 32.28, and 32.29 are added to 10 CFR Part 32 to read as follows:

### § 32.26 Gas and aerosol detectors containing byproduct material: requirements for license to manufacture, process, produce, import, or transfer.

An application for a specific license to manufacture, process, or produce gas and aerosol detectors containing byproduct material and designed to protect life or property from fires and airborne hazards, or to import or to transfer such products for use pursuant to § 30.20 of this chapter or equivalent regulations of an Agreement State, will be approved if:

(a) The applicant satisfies the general requirements specified in § 30.33 of this chapter: *Provided, however*, That the requirements of §§ 30.33(a)(2) and (3) do not apply to an application for a license to transfer byproduct material in gas and aerosol detectors manufactured, processed or produced pursuant to a license issued by an Agreement State.

(b) The applicant submits sufficient information relating to the design, manufacture, prototype testing, quality control procedures, labeling or marking, and conditions of handling, storage, use, and disposal of the gas and aerosol detector to demonstrate that the product will meet the safety criteria set forth in § 32.27. The information should include:

(1) A description of the product and its intended use or uses;

(2) The type and quantity of byproduct material in each unit;

(3) Chemical and physical form of the byproduct material in the product and changes in chemical and physical form that may occur during the useful life of the product;

(4) Solubility in water and body fluids of the forms of the byproduct material identified in subparagraphs (3) and (12) of this paragraph;

(5) Details of construction and design of the product as related to containment and shielding of the byproduct material and other safety features under normal and severe conditions of handling, storage, use, and disposal of the product;

(6) Maximum external radiation levels at 5 and 25 centimeters from any external surface of the product, averaged



over an area not to exceed 10 square centimeters, and the method of measurement;

(7) Degree of access of human beings to the product during normal handling and use;

(8) Total quantity of byproduct material expected to be distributed in the product annually;

(9) The expected useful life of the product;

(10) The proposed method of labeling or marking each unit with identification of the manufacturer or importer of the product and the byproduct material in the product;

(11) Procedures for prototype testing of the product to demonstrate the effectiveness of the containment, shielding, and other safety features under both normal and severe conditions of handling, storage, use, and disposal of the product;

(12) Results of the prototype testing of the product, including any change in the form of the byproduct material contained in the product, the extent to which the byproduct material may be released to the environment, any increase in external radiation levels, and any other changes in safety features;

(13) The estimated external radiation doses and dose commitments relevant to the safety criteria in § 32.27 and the basis for such estimates;

(14) A determination that the probabilities with respect to the doses referred to in § 32.27(c) meet the criteria of that paragraph;

(15) Quality control procedures to be followed in the fabrication of production lots of the product and the quality control standards the product will be required to meet; and

(16) Any additional information, including experimental studies and tests, required by the Commission.

#### § 32.27 Same: safety criteria.

An applicant for a license under § 32.26 shall demonstrate that the product is designed and will be manufactured so that:

(a) In normal use and disposal of a single exempt unit, and in normal handling and storage of the quantities of exempt units likely to accumulate in one location during marketing, distribution, installation, and servicing of the product, it is unlikely that the external radiation dose in any one year, or the dose commitment resulting from the intake of radioactive material in any one year, to a suitable sample of the group of individuals expected to be most highly exposed to radiation or radioactive material from the product will exceed the dose to the appropriate organ as specified in Column I of the table in § 32.28.

(b) It is unlikely that there will be a significant reduction in the effectiveness of the containment, shielding, or other safety features of the product from wear and abuse likely to occur in normal handling and use of the product during its useful life.

(c) In use and disposal of a single exempt unit, and in handling and storage

of the quantities of exempt units likely to accumulate in one location during marketing, distribution, installation, and servicing of the product, the probability is low that the containment, shielding, or other safety features of the product would fall under such circumstances that a person would receive an external radiation dose or dose commitment in excess of the dose to the appropriate organ as specified in Column II of the table in § 32.28, and the probability is negligible that a person would receive an external radiation dose or dose commitment in excess of the dose to the appropriate organ as specified in Column III of the table in § 32.28.<sup>3</sup>

#### § 32.28 Same: table of organ doses.

Part of body	Column I (rem)	Column II (rem)	Column III (rem)
Whole body; head and trunk; active blood-forming organs; gonads; or lens of eye....	0.005	0.5	15
Hands and forearms; feet and ankles; localized areas of skin averaged over areas no larger than 1 square centimeter.....	0.075	7.5	300
Other organs.....	0.015	1.5	50

#### § 32.29 Conditions of licenses issued under § 32.26: quality control, labeling, and reports of transfers.

Each person licensed under § 32.26 shall:

(a) Carry out adequate control procedures in the manufacture of the product to assure that each production lot meets the quality control standards approved by the Commission;

(b) Label or mark each unit so that the manufacturer or importer of the product and the byproduct material in the product can be identified; and provide such other information with each unit as may be required by the Commission, including disposal instructions when appropriate; and

(c) File an annual report with the Director, Division of Materials Licensing, U.S. Atomic Energy Commission, Washington, D.C. 20545, which shall state the total quantity of each byproduct material transferred to other persons for use under § 30.20 of this chapter or equivalent regulations of an Agreement State during the reporting period. Each report shall cover the year ending June 30 and shall be filed within 30 days thereafter.

(Sec. 81, 68 Stat. 935; 42 U.S.C. 2111; sec. 161, 68 Stat. 948; 42 U.S.C. 2201)

<sup>3</sup> It is the intent of this paragraph that as the magnitude of the potential dose increases above that permitted under normal conditions, the probability that any individual will receive such a dose must decrease. The probabilities have been expressed in general terms to emphasize the approximate nature of the estimates which are to be made. The following values may be used as guides in estimating compliance with the criteria:

Low—not more than 1 such failure per year for each 10,000 exempt units distributed.  
Negligible—not more than 1 such failure per year for each 1 million exempt units distributed.

Dated at Washington, D.C., this 9th day of April 1969.

For the Atomic Energy Commission,

W. B. McCool,  
Secretary.

[P.R. Doc. 69-4565; Filed, Apr. 17, 1969; 8:45 a.m.]

## Title 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

#### PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

##### Manufacturer-Wholesaler Relationships: Different Discounts; Refusals To Deal; Termination of Further Sales

##### § 15.333 Manufacturer-wholesaler relationships: different discounts; refusals to deal; termination of further sales.

(a) The Commission issued an advisory opinion in response to a request from a manufacturer concerning several courses of action he proposes to take in his sales relationships with wholesalers.

(b) The manufacturer now grants all wholesalers a 40 percent discount off the list price of his products. Proposed are new contracts, providing the 40 percent discount to a Full Service Dealer or Wholesaler who performs certain specified functions, and only 25 percent to a Part Service Dealer or Wholesaler "who does not fulfill all the functions set forth" in the definition provisions for a Full Service Dealer or Wholesaler.

(c) The Commission advised:

(1) "To the extent that an additional discount is sought to be justified on the basis of functional services such as stocking and display performed by so-called Full Service Dealers or Wholesalers [function No. 4 of applicant's proposed wholesaler agreement], no advisory opinion can be provided at this time because the Commission contemplates an inquiry looking toward a rule-making proceeding involving this question as it pertains to another industry.

(2) "Moreover, as to the other functional criteria for Full Service Dealers or Wholesalers set forth in applicant's proposed wholesaler agreement, the Commission will not approve any standards whereby a wholesaler's eligibility for added discounts is contingent upon the imposition of specified restrictions upon his customers by him.

(3) "You also ask if you may refuse to deal with a wholesaler in one town who is reselling your products to wholesalers in another town. The Commission is of the opinion that such refusal to deal could amount to a violation of section 5 of the Federal Trade Commission Act. Therefore, the Commission cannot approve the proposal.

(4) "Additionally, you ask if you may terminate further sales to a wholesaler



who is establishing his own network of wholesale dealers, obligated by contract to purchase their supplies exclusively from him. This wholesaler, as does the one involved in your second request, is departing from the traditional role of the wholesaler in the beauty and barber supply business by refusing to confine his sales to beauty schools and salons and has, in effect, entered into competition with your company as a supplier of [your] products to wholesale dealers. The facts provided do not give any basis for viewing the wholesaler's exclusive dealing arrangements as violative of the antitrust laws. Without reaching the question of whether you might terminate further sales to the wholesaler if the exclusive dealing contracts were illegal, the Commission believes your proposed termination of the wholesaler would appear to be anticompetitive and thus contrary to the provisions of section 5 of the Federal Trade Commission Act. The proposal, therefore, cannot be approved."

(38 Stat. 717, as amended; 15 U.S.C. 41-58; 49 Stat. 1526; 15 U.S.C. 13, as amended)

Issued: April 17, 1969.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 69-4563; Filed, Apr. 17, 1969;  
8:45 a.m.]

## PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

### Location of Foreign Origin Disclosure

#### § 15.334 Location of foreign origin disclosure.

(a) The Commission advised an importer of candles and candle holders in regard to the proper location of the foreign country of origin disclosure thereof.

(b) After importation, the product will be assembled in a combination blister package of eight candles and eight holders on a display card for resale to the general public. The imported holders and candles will be marked with their respective country of origin. However, this identification as to foreign origin will not be readily seen by prospective purchasers making a casual inspection of the merchandise prior to the purchase thereof.

(c) In regard to the question of whether the disclosure should be made on the product or on the face of the display card, the Commission said: "... the general rule is that the disclosure must be clear and conspicuous. This means that it must be placed in a location where it would be readily observed by prospective purchasers making a casual inspection of the merchandise prior to, not after, the purchase thereof."

(38 Stat. 717, as amended; 15 U.S.C. 41-58)

Issued: April 17, 1969.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 69-4562; Filed, Apr. 17, 1969;  
8:45 a.m.]

## Title 19—CUSTOMS DUTIES

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

[T.D. 69-100]

#### PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

##### Returned Products of the United States; Government Importations; Customs Regulations Amended

Section 10.105, Customs Regulations, relating to returned products of the United States entered in the name of an agency or office of the U.S. Government, amended.

In connection with the continuing program of improving services and operations, the Bureau after consultation with the Department of Defense and with its concurrence has devised a certificate for use by that Department as a combined entry and declaration for shipments of articles, other than military scrap, belonging to the Department of Defense imported for its further use as returned products of the United States under item 800.00 of the Tariff Schedules of the United States. This certificate may be used in lieu of an entry on customs Forms 7501 with supporting certificate. Since the Bureau of the Census, Department of Commerce, has no statistical interest in these shipments, it also concurs.

To provide for the use of such a combined entry and declaration for these shipments to the Department of Defense, § 10.105 of the Customs Regulations is hereby amended by adding the following new paragraph:

#### § 10.105 American goods returned.

(c) When articles, other than military scrap, belonging to the Department of Defense are imported for the further use of that Department as returned products of the United States entitled to free entry under item 800.00, Tariff Schedules of the United States, a consumption entry therefor may be made by the Department of Defense by filing, in lieu of other entry documentation, a properly executed certificate in the following form:

I hereby certify:

1. That the following equipment imported in the \_\_\_\_\_ at the port of \_\_\_\_\_ on \_\_\_\_\_ consists of returned products of the United States which currently belong to and are for the further use of the U.S. Department of Defense:

Number of containers	Bill of lading No.*	General description of articles
_____	_____	_____
_____	_____	_____
_____	_____	_____

\*If shipment arrives in the United States on a commercial carrier.

2. That the shipment does not contain military scrap.

3. That the shipment is entitled to entry under item 800.00 of the Tariff Schedules of the United States free of duty.

4. That I am a military installation transportation officer having knowledge of the facts involved in this certificate,

or

I am an officer duly authorized by the Department of Defense to execute this certificate. [Which ever is applicable.]

(Name)

(Rank and branch of service)

The certificate may be executed by any military installation transportation officer having knowledge of the facts or any other officer specifically designated by the Department of Defense. If the merchandise arrived on a commercial carrier, the entry shall be supported by evidence of the right to make it.

(77A Stat., sec. 484, 624, 46 Stat. 722, as amended, 759; 19 U.S.C. 1202 (General Headnote 11), 1484, 1624)

The purpose of this amendment is to prescribe simplified documentation for the declaration and entry of certain articles by the Department of Defense. Since the Department of Defense has concurred in the amendment and the Bureau of the Census, Department of Commerce, has indicated it has no statistical interest in the shipments involved, it is found that the issuance of this amendment with notice under 5 U.S.C. 553 or subject to the effective date provision of that section is unnecessary.

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

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

Approved: April 10, 1969.

EUGENE T. ROSSIDES,  
Assistant Secretary  
of the Treasury.

[F.R. Doc. 69-4602; Filed, Apr. 17, 1969;  
8:48 a.m.]

## Title 21—FOOD AND DRUGS

### Chapter I—Food and Drug Adminis- tration, Department of Health, Ed- ucation, and Welfare

#### SUBCHAPTER B—FOOD AND FOOD PRODUCTS

#### PART 120—TOLERANCES AND EX- EMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODI- TIES

##### Viable Spores of the Micro-Organism *Bacillus Thuringiensis* Berliner

A petition (PF 9F0751) was filed with the Food and Drug Administration by Markel and Hill, Munsey Building, Washington, D.C. 20004, on behalf of Interna-



tional Minerals & Chemical Corp., Skokie, Ill., proposing the establishment of an exemption from the requirement of a tolerance for residues of the insecticide containing viable spores of the micro-organism *Bacillus thuringiensis* Berliner in or on the raw agricultural commodities citrus, cucumbers, eggplants, okra, and peppers.

