

# FEDERAL REGISTER

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Pages 6675-6722

**Agencies in this issue—**

The President  
Civil Aeronautics Board  
Coast Guard  
Commerce Department  
Consumer and Marketing Service  
Federal Aviation Administration  
Federal Communications Commission  
Federal Power Commission  
Fish and Wildlife Service  
Food and Drug Administration  
Foreign Agricultural Service  
Housing and Urban Development  
Department  
Interstate Commerce Commission  
Labor Department  
Land Management Bureau  
Maritime Administration  
Narcotics and Dangerous Drugs  
Bureau  
National Park Service  
Packers and Stockyards  
Administration  
Saint Lawrence Seaway Development  
Corporation  
Securities and Exchange Commission  
Small Business Administration  
Transportation Department

Detailed list of Contents appears inside.



Now Available

## LIST OF CFR SECTIONS AFFECTED

1949-1963

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

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

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# Contents

## THE PRESIDENT

### PROCLAMATION

Fiftieth anniversary of the League of Women Voters of the United States ..... 6679

## EXECUTIVE AGENCIES

### AGRICULTURE DEPARTMENT

See Consumer and Marketing Service; Foreign Agricultural Service; Packers and Stockyards Administration.

### CIVIL AERONAUTICS BOARD

#### Notices

Transportes Aereos Nacionales, S.A.; hearing, etc. .... 6712

### COAST GUARD

#### Rules and Regulations

Anchorage grounds; San Diego Harbor, Calif. .... 6685  
Procurement by negotiation; unsolicited contract proposal. .... 6687

#### Notices

Equipment, installations, or materials; termination of approval notice ..... 6709

### COMMERCE DEPARTMENT

See also Maritime Administration.

#### Notices

Organization and functions, etc.:  
Bureau of the Census ..... 6703  
Economic Development Administration ..... 6703  
Office of Minority Business Enterprise ..... 6707  
Under Secretary of Commerce ..... 6707  
Watches and watch movements; allocation of duty-free quotas for calendar year 1969 among producers located in Virgin Islands and Guam; correction. .... 6707

### CONSUMER AND MARKETING SERVICE

#### Rules and Regulations

Handling limitations:  
Grapefruit grown in Florida (2 documents) ..... 6681  
Lemons grown in California and Arizona ..... 6681

#### Proposed Rule Making

Grapefruit grown in Florida; recommended decision ..... 6693  
Milk in Puget Sound marketing area; hearing ..... 6697

## FEDERAL AVIATION ADMINISTRATION

### Rules and Regulations

Federal airways; alteration ..... 6682  
Transition areas:  
Alterations (4 documents) ..... 6682  
Designations (2 documents) ..... 6683

### Proposed Rule Making

Control zones; alterations (2 documents) ..... 6697  
Transition area; alteration and designation ..... 6698

## FEDERAL COMMUNICATIONS COMMISSION

### Proposed Rule Making

FM broadcast stations, table of assignments; extensions of time:  
Greenville, Ky., etc. .... 6699  
Porterville, Calif. .... 6699  
VHF television broadcast channel, Mount Vernon, Ill.; extension of time ..... 6698

### Notices

Communications Technical Sales, Inc., et al.; hearing, etc. .... 6712

## FEDERAL POWER COMMISSION

### Notices

Hearings, etc.:  
Alabama Power Co. .... 6712  
Cities Service Gas Co. .... 6713  
Consolidated Gas Supply Corp. .... 6713  
East Tennessee Natural Gas Co. .... 6714  
Midhurst Oil Corp. et al. .... 6714  
Pacific Power & Light Co. .... 6715  
Socolor, A. Walter, et al. .... 6716  
Tennessee Gas Pipeline Co. .... 6716  
Texaco, Inc., et al. .... 6716  
United Natural Gas Co. .... 6717

## FISH AND WILDLIFE SERVICE

### Notices

Adolph Oscar Sandness; loan application ..... 6701

## FOOD AND DRUG ADMINISTRATION

### Rules and Regulations

Food additives:  
Polysorbate 60 ..... 6684  
Resinous and polymeric coatings (2 documents) ..... 6684

### Notices

Whitmoyer Laboratories, Inc.; withdrawal of food additive petition ..... 6707

## FOREIGN AGRICULTURAL SERVICE

### Notices

Section 22 import quotas; submission of information to establish historical eligibility for licenses. .... 6701

## HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

## HOUSING AND URBAN DEVELOPMENT DEPARTMENT

### Notices

#### Designations:

Acting Assistant Regional Administrator for Administration, Region IV (Chicago) ..... 6708  
Acting Assistant Regional Administrators for Housing Assistance:  
Region I (New York) ..... 6708  
Region IV (Chicago) ..... 6708  
Region VI (San Francisco) ..... 6709  
Acting Assistant Regional Administrator for Program Coordination and Services, Region VI (San Francisco) ..... 6709  
Acting Regional Administrator, Region II (Philadelphia) ..... 6708  
Acting Regional Administrator et al., Region V (Fort Worth) ..... 6708  
Acting Regional Counsel, Region VI (San Francisco) ..... 6708  
Redelegation of authority; Assistant Regional Administrator for Administration, and Director, Financial Review and Accounting Division, Region VI (San Francisco) ..... 6709

## INTERIOR DEPARTMENT

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

## INTERSTATE COMMERCE COMMISSION

### Notices

#### Car distribution:

Chicago, Rock Island and Pacific Railroad Co. and Northern Pacific Railway Co. .... 6718  
Norfolk and Western Railway Co. and Chicago, Rock Island and Pacific Railroad Co. .... 6718  
Norfolk and Western Railway Co. et al. .... 6719  
Fourth section application for relief ..... 6719  
Motor carriers:  
Temporary authority applications ..... 6719

(Continued on next page)

**JUSTICE DEPARTMENT**See Narcotics and Dangerous  
Drugs Bureau.**LABOR DEPARTMENT****Rules and Regulations**Minimum age requirements under  
Walsh-Healey Public Contracts  
Act ..... 6687**LAND MANAGEMENT BUREAU****Rules and Regulations**Public land orders:  
Alaska ..... 6688  
Arizona ..... 6688  
California ..... 6689  
Idaho (4 documents) ..... 6690  
Nevada ..... 6689  
New Mexico (3 documents) ..... 6687  
Oregon ..... 6690  
Utah (4 documents) ..... 6689  
Washington (2 documents) ..... 6688**Notices**

Louisiana; filing of plat of survey... 6701

**MARITIME ADMINISTRATION****Notices**Foreign flag vessels arriving in  
North Vietnam on or after Janu-  
ary 25, 1966; list ..... 6702**NARCOTICS AND DANGEROUS  
DRUGS BUREAU****Rules and Regulations**Depressant and stimulant drugs;  
confirmation of effective date of  
order listing additional drugs  
subject to control ..... 6685**NATIONAL PARK SERVICE****Notices**Grand Teton National Park; con-  
cession permit ..... 6701  
Yosemite National Park; conces-  
sion contract ..... 6701**PACKERS AND STOCKYARDS  
ADMINISTRATION****Notices**Floyd County Livestock Market et  
al.; changes in names of posted  
stockyards ..... 6702**SAINT LAWRENCE SEAWAY  
DEVELOPMENT CORPORATION****Rules and Regulations**Seaway regulations and rules;  
miscellaneous amendments.... 6685**SECURITIES AND EXCHANGE  
COMMISSION****Proposed Rule Making**Fees for brokers and dealers not  
members of National Associa-  
tion of Securities Dealers..... 6700**Notices***Hearings, etc.:*Comstock-Keystone Mining Co. 6718  
Dumont Corp. .... 6718  
United Australian Oil, Inc. .... 6718**SMALL BUSINESS  
ADMINISTRATION****Notices**Master Capital Corp.; surrender  
of license ..... 6718**TRANSPORTATION DEPARTMENT**See also Coast Guard; Federal  
Aviation Administration.**Rules and Regulations**Delegation of authority; approval  
of containers for transport  
under Customs seal ..... 6692**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****PROCLAMATION:**

3909 ..... 6679

**EXECUTIVE ORDERS:**

1357 (revoked by PLO 4623) ..... 6689

1568 (revoked in part by PLO

4625) ..... 6690

4872 (revoked by PLO 4620) ..... 6689

6276 (revoked in part by PLO

4610) ..... 6687

6583:

Revoked in part by PLO 4610 ..... 6687

Revoked in part by PLO 4619 ..... 6688

7415 (see PLO 4620) ..... 6689

8598 (revoked in part by PLO

4617) ..... 6688

**7 CFR**

910 ..... 6681

912 ..... 6681

913 ..... 6681

**PROPOSED RULES:**

913 ..... 6693

1125 ..... 6697

**14 CFR**

71 (7 documents) ..... 6681-6683

**PROPOSED RULES:**

71 (3 documents) ..... 6697, 6698

**17 CFR****PROPOSED RULES:**

240 ..... 6700

**21 CFR**

121 (3 documents) ..... 6684, 6685

320 ..... 6685

**33 CFR**

110 ..... 6685

401 ..... 6685

**41 CFR**

12B-3 ..... 6687

50-201 ..... 6687

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

1227 (revoked in part by PLO

4624) ..... 6690

1564 (revoked in part by PLO

4624) ..... 6690

2400 (amended by PLO 4621) ..... 6689

2712 (revoked in part by PLO

4624) ..... 6690

2931 (revoked in part by PLO

4624) ..... 6690

4582 (see PLO 4618) ..... 6688

4610 ..... 6687

4616 ..... 6688

4617 ..... 6688

4618 ..... 6688

4619 ..... 6688

4620 ..... 6689

4621 ..... 6689

4622 ..... 6689

4623 ..... 6689

4624 ..... 6690

4625 ..... 6690

4626 ..... 6690

4627 ..... 6690

4628 ..... 6691

4629 ..... 6691

4630 ..... 6691

4631 ..... 6691

4632 ..... 6692

**47 CFR****PROPOSED RULES:**

73 (3 documents) ..... 6698, 6699

**49 CFR**

1 ..... 6692

# Presidential Documents

## Title 3—THE PRESIDENT

### Proclamation 3909

#### FIFTIETH ANNIVERSARY OF THE LEAGUE OF WOMEN VOTERS OF THE UNITED STATES

By the President of the United States of America

#### A Proclamation

A half century ago—more than a year before the 19th Amendment was ratified—women from states where they already had the vote met to establish a League of Women Voters. Their purpose was to promote political responsibility through informed and active participation of citizens in government.

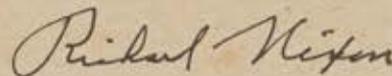
For fifty years the League of Women Voters has provided Americans in every state with information on candidates and issues and it has furnished a non-partisan platform from which all candidates may be seen and heard. These activities have strengthened government and have helped to sustain the public weal.

Whether it be concern for our urban malaise or desire for better international cooperation, whether it be conservation of our natural resources or the revitalization of our State and local governments, the League of Women Voters deserves the cooperation and encouragement of all Americans.

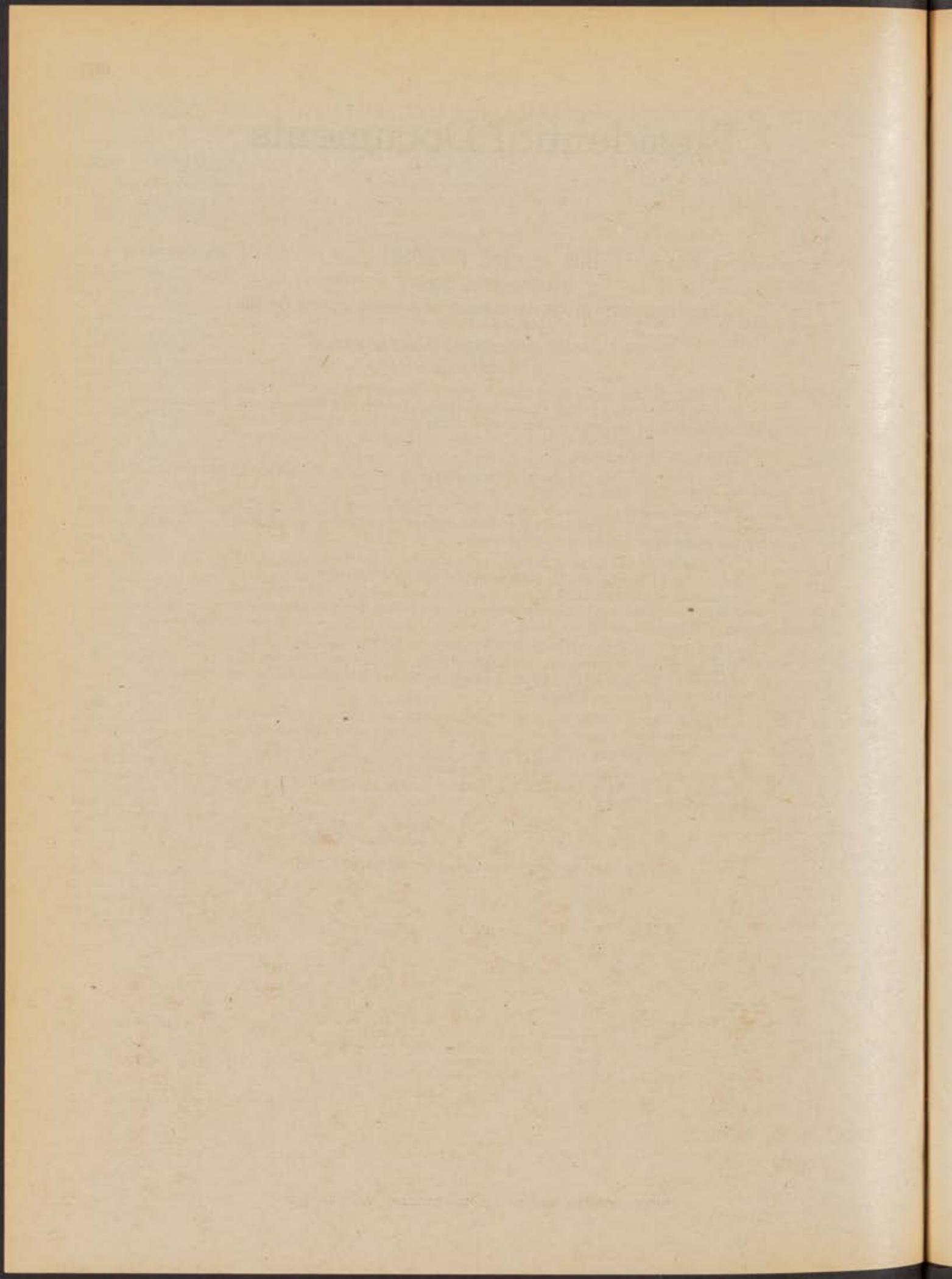
NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, call upon all our citizens to join with the League of Women Voters of the United States in the observance of its fiftieth anniversary in 1970.

I urge all businesses, industries, foundations, and civic organizations to give the full measure of their support to the League and its activities.

IN WITNESS WHEREOF, I have hereunto set my hand this 17th day of April, in the year of our Lord nineteen hundred and sixty-nine, and of the Independence of the United States of America the one hundred and ninety-third.



[F.R. Doc. 69-4733; Filed, Apr. 17, 1969; 12:31 p.m.]



# Rules and Regulations

## Title 7—AGRICULTURE

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

[Lemon Reg. 370]

#### PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

##### Limitation of Handling

###### § 910.670 Lemon Regulation 370.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy

of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 15, 1969.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period April 20, 1969, through April 26, 1969, are hereby fixed as follows:

- (i) District 1: 7,440 cartons;
- (ii) District 2: 223,200 cartons;
- (iii) District 3: Unlimited movement.

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

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

Dated: April 17, 1969.

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

[P.R. Doc. 69-4745; Filed, Apr. 18, 1969;  
8:53 a.m.]