Subsequently, the petitioner amended the petition by changing the request for citrus to oranges only and by withdrawing the request regarding okra and peppers.

The Secretary of Agriculture has certified that this pesticide is useful for the purposes for which the exemption from the requirement of a tolerance is being established.

Based on consideration given the data submitted in the petition, and other relevant material, the Commissioner of Food and Drugs concludes that the exemption from the requirement of a tolerance established by this order will protect the public health. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)) and under authority delegated to the Commissioner (21 CFR 2.120), § 120.1011(b) is revised to read as follows to add cucumbers, eggplants, and oranges:

§ 120.1011 Viable spores of the micro-organism *Bacillus thuringiensis* Berliner; exemption from the requirement of a tolerance.

(b) Exemption from the requirement of a tolerance is established for residues of the microbial insecticide *Bacillus thuringiensis* Berliner, as specified in paragraph (a) of this section, in or on the following raw agricultural commodities: Alfalfa, apples, artichokes, bananas, beans, broccoli, cabbage, cauliflower, celery, collards, cottonseed, cucumbers, eggplants, grapes, kale, lettuce, melons, mustard greens, oranges, potatoes, spinach, strawberries, sweet corn, tomatoes, and turnip greens.

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

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

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2))

Dated: April 11, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-4574; Filed, Apr. 17, 1969;  
8:45 a.m.]

## Title 32A—NATIONAL DEFENSE, APPENDIX

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

[NSA Order 6 (INS-1, 11th Rev.)]

#### INS-1—MARINE PROTECTION AND INDEMNITY INSURANCE INSTRUCTIONS UNDER GENERAL AGENCY AND BERTH AGENCY AGREEMENTS

##### Vessels Insured and Terms of Insurance

In F.R. Doc. 69-3975 appearing in the FEDERAL REGISTER issue of April 5, 1969 (34 F.R. 6188), the third sentence of section 4 should read "The limit of liability in any claim shall be \$250,000 for each accident or occurrence per vessel, with a deduction of \$1,000 for each accident or occurrence resulting in personal injury, illness, or death, and \$500 for each accident or occurrence of other types except 'putting in,' burial expenses, and damage to docks, buoys, etc."

By order of the Director, National Shipping Authority, Maritime Administration.

Dated: April 16, 1969.

JAMES S. DAWSON, Jr.,  
Secretary.

[F.R. Doc. 69-4689; Filed, Apr. 17, 1969;  
8:51 a.m.]

## Title 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter II—Corps of Engineers, Department of the Army

#### PART 204—DANGER ZONE REGULATIONS

##### Pacific Ocean, Calif.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1) and Chapter XIX of the Army Appropriations Act of July 9, 1918 (40 Stat. 892; 33 U.S.C. 3), § 204.203 governing the use of a naval danger zone in the Pacific Ocean at San Miguel Island, Calif., is hereby amended with respect to paragraph (c) (9) to extend the period of use, as follows:

§ 204.203 Pacific Ocean at San Miguel Island, Calif.; naval danger zone.

(c) The regulations.

(9) The regulations in this section shall be in effect until July 1, 1970, and shall be reviewed in May 1970 to determine the continuing need therefor.

[Regs., Apr. 11, 1969, ENGOW-ON]

(Sec. 7, 40 Stat. 266, Ch. XIX, 40 Stat. 892; 33 U.S.C. 1, 3)

For the Adjutant General.

HAROLD SHARON,  
Chief, Legislative and Precedent  
Branch, Management Division,  
TAGO.

[F.R. Doc. 69-4572; Filed, Apr. 17, 1969;  
8:45 a.m.]

## Title 43—PUBLIC LANDS: INTERIOR

### Chapter II—Bureau of Land Management, Department of the Interior

#### APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 4609]

[Wyoming 0321077]

#### WYOMING

##### Revocation of Air Navigation Site Withdrawal

By virtue of the authority contained in section 4 of the act of May 24, 1928 (45 Stat. 729; 49 U.S.C. 214), it is ordered as follows:

1. The departmental order of July 18, 1942, creating Air Navigation Site Withdrawal No. 184, which has heretofore been revoked in part by Public Land Order No. 2671 of May 11, 1962, is hereby revoked in its entirety. The following described lands are released from withdrawal by this order:

SIXTH PRINCIPAL MERIDIAN

T. 19 N., R. 96 W.,  
Sec. 18, SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ .

The tract described contains 2.5 acres in Sweetwater County.

2. At 10 a.m. on May 17, 1969, the lands shall be open to operation of the public land laws generally, including the mining laws, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on May 17, 1969, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

The lands have been open to applications and offers under the mineral leasing laws.

Inquiries concerning the lands shall be addressed to the Manager, Land Office, Bureau of Land Management, Cheyenne, Wyo.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 11, 1969.

[F.R. Doc. 69-4614; Filed, Apr. 17, 1969;  
8:49 a.m.]



[Public Land Order 4611]

[Wyoming 14831]

WYOMING

Partial Revocation of Stock Driveway Withdrawal

By virtue of the authority contained in section 10 of the act of December 29, 1916 (39 Stat. 865; 43 U.S.C. 300), as amended, it is ordered as follows:

1. The departmental order of February 5, 1924, creating Stock Driveway Withdrawal No. 3 (Wyoming No. 1), is hereby revoked so far as it affects the following described lands:

SIXTH PRINCIPAL MERIDIAN

T. 47 N., R. 27 W.,  
Sec. 33, NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ;  
Sec. 34, N  $\frac{1}{2}$  NW  $\frac{1}{4}$ .

The area described contains 120 acres in Washakie County.

The lands lie southeast of Tensleep, Wyo., and are served by all-weather gravel roads. The vegetal aspect is a sagebrush grassland association of fair carrying capacity.

2. At 10 a.m. on May 17, 1969, the public lands shall be open to the operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on May 17, 1969, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

The land has been open to applications and offers under the mineral leasing laws, and was segregated from appropriations under the U.S. mining laws (30 U.S.C., ch. 2), by application for withdrawal Wyoming 015419.

Inquiries concerning the land should be addressed to the Manager, Land Office, Bureau of Land Management, Cheyenne, Wyo.

HARRISON LOESCH,

Assistant Secretary of the Interior.

APRIL 11, 1969.

[P.R. Doc. 69-4576; Filed, Apr. 17, 1969; 8:46 a.m.]

[Public Land Order 4612]

[Idaho 939]

IDAHO

Withdrawal for National Forest Campground, Partial Revocation of Public Land Order No. 4498

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 P.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following described national forest lands are hereby withdrawn from appropriation under the mining laws (30 U.S.C., ch. 2), but not from leasing under the

mineral leasing laws, in aid of programs of the Department of Agriculture:

ST. JOE NATIONAL FOREST

BOISE MERIDIAN

Giant White Pine Campground

T. 42 N., R. 3 W.,  
Sec. 2, S  $\frac{1}{2}$  NE  $\frac{1}{4}$  SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  and SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ;  
Sec. 11, N  $\frac{1}{2}$  NE  $\frac{1}{4}$  NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ .

The areas described aggregate 20 acres in Benewah County.

2. Public Land Order No. 4498 of July 15, 1968, so far as it reserved 20 acres in secs. 2 and 11, T. 42 N., R. 3 E., for the Giant White Pine Campground, is hereby revoked. At 10 a.m. on May 17, 1969, the lands shall be open to such forms of disposition as may by law be made of national forest lands.

HARRISON LOESCH,

Assistant Secretary of the Interior.

[P.R. Doc. 69-4577; Filed, Apr. 17, 1969; 8:46 a.m.]

[Public Land Order 4613]

[Sacramento 1658, 1723, and 1801]

CALIFORNIA

Revocation of Withdrawals for National Forest Administrative Sites and Fire Lookout Site

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 P.R. 4831), it is ordered as follows:

1. The Executive order and departmental orders hereafter named, so far as they withdrew the following described national forest lands as administrative sites and fire lookout site are hereby revoked:

MOUNT DIABLO MERIDIAN

SACRAMENTO 1658—SEQUOIA NATIONAL FOREST

Departmental orders of November 1, 1907, and May 13, 1908.

Starkey Administrative Site

T. 23 S., R. 31 E.,  
Sec. 30, W  $\frac{1}{2}$  SE  $\frac{1}{4}$ ;  
Sec. 31, NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , N  $\frac{1}{2}$  NW  $\frac{1}{4}$  (lot 1 and NE  $\frac{1}{4}$  NW  $\frac{1}{4}$ ), and SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ .

SACRAMENTO 1723—SIERRA NATIONAL FOREST

Departmental Order of December 17, 1907.

Sight Rock Administrative Site

T. 8 S., R. 23 E.,  
Sec. 7, W  $\frac{1}{2}$  lot 4.

SACRAMENTO 1801—TRINITY NATIONAL FOREST

Executive Order No. 6544 of December 30, 1933.

T. 33 N., R. 10 W.,  
Sec. 1, SW  $\frac{1}{4}$  SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  and SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ .

The areas described aggregate approximately 273 acres in Trinity, Madera, and Tulare Counties.

2. At 10 a.m. on May 20, 1969, the lands shall be open to such forms of disposition as may by law be made of national forest lands, subject to any exist-

ing withdrawals for power or other purposes.

HARRISON LOESCH,

Assistant Secretary of the Interior.

APRIL 14, 1969.

[P.R. Doc. 69-4587; Filed, Apr. 17, 1969; 8:47 a.m.]

[Public Land Order 4614]

[Wyoming 9187]

WYOMING

Partial Revocation of Reclamation Withdrawal

By virtue of the authority contained in section 3 of the act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

1. The Bureau order of July 8, 1941, withdrawing lands for reclamation purposes in connection with the Green River Project, is hereby revoked so far as it affects the following described lands:

SIXTH PRINCIPAL MERIDIAN

T. 21 N., R. 116 W.,  
Sec. 1, tract 108 (formerly part of lot 14 and SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ );  
T. 22 N., R. 116 W.,  
Sec. 8, SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ;  
Sec. 15, lot 2;  
Sec. 24, lots 3, 4, 6, 7, 8, 9, and 10, and SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ ;  
Sec. 25, N  $\frac{1}{2}$  NW  $\frac{1}{4}$ ;  
Sec. 33, lots 1, 8, 9, 10, 11, 16, 17, and 22.  
T. 23 N., R. 117 W.,  
Sec. 24, lots 4 and 5;  
Sec. 26, lots 1, 2, 3, and 5, and SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , E  $\frac{1}{2}$  NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , and SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ .

The areas described, including both public and nonpublic lands, aggregate 922.25 acres, of which 792.67 acres are public lands.

The following described lands are nonpublic:

T. 21 N., R. 116 W.,  
Sec. 1, tract 108 (formerly part of lot 14 and SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ );  
T. 23 N., R. 117 W.,  
Sec. 26, lots 1, 2, 3, and 5, and SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , E  $\frac{1}{2}$  NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , and SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ .

Containing 129.58 acres.

The public lands are located in central Lincoln County in southwestern Wyoming. Vegetation is primarily sagebrush grassland associations and the lands are typical grazing lands in this portion of Wyoming. Of these lands, all but 156.22 acres will remain withdrawn for other purposes.

2. At 10 a.m. on May 20, 1969, the public lands shall be open to the operation of the public land laws generally, including the mining laws, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on May 20, 1969, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing. The lands have been open to applications and offers under the mineral leasing laws.

Inquiries concerning the lands should be addressed to the Manager, Land Office,



## RULES AND REGULATIONS

Bureau of Land Management, Cheyenne,  
Wyo.

HARRISON LOESCH,  
*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[P.R. Doc. 69-4588; Filed, Apr. 17, 1969;  
8:47 a.m.]

[Public Land Order 4615]

[Wyoming 0321078]

# WYOMING

## Revocation of Air Navigation Site Withdrawal No. 215

By virtue of the authority contained  
in section 4 of the act of May 24, 1928  
(45 Stat. 728; 49 U.S.C. 214), it is ordered  
as follows:

Public Land Order No. 235 of June 9,  
1944, withdrawing the following de-

scribed land as Air Navigation Site No.  
215, is hereby revoked:

SIXTH PRINCIPAL MERIDIAN

T. 18 N., R. 106 W.,

Sec. 8, NW  $\frac{1}{4}$  SE  $\frac{1}{4}$  NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ .

Containing 2.5 acres in Sweetwater  
County.

The land is located in southwestern  
Wyoming in an area that is rough to  
broken and cut by numerous drainages.  
Vegetative cover is primarily sagebrush  
grassland associations and salt sage  
flats. The land is withdrawn from all  
forms of appropriation by Executive Or-  
der No. 5327 as supplemented by Public  
Land Order No. 4522.

HARRISON LOESCH,  
*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[P.R. Doc. 69-4578; Filed, Apr. 17, 1969;  
8:46 a.m.]



# Proposed Rule Making

## DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 9524]

### AIRWORTHINESS DIRECTIVES

#### Certain Dowty Rotol Propellers Installed on British Aircraft Corp. (Vickers) Viscount 744 and 745D Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive (AD) applicable to Dowty Rotol Propellers Type Nos. (c) R.130/4-20-4/12E and (c) R.148/4-20-4/21E installed on British Aircraft Corp. (Vickers) Viscount 744 and 745D airplanes. There have been cases of cracked threads on propeller hub arms reported on certain Dowty Rotol propellers installed on BAC (Vickers) Viscount 744 and 745D airplanes. Since this condition is likely to exist or develop in other products of the same type design, the proposed airworthiness directive would require inspection for cracked threads on propeller hub arms and replacement if necessary, and would impose service life limits for hub and driving center assemblies.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket and notice number and be submitted in duplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before May 19, 1969, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

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

tion 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

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

**Dowty Rotol.** Applies to Dowty Rotol Propellers Type Nos. (c) R.130/4-20-4/12E and (c) R.148/4-20-4/21E installed on British Aircraft Corp. (VICKERS) Viscount 744 and 745D airplanes.

Compliance required as indicated, unless already accomplished.

(a) For Type No. (c) R.130/4-20-4/12E propellers installed on Model 745D, Viscount airplanes and for Type No. (c) R.148/4-20-4/21E propellers installed on Model 744 Viscount airplanes, accomplish the following:

(1) For propellers having hubs with 15,000 or more hours' time in service on the effective date of this AD, accomplish the inspection required by paragraph (3) of this section within the next 400 hours' time in service after the effective date of this AD, or before 3,000 hours' time in service since the last inspection, whichever occurs later. Thereafter, repeat this inspection at intervals not to exceed 3,000 hours' time in service from the last inspection.

(2) For propellers having hubs with less than 15,000 hours' time in service on the effective date of this AD, accomplish the inspection required by paragraph (3) of this section before 3,000 hours' time in service has accumulated since the last inspection, or before the accumulation of a total of 15,400 hours' time in service, whichever occurs later. Thereafter, repeat this inspection at intervals not to exceed 3,000 hours' time in service from the last inspection.

(3) Inspect the hub arm threads including binocular inspection and crack testing in accordance with Dowty Rotol Limited Service Bulletin No. 61-608, Revision 1, dated June 1968, or later ARB-approved issue, or an FAA-approved equivalent method. If cracked threads are detected during any inspection, before further flight, replace the propeller hub with a serviceable part of the same part number.

(b) For Hub and Driving Center Assembly P/Nos. RA.48546, RA.59601, and RA.59602 installed on propellers having serial numbers listed in paragraph (c) accomplish the following:

(1) Remove from service all hub and driving center assemblies having 20,000 or more hours' time in service on the effective date of this AD within the next 400 hours' time in service after the effective date of this AD.

(2) Remove from service all hub and driving center assemblies having less than 20,000 hours' time in service on the effective date of this AD, within the next 400 hours' time in service after the effective date of this AD, or upon the accumulation of a total of 20,000 hours' time in service, whichever occurs later.

#### (c) Propeller Serial Numbers.

DRG. 12/61	99369	99620
DRG. 13/61	99375	99621
DRG. 15/61	99377	99741
574	99381	99742
5733	99386	99743
57265	99388	99745
57268	99395	99749
98338	99396	99752
99180	99397	99754
99186	99399	99759
99187	99403	99766
99190	99405	99771
99191	99407	99772
99198	99409	99784
99207	99410	99791
99211	99411	99800
99217	99413	99804
99218	99417	100024
99220	99427	100025
99221	99429	100040
99222	99434	101579
99224	99437	101584
99231	99440	101586
99235	99443	101804
99239	99468	101929
99241	99472	101985
99244	99546	101986
99266	99557	101987
99267	99568	102041
99268	99573	102046
99269	99575	102052
99270	99577	102071
99272	99578	102073
99275	99579	102148
99276	99580	102149
99278	99587	102152
99281	99594	102166
99283	99596	102167
99284	99597	102168
99323	99600	102170
99330	99603	102184
99337	99606	102257
99339	99609	102259
99341	99613	102349
99352	99614	102489
99353	99615	
99368	99617	

(d) For hub and driving center assembly having P/Nos. listed in paragraph (e), accomplish the following:

(1) Remove from service all hub and driving center assemblies having 30,000 or more hours' time in service on the effective date of this AD, within the next 400 hours' time in service after the effective date of this AD.

(2) Remove from service all hub and driving center assemblies having less than 30,000 hours' time in service on the effective date of this AD within the next 400 hours' time in service after the effective date of this AD, or upon the accumulation of a total of 30,000 hours' time in service, whichever occurs later.

#### (e) Hub and Driving Center Assembly Part Numbers.

RA41744	RA45155	RA48546
RA44761	RA45155/1	RA49557
RA44761/1	RA45155/2	RA56345
RA44761/2	RA47436	RA58184
RA44761/3	RA47436/2	RA59601
RA44761/4	RA47436/4	RA59602
RA44761/5	RA47592	



Issued in Washington, D.C., on  
April 10, 1969.

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

[F.R. Doc. 69-4586; Filed, Apr. 17, 1969;  
8:47 a.m.]

#### [ 14 CFR Part 75 ]

[Airspace Docket No. 68-SW-62]

#### JET ROUTES

##### Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 75 of the Federal Aviation Regulations that would realign and extend J-3 from Springfield, Mo., via Kingfisher, Okla.; to Amarillo, Tex.; and that would renumber the existing segment of J-8 from Oklahoma City, Okla., via Tulsa, Okla.; to Springfield as J-98.

This action would provide a bypass route around Oklahoma City and thus reduce congestion and workload by removing some of the en route traffic from the traffic arriving and departing the Oklahoma City terminal area.

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

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

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

Issued in Washington, D.C., on  
April 10, 1969.

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

[F.R. Doc. 69-4583; Filed, Apr. 17, 1969;  
8:46 a.m.]

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### [ 36 CFR Part 7 ]

### MESA VERDE NATIONAL PARK, COLO.

#### Protection of Prehistoric Ruins and Visitors

Notice is hereby given that pursuant to the authority contained in section 3 of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 3), the Act of June 29, 1906 (34 Stat. 616, as amended; 16 U.S.C. 111), and the Act of April 25, 1928 (45 Stat. 458; 16 U.S.C. 117), 245 DM1 (27 F.R. 6395), National Park Service Order No. 34 (31 F.R. 4255), as amended, Regional Director, Southwest Region Order No. 4 (31 F.R. 8134), as amended, it is proposed to revise § 7.39 of Title 36 of the Code of Federal Regulations as set forth below.

The purpose of this revision is to revoke regulations concerning hospital charges. The services and charges described in that regulation are no longer applicable inasmuch as only first aid treatment is now given in the park. The revision will also revoke regulations on speed which are no longer necessary in view of the provisions of Part 4 of this chapter. The regulation concerning the admission of commercial automobiles and buses is also revoked since Mesa Verde National Park is no longer listed among those parks in which the commercial transportation of passengers by motor vehicle is prohibited. Two new regulations are added to provide for the protection of the extremely fragile prehistoric ruins and for the protection of the visitor. Visitation to the cliff dwellings will be permitted only when persons are accompanied by uniformed National Park Service employees. This is for the protection, not only of the ruins themselves which are extremely fragile and cannot be replaced, but also for the protection of the visitor since the ruins are unstable.

Scientists and groups of scientists engaged in scientific study of the ruins may be authorized by the Superintendent to visit the ruins without such a National Park Service employee.

For the protection of numerous ruins which are scattered throughout the park

and for the protection of the visitor in rugged terrain, hiking will be restricted to designated trails. Persons hiking on the Pictograph Point or Spruce Canyon Trails will be required to register with the Superintendent before beginning the hike.

It is the policy of the National Park Service to afford the public an opportunity to participate in the rulemaking process. Accordingly, written comments, suggestions, or objections may be submitted to the Superintendent, Mesa Verde National Park, within 30 days of the publication of this notice in the *FEDERAL REGISTER*.

(5 U.S.C. 553; 39 Stat. 535; 16 U.S.C. 3; 34 Stat. 616; 16 U.S.C. 111; 45 Stat. 458; 16 U.S.C. 117)

Section 7.39 of Title 36 of the Code of Federal Regulations is revised to read as follows:

#### § 7.39 Mesa Verde National Park.

(a) Visiting of cliff dwellings is prohibited except when persons are accompanied by a uniformed National Park Service employee. However, the Superintendent may issue special written permits to persons engaged in scientific investigations authorizing such persons to visit the cliff dwellings without escort. The Superintendent shall approve issuance of a permit provided:

(1) That the investigation plan proposed, in purpose and in execution, is compatible with the purposes for which the park was established;

(2) That the investigation proposed will not jeopardize the preservation of park resources;

(3) That the study undertaken will have demonstrable value to the National Park Service in its management or understanding of park resources; and

(4) That the permit applicants are adequately experienced and equipped so as to insure that the objectives of paragraphs (a) (1), (2), and (3) of this section will be obtained.

(b) Hiking is permitted only on trails designated for that purpose by the Superintendent by the posting of appropriate signs or by marking on a map which shall be available for inspection by the public at park headquarters and other convenient locations within the park. Persons hiking on the Pictograph Point or Spruce Canyon Trails must register in advance with the Superintendent.

MEREDITH M. GUILLET,  
Superintendent,  
Mesa Verde National Park.

[F.R. Doc. 69-4579; Filed, Apr. 17, 1969;  
8:46 a.m.]



# Notices

## DEPARTMENT OF COMMERCE

Business and Defense Services  
Administration

### UNIVERSITY OF CINCINNATI

#### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Scientific Instrument Evaluation Division, Department of Commerce, Washington, D.C.

Docket No. 69-00238-33-46500. Applicant: University of Cincinnati, Kettering Laboratory, Eden and Bethesda Avenues, Cincinnati, Ohio 45219. Article: Ultramicrotome, Model LKB 8800 Ultratome III, Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used in connection with the subcellular localization of various constituents of the central nervous system, particularly those concerned with neurotransmission; and research concerned with the biological effects of various trace metals, both essential and nonessential. For these investigations it is necessary to prepare ultrathin sections in series and equal thickness. Because the thickness of the sections has to be altered at times it is important that the operator be able to do this quickly and easily over a range from 50-angstrom units to 2 microns. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. Reasons: The foreign article has a minimum thickness capability of 50 angstroms. The most closely comparable domestic ultramicrotome is the Model MT-2, manufactured by Ivan Sorvall, Inc. (Sorvall), which has a minimum thickness capability of 100 angstroms. The thinner the specimens, the more is it possible to utilize the utmost resolving power of the electron microscope for which the specimens are being prepared. We are advised by the Department of Health, Education, and Welfare (HEW) in its memorandum dated March 12, 1969, that for the purposes for which the specimens are being prepared, the applicant requires the highest attainable resolution. There-

fore, the better thin sectioning capability of the foreign article is a pertinent characteristic. The applicant also requires long series of ultrathin sections in order to localize the specific ultrastructures of interest to the research program. HEW also advises in cited memorandum that only ultramicrotomes equipped with thermal advance systems, such as the foreign article, have performed satisfactorily in producing long series of ultrathin sections. For the foregoing reasons, we find that the Sorvall Model MT-2 is not of equivalent scientific value to the foreign article for such purposes as this article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Assistant Administrator for In-  
dustry Operations, Business  
and Defense Services Admin-  
istration.

[F.R. Doc. 69-4567; Filed, Apr. 17, 1969;  
8:45 a.m.]

### GEORGETOWN UNIVERSITY

#### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Scientific Instrument Evaluation Division, Department of Commerce, Washington, D.C.

Docket No. 69-00187-01-77030. Applicant: Georgetown University, 37th and O Streets, Washington, D.C. 20007. Article: Nuclear magnetic resonance spectrometer, Model HFX-3/2, Manufacturer: Bruker-Physik AG, West Germany. Intended use of article: The article will be used to obtain spectra of various nuclei while operating in a locked mode on protons and also to conduct experiments on nuclei that have been observed previously such as, protons, carbon, phosphorus, and nitrogen, primarily for heteronuclear decoupling, as well as nucleus, tungsten, which heretofore has not been observed. Also, to conduct double and triple resonance experiments on organic compounds, as well as, heteronuclear specific band and very wide

band (5 KHz) decoupling. Comments: Comments regarding this application have been received from Varian Associates (Varian) which alleges inter alia that "a NMR (nuclear magnetic resonance) Spectrometer of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States." (Varian comments dated Oct. 25, 1968.) Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article for such purposes as this article is intended to be used was being manufactured in the United States and was available so that the applicant could have obtained such instrument or apparatus without unreasonable delay.