[Grapefruit Reg. 61]

#### PART 912—GRAPEFRUIT GROWN IN THE INDIAN RIVER DISTRICT IN FLORIDA

##### Limitation of Handling

###### § 912.361 Grapefruit Regulation 61.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 912, as amended (7 CFR Part 912), regulating the handling of grapefruit grown in the Indian River District in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Indian River Grapefruit Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must

become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Indian River grapefruit, and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time; are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Indian River grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 17, 1969.

(b) *Order.* (1) The quantity of grapefruit grown in the Indian River District which may be handled during the period April 21, 1969, through April 27, 1969, is hereby fixed at 175,000 standard packed boxes.

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

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

Dated: April 17, 1969.

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

[P.R. Doc. 69-4807; Filed, Apr. 18, 1969;  
11:23 a.m.]

[Grapefruit Reg. 30]

#### PART 913—GRAPEFRUIT GROWN IN THE INTERIOR DISTRICT IN FLORIDA

##### Limitation of Handling

###### § 913.330 Grapefruit Regulation 30.

(a) *Findings.* (1) Pursuant to the marketing agreement and Order No. 913 (7 CFR Part 913), regulating the handling of grapefruit grown in the Interior District in Florida, effective under the

applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Interior Grapefruit Marketing Committee, established under the said marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Interior grapefruit, and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee; and information concerning such provisions and effective time has been disseminated among handlers of such Interior grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 17, 1969.

(b) *Order.* (1) The quantity of grapefruit grown in the Interior District which may be handled during the period April 21, 1969, through April 27, 1969, is hereby fixed at 187,500 standard packed boxes.

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

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

Dated: April 17, 1969.

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

[P.R. Doc. 69-4808; Filed, Apr. 18, 1969;  
11:23 a.m.]

## Title 14—AERONAUTICS AND SPACE

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

[Airspace Docket No. 68-SO-103]

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

##### Alteration of Federal Airway

On February 15, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 2256) stating that the Federal Aviation Administration was considering amendments to Part 71 of the Federal Aviation Regulations that would realign VOR Federal airway No. 115 segment from Chattanooga, Tenn., direct to Knoxville, Tenn., including a west alternate segment via the intersection of Chattanooga 028° T (027° M) and Knoxville 243° T (244° M) radials; and realign VOR Federal airway No. 16 south alternate segment from Crossville, Tenn., to Knoxville via the intersection of Crossville 100° T (099° M) and Knoxville 243° T (244° M) radials.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., June 26, 1969, as hereinafter set forth.

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

a. V-115 is amended by deleting "12 AGL INT Chattanooga 037° and Knoxville, Tenn., 247° radials; 12 AGL Knoxville;" and substituting "12 AGL Knoxville, Tenn., including a 12 AGL West alternate via INT Chattanooga 028° and Knoxville 243° radials;" therefor.

b. In V-16 "INT Crossville 100° and Knoxville 247° radials;" is deleted and "INT Crossville 100° and Knoxville 243° radials;" is substituted therefor.

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

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

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

[P.R. Doc. 69-4876; Filed, Apr. 18, 1969;  
8:49 a.m.]

[Airspace Docket No. 69-SO-11]

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

##### Alteration of Transition Area

On March 1, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 3696), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Charlotte, N.C., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., June 26, 1969, as hereinafter set forth.

In § 71.181 (34 F.R. 4637), the Charlotte, N.C., transition area is amended as follows: " \* \* \* within 2 miles each side of the Charlotte 171° radial, extending from the 8-mile radius area to 14 miles south of the VORTAC \* \* \* " is deleted and " \* \* \* within 2 miles each side of the Charlotte VORTAC 171° radial, extending from the 8-mile radius area to 14 miles south of the VORTAC; within 8 miles northwest and 5 miles southeast of the Charlotte ILS localizer southwest course, extending from the LOM to 12 miles southwest of the LOM \* \* \* " is substituted therefor.

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

Issued in East Point, Ga., on April 10, 1969.

JAMES G. ROGERS,  
Director, Southern Region.

[P.R. Doc. 69-4676; Filed, Apr. 18, 1969;  
8:49 a.m.]

[Airspace Docket No. 69-WE-10]

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

##### Alteration of Transition Area

On March 1, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 3697) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Walla Walla, Wash., transition area.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections. No objections have been received and the proposed amendment is hereby adopted subject to the following change.

Change the FEDERAL REGISTER citation to read "In § 71.181 (34 F.R. 4637)".

*Effective date.* This amendment shall be effective 0901 G.m.t., June 26, 1969.

Issued in Los Angeles, Calif., on April 9, 1969.

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

In § 71.181 (34 F.R. 4637) amend the description of the Walla Walla, Wash., transition area by deleting " \* \* \*, excluding the portion within the Pendleton, Oreg., transition area." and substitute therefor " \* \* \* within 5 miles east and 10 miles west of the Walla Walla 168° radial, extending from the 19-mile radius area to the northeast edge of V-298 and within 5 miles each side of the Walla Walla 329° radial extending from the northwest edge of V-112 to the southeast edge of V-112W, excluding the portion within the Pendleton, Oreg., transition area."

[F.R. Doc. 69-4677; Filed, Apr. 18, 1969; 8:49 a.m.]

[Airspace Docket No. 69-WE-9]

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

**Alteration of Transition Area**

On March 1, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 3697) stating that the Federal Aviation Administration was considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Baker and Pendleton, Oreg., transition areas.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections. No objections have been received and the proposed amendments are hereby adopted subject to the following changes.

Change the FEDERAL REGISTER citations to read "§ 71.181 (34 F.R. 4637)"

*Effective date.* These amendments shall be effective 0901 G.m.t., June 26, 1969.

Issued in Los Angeles, Calif., on April 9, 1969.

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

In § 71.181 (34 F.R. 4637) the Baker, Oreg., transition area is amended to read as follows:

BAKER, OREG.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Baker Municipal Airport (latitude 44°50'25" N., longitude 117°48'35" W.). That airspace extending upward from 1,200 feet above the surface within 8 miles northeast and 6 miles southwest of the Baker VORTAC 138 and 317° radials, extending from 14 miles southeast to 16 miles northwest of the VORTAC and within 10 miles west and 5 miles east of the Baker VORTAC 345° radial, extending from the VORTAC to the south edge of V-298.

In § 71.181 (34 F.R. 4637) the description of the Pendleton, Oreg., transition area is amended as follows:

1. In the third line of the text delete " \* \* \* 39 \* \* \*" and substitute " \* \* \* 50 \* \* \*" therefor.

2. Delete all after " \* \* \* 35-mile-radius circle centered on the Pendleton VORTAC \* \* \*" and substitute therefor "that airspace within the arc of a 32-mile-radius circle centered on the Pendleton VORTAC extending clockwise from the southeast edge of V-112E to the northeast edge of V-298."

[F.R. Doc. 69-4678; Filed, Apr. 18, 1969; 8:49 a.m.]

[Airspace Docket No. 69-WE-11]

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

**Alteration of Transition Area**

On March 1, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 3698) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Moses Lake, Wash., transition area.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections. No objections have been received and the proposed amendment is hereby adopted subject to the following change.

Change the FEDERAL REGISTER citation to read "In § 71.181 (34 F.R. 4637)"

*Effective date.* This amendment shall be effective 0901 G.m.t., June 26, 1969.

Issued in Los Angeles, Calif., on April 9, 1969.

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

In § 71.181 (34 F.R. 4637) the description of the Moses Lake, Wash., transition area as amended by (34 F.R. 1893) is further amended by inserting " \* \* \*, within 5 miles each side of the Moses Lake VOR 144° radial extending from 26 miles southeast of the VOR to the northwest edge of V-112W, \* \* \*" beginning in the 10th line of the text between " \* \* \* 12 miles northwest of the VOR TAC, \* \* \*" and ", within 15 miles east \* \* \*".

[F.R. Doc. 69-4679; Filed, Apr. 18, 1969; 8:49 a.m.]

[Airspace Docket No. 69-SO-13]

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

**Designation of Transition Area**

On March 1, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 3698), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Monroe County, Miss., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable.

Subsequent to publication of the notice, the geographic coordinate (lat. 33°-52'20" N., long. 88°28'25" W.) for Monroe County Airport was obtained from Coast and Geodetic Survey. It is necessary to alter the description by appropriately inserting the geographic coordinate for the airport.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., June 26, 1969, as hereinafter set forth.

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

MONROE COUNTY, MISS.

That airspace extending upward from 700 feet above the surface within an 8-mile radius of the Monroe County Airport (lat. 33°-52'20" N., long. 88°28'25" W.), excluding the portion that coincides with the Columbus, Miss., transition area.

(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. 1555(c))

Issued in East Point, Ga., on April 10, 1969.

JAMES G. ROGERS,  
*Director, Southern Region.*

[F.R. Doc. 69-4680; Filed, Apr. 18, 1969; 8:49 a.m.]

[Airspace Docket No. 69-WE-13]

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

**Designation of Transition Area**

On March 7, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 4974) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate an additional 700-foot transition area for Chico Municipal Airport, Calif.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections. No objections have been received and the proposed amendment is hereby adopted subject to the following change.

Change the FEDERAL REGISTER citation to read "In § 71.181 (34 F.R. 4637)".

*Effective date.* This amendment shall be effective 0901 G.m.t., June 26, 1969.

Issued in Los Angeles, Calif., on April 9, 1969.

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

In § 71.181 (34 F.R. 4637) the Chico, Calif., Transition Area is amended by deleting all after " \* \* \* northwest of the VOR \* \* \*" in the third line and substituting therefor " \* \* \*, and that airspace within 2 miles each side of the Chico VOR 165° radial extending from the 5-mile radius area to 12 miles south of the VOR, excluding the portion within a 1-mile radius of the Rancho Airport

latitude 39°43'10" N., longitude 121°-52'10" W.)"

[F.R. Doc. 69-4681; Filed, Apr. 18, 1969; 8:49 a.m.]

## Title 21—FOOD AND DRUGS

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

#### SUBCHAPTER B—FOOD AND FOOD PRODUCTS

#### PART 121—FOOD ADDITIVES

#### Subpart D—Food Additives Permitted in Food for Human Consumption

##### POLYSORBATE 60

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 9A2393) filed by Atlas Chemical Industries, Inc., Wilmington, Del. 19899, and other relevant material, concludes that the food additive regulations should be amended to provide for the safe use of polysorbate 60 as a dispersing agent in artificially sweetened gelatin desserts and in artificially sweetened gelatin dessert mixes. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.1030(c) is amended by adding a new subparagraph (13), as follows:

##### § 121.1030 Polysorbate 60.

(c) \* \* \*

(13) As a dispersing agent in artificially sweetened gelatin desserts and in artificially sweetened gelatin dessert mixes, whereby the amount of the additive does not exceed 0.5 percent on a dry-weight basis.

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

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

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

Dated: April 14, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-4641; Filed, Apr. 18, 1969; 8:46 a.m.]

#### PART 121—FOOD ADDITIVES

#### Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

##### RESINOUS AND POLYMERIC COATINGS

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 9B2315) filed by Allied Chemical Corp., Post Office Box 70, Morristown, N.J. 07960, and other relevant material, concludes that the food additive regulations should be amended to provide for the safe use of an additional substance, as set forth below, as a component of side seam cements. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.2514(b)(3)(xxxii) is amended by alphabetically inserting a new item in the list of substances, as follows:

##### § 121.2514 Resinous and polymeric coatings.

(b) \* \* \*

(3) \* \* \*

(xxxii) Side seam cements. \* \* \*

*epsilon*-Caprolactam-(ethylene-ethyl acrylate) graft polymer.

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

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

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

Dated: April 14, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-4642; Filed, Apr. 18, 1969; 8:46 a.m.]

#### PART 121—FOOD ADDITIVES

#### Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

##### RESINOUS AND POLYMERIC COATINGS

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 8B2245) filed by Eastman Chemical Products, Inc., Kingsport, Tenn. 37662, and other relevant material, concludes that the food additive regulations should be amended to provide for use of an additional substance, as set forth below, in the preparation of polyester resins used in the production of resinous and polymeric food-contact coatings for polyolefin films. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.2569(b)(3)(1) is amended by alphabetically inserting in the list of substances a new polyhydric alcohol under the item "Polyester resins formed \* \* \*," as follows:

##### § 121.2569 Resinous and polymeric coatings for polyolefin films.

(b) \* \* \*

(3) \* \* \*

##### List of substances

##### Limitations

(1) Resins and polymers:

\* \* \*

Polyester resins formed by reaction of one or more of the following polybasic acids and monobasic acids with one or more of the following polyhydric alcohols:

\* \* \*

Polyhydric alcohols:

\* \* \*

2,2-Dimethyl-1,3-propanediol.

\* \* \*

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

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

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

Dated: April 14, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-4643; Filed, Apr. 18, 1969;  
8:46 a.m.]

**Chapter II—Bureau of Narcotics and Dangerous Drugs, Department of Justice**

**PART 320—DEPRESSANT AND STIMULANT DRUGS; DEFINITIONS, PROCEDURAL AND INTERPRETATIVE REGULATIONS**

**Notice of Confirmation of Effective Date of Order Listing Additional Drugs as Drugs Subject to Control**

In the matter of listing methylphenidate and its salts as "depressant or stimulant" drugs within the meaning of section 201(v) of the Federal Food, Drug, and Cosmetic Act because such drugs have a potential for abuse because of their stimulant effect on the central nervous system and in the matter of listing phencyclidine and its salts as "depressant or stimulant" drugs within the meaning of section 201(v) of the Federal Food, Drug, and Cosmetic Act because such drugs have a potential for abuse because of their depressant effect on the central nervous system and because of their hallucinogenic effect:

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 201(v), 511, 701, 52 Stat. 1055, as amended, 79 Stat. 227 et seq.; 21 U.S.C. 321(v), 360a, 371) and under the authority vested in the Attorney General by Reorganization Plan No. 1 of 1968 (33 F.R. 5611), and redelegated to the Director, Bureau of Narcotics and Dangerous Drugs (28 CFR 0.200); notice is given that no objections were filed to the orders in the above-identified matters published in the FEDERAL REGISTER of March 6, 1969 (34 F.R. 4883-4889). Accordingly, the amendments promulgated by those orders became effective on April 7, 1969.

Dated: April 15, 1969.

JOHN E. INGERSOLL,  
Director, Bureau of  
Narcotics and Dangerous Drugs.

[F.R. Doc. 69-4666; Filed, Apr. 18, 1969;  
8:48 a.m.]

**Title 33—NAVIGATION AND NAVIGABLE WATERS**

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

**SUBCHAPTER I—ANCHORAGES**  
[CGFR 69-25]

**PART 110—ANCHORAGE REGULATIONS**

**Subpart B—Anchorage Grounds**  
SAN DIEGO HARBOR, CALIF.

1. The Commander, 11th Coast Guard District, Long Beach, Calif., by letter dated February 6, 1969, requested the establishment of a merchant vessel anchorage in San Diego Bay, adjacent to the "B" Street Pier. The reason for the request is that there is a need for a pre-designated anchorage for merchant vessels in the interest of safe navigation. A public notice dated September 24, 1968, was issued by the Commander, 11th Coast Guard District, Long Beach, Calif., describing the proposed anchorage. All known interested parties were notified and comments or objections were requested. No objections were received. Therefore, the request to establish a Merchant Vessel Anchorage as described in 33 CFR 110.210(a) (5) below is granted, subject to the right to change the requirements and to amend the regulations if and when necessary in the public interest.

2. This document effectuates this request by adding a new § 110.210(a) (5) describing the limits of this anchorage ground.

3. In Subpart B of Part 110, § 110.210 is amended by adding a new paragraph (a) (5), following paragraph (a) (4), to read as follows:

§ 110.210 San Diego Harbor, Calif.

(a) \* \* \*

(5) "B" Street Merchant Vessel Anchorage. Due west from the southwest corner of the "B" Street pierhead to latitude 32°43'00", longitude 117°11'00"; thence northeasterly to latitude 32°43'20", longitude 117°10'51"; thence due east to the shoreline; thence following the shoreline and pier to the point of beginning.

NOTE: This anchorage is reserved for the use of merchant vessels calling at the Port of San Diego while awaiting a berth. The control of this anchorage is vested in the Port Director, Port of San Diego, Unified Port District.

(Sec. 7, 38 Stat. 1053, as amended, sec. 6(g) (1) (A), 80 Stat. 937; 33 U.S.C. 471, 49 U.S.C. 1655(g) (1) (A); 49 CFR 1.4(a) (3) (1))

*Effective date.* This amendment shall become effective 30 days following the date of publication in the FEDERAL REGISTER.

Dated: April 10, 1969.

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

[F.R. Doc. 69-4674; Filed, Apr. 18, 1969;  
8:49 a.m.]

**Chapter IV—Saint Lawrence Seaway Development Corporation**

**PART 401—SEAWAY REGULATIONS AND RULES**

**Miscellaneous Amendments**

On pages 5025-5027 of the FEDERAL REGISTER of March 8, 1969, there was published a notice of proposed rule making by the St. Lawrence Seaway Development Corporation to amend Subpart A—Regulations and Subpart B—Rules of 33 CFR Part 401. In amending the rules, the Corporation is acting jointly and in coordination with the St. Lawrence Seaway Authority of Canada pursuant to the provisions of its enabling act (33 U.S.C. 981, et seq.).

Interested parties were given 30 days in which to submit written comments and suggestions with respect to the proposed amendments. The written comments received do not require a revision of the proposal, therefore, the proposed regulations are hereby adopted without change.

BRENDON T. JOSE,  
Acting Administrator.

I. Paragraph (g) of § 401.2 is amended to read as follows:

§ 401.2 Definitions.

(g) "Seaway" means that portion of the deep waterway between the Port of Montreal and Lake Erie that is under the jurisdiction of the Authority and includes all canals, works and connecting channels that are part of the deep waterway and all other canals and works, wherever located, the management, administration and control of which have been entrusted to the Authority.

II. Sections 401.102-11, 401.102-12, and 401.102-18 through 401.102-21 are amended as follows:

§ 401.102-11 Mooring lines.

(a) Mooring lines must be uniform throughout their length, fitted with an eye not less than 8 feet long and must have sufficient strength to check the vessel. They must be arranged so that they may be led to either side of the vessel as required.

## RULES AND REGULATIONS

(b) Synthetic lines may be used for mooring at approach walls, tie-up walls and docks within the Seaway provided they have an appropriate breaking strength. Wire rope mooring lines must be used for securing in lock chambers unless otherwise permitted.

(c) The following table sets out minimum specifications for mooring lines:

Ship's overall length	Length of mooring line	Breaking strength
125 feet to 200 feet.....	300 feet.....	15 tons.
200 feet to 300 feet.....	360 feet.....	21 tons.
300 feet to 500 feet.....	360 feet.....	25 tons.
500 feet to 730 feet.....	300 feet.....	35 tons.

#### § 401.102-12 Fairleads.

When mounted flush with the hull, fairleads should be fendered to prevent the lines from being pinched between the vessel and a wall.

#### § 401.102-18 Propeller direction alarms and r.p.m. indicators.

Vessels in excess of 260 feet in overall length shall be equipped with propeller direction and shaft r.p.m. indicators or visible and audible wrong-way propeller direction alarms located in the wheelhouse and the engine room.

#### § 401.102-19 Sewage disposal systems.

It is strongly recommended, and will become a mandatory requirement effective January 1, 1970, that vessels not otherwise equipped with containers for ordure shall be equipped with an approved sewage disposal system.

#### § 401.102-20 Oily-water separators.

Vessels which cannot contain waste oil products or bilge water containing waste oil products, shall be equipped with oily-water separators or other such equipment for the extraction of oil products from waste water before discharge.

#### § 401.102-21 Rudder angle indicators.

Vessels in excess of 260 feet in overall length shall be equipped with rudder angle indicators located in the wheelhouse.

III. Section 401.103-5 is deleted and §§ 401.103-2 through 401.103-4, 401.103-7, and 401.103-8 are amended to read as follows:

#### § 401.103-2 Radiotelephone frequencies.

The Seaway stations operate on the following assigned VHF frequencies:

- 156.8 Mhz (Channel 16) Safety and calling.
- 156.7 Mhz (Channel 14) Working (Canadian stations).
- 156.6 Mhz (Channel 12) Working (Eisenhower station).

The Seaway stations maintain a listening watch, for emergency only, on 2182 KHz (Channel 51).

#### § 401.103-3 Location of stations.

The Seaway stations are for vessel traffic control purposes only, and are located as follows:

Call letters	Call sign	Location
VDX 21.....	Seaway Iroquois..	Iroquois Lock (Traffic Control Sector No. 3).
WAG (WAG Clayton).	Clayton, N.Y.....	Traffic Control Sector No. 4.
VDX 22.....	Seaway Welland...	Welland Canal Headquarters (Traffic Control Sector No. 6).

#### § 401.103-4 Calling-in.

Vessels intending to, or in transit, must report on the assigned frequency

to the designated station when opposite Calling-in-Points, giving the following information:

- Name of vessel.
- Position.
- Destination.
- Sailing Draft Fore and Aft.
- Cargo.

At calling-in points 14A and 14B, vessels must also report their estimated time of arrival at the next calling-in point.

#### § 401.103-5 [Deleted]

#### § 401.103-7 Calling-in points.

	Traffic control sector	Station call sign
UPBOUND VESSELS		
No. 12--Robertson's Point--Buoy No. 98--Lake St. Lawrence (order of passing through established here).....	No. 3.....	VDX21.
No. 14A--Whaleback Shoal--Buoy 153--St. Lawrence River.....	No. 4.....	WAG.
No. 14B--Tibbetts Point--Lake Ontario.....	No. 4.....	WAG.
No. 15--Reporting Buoy, 2½ miles off entrance piers--Port Weller, Lake Ontario (order of passing through established here).....	No. 6.....	VDX22.
DOWNBOUND VESSELS		
No. 16--Three Mile Fairway Buoy--off Port Colborne Harbor--Lake Erie (order of passing through established here).....	No. 6.....	VDX22.
No. 14B--Tibbetts Point--Lake Ontario.....	No. 4.....	WAG.
No. 14A--Whaleback Shoal--Buoy 153--St. Lawrence River.....	No. 3.....	VDX21.
No. 14--Matland--Fairway Buoy--St. Lawrence River.....	No. 3.....	VDX21.

#### § 401.103-8 Communication at Canadian Sault Ste. Marie Canal.

Vessels intending to enter the Canadian Sault Ste. Marie Canal will call VDX23, which operates on the same frequencies as the Canadian Seaway Stations. The Calling-In Points are at Six Mile Point for upbound vessels and at Brush Point for downbound vessels.

IV. Sections 401.104-9, 401.104-15, 401.104-34, 401.104-35, 401.104-37, 401-104-39, and 401.104-49 are amended as follows:

#### § 401.104-9 Speed.

Maximum speed for vessels in designated areas of the Seaway may be prescribed in a Seaway Notice. Subject to such other \* \* \*.

#### § 401.104-15 Limit of approach to a lock.

The stem of a vessel approaching a lock or guard gate shall not pass the indicated sign signifying the limit of approach until the signal light shows green.

#### § 401.104-34 Signaling approach to bridge.

Unless the vessel's approach has been recognized by a flashing red signal light, three distinct blasts shall be sounded \* \* \*.

#### § 401.104-35 Limit of approach to a bridge.

A vessel shall not pass the "Limit of Approach" sign at any movable bridge until such bridge is in fully open position and the light shows green, and it shall not pass the sign at the twin railway bridges on the South Shore Canal at Caughnawaga, on the Welland Canal, or at Bridges 20 and 21 on the Welland Canal, until both bridges are in a fully

open position and both lights show green.

#### § 401.104-37 Combined beam.

A tug shall not be fastened alongside a vessel so that the total beam exceeds 55 feet in the case of the Sault Ste. Marie (Canada) Canal or 75 feet, 6 inches in the case of any other canal.

#### § 401.104-39 Two tugs.

Where two tugs are required by special instructions for towing a particular vessel, one shall be on a line ahead of the towed vessel and the other on a line astern. (Two adequate tugs shall be required for a tow in excess of 200 feet, except that specially constructed low barges designed to be pushed by a tug at the center of the stern, may be permitted to transit with only one tug.)

#### § 401.104-49 Deck cargo.

Cargo or containers carried on deck, either forward or aft, shall be stowed in a manner which permits an unrestricted view from the bridge for the purpose of navigation.

V. Section 401.107-8 is deleted and § 401.107-7 is amended to read as follows:

#### § 401.107-7 Payment of tolls.

Payment of tolls shall be made by the person in charge of a pleasure craft while the craft is within the lock chamber. All pleasure craft in excess of 350 tons are subject to the regular tolls applicable to cargo and passenger vessels.

#### § 401.107-8 [Deleted]

(68 Stat. 93-97, 33 U.S.C. 981-990, as amended)

[P.R. Doc. 69-4672; Filed, Apr. 18, 1969; 8:49 a.m.]

**Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT**

**Chapter 12B—Coast Guard, Department of Transportation**

[CGFR 69-26]

**PART 12B-3—PROCUREMENT BY NEGOTIATION**

**Subpart 12B-3.1—Use of Negotiation**

**UNSOLICITED CONTRACT PROPOSAL**

On March 11, 1969, Coast Guard Procurement Regulations concerning negotiated contracts were published in the FEDERAL REGISTER (34 F.R. 5064). These regulations implement and supplement the Department of Transportation Procurement Regulations as authorized by 41 CFR 12-1.008. Since the publication of these regulations, it has been noted that the provisions of § 12B-3.153-54 are adequately covered by the provisions of § 12B-3.153-53. The purpose of this document is to revoke § 12B-3.153-54. This change relates to Departmental management, procedures and practices. Accordingly, notice and public procedure thereon is unnecessary.

In Subpart 12B-3.1, § 12B-3.153-54 is revoked.

(Sec. 205(c), 63 Stat. 390, as amended, secs. 2301-2314 (ch. 137), 70A Stat. 127-133; 40 U.S.C. 486(c), 10 U.S.C. 2301-2314; 41 CFR 12-1.003)

*Effective date.* This amendment shall become effective upon publication in the FEDERAL REGISTER.

Dated: April 15, 1969.

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

[F.R. Doc. 69-4690; Filed, Apr. 18, 1969; 8:50 a.m.]

**Chapter 50—Public Contracts, Department of Labor**

**PART 50-201—GENERAL REGULATIONS**

**Minimum Age Requirements Under Walsh-Healey Public Contracts Act**

On October 5, 1968, a notice of proposed rule making regarding an amendment to § 50-201.1 of Title 41, Code of Federal Regulations, was published in the FEDERAL REGISTER (33 F.R. 14971). All relevant matter presented by interested persons has been considered.

Pursuant to section 6 of the Walsh-Healey Public Contracts Act (41 U.S.C. 40) and Secretary of Labor's Order No. 3-69 (34 F.R. 1203) and in accordance with the national policy against discrimination because of sex expressed in title VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e-2000e-15) and Executive Order No. 11375 (32 F.R. 14303), § 50-201.1 of Title 41, Code of Federal Regulations, is amended in the manner

indicated below. Under the same authority, § 50-201.1 is also amended to delete a reference to the effective date of the Walsh-Healey Public Contracts Act since the reference is no longer necessary for the guidance of the public, and in addition § 50-201.105 of the same title is amended to reflect the changes made in § 50-201.1 and to provide a current reference to the Department of Labor's child labor regulations under the Fair Labor Standards Act.

The amendments shall be effective upon publication in the FEDERAL REGISTER.

Part 50-201 of Title 41, Code of Federal Regulations, is amended as follows:

1. Section 50-201.1 is amended as follows:

**§ 50-201.1 Insertion of stipulations.**

Except as hereinafter directed, in every contract made and entered into by an executive department, independent establishment, or other agency or instrumentality of the United States, or by the District of Columbia, or by any corporation all the stock of which is beneficially owned by the United States, for the manufacture or furnishing of materials, supplies, articles, and equipment, the contracting officer shall cause to be inserted or incorporated by reference in such invitation or the specifications and in such contract, the following stipulations:

(d) No person under 16 years of age and no convict labor will be employed by the contractor in the manufacture or production or furnishing of any of the materials, supplies, articles, or equipment included in the contract.

2. Section 50-201.105 is amended to read as follows:

**§ 50-201.105 Protection against unintentional employment of underage minors.**

An employer shall not be deemed to have knowingly employed an underage minor in the performance of contracts subject to the Act if, during the period of the employment of such minor, the employer has on file an unexpired certificate of age issued and held pursuant to regulations issued by the Secretary of Labor under section 3(1) of the Fair Labor Standards Act of 1938 (29 CFR 1500.121), showing that such minor is at least 16 years of age.

(Sec. 6, 49 Stat. 2038, as amended; 41 U.S.C. 40)

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

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

[F.R. Doc. 69-4667; Filed, Apr. 18, 1969; 8:48 a.m.]

**Title 43—PUBLIC LANDS: INTERIOR**

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

**APPENDIX—PUBLIC LAND ORDERS**

[Public Land Order 4610]

[New Mexico 4103]

**NEW MEXICO**

**Partial Revocation of Executive Orders No. 6276 and No. 6583**

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Executive Orders No. 6276 of September 8, 1933, and No. 6583 of February 3, 1934, withdrawing lands in New Mexico to aid the State in making exchange selections, are hereby revoked so far as they affect the following described lands:

**NEW MEXICO PRINCIPAL MERIDIAN**

- T. 22 S., R. 4 W.,  
Sec. 3, lot 1.
- T. 21 S., R. 7 W.,  
Sec. 3, lots 5, 6, 11, 12, and SW $\frac{1}{4}$ ;  
Sec. 4, lots 5, to 12, inclusive, and S $\frac{1}{2}$ ;  
Sec. 8, lots 4, 5, 6, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  NW $\frac{1}{4}$ ;  
Sec. 8, E $\frac{1}{2}$ W $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
Sec. 17, NE $\frac{1}{4}$  and E $\frac{1}{2}$ W $\frac{1}{2}$ ;  
Sec. 20, E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 29, NE $\frac{1}{4}$  and E $\frac{1}{2}$ NW $\frac{1}{4}$ .
- T. 22 S., R. 7 W.,  
Sec. 5, lots 2 and 3;  
Sec. 8, lots 1, 2, 7, 8, and NE $\frac{1}{4}$ ;  
Sec. 7, N $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 8, S $\frac{1}{2}$ NE $\frac{1}{4}$ .
- T. 21 S., R. 8 W.,  
Sec. 5, lots 1, 2, 3, 4, N $\frac{1}{2}$ N $\frac{1}{2}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , and S $\frac{1}{2}$ NW $\frac{1}{4}$ .
- T. 22 S., R. 8 W.,  
Sec. 1, lots 5, 6, and S $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 4, lots 5, 6, 7, 8, and S $\frac{1}{2}$ S $\frac{1}{2}$ ;  
Sec. 5, lots 9, 10, 11, 12, and S $\frac{1}{2}$ S $\frac{1}{2}$ ;  
Sec. 6, lots 1, 2, 3, 4, S $\frac{1}{2}$ N $\frac{1}{2}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , and E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 7, E $\frac{1}{2}$ ;  
Sec. 8, W $\frac{1}{2}$ ;  
Sec. 10;  
Sec. 11, E $\frac{1}{2}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , and NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 12, SW $\frac{1}{4}$ ;  
Sec. 13, N $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 14, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , and SE $\frac{1}{4}$ ;  
Sec. 15;  
Sec. 17, E $\frac{1}{2}$  and NW $\frac{1}{4}$ ;  
Sec. 19, NE $\frac{1}{4}$  and SW $\frac{1}{4}$ ;  
Sec. 20, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 21, N $\frac{1}{2}$ N $\frac{1}{2}$ ;  
Sec. 22, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
Secs. 23 and 24;  
Sec. 26, W $\frac{1}{2}$ ;  
Sec. 27;  
Sec. 30, NW $\frac{1}{4}$ ;  
Sec. 35, NW $\frac{1}{4}$ .
- T. 22 S., R. 9 W.,  
Sec. 3, NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 4, NE $\frac{1}{4}$ ;  
Sec. 6, NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 7, SW $\frac{1}{4}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ ;  
Sec. 15, W $\frac{1}{2}$ E $\frac{1}{2}$  and E $\frac{1}{2}$ W $\frac{1}{2}$ ;  
Sec. 19;  
Sec. 20, E $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 21;  
 Sec. 22, W $\frac{1}{2}$ E $\frac{1}{2}$ , W $\frac{1}{2}$ , and E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 23, S $\frac{1}{2}$ ;  
 Sec. 24, S $\frac{1}{2}$ ;  
 Secs. 25 and 26;  
 Sec. 27, E $\frac{1}{2}$ NE $\frac{1}{4}$  and W $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 28, N $\frac{1}{2}$ ;  
 Sec. 29, W $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 30, lots 1, 2, NE $\frac{1}{4}$ , and E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 35, W $\frac{1}{2}$ NE $\frac{1}{4}$  and E $\frac{1}{2}$ NW $\frac{1}{4}$ .  
 T. 7 S., R. 14 W.,  
 Secs. 25 and 35.