Reasons: At the time the applicant determined its technical requirements for a nuclear magnetic resonance spectrometer and placed its order for the foreign article, the most closely comparable domestic instrument was the Varian Model HA-100D. Varian offered this model as an interim instrument, pending the production of a newly developed Model HA-100-15D which was promised for delivery "by Spring 1969." (Item 4 of Varian's comments and Varian's quotation of July 23, 1968, attached thereto.) We are advised by the National Bureau of Standards (NBS) (memorandum dated March 6, 1969, that "For the experimental program intended by the applicant \* \* \* a 15-inch electromagnet and power supply, a 12 mm variable temperature probe and RF unit for <sup>1</sup>H, a 12 mm probe and RF unit for <sup>13</sup>C, a 12 mm probe and RF unit for <sup>31</sup>P, a 12 mm probe and RF unit for <sup>15</sup>N, heteronuclear and homonuclear decouplers, Fourier transform capability, INDOOR technique capability and a true frequency synthesizer are all pertinent characteristics, i.e., the lack of any one of them would mean that the applicant could not perform his experimental program as intended." NBS further advised that the Varian Model HA-100D offered as an interim instrument does not provide a 15-inch electromagnet, does not allow the study of carbon-13, and does not possess the capability for internuclear double resonance experiments, whereas the foreign article possesses these pertinent characteristics. The Varian Model HA-100-15D which was offered to the applicant on a money-back guarantee, would not have been available until Spring of 1969 with the actual delivery date unspecified, whereas the delivery of the foreign article was scheduled for 90 days after receipt of order. In this regard, the Department of Health, Education, and Welfare (HEW) (memorandum dated Jan. 27, 1969) advised that "the nine (9) month delay in delivery of the domestic instrument (Varian Model HA-100-15D) \* \* \* would significantly impair achievement of the



objectives of the applicant's \* \* \* program." For the foregoing reasons, we find that at the time the applicant determined its technical requirements for a nuclear magnetic resonance spectrometer and placed its order for the foreign article, no instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, was being manufactured in the United States within the context of § 602.1(f) of above-cited regulations.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article for such purposes as this article is intended to be used, which was being manufactured in the United States and available without unreasonable delay at the time the applicant determined its technical requirements for a nuclear magnetic resonance spectrometer and placed its order for the foreign article.

CHARLEY M. DENTON,  
Assistant Administrator for Industry Operations, Business and Defense Services Administration.

[F.R. Doc. 69-4568; Filed, Apr. 17, 1969; 8:45 a.m.]

#### UNIVERSITY OF ILLINOIS

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Scientific Instrument Evaluation Division, Department of Commerce, Washington, D.C.

Docket No. 69-00269-33-46500. Applicant: University of Illinois, Urbana Campus, 223 Administration Building, Urbana, Ill. 61801. Article: Ultramicrotome, Model LKB 8800A Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used for research work on viruses and their effect on structural and functional integrity of cells. This work requires the utilization of all the resolving power an electron microscope can provide. To use this power, it is essential to obtain ultrathin serial sections of high quality and even thickness. The instrument should have a capacity to provide sections, for thickness of which would range from 50-angstrom units to 2 microns. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufac-

tured in the United States. Reasons: The foreign article has a minimum thickness capability of 50 angstroms. The most closely comparable domestic ultramicrotome is the Model MT-2, manufactured by Ivan Sorvall, Inc., which has a minimum thickness capability of 200 angstroms. The thinner the specimen to be examined under an electron microscope, the better is the attainable resolution. We are advised by the Department of Health, Education, and Welfare (memorandum dated Mar. 13, 1969), that the research program of the applicant requires long series of ultrathin uniform sections to less than 100 angstroms in thickness. We therefore find that the lower minimum thickness capability of the foreign article is a pertinent characteristic and, for this reason, that the Sorvall Model MT-2 is not of equivalent scientific value to the foreign article for the purposes for which the article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Assistant Administrator for Industry Operations, Business and Defense Services Administration.

[F.R. Doc. 69-4569; Filed, Apr. 17, 1969; 8:45 a.m.]

#### NEW YORK UNIVERSITY MEDICAL CENTER ET AL.

##### Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Scientific Instrument Evaluation Division, Business and Defense Services Administration, Washington, D.C. 20230, within 20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967, issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Scientific Instrument Evaluation Division, Department of Commerce, Washington, D.C.

A copy of each comment filed with the Director of the Scientific Instrument Evaluation Division must also be mailed

or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 69-00481-33-46500. Applicant: New York University Medical Center, 550 First Avenue, New York, N.Y. 10016. Article: Ultramicrotome, Model LKB 8800 Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used in conjunction with studies concerning the biological effects of Vitamin A, using the electron microscope for localizing the sites of storage of this lipid. The microtome employed in sectioning has to be able to cut lipid-rich material of uneven densities. For this reason, knife angles must be judged and cutting speeds adjusted over the widest possible range, preferably from 0.1 to 20 mm. per second. Sections are required to be cut from 2 microns to 50 angstroms for both light microscopy and high resolution microscopy. Application received by Commissioner of Customs: March 21, 1969.

Docket No. 69-00482-67-25300. Applicant: The University of Chicago, Operator of Argonne National Laboratory, 9700 South Cass Avenue, Argonne, Ill. 60439. Article: Electric discharge machine, Model AB 0.5 FS. Manufacturer: AGIE Industrial Electronics, Ltd., Switzerland. Intended use of article: The article is needed for research on the mechanical properties of materials. Specifically, it will be used for the strain-free cutting, planning, and shaping of single crystals of various materials, presently mainly copper and aluminum. The cutting is necessary to remove from grown specimens their seed crystals for use in further growing of specimens of identical crystallographic orientation. The planning is necessary to prepare compression specimens with accurately flat and parallel faces (to  $\pm 0.0005''$ ). The shaping is necessary to produce a reduced cross section for specimens usable in push-pull cycling; the lateral position and the orientation of the reduced section must be accurate to  $\pm 0.001''$  and one-fourth degree, respectively. Application received by Commissioner of Customs: March 21, 1969.

Docket No. 69-00483-77-88600. Applicant: University of California, Lawrence Radiation Laboratory, East End of Hearst Avenue, Berkeley, Calif. 94720. Article: Shielding windows. Manufacturer: Schott Optical Glass, Inc., West Germany. Intended use of article: The article will be used for viewing radioactive specimens in Berkeley Boxes (radio-active sealed lead-lined glove boxes developed at the Lawrence Radiation Laboratory). This requires a lead shielding glass in which approximately 1 inch of glass is equal to one-half inch of lead. Glass must be free from visual distortion or waviness, with maximum light transmission, and allow one color to be distinguished from another. Application received by Commissioner of Customs: March 21, 1969.



Docket No. 69-00484-33-46040. Applicant: University of Iowa, Department of Anatomy, Medical Research Center, Iowa City, Iowa 52240. Article: Electron microscope, Model Elmiskop 101. Manufacturer: Siemens AG, West Germany. Intended use of article: The article will be used for biological research projects in progress as indicated below:

A. Computerization of electron densitometric data obtained from screen of electron microscope in quantitative and three dimensional studies of the nervous system.

B. Comparative quantitative studies between light microscopy and low magnification electron microscopic techniques, specifically with regard to nerve fiber size spectra.

C. High resolution electron microscopy of nerve twig myelin and axoplasm with different functions.

D. Three-dimensional reconstructions of mm-long mammalian muscle spindles.

E. High resolution negative staining technic in characterization of protein-polysaccharide-complexes of unknown size and composition in embryonic connective tissue from mice.

F. High resolution electron microscopy of ferritin-tagged antibodies against glucagon and insulin in pancreatic in-vitro systems and of antibodies against pituitary hormones.

G. Ultrastructural radioautography with  $^{125}\text{I}$  and  $\text{H}^3$  on frog muscle spindles and the immunology of human lymphocytes.

H. Ultrastructural cytochemistry of muscle spindles, in implantation studies of fertilized hamster ova, gingival reactions to steroid hormones, periodontal disease and cytology of rat pituitaries.

I. Aerosol particle counts and measurements in conjunction with dental drilling.

J. Training of students in three dimensional ultrastructure, high resolution electron microscopy and maintenance of different makes of a modern electron microscope.

Application received by Commissioner of Customs: March 21, 1969.

Docket No. 69-00485-33-46040. Applicant: Texas Technological College, Lubbock, Tex. 79409. Article: Electron microscope, Model HS-8. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used to train students in the principles of biological electron microscopy. The primary scientific objective for which this instrument will be used is to train biological scientists. Beginning students will be composed of both undergraduate and graduate students in all fields of biology. In addition, they will complete neophytes in electron microscopy. The biological electron microscopy course will have a maximum of 15 students. The course is given for 2 hours per week for one semester of 15 weeks. Application received

by Commissioner of Customs: March 21, 1969.

CHARLEY M. DENTON,  
Assistant Administrator for Industry Operations, Business and Defense Services Administration.

[F.R. Doc. 69-4570; Filed, Apr. 17, 1969; 8:45 a.m.]

#### SINAI HOSPITAL OF DETROIT

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Scientific Instrument Evaluation Division, Department of Commerce, Washington, D.C.

Docket No. 69-00235-33-46500. Applicant: Sinai Hospital of Detroit, 6767 West Outer Drive, Detroit, Mich. 48235. Article: Ultramicrotome, Model LKB 8800A Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used for studying experimental atherosclerosis and ultrastructural histochemistry, as well as various aspects of diabetes on hamster, and insulin-producing tumors. The studies of histochemical localization under the electron microscope require the ability to cut sections from 50 angstroms to 2 microns. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. Reasons: The foreign article has a minimum thickness capability of 50 angstroms. The most closely comparable domestic instrument is the Model MT-2 ultramicrotome manufactured by the Ivan Sorvall, Inc. (Sorvall), which has a minimum thickness capability of 100 angstroms. The thinner the section, the more is it possible to utilize the ultimate resolving capabilities of the electron microscope for which the sections will be prepared. For the purposes for which specimens will be prepared, the best attainable resolution and, consequently, the thinnest possible sections are necessary (memorandum of the Department of Health, Education, and Welfare (HEW) dated Mar. 13, 1969). The applicant also requires long series of ultrathin sections, as a means of locating the particular ultrastructures of interest to the research program. In cited

memorandum, HEW advises that for serial sectioning of ultrathin specimens, only ultramicrotomes with thermal advance systems such as employed in the foreign article have proven satisfactory. The Sorvall Model MT-2 employs a geared mechanical advance mechanism. For the foregoing reasons, we find that the Sorvall MT-2 is not of equivalent scientific value to the foreign article for such purposes as this article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
Assistant Administrator for Industry Operations, Business and Defense Services Administration.

[F.R. Doc. 69-4571; Filed, Apr. 17, 1969; 8:45 a.m.]

#### Maritime Administration

[Docket S-237]

#### DELTA STEAMSHIP LINES, INC.

##### Notice of Application

Notice is hereby given of the application dated April 14, 1969, of Delta Steamship Lines, Inc., for written permission under section 805(a) of the Merchant Marine Act, 1936, as amended, for its owned vessel the "SS Delta Brasil" to load (commencing in late April or early May 1969) about 500 to 750 tons of bundled lumber for transportation from Mobile, Ala., to San Juan, P.R.

Interested parties may inspect this application in the Office of Government Aid, Maritime Administration, Room 4077, GAO Building, 441 G Street NW., Washington, D.C.

Any person, firm, or corporation having any interest (within the meaning of section 805(a)) in such application and desiring to be heard on issues pertinent to section 805(a) or desiring to submit a written statement with reference to the application must, by close of business on April 24, 1969, file same with the Secretary, Maritime Subsidy Board/Maritime Administration, in writing, in triplicate, together with petition for leave to intervene which shall state clearly and concisely the grounds of interest, and the alleged facts relied on for relief.

Notwithstanding anything in § 201.78 of the rules of practice and procedure (46 CFR Part 201), petitions for leave to intervene received after the close of business April 24, 1969, will not be considered in this proceeding.

If no petitions for leave to intervene are received within the specified time, or if it is determined that petitions filed do not demonstrate sufficient interest to warrant a hearing, the Maritime Sub-



sidy Board/Maritime Administration will take such action as may be deemed appropriate.

In the event petitions regarding the relevant section 805(a) issues are received from parties with standing to be heard, a hearing has been tentatively scheduled for April 28, 1969, at 10 a.m. in Room 4519, GAO Building, 441 G Street NW., Washington, D.C. The purpose of the hearing will be to receive evidence under section 805(a) relative to whether the proposed operation (a) could result in unfair competition to any person, firm, or corporation operating exclusively in the coastwise or inter-coastal service or (b) would be prejudicial to the objects and policy of the Act relative to domestic trade operations.

Dated: April 17, 1969.

By Order of the Maritime Subsidy Board, Maritime Administration.

JAMES S. DAWSON, Jr.  
Secretary.

[F.R. Doc. 69-4730; Filed, Apr. 17, 1969; 10:31 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 Office of the Secretary of Defense to fill by non-career executive assignment in the excepted service the position of Special Assistant to the Assistant Secretary of Defense (Administration).

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 69-4618; Filed, Apr. 17, 1969; 8:50 a.m.]

### DEPARTMENT OF THE INTERIOR

#### 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 authorized the Department of the Interior to fill by non-career executive assignment in the excepted service the position of Assistant to the Secretary (Federal-State Relations).

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 69-4620; Filed, Apr. 17, 1969; 8:50 a.m.]