The areas described contain 18,988.65 acres in Dona Ana, Grant, and Luna Counties.

2. At 10 a.m. on May 17, 1969, the lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law and procedures. 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.

3. The lands will be open to location for nonmetalliferous minerals at 10 a.m. on May 17, 1969. They have been open to applications and offers under the mineral leasing laws and to location for metalliferous minerals.

Inquiries concerning the lands shall be addressed to the Manager, Land Office, Bureau of Land Management, Santa Fe, N. Mex.

HARRISON LOESCH,  
*Assistant Secretary of the Interior.*

APRIL 11, 1969.

[F.R. Doc. 69-4645; Filed, Apr. 18, 1969;  
 8:46 a.m.]

[Public Land Order 4616]

[Washington 05833]

#### WASHINGTON

#### Powersite Cancellation No. 240; Partial Cancellation of Powersite Classification No. 349

By virtue of the authority contained in the act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), and 1950 Reorganization Plan No. 3 (64 Stat. 1262; 5 U.S.C. 1332-15, note), and in section 24 of the act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and pursuant to the finding of the Federal Power Commission in DA-203-Washington, it is ordered as follows:

1. The departmental order of June 22, 1944, creating Powersite Classification No. 349, is hereby canceled so far as it affects the following described land:

WILLAMETTE MERIDIAN

T. 27 N., R. 23 E.,  
 Sec. 9, lot 3.

The area described contains 32.80 acres in Chelan County.

The land is located along the right bank of the Columbia River in the north-central part of Washington. A portion of lot 3 lies within the boundary of Project No. 2145, licensed to Public Utility District No. 1 of Chelan County. Other por-

tions are withdrawn for transmission line Project No. 587 and are open by reason of the general determination of April 17, 1922, under section 24 of the Federal Power Act.

2. At 10 a.m. on May 20, 1969, the land shall be open to 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 20, 1969, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

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

HARRISON LOESCH,  
*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[F.R. Doc. 69-4646; Filed, Apr. 18, 1969;  
 8:46 a.m.]

[Public Land Order 4617]

[Arizona 1958]

#### ARIZONA

#### Partial Revocation of Administrative Site Withdrawal

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Executive Order No. 8598 of November 18, 1940, reserving lands as an administrative site for the Cabeza Prieta Game Range, is hereby revoked so far as it affects the following described lands:

GILA AND SALT RIVER MERIDIAN

T. 12 S., R. 6 W.,  
 Sec. 15, N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

The areas described aggregate 30 acres in Pima County.

The land is located north of Ajo, Ariz. Elevation ranges from 1,700 to 1,759 feet. Soils are rocky and gravelly. Vegetation is typical Sonoran Desert type consisting of various cacti, mesquite and palo verde, creosote bush, and a few annual grasses.

2. At 10 a.m. on May 20, 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 and procedures. 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 Of-

fice, Bureau of Land Management, Phoenix, Ariz.

HARRISON LOESCH,  
*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[F.R. Doc. 69-4647; Filed, Apr. 18, 1969;  
 8:46 a.m.]

[Public Land Order 4618]

[Fairbanks 017903]

#### ALASKA

#### Partial Revocation of Air Navigation Site No. 16

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. Air Navigation Site Withdrawal No. 16, Alaska, of October 24, 1958, as corrected November 14, 1958, which withdrew land for use of the Civil Aeronautics Administration, now the Federal Aviation Administration, is hereby revoked as to the following described lands:

BETHEL AREA

Parcel No. 1: From the northwest corner of the State of Alaska, Division of Aviation, Tract 2, at coordinates N. 105,369.46 E. 108,672.26 (U.S.C. and G.S. "Bethel" being the origin of coordinates at N. 100,000 E. 100,000), which is the true point of beginning; thence N. 23°30' E. 15,840 feet; thence S. 66°30' E. 4,000 feet; thence S. 23°30' W. 15,840 feet; thence N. 66°30' W. 4,000 feet; containing approximately 1,454.55 acres.

The land consists of level Alaska Tundra located about 2 miles west of the town of Bethel.

2. The lands are withdrawn by Public Land Order No. 4582 of January 17, 1969, for the determination and protection of the rights of the native Aleuts, Eskimos, and Indians of Alaska. They will be open to location for metalliferous minerals at 10 a.m. on May 20, 1969.

Inquiries concerning the lands should be addressed to the Manager, Fairbanks District and Land Office, Fairbanks, Alaska.

HARRISON LOESCH,  
*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[F.R. Doc. 69-4648; Filed, Apr. 18, 1969;  
 8:47 a.m.]

[Public Land Order 4619]

[New Mexico 5802]

#### NEW MEXICO

#### Partial Revocation of Executive Order No. 6583

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Executive Order No. 6583 of February 3, 1934, which withdrew lands in New Mexico to aid the State in making exchange selections, is hereby revoked so

far as it affects the following described lands:

NEW MEXICO PRINCIPAL MERIDIAN

- T. 18 S., R. 7 W.,
- Sec. 5, NE $\frac{1}{4}$ SE $\frac{1}{4}$  and S $\frac{1}{2}$ S $\frac{1}{2}$ ;
- Sec. 6, W $\frac{1}{2}$ SE $\frac{1}{4}$ ;
- Sec. 7, NE $\frac{1}{4}$ ;
- Sec. 8, S $\frac{1}{2}$ NE $\frac{1}{4}$  and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;
- Sec. 9, SW $\frac{1}{4}$ NW $\frac{1}{4}$ .

The areas described aggregate 600 acres in Sierra County.

The lands are located about 12 miles south of Hillsboro in the southwestern portion of the State. The terrain ranges from steep rolling hills to rolling terrain. Soils are shallow, red colored, sandy loams with gravel on the higher portions. Vegetative cover consists primarily of tobosa and mixed grama grasses with a moderately heavy growth of annuals including mesquite, creosote bush, yucca, and scrub pinon juniper.

2. At 10 a.m. on May 20, 1969, the lands shall be open to 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 20, 1969, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. The lands will be open to location for nonmetalliferous minerals at 10 a.m. on May 20, 1969. They have been open to applications and offers under the mineral leasing laws and to location for metalliferous minerals.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Santa Fe, N. Mex.

HARRISON LOESCH,

*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[F.R. Doc. 69-4649; Filed, Apr. 18, 1969; 8:47 a.m.]

[Public Land Order 4620]

[Utah 0148942]

UTAH

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), and otherwise, it is ordered as follows:

1. Executive Order No. 4872 of May 3, 1928, withdrawing lands for maintenance of air navigation facilities, which was revoked in part by Executive Order No. 7415 of July 17, 1936, is hereby revoked in its entirety. The following described unsurveyed lands are released from withdrawal by this order:

SALT LAKE MERIDIAN

- T. 1 S., R. 12 W.,
- Sec. 14, SW $\frac{1}{4}$ ;
- Sec. 15, SE $\frac{1}{4}$ ;
- Sec. 22, NE $\frac{1}{4}$ ;
- Sec. 23, NW $\frac{1}{4}$ .

The areas described aggregate approximately 640 acres in Tooele County.

The land is located about 5 miles east of Knolls and is traversed by U.S. Highway 40. The topography is level to undulating.

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 unsurveyed lands, 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.

3. The lands will be open to location under the U.S. mining laws at 10 a.m. on May 20, 1969. They have been open to applications and offers under the mineral leasing laws.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Salt Lake City, Utah.

HARRISON LOESCH,

*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[F.R. Doc. 69-4650; Filed, Apr. 18, 1969; 8:47 a.m.]

[Public Land Order 4621]

[Utah 010062]

UTAH

Amendment of Public Land Order No. 2400 of June 8, 1961

By virtue of the authority vested in the President by the act of June 4, 1897 (30 Stat. 34, 36; 16 U.S.C. 473), and otherwise and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Paragraph numbered 1 of Public Land Order No. 2400 of June 8, 1961, is amended to read as follows:

"Subject to valid existing rights, the following described lands within the Cache and Manti-LaSal National Forests in Utah are hereby withdrawn from appropriation under the U.S. 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."

2. Effective at 10 a.m. on May 20, 1969, the lands described in said paragraph shall be open to such forms of disposition as may by law be made of national forest lands, but not to appropriation under the U.S. mining laws.

HARRISON LOESCH,

*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[F.R. Doc. 69-4651; Filed, Apr. 18, 1969; 8:47 a.m.]

[Public Land Order 4622]

[Nevada 047438]

NEVADA

Partial Revocation of Stock Driveway

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 November 19, 1919, creating Stock Driveway Withdrawal No. 116, is hereby revoked so far as it affects the following described lands:

MOUNT DIABLO MERIDIAN

T. 36 N., R. 57 E.,

Sec. 36.

T. 35 N., R. 58 E.,

Sec. 6.

The areas described aggregate 1,276 acres in Elko County.

The lands lie west of Halleck, Nev. Topography is flat to rolling with a vegetative cover of sagebrush and weeds.

2. At 10 a.m. on May 20, 1969, the lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law and procedures. 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, and to location under the U.S. mining laws subject to the regulations in 43 CFR 3400.3.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Reno, Nev.

HARRISON LOESCH,

*Assistant Secretary of the Interior.*

APRIL 14, 1969.

[F.R. Doc. 69-4652; Filed, Apr. 18, 1969; 8:47 a.m.]

[Public Land Order 4623]

[Sacramento 695]

CALIFORNIA

Revocation of Executive Order No. 1357 of May 22, 1911

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Executive Order No. 1357 of May 22, 1911, which withdrew the following described lands in California for use by the Forest Service as a ranger station in the administration of the Stanislaus National Forest, is hereby revoked:

MOUNT DIABLO MERIDIAN

T. 6 N., R. 14 E.,

Sec. 26, E $\frac{1}{2}$ SE $\frac{1}{4}$ .

The area described contains approximately 80 acres of public domain land, located in Calaveras County, approximately 6 miles east of Railroad Flat.

2. At 10 a.m. on May 20, 1969, the lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law and to existing

orders of classification. 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.

3. The lands have been open to applications and offers under the mineral leasing laws and to location for metaliferous minerals. They will be open to location under the U.S. mining laws for nonmetalliferous minerals at 10 a.m. on May 20, 1969.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Sacramento, Calif.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[F.R. Doc. 69-4653; Filed, Apr. 18, 1969;  
8:47 a.m.]

[Public Land Order 4624]

[Idaho 2036; 2037]

### IDAHO

#### Withdrawal of National Forest Recreation Area; Partial Revocation of Public Land Order Nos. 1227, 1564, 2712, 2931

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.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:

(IDAHO 2037)

SALMON NATIONAL FOREST—BOISE MERIDIAN

Cunningham Bar Recreation Area

T. 23 N., R. 14 E.,

Sec. 1, lots 3 to 7, inclusive, SW $\frac{1}{4}$ NW $\frac{1}{4}$ .

The areas described aggregate 130.11 acres in Idaho County.

2. Public Land Orders No. 1227 of September 26, 1955, No. 1564 of December 12, 1957, No. 2712 of June 23, 1962, and No. 2931 of February 6, 1963, withdrawing then unsurveyed national forest lands for use as recreation areas, are hereby revoked so far as they affect the following described lands:

(IDAHO 2036)

SALMON NATIONAL FOREST—BOISE MERIDIAN

Cunningham Bar and Corn Creek Bar Recreation Areas

T. 23 N., R. 14 E.,

Sec. 1, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

The areas described aggregate approximately 130 acres as described prior to survey.

3. This action is taken for the purpose of conforming the description of the areas which were withdrawn as unsurveyed lands to the current official plats

of survey. The following described lands which are released from withdrawal by this order shall at 10 a.m. on May 20, 1969, be open to such forms of disposal as may by law be made of national forest lands:

T. 23 N., R. 14 E.,

Sec. 1, formerly unsurveyed W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , now portions of surveyed lots 8 and 9, and N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

Aggregating approximately 40 acres.

4. The withdrawal made by paragraph 1 of this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[F.R. Doc. 69-4654; Filed, Apr. 18, 1969;  
8:47 a.m.]

[Public Land Order 4625]

[Utah 0123563]

### UTAH

#### Revocation of Withdrawals for Administrative Sites

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Executive Order No. 1568 of July 23, 1912, and the departmental order of June 17, 1908, withdrawing public lands as an administrative site for the administration of the LaSal National Forest, are hereby revoked so far as they affect the following described lands:

SALT LAKE MERIDIAN

T. 33 S., R. 23 E.,

Sec. 35, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  and N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ .

The areas described aggregate 25 acres in San Juan County.

2. At 10 a.m. on May 20, 1969, the lands shall be open to operation of the public land laws generally, including locations under the mining laws for nonmetalliferous minerals, 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 location for metalliferous minerals and to applications and offers under the mineral leasing laws.

Inquiries should be addressed to the Manager, Land Office, Bureau of Land Management, Salt Lake City, Utah.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[F.R. Doc. 69-4655; Filed, Apr. 18, 1969;  
8:47 a.m.]

[Public Land Order 4626]

[Oregon 3621]

### OREGON

#### Reservation for Forest Service Road

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

1. Subject to valid existing rights and to the provisions of existing withdrawals, the following described Revested Oregon and California Railroad Grant Lands are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws (30 U.S.C., ch. 2), but not from leasing under the mineral leasing laws, nor the disposal of materials under the act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended, and reserved for use of the Department of Agriculture for the granting of easements for road rights-of-way as authorized by section 2 of the act of October 13, 1964 (78 Stat. 1089; 16 U.S.C. 532, 533):

WILLAMETTE MERIDIAN

PICKETT BUTTE ROAD NO. 3013

T. 30 S., R. 2 W.,

Sec. 23, SW $\frac{1}{4}$ NE $\frac{1}{4}$ .

A strip of land 50 feet in width on the north side of the centerline, and coinciding with south and west sides of the above subdivision lines located south of the centerline of the Pickett Butte Road No. 3013, in and through the above subdivision as shown on a map or plat filed in the Regional Forester's office in Portland, Ore., and the Land Office, Bureau of Land Management, Portland, Ore.

The area described contains 1.3 acres in Douglas County.

2. The withdrawal made by this order shall not preclude entries, or sales, exchanges, or leases under public land laws applicable to revested Oregon and California Railroad Grant Lands, of any legal subdivisions traversed by any co-operator road constructed on any lands withdrawn by this order, provided that any such entry, sale, exchange, or lease shall be subject to this order and to any road right-of-way easement over the lands issued by the Department of Agriculture.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[F.R. Doc. 69-4656; Filed, Apr. 18, 1969;  
8:47 a.m.]

[Public Land Order 4627]

[New Mexico 1582]

### NEW MEXICO

#### Withdrawal for Protection of Underground Water Supply (Holloman Air Force Base)

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

1. Subject to valid existing rights, the following described lands, which are under the jurisdiction either of the Secretary of the Interior or the Secretary of

Agriculture, as indicated, are hereby reserved for the protection and development of the underground water supply of Holloman Air Force Base, and withdrawn from appropriation under the public land laws as follows:

A. From all forms of appropriation under the public land laws, including the mining laws (30 U.S.C., ch. 2), but not from leasing under the mineral leasing laws:

NEW MEXICO PRINCIPAL MERIDIAN

- T. 17 S., R. 10 E.,  
Sec. 29, NW 1/4, NE 1/4 SW 1/4, and S 1/2 SW 1/4;  
Sec. 30, SE 1/4 SE 1/4;  
Sec. 31, N 1/2 N 1/2.
- T. 18 S., R. 10 E.,  
Sec. 5, lots 1, 2, 3, 4, and S 1/2 S 1/2;  
Sec. 8, N 1/2 and SE 1/4 SE 1/4;  
Sec. 9, W 1/2 W 1/2 and SE 1/4 SW 1/4;  
Sec. 16, W 1/2 SE 1/4 and W 1/2 E 1/2 SE 1/4;  
Sec. 17, NE 1/4 NE 1/4, S 1/2 NE 1/4, and N 1/2 SE 1/4;  
Sec. 21, NE 1/4, N 1/2 NW 1/4, and NE 1/4 SE 1/4;  
Sec. 22, SW 1/4;  
Sec. 27, W 1/2;  
Sec. 28, E 1/2 SE 1/4;  
Sec. 33, E 1/2 NE 1/4;  
Sec. 34, N 1/2 and E 1/2 SE 1/4;  
Sec. 35, SW 1/4 NE 1/4, W 1/2, and SE 1/4.
- T. 19 S., R. 10 E.,  
Sec. 2, NE 1/4;  
Sec. 3, lot 1.

B. From appropriation under the mining laws (30 U.S.C., ch. 2):

(Lincoln National Forest)

- T. 18 S., R. 10 E.,  
Sec. 22, SW 1/4 NW 1/4;  
Sec. 26, W 1/2 SW 1/4 and SE 1/4 SW 1/4;  
Sec. 27, SW 1/4 NE 1/4 and SE 1/4.

The areas described aggregate 4,106.61 acres of which 360 acres are national forest lands.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of either the national forest or the public lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[P.R. Doc. 69-4657; Filed, Apr. 18, 1969; 8:47 a.m.]

[Public Land Order 4628]

[Idaho 2446]

IDAHO

Withdrawal for National Forest Campground

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.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

Conrad Campground Expansion

- T. 44 N., R. 8 E.,  
Sec. 14, W 1/2 NE 1/4 SW 1/4 NE 1/4, E 1/2 NW 1/4 SW 1/4 NE 1/4, and N 1/2 SW 1/4 NW 1/4 SE 1/4.

The areas described aggregate 15 acres in Shoshone County.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[P.R. Doc. 69-4658; Filed, Apr. 18, 1969; 8:47 a.m.]

[Public Land Order 4629]

[Oregon 3773 (Wash.)]

WASHINGTON

Withdrawal for National Forest Recreation Area

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.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:

OLYMPIC NATIONAL FOREST

WILLAMETTE MERIDIAN

South Fork Soleduck Recreation Area

- T. 29 N., R. 10 W.,  
Secs. 1 and 2, a tract of land within lot 2 (SW 1/4 NW 1/4 and NW 1/4 SW 1/4), sec. 1, and lots 4 and 5 (S 1/2 NE 1/4), NE 1/4 NE 1/4 SE 1/4, sec. 2, described as follows:

Beginning at Forks of the Soleduck River and South Fork Soleduck River in sec. 2, thence southeast along Soleduck River 4,050 feet thence 850 feet on a bearing of 278° S. to South Fork Soleduck Road No. 303, thence northwest along South Fork Soleduck Road No. 303 2,450 feet, thence 300 feet north along South Fork Soleduck River to point of beginning.

The area described contains approximately 50 acres in Clallam County.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[P.R. Doc. 69-4659; Filed, Apr. 18, 1969; 8:47 a.m.]

[Public Land Order 4630]

[Idaho 2443]

IDAHO

Withdrawal for National Forest Campgrounds

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.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:

NEZ PERCE NATIONAL FOREST

BOISE MERIDIAN

Baldy Lake Camp

- T. 23 N., R. 2 W., unsurveyed, but which probably will be when surveyed:  
Sec. 22, SW 1/4 NW 1/4 NE 1/4 SW 1/4, W 1/2 SW 1/4 NE 1/4 SW 1/4, SE 1/4 NE 1/4 NW 1/4 SW 1/4, S 1/2 S 1/2 NW 1/4 SW 1/4, NE 1/4 SE 1/4 NW 1/4 SW 1/4, NW 1/4 SW 1/4 SW 1/4, NW 1/4 NW 1/4 SE 1/4 SW 1/4.

Triangle Lake Camp

- T. 23 N., R. 2 W., unsurveyed, but which probably will be when surveyed:  
Sec. 22, NE 1/4 SW 1/4 NE 1/4, E 1/2 NW 1/4 SW 1/4 NE 1/4.

He Devil Lake Camp

- T. 23 N., R. 2 W., unsurveyed, but which probably will be when surveyed:  
Sec. 15, SE 1/4 SW 1/4 SW 1/4 SE 1/4, S 1/2 SE 1/4 SW 1/4 SE 1/4;  
Sec. 22, E 1/2 NE 1/4 NW 1/4 NE 1/4, NW 1/4 NE 1/4 NW 1/4 NE 1/4.

The areas described aggregate 65 acres in Idaho County.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[P.R. Doc. 69-4660; Filed, Apr. 18, 1969; 8:48 a.m.]

[Public Land Order 4631]

[Utah 2254]

UTAH

Withdrawal for Reclamation Project

By virtue of the authority contained in section 3 of the act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), as amended and supplemented, including section 8 of the act of April 11, 1956 (70 Stat. 110; 43 U.S.C. 620g), it is ordered as follows:

Subject to valid existing rights, the following described public lands, which are under the jurisdiction of the Secretary of the Interior, are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws (30 U.S.C., ch. 2), but not from leasing under the mineral leasing laws, and reserved for the Wasatch

Aqueduct, Bonneville Unit, Central Utah Project:

SALT LAKE MERIDIAN

T. 9 S., R. 4 E.,  
Sec. 18, NE $\frac{1}{4}$ SE $\frac{1}{4}$ .

The area described contains 40 acres in Utah County.

HARRISON LOESCH,  
Assistant Secretary of the Interior.

APRIL 14, 1969.

[F.R. Doc. 69-4661; Filed, Apr. 18, 1969;  
8:48 a.m.]

[Public Land Order 4632]

[Idaho 2427]

### IDAHO

#### Withdrawal for National Forest Administrative Site and Recreation Areas

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.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:

CHALLIS NATIONAL FOREST

BOISE MERIDIAN

Star Hope Recreation Area

T. 5 N., R. 21 E., unsurveyed.

Sec. 22, a tract of land described as beginning at corner No. 1, a red stained and treated post, 4 inches in diameter, 5 $\frac{1}{2}$  feet above ground, located N. 2°55' 13" W., approximately 653.94 feet from the confluence of Star Hope Creek and Bear Canyon Creek.

From corner No. 1, by metes and bounds, S. 65°59' W., 1,041 feet to corner No. 2; S. 26°30' W., 908 feet to corner No. 3; S. 22°50' E., 526 feet to corner No. 4; S. 89° 53' E., 900 feet to corner No. 5; N. 43°55'

E., 799 feet to corner No. 6; N. 14°41'07" W., 577.79 feet to corner No. 7; N. 2°21'41" W., 506.16 feet to corner No. 1, the place of beginning.

PAYETTE NATIONAL FOREST

BOISE MERIDIAN

Paradise Administrative Site

T. 22 N., R. 1 W.,

Sec. 22, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 27, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

Black Lake Recreation Area

T. 21 N., R. 2 W.,

Sec. 3, lots 7 and 13.

The areas described aggregate 226.67 acres in Custer and Adams Counties.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

HARRISON LOESCH,

Assistant Secretary of the Interior.

APRIL 14, 1969.

[F.R. Doc. 69-4662; Filed, Apr. 18, 1969;  
8:48 a.m.]

## Title 49—TRANSPORTATION

### Subtitle A—Office of the Secretary of Transportation

[OST Docket No. 1, Amdt. 1-27]

#### PART 1—FUNCTIONS, POWERS, AND DUTIES IN THE DEPARTMENT OF TRANSPORTATION

##### Approval of Containers for Transport Under Customs Seal; Delegation of Authority

The purpose of this amendment is to delegate the authority of the Secretary

of Transportation, under Executive Order 11459, of March 7, 1969 (34 F.R. 5057), to the Commandant of the Coast Guard. The subject Executive order directs the Secretary of Transportation to carry out certain provisions of the Customs Convention on Containers (1956) (TIAS 6634) and the Customs Convention on the International Transport of Goods Under Cover of TIR Carnets (TIR Convention) (1959) (TIAS 6633).

In consideration of the foregoing, effective April 18, 1969, 49 CFR 1.4 is amended by adding the following new subparagraph at the end of paragraph (a) thereof:

§-1.4 Delegation of functions, powers, and duties.

(a) \* \* \*

(5) Executive Order No. 11459 of March 7, 1969, relating to the approval of containers and vehicles for transport under Customs seal under the Customs Convention on Containers (1956) and the Customs Convention on the International Transport of Goods Under Cover of TIR Carnets (1959); including the authority to redelegate to nonprofit firms or associations.

This action is taken under the authority of section 9 of the Department of Transportation Act (49 U.S.C. 1657). Since this amendment involves a delegation of authority and relates to the internal management of the Department, notice and public procedure thereon are not required and the amendment can be made effective in less than 30 days.

Issued in Washington, D.C., on April 15, 1969.

JOHN A. VOLPE,  
Secretary of Transportation.

[F.R. Doc. 69-4685; Filed, Apr. 18, 1969;  
8:50 a.m.]

# Proposed Rule Making

## DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[ 7 CFR Part 913 ]

### GRAPEFRUIT GROWN IN INTERIOR DISTRICT IN FLORIDA

#### Notice of Recommended Decision and Opportunity To File Written Exceptions With Respect to Proposed Amendment of Marketing Agreement and Order Regulating Handling

Pursuant to the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to proposed amendment of the marketing agreement and Order No. 913 (7 CFR Part 913), regulating the handling of grapefruit grown in the Interior District in Florida, hereinafter referred to collectively as the "order." The order is effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U.S.C. 601-674), hereinafter referred to as the "act."

Interested persons may file written exceptions to this recommended decision with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 15th day after publication of the recommended decision in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate. All such communications will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

**Preliminary statement.** The public hearing, on the record of which the proposed amendment of the order is formulated, was instituted by the Consumer and Marketing Service as a result of proposals submitted by the Interior Grapefruit Marketing Committee, the administrative agency established pursuant to the marketing agreement and order. A notice that such public hearing would be held in the Auditorium, Florida Citrus Mutual Building, Lakeland, Fla., was published in the FEDERAL REGISTER on July 31, 1968 (33 F.R. 10879).

A motion to reopen taking of testimony and for admission of documents into evidence and for extension of time to file briefs in this proceeding was filed with the Department on September 11, 1968.

The Interior Grapefruit Marketing Committee at its meeting on December 3, 1968, voted to request the Department to reopen the hearing to consider four additional proposals. A notice of the re-

opening of the hearing and that the hearing would reconvene in the Auditorium, Florida Citrus Mutual Building, Lakeland, Fla., was published in the FEDERAL REGISTER on December 18, 1968 (33 F.R. 18710). A correction to this notice was published in the FEDERAL REGISTER on January 4, 1969 (34 F.R. 151).

**Material issues.** The material issues presented on the record of the hearing involved amendatory action relating to:

- (1) Extending the permissive regulatory periods from 10 weeks to 14 weeks;
- (2) Changing the requirements with respect to committee approval of recommendation for regulations;
- (3) Providing a method for computing the prorated bases for handlers based on total shipments within a representative period;
- (4) Revising the overshipment provisions to permit handlers to overship to an accumulated total of 500 boxes, or any amount not to exceed 1,000 boxes, if the Secretary so authorizes; and
- (5) Revising the allotment loan provisions to provide that, in addition to permitting loaning of allotment, handlers may transfer all or part of the allotment.

**Findings and conclusions.** The findings and conclusions on the material issues, all of which are based upon the evidence adduced at the hearing and the record thereof, are as follows:

1. The authority for volume regulations should be extended from 10 weeks to 14 weeks. This would require that § 913.41 be amended to provide authority for the committee to make a recommendation for such regulations, that § 913.25 be amended, as hereinafter discussed to provide necessary additions to "Procedure of committee" for it to make a valid recommendation for regulation, and that § 913.42 be amended to authorize the Secretary, upon a recommendation and information submitted by the committee, or from other available information, to limit the quantity of grapefruit which may be handled during a specified week to a total of not more than 14 weeks during any fiscal period.

The authority for volume regulations is needed primarily to facilitate the establishment of more orderly marketing conditions—to correct the imbalance between the supply and demand. The shipment of fruit in excess of the demand results in a market glut. Such situation is not conducive to orderly marketing. Market gluts can generally be prevented more easily than the effects of a glut can be corrected. Likewise, it is more desirable to maintain the proper balance between supply and demand than to correct an imbalance. Thus, the committee continuously appraises the marketing situation and recommends, within the authority contained in the order and the limitations hereinafter discussed, volume

regulations whenever the marketing situation indicates that such regulation is advisable.

Record evidence shows that it has been difficult for the committee to reach a decision as to whether to recommend regulation. There have been times when, based upon the then current market conditions, a limitation of shipment was fully justified. The committee in reaching its decision not only had to consider the current marketing condition but also had to anticipate future marketing conditions. Some of the decisions reflected the thinking that regulations would be more sorely needed later in the season and accordingly no recommendation for regulation for the current period was made.

Also, the evidence of record shows that generally more than one volume regulation is needed to correct an imbalance between the supply and demand. Single weekly volume regulations have proved to not be as effective as successive regulations for 2 or more weeks. If single weekly volume regulations were in use, handlers could circumvent such, at least to some degree, by adjusting shipments so as to handle an excessive volume of fruit prior to the week of regulation, and during such week accumulate a large quantity of fruit to be handled during the week immediately following the week of regulation. Such manner of handling would tend to induce a market glut and compound the marketing problem rather than provide a solution to it.

The inclusion of authority for a total of 14 weeks of regulation would tend to provide a solution or a basis for a solution of the problems hereinbefore discussed. The 4 additional weeks during which volume regulation could be recommended would tend to alleviate the problem confronting the committee relative to recommending a regulation for the ensuing week or hold it in anticipation of a more serious situation likely to confront the industry later in the year. Also, there would be less need to recommend regulation for single weekly periods. The inclusion of authority for the additional weeks of regulation would provide for greater flexibility in the operation of the program in that the committee could recommend regulation more nearly in conformity to the need for regulation.