### DEPARTMENT OF TRANSPORTATION

#### 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 Transportation to fill by non-career executive assignment in the excepted service the position of Deputy Assistant Secretary for Urban Systems and Environment.

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 69-4621; Filed, Apr. 17, 1969; 8:50 a.m.]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### ASSISTANT REGIONAL ADMINISTRATOR FOR EQUAL OPPORTUNITY, REGION II (PHILADELPHIA)

#### Redelegation of Authority With Respect to Fair Housing

SECTION A. Authority with respect to fair housing. The Assistant Regional Administrator for Equal Opportunity is authorized to exercise the power and authority of the Secretary of Housing and Urban Development under title VIII (Fair Housing) of the Civil Rights Act of 1968, Public Law 90-284, 42 U.S.C. 3601-3619, except the authority to:

1. Make studies and publish reports under section 808(e) of the Act.
2. Issue rules and regulations.

SEC. B. Authority to redelegate. The Assistant Regional Administrator for Equal Opportunity is further authorized to redelegate to subordinate employees the authority of the Secretary to administer oaths under section 811(a) of the Act, 42 U.S.C. 3611(a).

(Redelegation of authority by Assistant Secretary for Equal Opportunity effective Jan. 15, 1969 (34 F.R. 946, Jan. 22, 1969))

Effective date: This redelegation of authority shall be effective upon publication in the FEDERAL REGISTER.

WARREN P. PHELAN,  
Regional Administrator, Region II.

[F.R. Doc. 69-4622; Filed, Apr. 17, 1969; 8:50 a.m.]

### CERTAIN HUD EMPLOYEES IN REGION II (PHILADELPHIA)

#### Redelegation of Authority to Administer Oaths

Each of the following named employees in the Department of Housing and Urban Development, Region II (Philadelphia), is hereby authorized to administer oaths under section 811(a) of the Civil Rights Act of 1968, Public Law 90-284, 42 U.S.C. 3611(a):

1. Wagner D. Jackson.
2. William M. Cousins.
3. Walter L. Purnell.
4. Karl O. Jackson.
5. Robert H. Myers, Jr.
6. Benton C. Epps.

(Redelegation of authority by Regional Administrator effective Apr. 18, 1969 (F.R. Doc. 69-4622, 34 F.R. 6664, Apr. 18, 1969))

Effective date: This redelegation of authority shall be effective upon publication in the FEDERAL REGISTER.

WAGNER D. JACKSON,  
Assistant Regional Administrator  
for Equal Opportunity, Region II.

[F.R. Doc. 69-4623; Filed, Apr. 17, 1969; 8:50 a.m.]

## SMALL BUSINESS ADMINISTRATION

[License No. 10/10-0151]

### DOWELL CAPITAL CORP.

#### Surrender of License

Notice is hereby given that Dowell Capital Corp. (Dowell) has, pursuant to § 107.105 of the Regulations governing small business investment companies (13 CFR Part 107.33 F.R. 326), surrendered its license to operate as a small business investment company.

Dowell was incorporated on May 9, 1968, under the laws of the State of Nevada, and issued license number 10-0151 by the Small Business Administration on July 11, 1968.

Dowell was licensed solely to operate under the Small Business Investment Act of 1958, as amended (15 U.S.C. 661 et seq.).

Under the authority vested in the Small Business Investment Act of 1958, as amended, and the regulations promulgated thereunder, the surrender of the license of Dowell is hereby accepted and accordingly, it is no longer licensed to operate as a small business investment company.

Dated: April 10, 1969.

A. H. SINGER,  
Associate Administrator  
for Investment.

[F.R. Doc. 69-4580; Filed, Apr. 17, 1969; 8:46 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 20666]

### AEROVIAS COLOMBIANAS LIMITADA (ARCA)

#### Notice of Hearing

Notice is hereby given pursuant to the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding is assigned to be held on May 22, 1969, at 10 a.m., d.s.t., in Room 911, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned examiner.



Dated at Washington, D.C., April 14, 1969.

[SEAL]

JOHN E. FAULK,  
Hearing Examiner.

[F.R. Doc. 69-4592; Filed, Apr. 17, 1969;  
8:47 a.m.]

## FEDERAL HOME LOAN BANK BOARD

### GIBRALTAR FINANCIAL CORPORATION OF CALIFORNIA

#### Notice of Receipt of Application for Permission To Acquire Control of City Savings and Loan Association

APRIL 15, 1969.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from the Gibraltar Financial Corporation of California, Beverly Hills, Calif., for permission to acquire City Savings and Loan Association, San Francisco, Calif., under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730(a)) and § 584.4 of the regulations for Savings and Loan Holding Companies (12 CFR § 584.4). The proposed acquisition is to be effected by the acquisition of at least 80 percent of the City Savings and Loan Association's non-escrowed outstanding shares. Comments on the proposed acquisition should be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20052, within 30 days of the date this notice appears in the FEDERAL REGISTER.

[SEAL]

JACK CARTER,  
Secretary.

Federal Home Loan Bank Board.

[F.R. Doc. 69-4590; Filed, Apr. 17, 1969;  
8:47 a.m.]

## FEDERAL POWER COMMISSION

[Docket No. G-11181 etc.]

### GAS GATHERING CORP. ET AL.

#### Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates<sup>1</sup>

APRIL 10, 1969.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before May 8, 1969, file with the Federal Power Com-

mission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules.

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 all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to

intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given: *Provided, however*, That pursuant to § 2.56 of the Commission's General Policy and Interpretations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after July 1, 1967, without further notice, will contain a condition precluding any filing of an increased rate at a price in excess of that designated for the particular area of production for the period prescribed therein unless at the time of filing such certificate application, or within the time fixed for filing protests or petitions to intervene, the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

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

GORDON M. GRANT,  
Secretary.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
G-11181 C 3-28-69	Gas Gathering Corp., Post Office Box 519, Hammond, La. 70401.	Transcontinental Gas Pipe Line Corp., South Klondike Field, Iberville Parish, La.	22.0	15,025
G-16367 D 3-24-69	Mobil Oil Corp. (Operator) et al., Post Office Box 1774, Houston, Tex. 77001.	Transwestern Pipeline Co., Feldman Field, Hemphill and Lipscomb Counties, Tex.	(9)	-----
CI69-32 G 4-1-69	Texaco, Inc., Post Office Box 52332, Houston, Tex. 77052.	El Paso Natural Gas Co., LaBarge Field, Lincoln County, Wyo.	15.384	15,025
CI65-256 E 3-27-69	Atlantic Richfield Co. <sup>2</sup> (successor to Irwin Miller), Post Office Box 321, Tulsa, Okla. 74102.	Consolidated Gas Supply Corp., South Bosco Field, Lafayette and Acadia Parishes, La.	17.5	15,025
CI67-557 E 3-27-69	do <sup>3</sup>	Trunkline Gas Co., East Lake Arthur Field, Jefferson Davis Parish, La.	19.5	15,025
CI68-691 C 3-21-69	Atlantic Richfield Co. <sup>2</sup>	Natural Gas Pipeline Co. of America, Lochridge Area, Ward County, Tex.	16.5	14.65
CI68-1023 (G-13096) C 3-17-69	William C. Russell (Operator) et al., 1775 Broadway, New York, N.Y. 10019.	El Paso Natural Gas Co., Chacra Wildcat Field, San Juan County, N. Mex.	13.0	15,025
CI68-1142 C 3-17-69 as amended 3-24-69	Weldon C. Julander, 508 Security Bldg., 650 17th St., Denver, Colo. 80202.	El Paso Natural Gas Co., Ballard Pictured Cliffs Field, Rio Arriba County, N. Mex.	13.0	15,025
CI68-1246 C 3-28-69	C. J. Pinner (Operator) et al., 1517 Bank of the Southwest Bldg., Houston, Tex. 77002.	Arkansas Louisiana Gas Co., Gilmer (Cotton Valley) Field, Upshur County, Tex.	12.1232	14.65
CI69-526 C 4-4-69	Cayman Corp., Ltd., Post Office Box 2099, Palos Verdes Peninsula, Calif. 90274.	Northern Natural Gas Co., Mocane-Laverne Field, Harper County, Okla.	17.0	14.65
CI69-715 A 1-31-69 4-1-69	Texaco, Inc., Post Office Box 52332, Houston, Tex. 77052.	Arkansas Louisiana Gas Co., Cedar Springs Field, Upshur County, Tex.	13.4426 13.1894	14.65
CI69-827 A 3-3-69	Texaco, Inc. (Operator) et al. <sup>4</sup>	El Paso Natural Gas Co., Azalia Field, Midland County, Tex.	14.5	14.65
CI69-902 A 3-24-69	Bachus Oil Co., 721 East Central, Wichita, Kans. 67202.	Cities Service Gas Co., Hardtoe Field, Barber County, Kans.	12.0	14.65
CI69-903 A 3-26-69	Eastern Exploration and Development Co., c/o Hays and Co., agent, Post Office Box 590, Spencer, W. Va. 25276.	Cabot Corp., acreage in Calhoun County, W. Va.	17.5	15,325
CI69-905 A 3-27-69	Horizon Oil & Gas Co. of Texas, 1216 Hartford Bldg., Dallas, Tex. 75201.	Northern Natural Gas Co., Horizon Cleveland Field, Hausford County, Tex.	17.0	14.65
CI69-906 A 3-27-69	Continental Oil Co., Post Office Box 2197, Houston, Tex. 77001.	El Paso Natural Gas Co., Blanco Field, San Juan Basin, San Juan County, N. Mex.	13.0	15,025
CI69-907 A 3-27-69	Perry R. Raas, Inc., Operating agent for S&L Richardson Carbon & Gasoline Co., 1200 Fort Worth National Bank Bldg., Fort Worth, Tex. 76102.	Sea Robin Pipeline Co., Block 16, South Marsh Island Area, Offshore Louisiana.	21.25	15,025
CI69-908 A 3-26-69	Sidwell Oil & Gas, Inc. (Operator) et al., Post Office Box 2475, Pampa, Tex. 79065.	El Paso Natural Gas Co., Tonkawa-Mocane Laverne Field, Beaver County, Okla.	17.0	14.65

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

See footnotes at end of table.

<sup>1</sup> This notice does not provide for consolidation for hearing of the several matters covered herein.



Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
C169-909 A 3-27-69	James Gregg Lea, Post Office Box 127, Shreveport, La. 71102.	Arkansas Louisiana Gas Co., Vixen Field, Caldwell and Ouchita Parishes, La.	18.33	15,025
C169-910 A 3-27-69	Texas Gas Exploration Corp. (Operator) et al., Post Office Box 52316, Houston, Tex. 77052.	Texas Gas Transmission Corp., Elk Creek Field, Hopkins County, Ky.	15.0	15,025
C169-911 A 3-27-69	Lock 3 Oil, Coal & Dock Co. et al., 415 Porter Bldg., Pittsburgh, Pa. 15219.	Cumberland & Allegheny Gas Co., Union District, Barbour County, W. Va.	25.0	15,325
C169-912 A 3-27-69	Dixilyn Corp., Post Office Box 3427, Odessa, Tex. 79760.	Sea Robin Pipeline Co., Block 15, South Marsh Island Area, Offshore Louisiana.	21.25	15,025
C169-913 A 3-27-69	do.	Sea Robin Pipeline Co., Block 16, South Marsh Island Area, Offshore Louisiana.	21.25	15,025

<sup>1</sup> Leases have expired or were canceled.  
<sup>2</sup> Successor to Sinclair Oil Corp.  
<sup>3</sup> No permanent certificate issued; temporary authorization granted only.  
<sup>4</sup> Applicant has agreed to accept certificate conditioned to 18.5 cents per Mcf adjusted for quality as provided in Opinion No. 468, as modified by Opinion No. 468-A.  
<sup>5</sup> Adds acreage acquired from Great Lakes Natural Gas Corp., Docket No. G-13006.  
<sup>6</sup> Includes 0.1532 cent per Mcf tax reimbursement.  
<sup>7</sup> Subject to upward and downward B.t.u. adjustment.  
<sup>8</sup> Application previously noticed Feb. 24, 1969, in Docket No. G-3784 et al. at total initial rates of 13.4001 cents per Mcf for sweet gas and 13.1477 cents per Mcf for sour gas.  
<sup>9</sup> Revised contract summary filed to reflect new rates as shown.  
<sup>10</sup> For sweet gas.  
<sup>11</sup> For sour gas. Subject to 0.25 cent per Mcf downward adjustment for treating sour gas.  
<sup>12</sup> By letter filed Apr. 2, 1969, Applicant agreed to accept certificate conditioned as Opinion No. 468, as modified by Opinion No. 468-A.

[F.R. Doc. 69-4518; Filed, Apr. 17, 1969; 8:45 a.m.]

## FEDERAL RESERVE SYSTEM HAMILTON NATIONAL ASSOCIATES, INC.

### Order Approving Application

In the matter of the application of Hamilton National Associates, Inc., Chattanooga, Tenn., for approval of acquisition of not less than 80 percent of the voting shares of The Hamilton National Bank of Chattanooga, Chattanooga, Tenn.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)), and § 222.3 (a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Hamilton National Associates, Inc., Chattanooga, Tenn., a registered bank holding company, for the Board's prior approval of the acquisition of not less than 80 percent of the voting shares of The Hamilton National Bank of Chattanooga, Chattanooga, Tenn.