It was contended that the authority for added weeks of regulation would cause hardship to some handlers because the small volume they normally ship results in their receiving an extremely small allotment, and hence the longer period of permissible regulation would be more restrictive on such handlers than on handlers who have larger allotments. However, regulations would be made effective only during periods when it is found that such is necessary to establish and maintain orderly marketing

conditions. During such periods it is undesirable to permit unrestricted shipments. The prorate base of each handler reflects his historical normal volume of shipments in relationship to that of other handlers. A handler's allotment bears the same relationship to the total allotment that his prorate base bears to the total prorate base of all handlers. Therefore, his relative industry position is observed during periods of regulation.

However, it is recognized that the operations of small volume handlers may be facilitated by a more liberal provisions for overshipment and by the inclusion of provisions authorizing transfer of allotment. On the basis hereinafter discussed, the order should be amended to add both such provisions. It was also contended that increased weeks of regulation would hamper unduly the desires of handlers who wish to qualify for a larger share of the prorate base than they now have. According to the record grapefruit shipments have, at times, been made throughout an entire fiscal period. However, generally, volume shipments are made for approximately 40 weeks each fiscal period. Allocation for a maximum of 14 weeks of a limited volume would leave many unregulated weeks during which each handler may reasonably strive to increase his shipments and improve his position in relation to other handlers if he so chooses. However, the objective of regulation is to stabilize the marketing of grapefruit in the interest of the industry as a whole, and it is concluded that the provision of authority for an expanded period of regulation would tend to facilitate that objective more appropriately than authority for a lesser period.

2. Section 913.25 *Procedure of committee* should be revised as hereinafter set forth to (1) establish voting requirements for the committee to recommend a regulation for any week after 10 weeks of regulations during any fiscal period, and (2) revise the voting requirements with respect to a recommendation for regulation for any week following 3 or more weeks of continuous regulation.

The order should provide that for an effective committee recommendation for regulation after a total of 10 weeks of regulation during a fiscal period, all members of the committee, including alternates acting as members, must be present and unanimously concur in the recommendation that regulation is needed during the ensuing week. Thus, any recommendation of the committee with less than such total concurrence as to the need for such regulation would not be considered as an appropriate recommendation for such regulation. Requiring full committee attendance and unanimous vote should insure that such a regulation would not be recommended unless the industry was confronted with a serious marketing condition which in the opinion of the entire committee membership requires limiting the quantity of such grapefruit that may be marketed during the ensuing week in order to effectuate the declared policy of the act.

The requirement for full committee

attendance and unanimous approval should present no serious problem as each member was appointed to represent the industry; and there is no reason to believe that a member would deliberately fall to discharge his responsibility in such a situation. The order contains provisions which permit an alternate to serve for an absent member, and if the alternate is unable to attend, any alternate present who is not acting for another member may be designated by the chairman of the committee to serve in the place and stead of the absent member. Thus, it is unlikely that the requisite number of members including alternates acting as members would not be present and thereby prevent the committee from making a recommendation if it desires to do so.

The order also should be changed to require 80 percent of the committee to concur in a recommendation for regulation after 3 consecutive weeks of regulation. Eighty percent of the full committee, as presently constituted, would require 12 affirmative votes. Presently, the order requires concurrence of 75 percent of the full committee. Such equals 11 concurring votes.

The requirement of one more affirmative vote for the committee to make a recommendation for regulation after regulations have been in effect for 3 consecutive weeks would result in a greater consensus of the committee as to the need for regulation for the ensuing week.

It is therefore concluded that the order should be amended on the basis discussed above and as hereinafter set forth.

3. The order should be amended to authorize a new method for computing the prorate base for handlers. The method should be based on the total shipments made by the handler during a representative period. The Agricultural Marketing Agreement Act of 1937, as amended, specifies that the allotment of the amount which each handler may market shall be based upon amounts which each handler has available for current shipment, or upon the amounts shipped by each such handler in such prior period as the Secretary determines to be representative or both. Record evidence clearly establishes that because of the large volume of grapefruit that is processed and the existence of cash buyers who purchase grapefruit throughout the season, it is not feasible to establish and operate a grapefruit prorate program in the Interior District in Florida at the present time on the basis of amounts handlers have available for current shipments. The only alternative is to use past shipments of handlers. Currently, the order authorizes that the calculation of the amounts which each handler may handle shall be based upon shipments he made during the past 3 years. This 3-year period should be retained as a portion of the representative period, but there should be added as hereinafter explained the elapsed weeks in the current season to make the entire period more representative and to include shipments made by all handlers.

There are handlers each year who made no shipments in one or more seasons within the aforesaid 3-year period; and there are a number of reasons why a handler would make no shipments during an entire season. It is appropriate however that the shipments made by a handler during the immediately preceding seasons, if any, of the 3-year period be used in the calculation of the prorate base for handlers. For illustrative purposes only, let us assume that a handler made shipments during the 1965-66 season, made no shipments during the 1966-67 season, then made shipments during the 1967-68 season, and during the current season (1968-69). Only the shipments made during the 1967-68 season and the shipments made during the current season should be used in computing a prorate base for such handler. According to the evidence of record, the fact that the handler made no shipments for an entire season (1966-67) indicates that something drastic may have happened to his operations as a handler. For example, he may have suffered a serious illness, or experienced labor troubles, or a loss of packing facilities through fire. When such handler resumed the business of handling during the 1967-68 season, the shipments made during the 1965-66 season should not be used in the computation of his prorate base.

Such shipments would not necessarily reflect the handler's present position in the industry. Furthermore, a handler may reenter the business on a very limited scale or through reorganization or refinancing or otherwise may reenter the business with a much larger volume than he formerly handled. In the operation of the order, only the shipments made within the immediately preceding seasons within the representative period may be used in the computation of prorate bases for handlers. There was no proposal or testimony with respect to changing such method of using past shipments; and no change is recommended.

Each year or nearly every year, there are persons who become handlers of Florida Interior District grapefruit. Under the order as currently in effect, such handlers receive a zero prorate base and allotment because no shipments were made by them during the representative period. However, such handlers are permitted to borrow allotment from other handlers, make shipments on the basis of the allotment borrowed and may make overshipments as provided in the current order.

According to the record, it would be equitable, and in accordance with the wishes of the industry, to provide in the order for the computation of prorate bases for all handlers on the basis of prior shipments, including those made during certain weeks, as hereinafter discussed, of the current season. The representative period for all such shipments would thus become the three preceding seasons together with the current season.

The order should specify the method to be used in computing a prorate base for a handler. Such method should specify that the computation shall be made by adding together the handler's shipments

of grapefruit made in the current season and his shipments in the immediately preceding seasons, if any, within the representative period, in which he shipped grapefruit and dividing such total by a divisor computed by adding together the number of weeks elapsed in the current season and 51 weeks for each of such immediately preceding season within the representative period in which the handler shipped grapefruit. Such would provide a uniform rule, which would be applicable to all handlers and based upon the amounts handled by the handler in the "prior period" as provided in the act.

The term "season" should mean that portion of a fiscal period which covers all of the full weeks in such period. This would provide an appropriate number in determining the divisor for use in computing the prorate bases. It would not be feasible to use 52 weeks of the fiscal period because even though such period begins on August 1 of each year such date does not always coincide with Monday, the beginning day used for weekly shipping records by the industry. Shipments made during the week which comprises the ending days of one fiscal period and the beginning days of the following period are not identified, as hereinafter explained, as to the particular day on which made. Therefore, such shipments should be excluded.

The term "current season" should mean the period beginning with the first full week in August of the current fiscal period through the fourth full week preceding the week of regulation, except that when the committee has obtained the official shipping records of the handlers through the third full week preceding the week of regulation the current season should extend through such third week.

It is desirable to use the term "full week" instead of "calendar week" because the "calendar week" begins on Sunday and extends through Saturday and the shipping records are maintained on Monday through Sunday basis. The use of the term "full week" would make the weekly period coincide with the period used for keeping records within the industry.

The official records of shipments of handlers are provided to the committee by the Federal-State Inspection Service. Shipments are tabulated by said service after the conclusion of the weekly shipping period without reference to the particular day of the week the shipments are in fact made. When the tabulation has been completed, the report is mailed to the committee. The evidence of record shows that, on the basis of past performance, the information concerning handlers shipments through the third full week preceding the week of regulation will generally be available when the committee meets to consider the need for such regulation. It is not possible, at the present time, to define the term "current season" so as to include in each instance shipments of said third week as there have been occasions, and may continue to be occasions, when the information concerning handlers shipments extend

only through the fourth full week preceding the week of regulation.

It is important for the committee to have a record of the latest shipments of handlers for inclusion in the calculation of the prorate bases. Often the shipments made early in the season are of small volume due to lack of maturity, small size fruit, or for other reasons. Later shipments are often in larger amounts as more fruit becomes mature, size becomes larger, and the demand for such fruit may improve. Since the prorate base is to be computed each week, when volume regulation is likely to be recommended, it would be equitable and in keeping with the desires of the industry, to include all the shipments of record that have been made during the current season. Thus, it would not be appropriate to require the computation in each instance to include only those shipments made up to and including the fourth full week prior to the week of regulation if information concerning shipments made one week later was available to the committee. Accordingly, the prorate base computation, and the terms "representative period", "season" and "current season" should be on the basis hereinbefore discussed and as hereinafter set forth.

4. The provisions of the order relating to overshipments should be amended as hereinafter set forth to provide more flexibility. Currently, order provisions permit the overshipment of an amount equivalent to 10 percent of the total allotment, or 500 boxes, whichever is greater. Handlers with a small allotment generally use the 500-box overshipment. A handler may overship one box or the entire 500 boxes during the week. However, when he overships, he must repay the overshipment from the allotments issued to him for the next week and, when required, for successive weeks. The order should be amended to permit handlers to make successive overshipments until the overshipments total an authorized amount before such overshipments are charged against his allotments. This is for the reason that handlers who handle a limited quantity of grapefruit, are issued a small allotment each week of regulation, and should be afforded the opportunity to complete all of the shipments in a few weeks by taking advantage of the overshipment provisions as hereinafter set forth. Under the procedure of this amendment, such a handler could proceed with his shipments using his weekly allotments and making overshipments during each of the consecutive weeks of regulation until a total of such overshipments reaches 500 boxes. The subsequent weekly allotments issued to the handler would then be used to repay such overshipments. However, if the handler does not make any shipments of grapefruit during a weekly period for which an allotment was issued to him, the entire allotment should be used to offset, to the extent thereof, any permitted overshipment by such handler during the immediately preceding week or weeks of continuous regulation.

The evidence of record establishes that the 500 box overshipment permitted by the order should be retained. However, authority should be included in the order for the Secretary, on the basis of a recommendation of the committee or other available information, to increase the amount from 500 boxes up to not more than 1,000 boxes so as to afford handlers greater flexibility in the handling of grapefruit during periods of regulation without the requirement for immediate offset of overshipment by current allotment. Record evidence shows that such an increase should be made effective, insofar as possible, at the start of a fiscal period and continue throughout the season. In any event, if the situation warrants such a change at any time, such change should be made promptly and the order should permit such action. In addition to providing authority for the Secretary to increase the total quantity that may be overshipped, the order should contain authority for him to decrease such amount but not below 500 boxes. Suppose, for example, that the amount was increased from 500 boxes to 1,000 boxes. Suppose further that, after a period of operation, the committee determines that the increase to 1,000 boxes is then too large an amount to be permitted to be continued for overshipment. For example, the 1,000 boxes overshipment was causing a greater aggregate quantity of grapefruit to be shipped than could be marketed in an orderly manner. The Secretary, on the basis of a committee recommendation or other available information, should be authorized by the order to prescribe such lesser amount as may be appropriate in the circumstances, as for example, 750 boxes or the original 500 boxes, instead of the 1,000 boxes.

Thus, it is concluded that the order should be amended as hereinafter set forth on the basis heretofore discussed.

5. The provisions of the order dealing with allotment loans should be retitled "allotment loans and transfers" and amended as hereinafter set forth. Currently, the order permits allotments to be loaned. Each such loan, prior to its consummation, shall be approved by the committee. The committee, prior to approval, shall be provided information by each party concerning the loan, including the date of repayment. There are a number of handlers of Interior District grapefruit who receive a small allotment during each week of regulation. Some of such handlers desire to ship a quantity of grapefruit in excess of the allotment, plus permitted overshipment. To do so the handler would have to borrow allotment from another handler. Because of the small quantity involved or for other reasons, the lending handler may not desire the repayment of the loan. Thus, an agreed repayment date late in the season is specified. By specifying such date, it is reasonable to believe that the loan will not be repaid because in all probability at that date neither handler may have any fruit to ship or there may be no regulation in effect requiring allotments for shipments.

The provisions for loans of allotment should be retained in the order because such provisions are needed. There should be included in the order authority for the transfer of allotment from one person to another. Each party to the transfer should be required to notify the committee promptly so that proper entries on the record may be made. The prompt notification of the committee is important in the administration of the program and for enforcement purposes. The inclusion of authority for the transfer of allotment from one person to another should not interfere with the operation of the loaning of allotment. The two operations are compatible. With the addition to the order of the transfer provisions, it is anticipated that those persons desiring to have loans repaid will use the loan provisions while those not desiring repayment of the allotment will use the transfer provisions. Thus, it is concluded that the order should be amended to authorize the transfer of allotment among persons to whom allotments have been issued.

*Rulings on proposed findings and conclusions.* October 1, 1968, was initially fixed as the latest date for interested parties to file proposed findings and conclusions, and written arguments or briefs, with respect to the facts presented in evidence at the hearing. On October 9, 1968, the Hearing Examiner filed an announcement extending the time until a date to be announced later. Such date was subsequently fixed, at the reopened hearing, as February 20, 1969.

Briefs were filed by David C. Gray, Lady Lake, Fla., and by Charles E. Davis, of Felsback, Davis, Dominick, Troutman and Salfi, attorneys for, and on behalf of, Vaughn-Griffin Packing Co., Hovey-in-the-Hills, Fla.

Each point in each brief was fully and carefully considered, along with the evidence in the record, in making the findings and reaching the conclusions herein set forth. To the extent that any suggested findings or conclusions contained in either brief are inconsistent with the finding and conclusions contained herein, they are denied on the basis of the facts found and stated in connection with this decision.

*General findings.* Upon the basis of the evidence introduced at such hearing, and the record thereof, it is found that:

(1) The marketing agreement and order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The said marketing agreement and order, as hereby proposed to be amended, regulate the handling of grapefruit grown in the Interior District in Florida in the same manner as, and are applicable only to persons in the respective classes of commercial or industrial activities specified in, the marketing agreement and order upon which a hearing has been held;

(3) The said marketing agreement and order, as hereby proposed to be amended, are limited in their application to the

smallest regional production area which is practicable, consistently with carrying out the declared policy of the act, and the issuance of several orders applicable to subdivisions of the production area would not effectively carry out the declared policy of the act;

(4) There are no differences in the production and marketing of grapefruit grown in the Interior District in Florida which make necessary different terms and provisions applicable to different parts of such area; and

(5) All handling of grapefruit grown in the Interior District, as defined in said marketing agreement and order, as hereby proposed to be amended, is in the current of interstate or foreign commerce or directly burdens, obstructs or affects such commerce.

*Recommended amendment of the marketing agreement and order.* The following amendment of the marketing agreement and order is recommended as the detailed means by which the foregoing conclusions may be carried out:

1. Section 913.25 *Procedure of committee* is revised to read as follows:

§ 913.25 *Procedure of committee.*

(a) Except as provided in paragraphs (b), (c), and (d) of this section, a majority of the members shall constitute a quorum and any decision or action shall require concurrence by a majority of the committee.

(b) For any recommendation for regulations to be valid, not less than 60 percent of the committee shall concur, except as provided in paragraphs (c) and (d) of this section.

(c) Not less than 80 percent of the committee shall concur to make a recommendation for regulation for any week following 3 or more weeks of continuous regulations, except as provided in paragraph (d) of this section.