As required by section 3(b) of the Act, the Board notified the Comptroller of the Currency of the application and requested his views and recommendation. The Comptroller recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on February 13, 1969 (34 F.R. 2161), providing an opportunity for interested persons to submit comments and views with respect to the proposed transaction. 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 application 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 period is extended for good cause by the Board or by the Federal Reserve Bank of Atlanta pursuant to delegated authority.

Dated at Washington, D.C., this 9th day of April 1969.

By order of the Board of Governors.<sup>2</sup>

[SEAL] ROBERT P. FORRESTAL,  
Assistant Secretary.

[F.R. Doc. 69-4573; Filed, Apr. 17, 1969; 8:45 a.m.]

## FEDERAL TRADE COMMISSION MEMBERSHIP IN TRADE ASSOCIATION

### Refusal

A national trade association recently asked the Commission if the association might properly refuse membership to a member's competitor at the member's insistence.

The Commission noted that, as a general rule, a trade association may deny membership for failure to meet reasonable qualifications, but may not deny membership to a potential member if to do so would unreasonably restrain interstate or foreign trade or commerce.

Since no information was submitted as to why a member publisher would want

<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. 20551, or to the Federal Reserve Bank of Atlanta.

<sup>2</sup> Voting for this action: Chairman Martin and Governors Robertson, Daane, Maisel, Brimmer, and Sherrill. Absent and not voting: Governor Mitchell.

to refuse membership to a competitor or as to what the competitive effects of such a refusal would be, the Commission was unable to be more specific with respect to the question than the statement of the general rule set forth above. In the absence of such information, the Association would have to make its own determination as to the propriety of any specific denial of membership within the confines of the general rule as it applies to conditions which exist in its industry.

Thus while the Commission could not categorically rule that denial of membership under the conditions described would be illegal, it also could not give its affirmative approval to the proposal because of the factual uncertainties involved.

Issued: April 17, 1969.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 69-4564; Filed, Apr. 17, 1969; 8:45 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3909]

BSF CO.

### Order Suspending Trading

APRIL 14, 1969.

The capital stock (66½ cents par value) and the 5¼ percent convertible subordinated debentures due 1969 of BSF Co. being listed and registered on the American Stock Exchange, and such capital stock being listed and registered on the Philadelphia-Baltimore-Washington Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934; and all other securities of BSF Co. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in the said capital stock on such exchanges and in the debentures on the American Stock Exchange, and trading otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 15, 1969 through April 24, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F.R. Doc. 69-4603; Filed, Apr. 17, 1969; 8:48 a.m.]



**CAPITOL HOLDING CORP.****Order Suspending Trading**

APRIL 14, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading otherwise than on a national securities exchange in the common stock and all other securities of Capitol Holding Corp. 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 by summarily suspended, this order to be effective for the period April 15, 1969, through April 24, 1969, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois,  
Secretary.[P.R. Doc. 69-4604; Filed, Apr. 17, 1969;  
8:48 a.m.]

[File No. 7-3068]

**COLT INDUSTRIES, INC. (DELAWARE)****Notice of Application for Unlisted Trading Privileges and of Opportunity for Hearing**

APRIL 14, 1969.

In the matter of application of the Detroit 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:

Colt Industries, Inc. (Delaware). File No. 7-3068.

Upon receipt of a request, on or before April 29, 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. 69-4605; Filed, Apr. 17, 1969;  
8:48 a.m.]

[Files Nos. 7-3069, 7-3070]

**COLT INDUSTRIES, INC. (DELAWARE)  
AND CARTER-WALLACE, INC. (DELAWARE)****Notice of Applications for Unlisted Trading Privileges and of Opportunity for Hearing**

APRIL 14, 1969.

In the matter of applications of the Philadelphia-Baltimore-Washington Stock Exchange for unlisted trading privileges in certain securities.

The above named national securities exchange has filed applications 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 stocks of the following companies, which securities are listed and registered on one or more other national securities exchanges:

File No.

Colt Industries, Inc. (Delaware) ----- 7-3069  
Carter-Wallace, Inc. (Delaware) ----- 7-3070

Upon receipt of a request, on or before April 29, 1969, from any interested person, the Commission will determine whether the application with respect to any of the companies named shall be set down for hearing. Any such request should state briefly the title of the security in which he is interested, 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 any of the said applications 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 with respect to any particular application, such 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. 69-4606; Filed, Apr. 17, 1969;  
8:49 a.m.]

[70-4736]

**CONSOLIDATED NATURAL GAS CO.****Notice of Proposed Amendments to Indentures and Order Authorizing Solicitation of Consents in Connection Therewith**

APRIL 14, 1969.

Notice is hereby given that Consolidated Natural Gas Co ("Consolidated"), 30 Rockefeller Plaza, New York, N.Y. 10020, a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) (2), 7(e), and 12(e) thereof and Rules 62 and 65 promulgated

thereunder as applicable to the proposed transactions. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transactions.

Consolidated had outstanding as of December 31, 1968, 13 series of debentures in the aggregate principal amount of \$329,148,000. Of these 13 series, the last three, in the aggregate principal amount of \$87,186,000, have been issued pursuant to Indentures which permit, among other things, the issue and sale of funded debt and subsidiary preferred stock, as defined, in an aggregate amount equal to 60 percent of consolidated net tangible assets of Consolidated and its subsidiary companies. The 10 earlier series were issued pursuant to Indentures which place such debt limitations at 50 percent. Consolidated proposes to amend certain provisions of each of the six Indentures under which the 10 earlier series of debentures are outstanding so as to change such limitations from 50 percent to 60 percent and thereafter to request the Trustee of each of the six Indentures to execute a Supplemental Indenture which will include such a change. The filing states that interest coverage requirements and other restrictive provisions will remain unchanged.

The declaration further states that holders of 66 2/3 percent of the aggregate principal amount of debentures outstanding under each Indenture must consent to the proposed amendments. The proposed Supplemental Indentures will be executed as the required consents are obtained and delivered to the respective Trustees. Consolidated proposes to solicit written consents from the holders of the ten earlier series of debentures by mail and through officers and employees of the company, and by representatives of an independent agent who has been retained to assist in such solicitation.

Consolidated states that the proposed amendments are in the best interests of the Company and its debenture holders, since the existing 50 percent limitation on the issuance of funded debt could adversely affect the Company's ability to finance the expansion of facilities that may be required in the future. At December 31, 1968, outstanding funded debt as defined in the Indentures represented approximately 43.6 percent of consolidated net tangible assets, but expenditures and capital requirements to meet growing demands for service over the long term are expected to be substantial, and the added flexibility provided by the higher debt rate will be necessary. The Company further states that the 60 percent limitation now being requested conforms generally with debt limits prevailing in the natural gas industry.

The filing states that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions. The fees and expenses to be incurred in connection therewith are estimated not to exceed \$105,000, including \$24,000 in fees of Trustees, \$30,000 for advisor and solicitation services, \$30,000 for service company charges, \$12,500 for printing



charges, \$7,500 for the publication of notices, and \$6,000 for other miscellaneous expenses.

Notice is further given that any interested person may, not later than May 7, 1969, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed, or as it may be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20 (a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

It appearing to the Commission that Consolidated's declaration regarding the proposed solicitation of consents should be permitted to become effective forthwith pursuant to Rule 62:

*It is ordered*, That the declaration regarding the proposed solicitation of consents be, and hereby is, permitted to become effective forthwith pursuant to Rule 62.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 69-4607; Filed, Apr. 17, 1969;  
8:49 a.m.]

[File No. 24B-1526]

#### EMPIRE OF CLINTON, INC.

#### Order Permanently Suspending Exemption

APRIL 14, 1969.

I. Empire of Clinton, Inc. (Empire), 58 Sterling Street, Clinton, Mass., a Delaware corporation located at 58 Sterling Street, Clinton, Mass., filed with the Commission on November 27, 1968, a notification on Form 1-A and an offering circular relating to a proposed offering of 100,000 shares of its 10 cents par value common stock at \$3 per share with net proceeds to the issuer of \$270,000, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b)

thereof and Regulation A promulgated thereunder. The proposed offering was to be underwritten on a firm commitment basis by Myron A. Lomasney and Co., 67 Broad Street, New York, N.Y.

II. The Commission on February 3, 1969, temporarily suspended the Regulation A exemption of Empire of Clinton, Inc., stating that it had reasonable cause to believe from information reported to it by the staff that:

A. The offering circular omitted to state material facts necessary in order to make the statements made in the light of the circumstances under which they were made not misleading, particularly with respect to the following:

1. The financial statements contained in the offering circular are false and misleading in failing to reflect adequately the company's financial position, in that no disclosure was made (i) that the company's right to an interest in a trust account included as an asset with a value of \$71,600 was not certain; (ii) that certain second mortgages carried as an asset on a face value basis of \$79,401 had a current fair value which was significantly less than that stated; and (iii) that certain accounts receivable owed to Empire were owed by other corporations controlled by Mr. Irvin Freedman, the controlling person of Empire, and that some of these corporations were insolvent.

2. The failure to disclose the existence of significant litigation involving claims against Empire and two of its officers as guarantors for the company amounting to approximately \$79,560, which materially affected the financial condition of the company and the proposed use of the proceeds of the offering.

3. The use of proceeds section of the offering circular was false and misleading by failing to disclose that issuer's extensive liabilities were to be repaid from the proceeds of the offering and that the company would not, therefore, realize working capital as shown in the Use of Proceeds for use in expanding its business.

B. The issuer had violated the terms and conditions of the Regulation A exemption in the following respects.

1. Empire used false and misleading sales material which related, directly and indirectly, to the proposed public offering.

2. Empire used sales material, relative to its proposed offering of securities, without filing such material pursuant to Rule 258.

3. Empire offered its securities to the public by the use of false and misleading material which did not contain the information required by Schedule 1 of Form 1-A, in violation of Rule 256(a)(1).

C. The use of the offering circular would operate as a fraud and deceit upon prospective purchasers of the securities offered by Empire of Clinton, Inc., pursuant to Regulation A in violation of section 17(a) of the Securities Act of 1933.

III. No hearing having been requested by the issuer within 30 days after the entry by the Commission of an order temporarily suspending the exemption of the issuer under Regulation A and no hear-

ing having been requested by March 13, 1969, the period by which the Commission extended the time in which to request such a hearing, the Commission finds that it is in the public interest and for the protection of investors to permanently suspend the exemption of the issuer under Regulation A.

*It is ordered*, Pursuant to Rule 261(b) of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption of the issuer under Regulation A be, and it hereby is, permanently suspended.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 69-4608; Filed, Apr. 17, 1969;  
8:49 a.m.]

[File No. 7-3073]

#### LOEW'S THEATRES, INC.

#### Notice of Application for Unlisted Trading Privileges and of Opportunity for Hearing

APRIL 14, 1969.

In the matter of application of the Pacific Coast 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 warrants to purchase common stock of the following company, which security is listed and registered on one or more other national securities exchanges:

Loew's Theatres, Inc., warrants to purchase common stock, \$1 par value, File No. 7-3073.

Upon receipt of a request, on or before April 29, 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.

[F.R. Doc. 69-4609; Filed, Apr. 17, 1969;  
8:49 a.m.]



[Files Nos. 7-3071, 7-3072]

**MARCOR, INC., AND AETNA LIFE & CASUALTY CO.****Notice of Applications for Unlisted Trading Privileges and of Opportunity for Hearing**

APRIL 14, 1969.

In the matter of applications of the Boston Stock Exchange for unlisted trading privileges in certain securities.

The above-named national securities exchange has filed applications 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 stocks of the following companies, which securities are listed and registered on one or more other national securities exchanges:

File No.	
Marcor, Inc.	7-3071
Aetna Life & Casualty Co.	7-3072

Upon receipt of a request, on or before April 29, 1969, from any interested person, the Commission will determine whether the application with respect to any of the companies named shall be set down for hearing. Any such request should state briefly the title of the security in which he is interested, 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 any of the said applications 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 with respect to any particular application, such application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 69-4610; Filed, Apr. 17, 1969;  
8:49 a.m.]

[70-4737]

**MONONGAHELA POWER CO. ET AL.****Notice of Proposed Intrasystem Transfers of Assets and Related Transactions**

APRIL 14, 1969.

In the matter of Monongahela Power Co., 1310 Fairmont Avenue, Fairmont, W. Va. 26554; The Potomac Edison Co., Downsville Pike, Hagerstown, Md. 21740; the Potomac Transmission Co., Cabin Hill, Greensburg, Pa. 15601; West Penn Power Co., Cabin Hill, Greensburg, Pa. 15601.

Notice is hereby given that Monongahela Power Co. ("Monongahela") and

the Potomac Edison Co. ("Potomac"), both registered holding companies and electric utility subsidiary companies of Allegheny Power System, Inc. ("Allegheny"), also a registered holding company, and West Penn Power Co. ("West Penn"), an exempt holding company and also an electric utility subsidiary company of Allegheny, and the Potomac Transmission Co. ("Transmission"), a subsidiary company of West Penn, have filed a joint application-declaration, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 9, 10, 12(d), and 12(f) of the Act and Rules 42, 43, 44, and 46 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transactions.

Transmission owns transmission facilities and related equipment, franchises, and rights-of-way. It proposes to sell and Monongahela proposes to acquire that portion of Transmission's properties located in Monongahela's service area. Transmission also proposes to sell and Potomac proposes to acquire the remaining properties of Transmission located in Potomac's service area. The proposed cash consideration for the facilities will be equal to Transmission's book cost (stated to be at original cost) less the related reserve for depreciation on the date of closing. As at December 31, 1968, the depreciated original cost of the facilities to be sold to Monongahela and Potomac would have been \$81,503 and \$230,989, respectively. Upon consummation of the proposed sales, Transmission proposes to dissolve and to distribute to its sole stockholder, West Penn, all of its assets (consisting solely of cash) subject to all of its liabilities. Thereupon, West Penn proposes to surrender to Transmission for cancellation all of Transmission's outstanding capital stock.

The filing states that the purpose of the proposed transactions is to eliminate Transmission from, and to simplify, the Allegheny holding company system.

The fees and expenses to be incurred in connection with the proposed transactions are estimated not to exceed \$1,500 in the aggregate. It is represented that prior approval of the Maryland Public Service Commission is required for sale of the facilities by Transmission; that prior approval of the West Virginia Public Service Commission may be required for such sale and for the acquisition of the facilities by Monongahela and Potomac; and that by virtue of section 318 of the Federal Power Act the Federal Power Commission does not have jurisdiction over the proposed transfers of facilities. It is further represented that no other State or Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than May 6, 1969, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law

raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicants-declarants at the above-stated addresses, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 69-4611; Filed, Apr. 17, 1969;  
8:49 a.m.]

[File No. 1-3468]

**MOUNTAIN STATES DEVELOPMENT CO.****Order Suspending Trading**

APRIL 14, 1969.

The common stock, 1 cent par value, of Mountain States Development Co. being listed and registered on the Salt Lake Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Mountain States Development Co. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the Salt Lake Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 15, 1969, through April 24, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 69-4612; Filed, Apr. 17, 1969;  
8:49 a.m.]



## TELSTAR, INC.

## Order Suspending Trading

APRIL 14, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock and all other securities of Telstar, 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 April 15, 1969, through April 24, 1969, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.[F.R. Doc. 69-4613; Filed, Apr. 17, 1969;  
8:49 a.m.]DEPARTMENT OF HEALTH, EDU-  
CATION, AND WELFAREFood and Drug Administration  
CALCIUM OXYTETRACYCLINENotice of Extension of Temporary  
Tolerance

Chas. Pfizer & Co., Inc., New York, N.Y. 10017, was granted a temporary tolerance of 0.1 part per million for residues of the antibacterial agent calcium oxytetracycline in or on the raw agricultural commodity peaches on January 9, 1968 (notice was published in the FEDERAL REGISTER of Jan. 18, 1968; 33 F.R. 651).

The firm has requested a 1-year extension of the temporary tolerance to obtain additional experimental data. The Commissioner of Food and Drugs has determined that such an extension of the temporary tolerance will protect the public health. A condition under which this temporary tolerance is extended is that the antibacterial agent will be used in accordance with the temporary permit issued by the U.S. Department of Agriculture. Distribution will be under the Chas. Pfizer & Co. name.

As extended, this temporary tolerance expires on January 9, 1970.

This action is taken pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(j), 68 Stat. 516; 21 U.S.C. 346a(j)) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: April 11, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.[F.R. Doc. 69-4575; Filed, Apr. 17, 1969;  
8:46 a.m.]INTERSTATE COMMERCE  
COMMISSION

[No. 35061]

IOWA INTRASTATE FREIGHT RATES  
AND CHARGES, 1968

APRIL 15, 1969.

At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D.C., on the 7th day of April 1969.

It appearing, that by petition filed on November 12, 1968, common carriers by railroad operating within the State of Iowa, seek the institution of an investigation averring that the Iowa State Commerce Commission has refused to authorize or permit increases in rates and charges on traffic moving within intrastate commerce fully corresponding to those authorized on interstate traffic by this Commission in Ex Parte No. 223, Increased Freight Rates, 1960, 311 I.C.C. 373, and Ex Parte No. 256, Increased Freight Rates, 1967, 332 I.C.C. 280; that notice of such petition was published in the FEDERAL REGISTER on January 28, 1969, to which no replies were received; and good cause appearing therefor:

*It is ordered,* That the petition be, and it is hereby, granted; that an investigation be, and it is hereby, instituted pursuant to section 13(3) of the Interstate Commerce Act; and that all common carriers by railroad operating within the State of Iowa subject to the jurisdiction of this Commission be, and they are hereby, made respondents to this proceeding.

*It is further ordered,* That a copy of this order be served upon each of said respondents; that the State of Iowa be notified of the proceeding by sending a copy of this order by certified mail to the Governor of the State, Des Moines, Iowa, and a copy to the Iowa State Commerce Commission; and that further notice of this proceeding be given to the public by depositing a copy of this order in the office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register, Washington, D.C., for publication in the FEDERAL REGISTER.

*And it is further ordered,* That this proceeding be assigned for hearing at such time and place as the Commission may hereafter designate.

By the Commission, Division 2.

[SEAL]

H. NEIL GARSON,  
Secretary.[F.R. Doc. 69-4593; Filed, Apr. 17, 1969;  
8:47 a.m.]

[No. 35060]

IOWA INTRASTATE PASSENGER  
COACH FARES

APRIL 15, 1969.

At a session of the Interstate Commerce Commission, Division 2, held at its

office in Washington, D.C., on the 7th day of April 1969.

It appearing, that by petition filed November 27, 1968, the Chicago, Milwaukee, St. Paul and Pacific Railroad Co. seeks the institution of an investigation with a view to the entry of an order authorizing an increase in its minimum intrastate passenger fare within the State of Iowa to the level of its present interstate minimum passenger fare; that notice of the filing of such petition was published in the FEDERAL REGISTER on February 1, 1969, to which no replies were received; and good cause appearing therefor:

*It is ordered,* That the said petition be, and it is hereby, granted; and that an investigation be, and it is hereby, instituted pursuant to section 13(3) of the Interstate Commerce Act.

*It is further ordered,* That the State of Iowa be notified of the proceeding by sending a copy of this order by certified mail to the Governor of the State, Des Moines, Iowa, and a copy to the Iowa State Commerce Commission; and that further notice of this proceeding be given to the public by depositing a copy of this order in the office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register, Washington, D.C., for publication in the FEDERAL REGISTER.

*And it is further ordered,* That this proceeding be assigned for hearing at such time and place as the Commission may hereafter designate.

By the Commission, Division 2.

[SEAL]

H. NEIL GARSON,  
Secretary.[F.R. Doc. 69-4594; Filed, Apr. 17, 1969;  
8:47 a.m.]

[Section 5a application 1, Amdt. 5]

HOUSEHOLD GOODS CARRIERS'  
BUREAU

## Agreement

APRIL 15, 1969.

The Commission is in receipt of a petition in the above-entitled proceeding for approval of amendments to the agreement therein approved.

Filed March 18, 1969, by: Francis L. Wyche, Executive Secretary, Household Goods Carriers' Bureau, 1424 16th Street NW., Washington, D.C. 20036.

The amendments involve: Changes in the bylaws so as to: Revise the number of Directors of the Board from twenty-one (21) members to not less than eighteen (18) nor more than twenty-four (24), and make collateral changes thereto as to a quorum and number of board members necessary for calling special meetings.

The petition is docketed and may be inspected at the office of the Commission, in Washington, D.C.

Any interested person desiring to protest and participate in this proceeding shall notify the Commission in writing



within 20 days from the date of this notice. As provided by the general rules of practice of the Commission, persons other than applicants should fully disclose their interests, and the position they intend to take with respect to the petition. Otherwise, the Commission, in its discretion, may proceed to investigation and determine the matters involved without public hearing.

[SEAL] H. NEIL GARSON,  
Secretary.

[P.R. Doc. 69-4595; Filed, Apr. 17, 1969;  
8:47 a.m.]

[S.O. 994; ICC Order 20-A]

## ILLINOIS CENTRAL RAILROAD CO.

### Rerouting or Diversion of Traffic

Upon further consideration of ICC Order No. 20 (Illinois Central Railroad Co.) and good cause appearing therefor: *It is ordered, That:*

(a) ICC Order No. 20 be, and it is hereby, vacated and set aside.

(b) *Effective date.* This order shall become effective at 8:30 a.m., April 14, 1969.

*It is further ordered, That* this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 14, 1969.

[SEAL] INTERSTATE COMMERCE  
COMMISSION,  
R. D. PFAHLER,  
Agent.

[P.R. Doc. 69-4596; Filed, Apr. 17, 1969;  
8:48 a.m.]

[S.O. 994; ICC Order 21]

## CERTAIN RAILROADS

### Rerouting or Diversion of Traffic

In the opinion of R. D. Pfahler, agent, railroads operating in the States of North Dakota, South Dakota, Minnesota, Iowa, Wisconsin, Illinois, and Missouri are unable to transport traffic over their lines because of severe floods.

*It is ordered, That:*

(a) *Rerouting of traffic.* Railroads serving the States of North Dakota, South Dakota, Minnesota, Iowa, Wisconsin, Illinois, and Missouri, being unable to transport traffic in accordance with shippers' routing because of severe floods, are hereby authorized to divert and reroute such traffic over any available route to expedite the movement regardless of the routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) *Concurrence of receiving roads to be obtained.* The railroad desiring to divert or reroute traffic under this order shall receive the concurrence of other railroads to which such traffic is to be

diverted or rerouted, before the rerouting or diversion is ordered.

(c) *Notification to shippers.* Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said agent is deemed to be due to carriers' disability, the rates applicable to traffic diverted or rerouted by said agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) *Effective date.* This order shall become effective at 11 a.m., April 12, 1969.

(g) *Expiration date.* This order shall expire at 11:59 p.m., April 30, 1969, unless otherwise modified, changed or suspended.

*It is further ordered, That* this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 12, 1969.

[SEAL] INTERSTATE COMMERCE  
COMMISSION,  
R. D. PFAHLER,  
Agent.

[P.R. Doc. 69-4597; Filed, Apr. 17, 1969;  
8:48 a.m.]

[S.O. 1002; Car Distribution Direction 41-A]

## LOUISVILLE AND NASHVILLE RAILROAD CO. ET AL.

### Car Distribution

Louisville and Nashville Railroad Co., Chicago & Eastern Illinois Railroad Co., Soo Line Railroad Co.

Upon further consideration of Car Distribution Direction No. 41 (Louisville and Nashville Railroad Co.; Chicago & Eastern Illinois Railroad Co.; Soo Line Railroad Co.) and good cause appearing therefor:

*It is ordered, That:*

Car Distribution Direction No. 41 be, and it is hereby vacated.

*It is further ordered, That* this order shall become effective at 8:30 a.m., April 14, 1969, and that it shall be served upon the Association of American Railroads, Car Service Division, as agent of

all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 14, 1969.

[SEAL] INTERSTATE COMMERCE  
COMMISSION,  
R. D. PFAHLER,  
Agent.

[P.R. Doc. 69-4598; Filed, Apr. 17, 1969;  
8:48 a.m.]

[S.O. 1002; Car Distribution Direction 40-A]

## PENN CENTRAL CO. AND SOO LINE RAILROAD CO.

### Car Distribution

Upon further consideration of Car Distribution Direction No. 40 (Penn Central Co.; Soo Line Railroad Co.) and good cause appearing therefor:

*It is ordered, That:*

Car Distribution Direction No. 40 be, and it is hereby vacated.

*It is further ordered, That* this order shall become effective at 8:30 a.m., April 14, 1969, and that it shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 14, 1969.

[SEAL] INTERSTATE COMMERCE  
COMMISSION,  
R. D. PFAHLER,  
Agent.

[P.R. Doc. 69-4599; Filed, Apr. 17, 1969;  
8:48 a.m.]

[S.O. 1002; Corrected Car Distribution Direction 44]

## SEABOARD COAST LINE RAILROAD CO. ET AL.

### Car Distribution

Seaboard Coast Line Railroad Co., St. Louis-San Francisco Railway Co., the Atchison, Topeka, and Santa Fe Railway Co.

Pursuant to section 1 (15) and (17) of the Interstate Commerce Act and authority vested in me by Interstate Commerce Commission Service Order No. 1002.

*It is ordered, That:*

(1) Each common carrier by railroad subject to the Interstate Commerce Act shall comply with the following distribution directions:

(a) The Seaboard Coast Line Railroad Co. shall deliver to the St. Louis-San Francisco Railway Co. a weekly total of 175 empty plain serviceable boxcars with inside length less than 44 feet 8 inches and doors less than 8 feet wide. Exceptions: Canadian ownerships.

(b) The St. Louis-San Francisco Railway Co. shall deliver to The Atchison,



Topeka, and Santa Fe Railway Co. a weekly total of 175 empty plain serviceable boxcars with inside length less than 44 feet 8 inches and doors less than 8 feet wide. Exceptions: Canadian ownerships.