(d) Not less than 100 percent of the committee shall concur to make a recommendation for regulation for any week following 10 weeks of regulations during any fiscal period. The requirements of paragraph (c) of this section and this paragraph (d) shall not apply to recommendations to amend an existing regulation.

(e) The vote of each member cast for or against any recommendation made pursuant to this subpart, shall be duly recorded. Each member must vote in person.

(f) In the event any member of the committee and his alternate are not present at any meeting of the committee, any alternate present who is not acting for any other member may be designated by the chairman of the committee to serve in the place and stead of the absent member.

(g) The committee shall give to the Secretary the same notice of meetings of the committee as is given to the members thereof.

2. Paragraph (a) in § 913.41 *Recommendation for volume regulation* is revised to read as follows:

§ 913.41 *Recommendation for volume regulation.*

(a) The committee may, during any week, recommend to the Secretary the total quantity of grapefruit which it deems advisable to be handled during the next succeeding week: *Provided*, That volume regulations shall not be recommended after such regulations have been effective for an aggregate of 14 weeks during any fiscal period.

3. Section 913.42 *Issuance of volume regulation* is revised to read as follows:

§ 913.42 *Issuance of volume regulation.*

Whenever the Secretary finds, from the recommendations and information submitted by the committee, or from other available information, that to limit the quantity of grapefruit which may be handled during a specified week will tend to effectuate the declared policy of the act, he shall fix such quantity: *Provided*, That such regulation during each fiscal period shall not in the aggregate limit the volume of grapefruit shipments for more than 14 weeks. The quantity so fixed for any week may be increased by the Secretary at any time during such week. Such regulations may, as authorized by the act, be made effective irrespective of whether the season average price of grapefruit is in excess of the parity price of grapefruit specified therefor in the act. The Secretary may upon the recommendation of the committee, or upon other available information, terminate or suspend any regulation at any time.

4. Section 913.43 *Prorate bases* is revised by revising paragraph (d) thereof to read as follows and by deleting paragraph (e) thereof:

§ 913.43 *Prorate bases.*

(d) Each week during the marketing season when volume regulation is likely to be recommended for the following week, the committee shall compute a prorate base for each handler who has made application in accordance with the provisions of this section. The prorate base for each such handler shall be computed by adding together the handler's shipments of grapefruit in the current season and his shipments in the immediately preceding seasons, if any, within the representative period, in which he shipped grapefruit and dividing such total by a divisor computed by adding together the number of weeks elapsed in the current season and 51 weeks for each of such immediately preceding seasons within the representative period in which the handler shipped grapefruit. For purposes of this section "representative period" means the three preceding seasons together with the current season; the term "season" means the 51 week period beginning with the first full week in August of any year; and the term "current season" means the period beginning with the first full week in August of the current fiscal period through the fourth full week preceding the week of regulation: *Provided*,

That when official shipping records are available to the committee the term "current season" shall extend through the third full week preceding the week of regulation.

(e) [Deleted]

5. Section 913.45 *Overshipments* is revised to read as follows:

§ 913.45 *Overshipment.*

During any week for which the Secretary has fixed the total quantity of grapefruit which may be handled, any person who has received an allotment may handle, in addition to the total allotment available to him, an amount of grapefruit equivalent to 10 percent of such total allotment or 500 boxes, whichever is greater: *Provided*, That the Secretary, on the basis of a recommendation of the committee or other available information, may set such amount at any figure not less than 500 boxes and not more than 1,000 boxes. Handlers may overship (a) during such week the entire 500 boxes or other amount not in excess of 1,000 boxes as may be set by the Secretary, or (b) during two or more consecutive weekly periods when regulations are in effect, any portion of such 500 boxes or other amount set by the Secretary until the accumulated overshipments reach the applicable maximum number of boxes permitted to be overshipped. The quantity of grapefruit so overshipped when regulations are in effect shall be deducted from such person's allotment for the week following the one in which the total permitted overshipment is reached or for the week in which such person makes no shipments of grapefruit. If such person's allotment for such week is an amount less than the excess shipments permitted under this section, the remaining quantity shall be deducted from succeeding weekly allotments issued to such person until such excess has been entirely offset: *Provided*, That any time there is no volume regulation in effect it shall be deemed to cancel all requirements to undership allotment because of previous overshipments pursuant to this part.

6. Section 913.47 *Allotment loans* is revised to read as follows:

§ 913.47 *Allotment loans or transfers.*

(a) A person to whom allotments have been issued may lend or transfer all or part of such allotment to another such person.

(1) In connection with a loan of allotment, each party to any such loan agreement shall, prior to completion of the agreement, notify the committee of the proposed loan and the date of repayment, and obtain the committee's approval of the agreement.

(2) In connection with a transfer of allotment, each party shall promptly notify the committee so that proper adjustment of records can be made.

(b) The committee may act on behalf of persons desiring to arrange allotment loans or participate in the transfer of allotment. In each case the committee shall confirm all such transactions immediately after the completion thereof by memorandum addressed to the parties concerned, which memorandum

shall be deemed to satisfy the requirements of paragraph (a) of this section as to notifying the committee and obtaining committee approval.

Dated: April 16, 1969.

JOHN C. BLUM,  
Deputy Administrator,  
Regulatory Programs.

[P.R. Doc. 69-4714; Filed, Apr. 18, 1969; 8:52 a.m.]

[ 7 CFR Part 1125 ]

[Docket No. AO-226-A20]

MILK IN PUGET SOUND MARKETING AREA

Notice of Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held at the Banquet Hall, Norway Center (Norselander Restaurant), 300 Third Avenue West, Seattle, Wash., beginning at 9:30 a.m., local time, on Tuesday, April 29, 1969, with respect to proposed amendments to the tentative marketing agreement and to the order, regulating the handling of milk in the Puget Sound marketing area.

The public hearing is for the purpose of receiving evidence with respect to the economic and marketing conditions which relate to the proposed amendments, hereinafter set forth, and any appropriate modifications thereof, to the tentative marketing agreement and to the order.

The proposed amendments, set forth below, have not received the approval of the Secretary of Agriculture.

Proposed by Puget Sound Producers Class I Base Committee:

*Proposal No. 1.* Change the expiration date (Dec. 31, 1969) of the Class I base provisions of the order to December 31, 1970, to correspond to the expiration date provided for the enabling legislation.

Proposed by the Dairy Division, Consumer and Marketing Service:

*Proposal No. 2.* Make such changes as may be necessary to make the entire marketing agreement and the order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and the order may be procured from the Market Administrator, Nicholas L. Keyock, 16 West Harrison Street, Seattle, Wash. 98119, or from the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250 or may be there inspected.

Signed at Washington, D.C., on April 16, 1969.

JOHN C. BLUM,  
Deputy Administrator,  
Regulatory Programs.

[P.R. Doc. 69-4713; Filed, Apr. 18, 1969; 8:52 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[ 14 CFR Part 71 ]

[Airspace Docket No. 69-WE-26]

CONTROL ZONE

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Santa Monica, Calif., control zone.

Interested persons may participate in the proposed rule-making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Administration, 5651 West Manchester Avenue, Los Angeles, Calif. 90045.

The hours of operation of the Santa Monica control tower and effective time of the control zone are currently from 0700 to 2300 hours, local time, daily. It is expected however that seasonal changes in the hours of operation of the control tower may be necessary in the future due to changes in traffic volume. The use of the NOTAM is proposed to designate these changes, when required, and will provide an expeditious means of designating the effective hours of the control zone to coincide with the hours of operation of the control tower.

In consideration of the foregoing, the FAA proposes the following airspace action:

In § 71.171 (34 F.R. 4557) the description of the Santa Monica, Calif., control zone is amended by deleting the last sentence and substituting therefor "This control zone shall be effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airman's Information Manual."

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended

## PROPOSED RULE MAKING

(72 Stat. 749; 49 U.S.C. 1348), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, Calif., on April 9, 1969.

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

[F.R. Doc. 69-4682; Filed, Apr. 18, 1969;  
8:49 a.m.]

## [ 14 CFR Part 71 ]

[Airspace Docket No. 69-WE-27]

## CONTROL ZONE

## Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Torrance, Calif., control zone.

Interested persons may participate in the proposed rule-making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Administration, 5651 West Manchester Avenue, Los Angeles, Calif. 90045.

The hours of operation of the Torrance control tower and effective time of the control zone are currently from 0600 to 2200 hours, local time, daily. It is expected however that seasonal changes in the hours of operation of the control tower may be necessary in the future due to changes in traffic volume. The use of the NOTAM is proposed to designate these changes, when required, and will provide an expeditious means of designating the effective hours of the control zone to coincide with the hours of operation of the control tower.

In consideration of the foregoing the FAA proposes the following airspace action:

In § 71.171 (34 F.R. 4557) the description of the Torrance, Calif., control zone is amended by deleting the last sentence and substituting therefor "This control zone shall be effective during the specific

dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airman's Information Manual."

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended (72 Stat. 749; 49 U.S.C. 1348), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, Calif., on April 9, 1969.

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

[F.R. Doc. 69-4683; Filed, Apr. 18, 1969;  
8:49 a.m.]

## [ 14 CFR Part 71 ]

[Airspace Docket No. 69-WE-16]

## TRANSITION AREA

## Proposed Alteration and Designation

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations which would alter the Grand Canyon and Peach Springs, Ariz., transition areas.

Interested persons may participate in the proposed rule-making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposals contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Administration, 5651 West Manchester Avenue, Los Angeles, Calif. 90045.

Alteration of the transition areas as proposed will provide controlled airspace for aircraft operating direct between Grand Canyon, Ariz., and Boulder City, Nev. In addition the proposed airspace actions will allow greater utilization of radar capabilities and more efficient use of available airspace.

In consideration of the foregoing the FAA proposes the following airspace actions:

In § 71.181 (34 F.R. 4637) the Grand Canyon, Ariz. (Grand Canyon National Park Airport), transition area is amended by deleting the period at the end of text and adding the following " \* \* \*

and that airspace within 5 miles each side of a direct line between the Grand Canyon, Ariz., VOR and Boulder City, Nev., VORTAC extending from the Grand Canyon VOR to 21 miles west of the VOR."

In § 71.181 (34 F.R. 4637) the Peach Springs, Ariz., transition area is amended by adding " \* \* \* That airspace extending upward from 9,000 feet MSL bounded on the north by a line 5 miles north of and parallel to a direct line between the Grand Canyon, Ariz., VOR and the Boulder City, Nev., VORTAC, on the south by the north edge of V-210 and on the southwest by the northeast edge of V-105E."

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended (72 Stat. 749; 49 U.S.C. 1348), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, Calif., on April 9, 1969.

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

[F.R. Doc. 69-4684; Filed, Apr. 18, 1969;  
8:50 a.m.]

FEDERAL COMMUNICATIONS  
COMMISSION

## [ 47 CFR Part 73 ]

[Docket No. 18453]

## VHF TELEVISION BROADCAST CHANNEL, MOUNT VERNON, ILL.

Order Extending Time for Filing  
Comments and Reply Comments

In the matter of amendment of § 73.606(b) of the Commission's rules and regulations to add a VHF Television Broadcast Channel to Mount Vernon, Ill., Docket No. 18453, RM-1372.

1. The Commission has before it for consideration a request, filed jointly on April 8, 1969, by Plains Television Corp., licensee of Station WICS(TV), Springfield, Ill. (Channel 20), and Station WICD(TV), Champaign, Ill. (Channel 15), and Turner-Farrar Association, licensee of Station WSIL-TV, Harrisburg, Ill. (Channel 3), for a further extension of time for filing comments and reply comments herein, to April 30, and May 12, 1969, respectively. The original dates for filing comments and reply comments (originally Mar. 24, and Apr. 3, 1969, see notice of proposed rule making adopted Feb. 12, 1969; 34 F.R. 2359) had been extended and the present due dates are April 14, and April 25, respectively (see orders adopted Mar. 21, 1969, 34 F.R. 5853 and Mar. 27, 1969, 34 F.R. 6293). On April 11, 1969, Sollicom, Inc., the petitioner that requested the institution of this rule making proceeding, looking toward the assignment of Channel 13 to Mount Vernon, Ill., filed an opposition to the petition.

2. The parties, in support of the request for extension of time, state that

they have substantially completed their review and analysis of the lengthy petition for rule making filed by Soilcom, Inc., and " \* \* \* that while this review has progressed sufficiently to raise serious public interest questions—more time in which to formulate specific comment is necessary in order that these questions may be developed in a useful fashion." The parties also state that the public interest questions deal with the economic impact on UHF operations, both local and national, by the proposed VHF operation as well as major engineering and aeronautical questions. They contend the significance of these questions and not the lack of diligence is the basis for the extra time needed to prepare comments. The parties submitted a letter from an economic consultant in which it is stated that the earliest possible completion date for the study of the impact on UHF operations is April 28, 1969. The parties further state that unless the time is extended, persons desiring to file reply comments to the parties' economic comments will be prevented from doing so on this important issue facing the Commission in its decision as to whether a VHF channel should be allocated to Mount Vernon, Ill.

3. Soilcom, in its opposition, states that it appears that the economic studies were not begun in a diligent manner and that no information has been submitted concerning the major engineering and aeronautical questions referred to by the parties. Soilcom contends that good cause has not been demonstrated so as to warrant a grant of the requested extension of time.

4. Meaningful comments on the public interest questions specified by the petitioning parties would assist the Commission in resolving the question of "dropping-in" a VHF television channel at Mount Vernon, Ill. It is found that good cause exists for the requested extension and the public interest would be served thereby. *Accordingly, it is ordered*, That the time for filing comments in this proceeding is extended to April 30, and May 12, 1969, respectively.

5. This action is taken pursuant to authority found in sections 4(i), 5(d) (1), and 303(r) of the Communications Act of 1934, as amended, and § 0.281(d) (8) of the Commission's rules.

Adopted: April 11, 1969.

Released: April 15, 1969.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] JOHN H. BASS, Jr.,  
Assistant Chief, Rules and Standards Division, Broadcast Bureau.

[F.R. Doc. 69-4698; Filed, Apr. 18, 1969; 8:50 a.m.]

[ 47 CFR Part 73 ]

[Docket No. 18389; RM-1335]

FM BROADCAST STATIONS

Table of Assignments, Porterville, Calif.; Order Extending Time for Filing Comments and Reply Comments

In the matter of amendment of § 73.202 Table of assignments, FM Broadcast Stations. (Porterville, Calif.; Bottineau, N. Dak.; Rhinelander, Wis.; Scobey, Mont.; and Humboldt, Iowa), Docket No. 18389, RM-1335, RM-1338, RM-1339, RM-1347, RM-1351.

1. In a notice of proposed rule making, released November 29, 1968, in this proceeding (FCC 68-1147), the Commission invited comments on a number of proposals to amend the FM Table of Assignments, including the assignment of Channel 262 to Porterville, Calif. The time for filing comments was designated as January 10, 1969, and that for replies as January 20, 1969. Extensions of time have been granted and the present dates for filing comments and reply comments are April 10, 1969, and April 21, 1969, respectively.

2. On April 9, 1969, Gateway Broadcasters, Inc. (proponent of the Porterville Class C assignment) filed a request for a 30-day extension to May 9, 1969, within which to file comments. Gateway Broadcasters, Inc., states that its engineering consultant has need of more time to allow for the completion of additional studies within his work schedule of previous and urgent commitments including, primarily, field work. It further states that since it is their purpose and earnest desire to make a thorough and useful study, it is urged that this extension be granted.

3. We are of the view that the requested additional time is warranted and would serve the public interest. *Accordingly, it is ordered*, That the time for filing comments in this proceeding in the matter of RM-1335 only is extended to and including May 9, 1969, and that for replies to May 21, 1969.

4. This action is taken pursuant to authority found in sections 4(i), 5(d) (1), and 303(r) of the Communications Act of 1934, as amended, and § 0.281(d) (8) of the Commission's rules.

Adopted: April 11, 1969.

Released: April 14, 1969.