*It is further ordered,* That the rate of delivery specified in this direction shall be maintained within weekly periods ending each Sunday at 11:59 p.m., so that at the end of each 7 days the full delivery required for that period shall have been made.

*It is further ordered,* That cars applied under this direction shall be so identified on empty car cards, movement slips, and interchange records as moving under the provisions of this direction.

(c) The carriers delivering the empty boxcars as described above must advise Agent R. D. Pfahler each Wednesday as to the number of cars, covered by this direction, delivered during the preceding week, ending each Sunday at 11:59 p.m.

(d) The carriers receiving the cars described above must advise Agent R. D. Pfahler each Wednesday as to the number of cars received during the preceding week, ending each Sunday at 11:59 p.m.

(2) *Regulations suspended.* The operation of all rules and regulations, insofar as they conflict with the provisions of this direction, is hereby suspended.

(3) *Effective date.* This direction shall become effective at 12:01 a.m., April 14, 1969.

(4) *Expiration date.* This direction shall expire at 11:59 p.m., May 4, 1969, unless otherwise modified, changed, or suspended by order of this Commission.

*It is further ordered,* That a copy of this direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this direction 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.

Issued at Washington, D.C., April 11, 1969.

INTERSTATE COMMERCE  
COMMISSION,  
[SEAL] R. D. PFAHLER,  
Agent.

[F.R. Doc. 69-4600; Filed, Apr. 17, 1969;  
8:48 a.m.]

[Notice 328]

## MOTOR CARRIER TRANSFER PROCEEDINGS

APRIL 15, 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 per-

son 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-71155. By order of March 28, 1969, the Motor Carrier Board approved the transfer to Carlton Repsher, Skinnners Eddy, Pa., of certificates Nos. MC-2871 and No. MC-2871 (Sub-No. 1), issued February 7, 1941, and October 8, 1963, respectively, to Walter E. Warburton, doing business as Warburton's Express, Wyalusing, Pa., authorizing the transportation of poultry, eggs, and livestock from points and places in Bradford, Tioga, Wyoming, Susquehanna, and Sullivan Counties, Pa., to New York, N.Y., and Newark and Jersey City, N.J., meat scraps, groceries, sugar, and stock feed, from New York, N.Y., and Edgewater, Newark, and Jersey City, N.J., to points and places in Bradford, Tioga, Wyoming, Susquehanna, and Sullivan Counties, Pa., and Chemung and Steuben Counties, N.Y., and fertilizer (except liquid fertilizer in bulk, in tank vehicles) and agricultural commodities, from Big Flats, Chemung County, N.Y., to points in Bradford, Wyoming, and Susquehanna Counties, Pa. Dual operations were authorized. Kenneth R. Davis, 1106 Dartmouth Street, Scranton, Pa. 18504, practitioner for applicants.

No. MC-FC-71160. By order of March 28, 1969, the Motor Carrier Board approved the transfer to John H. Toomer, doing business as Stuart Motor Express, Orange, N.J., of certificate in No. MC-38592, issued September 27, 1949, to Irwin H. Edelman, doing business as Stuart Motor Express, West Orange, N.J., authorizing the transportation of: Such food and dairy products as are sold by food and dairy stores, between New York, N.Y., on the one hand, and, Garfield, New Brunswick, Passaic, Paterson, Perth Amboy, and Somersfield, N.J., and points in Essex, Hudson, and Union Counties, N.J., on the other. Herman B. J. Weckstein, 60 Park Place, Newark, N.J. 07102, attorney for transferor. Nathan D. Weiss, 1180 Raymond Boulevard, Newark, N.J. 07102, attorney for transferee.

No. MC-FC-70513. By order of March 28, 1969, the Motor Carrier Board approved the transfer to Chet's Tow Service, Inc., Kansas City, Mo., of the operating rights in certificate No. MC-116458, issued July 18, 1962, to Kenneth O. Akers and Jewel E. Loveland, Chet's Tow Service, Kansas City, Mo., authorizing the transportation of: *Wrecked and disabled motor vehicles and trailers* requiring the use of wrecker equipment, in truckaway service, between points in Missouri, Kansas, Nebraska, Iowa, and Illinois. Tom B. Kretsinger, 450 Professional

Building, Kansas City, Mo. 64106, attorney for applicants.

No. MC-FC-71099. By order of March 28, 1969, the Motor Carrier Board approved the transfer to Chet's Tow Service, Inc., Kansas City, Mo., of certificate in No. MC-116563, issued October 25, 1963, to Jim's 24 Hour Tow, Inc., Gladstone, Mo., authorizing the transportation of: *Wrecked and disabled motor vehicles and trailers*, in truckaway service, requiring the use of wrecker equipment, between points in Missouri, on the one hand, and, on the other, points in Kansas, Iowa, and Nebraska.

No. MC-FC-71133. By order of March 28, 1969, the Motor Carrier Board approved the transfer to Indian Bow Truck Lines, Ltd., a corporation, Smithtown, N.Y., of certificate in No. MC-66121, issued August 14, 1962, to W. F. Howell Co., Inc., Riverhead, N.Y., authorizing the transportation of: A wide variety of specified commodities, from, to, or between specified points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, Virginia, and the District of Columbia. Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006, representing transferee. Martin Werner, 2 West 45th Street, New York, N.Y. 10036, attorney for transferor.

No. MC-FC-71221. By order of April 1, 1969, the Motor Carrier Board approved the transfer to Maynard C. Johnson, doing business as Whitley's Transportation Service, Siren, Wis., of certificate No. MC-118853, issued January 30, 1964, to John J. Byers, doing business as Arrowhead Charter Bus Service, Duluth, Minn., authorizing the transportation of: Passengers and their baggage, in round-trip charter and special service, beginning and ending at points in St. Louis County, Minn., and extending to points in Michigan, North Dakota, South Dakota, and Wisconsin. John J. Keller, registered practitioner, 145 West Wisconsin Avenue, Neenah, Wis. 54956, applicant's representative.

No. MC-FC-71297. By order of April 11, 1969, the Motor Carrier Board approved the transfer to Rightway Travel Agency, Inc., Jackson, Miss., Broker License No. MC-12812 issued April 13, 1964, to Bernice D. Myers, doing business as Rightway Travel Agency, Sun-N-Sand Building, 455 North Lamar Street, Jackson, Miss. 39202, authorizing the holder to engage in operations as a broker, at Jackson, Miss., in arranging for the transportation of passengers and their baggage, in special and charter operations, beginning and ending at points in Mississippi, and extending to points in the United States, including Alaska and Hawaii. John Hampton Stennis, Post Office Box 427, Jackson, Miss. 39205, attorney for transferee.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 69-4601; Filed, Apr. 17, 1969;  
8:48 a.m.]



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

3 CFR

PROCLAMATION:

3908

EXECUTIVE ORDERS:

Sept. 7, 1917 (revoked in part by PLO 4604)

Sept. 27, 1917 (revoked in part by PLO 4604)

June 8, 1926 (revoked in part by PLO 4604)

Mar. 14, 1927 (revoked by PLO 4600)

718 (revoked by PLO 4597)

2067 (revoked in part by PLO 4596)

5289 (revoked in part by PLO 4602)

6544 (revoked in part by PLO 4613)

11248 (amended by EO 11463)

11368 (amended by EO 11464)

11462

11463

11464

11465

5 CFR

213

315

550

735

7 CFR

51

52

215

220

319

718

811

813

814

849

862

905

906

907

908

910

911

912

913

944

959

966

980

987

1073

1103

1133

1430

1468

1472

1601

PROPOSED RULES:

28

81

362

932

980

1005

Page

6467

6585

6585

6585

6584

6584

6583

6585

6657

6029

6233

5983

6029

6233

6415

6180

6437

6515

6321

6571

6572

6469

6321

6031

6237

6651

6277

6075, 6651

6034, 6325, 6572

6035, 6325, 6326, 6470, 6572

6181, 6437, 6470

6438

6181, 6439

6182, 6439

6516

6439, 6573

6326

6326

6471

8516

8516

6516

6182

6471

6328

6327

6328

6244

6283

6106, 6194

6482

6396

6531

7 CFR—Continued

PROPOSED RULES—Continued

1009

1036

1064

1079

1103

1138

8 CFR

214

238

316a

9 CFR

83

PROPOSED RULES:

76

317

10 CFR

2

30

31

32

50

73

115

150

PROPOSED RULES:

1

2

50

115

12 CFR

201

204

224

226

329

508

563

650

654

PROPOSED RULES:

217

226

329

526

545

563

569

14 CFR

39

6375, 6376, 6472, 6518, 6519, 6639, 6640

71

6038, 6075-6079, 6173, 6280, 6331, 6376, 6473-6475, 6519, 6640

73

75

93

97

208

214

385

1204

PROPOSED RULES:

23

25

29

6531

6531

6482

6589

5998

6001

6036

6036

6036

6573

6047

6284, 6538

6037

6652, 6653

6652

6652, 6653

6037

6277

6037

6517

6002

6002, 6540

6002, 6540, 6599

6002

6417

6329

6472

6417

6574

6575

6279

6329

6329

6200

6295

6198

6199

6542

6543

6200

6330,

6639,

5895, 5896

6079, 6080

6079

6475

6641

6081

6087

6091

6393

6195

6443

6196

Page

6398, 6659

6112, 6484

6001,

6122, 6197, 6288, 6289, 6486-6489, 6540

6050

6289, 6660

6196

6112, 6196, 6198, 6333, 6443

6196, 6198

6195, 6198

6489

6256

15 CFR

30

372

373

379

385

PROPOSED RULES:

1000

16 CFR

13

6040, 6097-6100, 6393, 6476-6478

6519, 6654, 6655

17 CFR

1

231

240

18 CFR

141

19 CFR

1

8

10

16

21 CFR

2

17

120

121

138

141

145

146

147

148p

148v

149d

281

PROPOSED RULES:

3

8

120

121

130

141

141c

146c

146d

146e

6284, 6443

22 CFR

41

6183

6091

6092

6094

6096

6246, 6254

6039,

6478

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6



24 CFR	Page	41 CFR	Page	43 CFR—Continued	Page
25	6421	5-1	6192	PUBLIC LAND ORDERS—Continued	
200	6183, 6575	5-2	6192	4603	6585
242	6183	5-3	6192	4604	6585
1906	6421	5-53	5990	4605	6586
PROPOSED RULES:		9-1	6578	4606	6587
1907	6245	9-2	6578	4607	6587
		9-3	6579	4608	6587
26 CFR		9-6	6579	4609	6586
601	6424	9-7	6579	4611	6657
PROPOSED RULES:		9-8	6579	4612	6657
41	6244, 6333	9-14	6579	4613	6657
		9-18	6579	4614	6657
29 CFR		9-58	6582		
1504	6150	12-3	6242	45 CFR	
PROPOSED RULES:		12-7	6243	40	5990
850	6396	12-15	6243	121	6281
		101-19	6192		
31 CFR		42 CFR		46 CFR	
82	6393	81	6394, 6436	255	5991
205	6521	PROPOSED RULES:		309	5991
		73	6047	PROPOSED RULES:	
32 CFR		76	6122	527	6502
198	5987	81	6539	528	6502
200	6375			537	6502
536	6241	43 CFR			
537	6433	PUBLIC LAND ORDERS:		47 CFR	
32A CFR		191 (revoked in part by PLO		0	6480, 6524
NSA (Ch. XVIII):		4607)	6587	1	6480
AGE 1	6522	235 (revoked by PLO 4615)	6658	17	6480
INS-1	6188, 6656	261 (revoked in part by PLO		21	6525
		4607)	6587	43	6526
33 CFR		881 (see PLO 4607)	6587	73	5996
110	5988, 6480, 6577	1273 (revoked in part by PLO		81	6527
204	6656	4607)	6587	83	6527
207	6480	2198 (revoked in part by PLO		87	6528
117	5989, 6280	4593)	6583	97	6528
PROPOSED RULES:		2548 (revoked by PLO 4595)	6583		
117	6539	2671 (revoked in part by PLO		PROPOSED RULES:	
		4609)	6656	63	6290
36 CFR		3707 (revoked in part by PLO		73	6293, 6397
7	6331, 6523	4605)	6586	95	6293
PROPOSED RULES:		4513 (revoked by PLO 4608)	6587	97	6294, 6334
7	6283, 6660	4582 (modified by PLO 4589)	6331		
		4589	6331	49 CFR	
39 CFR		4590	6524	1	6395
201	6101	4591	6524	7	6436
542	6190	4592	6583	173	6437
822	5989	4593	6583	371	6102
832	6101	4594	6583	1033	5997,
PROPOSED RULES:		4595	6583		6281, 6395, 6529, 6530, 6587, 6588
132	5998	4596	6583	PROPOSED RULES:	
		4597	6584	173	6290, 6444
		4598	6584	393	6001
		4599	6584	1048	6050
		4600	6584	1307	6296
		4601	6585	50 CFR	
		4602	6585	28	6103, 6282, 6331
				33	6104, 6105, 6282, 6332, 6529