FEDERAL COMMUNICATIONS COMMISSION,

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

[F.R. Doc. 69-4699; Filed, Apr. 18, 1969; 8:51 a.m.]

[ 47 CFR Part 73 ]

[Docket No. 18476; RM-1378, RM-1390]

FM BROADCAST STATIONS

Table of Assignments, Greenville, Ky., etc.; Order Extending Time for Filing Comments and Reply Comments

In the matter of amendment of § 73.202 Table of assignments, FM broadcast stations. (Doniphan, Mo., Princeton, W. Va., Auburn, Nebr., Cayce, S.C., Sallisaw, Okla., Heber Springs, Ark., Preston, Minn., Barnstable, Nantucket, and Falmouth, Mass., Mineral Wells, Tex., Fayette, Hartselle, and Talladega, Ala., Mariposa, Calif., Greenville, Hartford, Cadiz, Elizabethtown, Burnside, and Greensburg, Ky., and Flora, Ill.), Docket No. 18476, RM-1356, RM-1359, RM-1360, RM-1364, RM-1368, RM-1373, RM-1374, RM-1376, RM-1377, RM-1378, RM-1379, RM-1382, RM-1383, RM-1389, RM-1390, RM-1391, RM-1414.

1. In a notice of proposed rule making, released March 6, 1969, in this proceeding (FCC 69-207), the Commission invited comments on a number of proposals to amend the FM Table of Assignments, including the assignment of a first Class A channel to each of Hartford and Cadiz, Ky., and concomitant changes in other communities. The time for filing comments was designated as April 14, 1969, and that for replies as April 24, 1969.

2. On April 9, 1969, Hayward F. Spinks and Barkley Lake Broadcasting Co., Inc. (Spinks-Barkley), petitioners for the above-requested assignment, filed a request for an extension of time to May 19, 1969, within which to file comments. Spinks-Barkley state that a conflicting petition was filed seeking the assignment of FM Channel 261A to Greensburg, Ky., and also that an application was filed for Channel 292A in Greenville, Ky. They further state that their consulting engineer is currently in the process of examining the FM frequency situation in the State of Kentucky to see whether the new parties may be accommodated. However, the engineer has other commitments which will preclude his immediate attention to this task. They also aver that the FM allocation picture in Kentucky is a tight one which will necessitate considerable study if an alternative plan is to be found.

3. We are of the view that the requested additional time is warranted and would serve the public interest. *Accordingly, it is ordered*, That the time for filing comments in this proceeding in the matters of RM-1378 and RM-1390 only is extended to and including May 19, 1969, and that for replies to May 29, 1969.

4. This action is taken pursuant to authority found in sections 4(i), 5(d) (1), and 303(r) of the Communications Act of

1934, as amended, and § 0.281(d)(8) of the Commission's rules.

Adopted: April 11, 1969.

Released: April 15, 1969.

FEDERAL COMMUNICATIONS  
COMMISSION,

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

[P.R. Doc. 69-4700; Filed, Apr. 18, 1969;  
8:51 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[ 17 CFR Part 240 ]

[Release No. 34-8425]

### FEEs FOR BROKERS AND DEALERS NOT MEMBERS OF NATIONAL ASSOCIATION OF SECURITIES DEALERS

#### Notice of Proposed Rule Making

The Commission has announced a proposal to amend paragraph (d) of Rule 15b9-2 (17 CFR 240.15b9-2) under the Securities Exchange Act of 1934 and to set fees for the fiscal year 1969 for registered broker-dealers who are not members of the National Association of Securities dealers (nonmember broker-dealers).

Sections 15(b)(8) and 15(b)(9) under the Securities Exchange Act of 1934 ("the Act") authorize the Commission to collect such reasonable fees and charges as may be necessary to defray the costs of additional regulatory duties required to be performed with respect to nonmember broker-dealers. Pursuant to the above sections the Commission has adopted Rule 15b9-1 (17 CFR 240.15b9-1), to deal with initial fees, and Rule

15b9-2 (17 CFR 240.15b9-2), to provide for annual fees. These rules prescribe the fee structure and the actual fees are set each year in the applicable forms required to be filed. This proposal deals with the amendment of Rule 15b9-2 (17 CFR 240.15b9-2), providing for annual fees.

**Annual fees—Rule 15b9-2 (17 CFR 240.15b9-2).**—In general, Rule 15b9-2 (17 CFR 240.15b9-2) now provides for an annual assessment for nonmember brokers or dealers which is comprised of (1) a base fee applicable to all such brokers or dealers; (2) a fee for each associated person engaged, directly or indirectly, in securities activities for or on behalf of the broker or dealer prior to May 15 during the fiscal year, at any time in which the broker or dealer was a nonmember broker or dealer; and (3) a fee for each office of the broker or dealer which was maintained prior to May 15 during the fiscal year, at any time in which the broker or dealer was a nonmember broker or dealer.

It is proposed that Rule 15b9-2 (17 CFR 240.15b9-2) be amended to omit the \$15,000 maximum fee set forth in paragraph (d) and to add that such maximum will be set each year on the Form SECO-4 (17 CFR 249.504) provided for the particular fiscal year. The maximum would apply to the entire annual assessment whereas in the past it applied only to the base fee and the fee for associated persons. Offices would be included in the maximum for simplification and to more fairly apportion the costs of regulating nonmember broker-dealers.

**Proposed annual fees for fiscal year 1969.** Each fiscal year the fees are set forth on Form SECO-4 (17 CFR 249.504) for that particular year. This year's assessment, to be set forth on Form SECO-4-69 (17 CFR 249.504c) will remain the same and would thus include a base fee of \$100, a fee of \$5 for each

associated person, and a \$30 office fee. However, as mentioned above, the office fee would be included in the computation of the maximum. It is proposed that the maximum to be set by Form SECO-4-69 (17 CFR 249.504c) be \$20,000.

Pursuant to the Securities Exchange Act of 1934, particularly sections 15(b) and 23(a) thereof, the Commission proposes to amend Part 240 of Chapter II of Title 17 of the Code of Federal Regulations by amending paragraph (d) of Rule 15b9-2 (17 CFR 240.15b9-2). The text of the proposed changes are as follows:

§ 240.15b9-2 Annual fees for registered brokers and dealers not members of a registered national securities association.

(d) *Limitations.* In no case shall the total fees required by this section exceed the limitation set each year on the Form SECO-4 provided for the particular fiscal year.

(Secs. 15(b) and 23(a), 48 Stat. 895, 901, as amended, 49 Stat. 1379; 15 U.S.C. 78o and 78w)

All interested persons are invited to submit their views and comments on the above proposal, in writing, to the Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549 on or before May 1, 1969. Except where it is requested that such recommendations not be disclosed, they will be considered available for public inspection.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

APRIL 11, 1969.

[P.R. Doc. 69-4668; Filed, Apr. 18, 1969;  
8:48 a.m.]

# Notices

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[ES 5713; Survey Group 50]

#### LOUISIANA

##### Notice of Filing of Plat of Survey

1. The plat of survey of the following described land, accepted March 13, 1969, will be officially filed in this office effective at 10 a.m. on May 15, 1969:

ST. HELENA MERIDIAN, LOUISIANA

T. 3 S., R. 4 E.

Tract 72, secs. 50, 51, 52.

The tract described contains 10.25 acres.

2. This island tract, known as Harvell Island, in the Amite River, was omitted from the original survey in 1828. The island's formation is in all regards similar to the opposite mainland. The soil is rich sandy loam with a number of gravel deposits. There is no evidence of improvements, present use or occupancy of this island.

3. The character of the island and the timber growth thereon attest to its existence on April 30, 1812, the year Louisiana was admitted into the Union. It therefore has the status of public land and is well over 50 percent upland in character within the interpretation of the Swamp Land Act of March 2, 1849.

4. Subject to valid existing rights, if any, the above-described land will be opened to petition-applications under the public land laws on the effective date of the filing of the plat.

5. Any inquiries relating to this land should be directed to the Manager, Eastern States Land Office, Bureau of Land Management, 7981 Eastern Avenue, Silver Spring, Md. 20910.

DORIS A. KOIVULA,  
Manager.

APRIL 15, 1969.

[F.R. Doc. 69-4663; Filed, Apr. 18, 1969; 8:48 a.m.]

#### Fish and Wildlife Service

[Docket No. S-465]

#### ADOLPH OSCAR SANDNESS

##### Notice of Loan Application

APRIL 15, 1969.

Adolph Oscar Sandness, 17420 32d West, Alderwood Manor, Wash. 98001, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 49.9-foot registered length wood vessel to engage in the fishery for salmon and albacore.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedures (50 CFR

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

RUSSELL T. NORRIS,  
Assistant Director for  
Resource Development.

[F.R. Doc. 69-4629; Filed, Apr. 18, 1969; 8:45 a.m.]

#### National Park Service

#### GRAND TETON NATIONAL PARK

##### Notice of Intention To Issue Concession Permit

Pursuant to the provisions of section 5 of the Act of October 9, 1965 (79 Stat. 969; 16 U.S.C. 20), public notice is hereby given that thirty (30) days after the date of publication of this notice, the Department of the Interior, through the Superintendent, Grand Teton National Park, proposes to issue a concession permit to Jackson Hole Mountain Guides, Inc., authorizing it to provide mountain climbing guide service for the public at Grand Teton National Park, for a period of 1 year from May 1, 1969, through April 30, 1970.

The foregoing concessioner has performed his obligations under an existing permit to the satisfaction of the National Park Service and, therefore, pursuant to the Act cited above, is entitled to be given preference in the issuance of a new permit. However, under the Act cited above, the Secretary is also required to consider and evaluate all proposals received as a result of this notice. Any proposal to be considered and evaluated must be submitted within thirty (30) days after the date of publication of this notice.

Interested parties should contact the Superintendent, Grand Teton National Park, for information as to the requirements of the proposed permit.

Dated: March 11, 1969.

FOY L. YOUNG,  
Acting Superintendent.

[F.R. Doc. 69-4665; Filed, Apr. 18, 1969; 8:48 a.m.]

#### YOSEMITE NATIONAL PARK

##### Notice of Intention To Negotiate Concession Contract

Pursuant to the provisions of section 5, of the Act of October 9, 1965 (79 Stat. 969; 16 U.S.C. 20) public notice is hereby given that thirty (30) days after the date of publication of this notice, the Department of the Interior, through the Director of the National Park Service, proposes to negotiate a concession contract with Jack W. Vaughn, Sharon Martha Vaughn, and David L. Vaughn, authorizing them to operate the El Portal Market and provide related facilities and services for the public at the El Portal Administrative Site in Yosemite National Park, for a period of 10 years from January 1, 1969, through December 31, 1978.

The foregoing concessioners have performed their obligations under the expired contract to the satisfaction of the National Park Service and, therefore, pursuant to the Act cited above, are entitled to be given preference in the renewal of the contract and in the negotiation of a new contract.

However, under the Act cited above, the Secretary is also required to consider and evaluate all proposals received as a result of this notice. Any proposal to be considered and evaluated must be submitted within thirty (30) days after the publication date of this notice.

Interested parties should contact the Assistant to the Director for Concessions Management, National Park Service, Washington, D.C. 20240, for information as to the requirements of the proposed contract.

Dated: April 14, 1969.

EDWARD A. HUMMEL,  
Associate Director,  
National Park Service.

[F.R. Doc. 69-4664; Filed, Apr. 18, 1969; 8:48 a.m.]

## DEPARTMENT OF AGRICULTURE

### Foreign Agricultural Service

#### SECTION 22 IMPORT QUOTAS

##### Submission of Information To Establish Historical Eligibility for Licenses

In accordance with Part 3 of the Appendix to the Tariff Schedules of the United States (19 U.S.C. 1202), hereinafter referred to as TSUS, as amended by Proclamation 3884 of January 8, 1969 (34 F.R. 235), articles subject to the import quotas provided for in TSUS items 950.10A and 950.15 may be entered, on and after July 1, 1969, only pursuant to a license issued under the authority of the Secretary of Agriculture.

Notice is hereby given that, in order for a person to establish eligibility on a historical basis for a license to import such articles, records must be submitted on or before May 15, 1969, evidencing the quantity of such articles as described below which was imported by such person during the calendar years 1965 through 1967.

950.10A Italian-type cheeses, made from cow's milk, not in original loaves (Romano made from cow's milk, Reggiano, Parmesano, Provoloni, Provolette, and Sbrinz), and cheese and substitutes for cheese containing, or processed from, such Italian-type cheeses, whether or not in original loaves.

950.15 Chocolate provided for in Item 156.30, of part 10, schedule 1, of the Tariff Schedules of the United States, if containing over 5.5 percent by weight of butterfat (except articles for consumption at retail as candy or confection).

Copies of duty paid Customs Entry Forms No. 7501 or Customs Warehouse

Withdrawal Forms 7505 provide the most acceptable evidence. If these forms are not available, other records may be submitted for a determination of their acceptability as evidencing the quantity of such articles imported during said periods. The records should be sent to the Chief, Import Branch, Foreign Agricultural Service, U.S. Department of Agriculture, Washington, D.C. 20250 and postmarked not later than May 15, 1969.

Provisions with respect to nonhistorical eligibility will be contained in revised regulations to be effective July 1, 1969.

Issued at Washington, D.C., this 15th day of April 1969.

RAYMOND A. IOANES,  
Administrator,  
Foreign Agricultural Service.

[F.R. Doc. 69-4715; Filed, Apr. 18, 1969; 8:52 a.m.]

### Packers and Stockyards Administration

#### FLOYD COUNTY LIVESTOCK MARKET ET AL.

##### Notice of Changes in Names of Posted Stockyards

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

Original name of stockyard, location,  
and date of posting

Current name of stockyard and  
date of change in name

#### KENTUCKY

Floyd County Livestock Market, Ivel, Apr. 16, 1964. Ivel Livestock Market, Mar. 1, 1969.

#### OKLAHOMA

Woodward Livestock Commission Company, Woodward, July 23, 1940. Woodward Livestock Auction Market, Inc., Feb. 7, 1969.

#### TEXAS

Brazoria County Livestock Commission, Inc., Alvin, June 21, 1967. Brazoria County Livestock Barn, Oct. 6, 1968.

Wharton Auction Company, Wharton, Oct. 26, 1959. Wharton County Livestock Market, Sept. 1, 1968.

#### WASHINGTON

Prosser Commission Company, Prosser, Sept. 22, 1959. Prosser Commission Company, Inc., Mar. 14, 1969.

Done at Washington, D.C., this 15th day of April 1969.

EDWARD L. THOMPSON,  
Acting Chief, Registrations, Bonds, and Reports  
Branch, Livestock Marketing Division.

[F.R. Doc. 69-4716; Filed, Apr. 18, 1969; 8:52 a.m.]

## DEPARTMENT OF COMMERCE

### Maritime Administration

[Report 26]

#### LIST OF FOREIGN-FLAG VESSELS ARRIVING IN NORTH VIETNAM ON OR AFTER JANUARY 25, 1966

SECTION 1. The President has approved a policy of denying the carriage of U.S. Government-financed cargoes shipped from the United States on foreign-flag

vessels which called at North Vietnam ports on or after January 25, 1966.

The Maritime Administration is making available to the appropriate U.S. Government departments the following list of such vessels which arrived in North Vietnam ports on or after January 25, 1966, based on information received through April 11, 1969. This list does not include vessels under the registration of countries, including the Soviet Union and Communist China, which normally do not have vessels calling at U.S. ports.

#### FLAG OF REGISTRY AND NAME OF SHIP

	Gross tonnage
Total, all flags (55 ships)-----	370,959
Polish (32 ships)-----	243,514
Andrzej Strug-----	6,919
Beniowski-----	10,443
Djakarta-----	6,915
Emilia Piater-----	6,718
Energetyk-----	10,870
Florian Ceynowa-----	6,784
General Sikorski-----	6,785
Hanka Sawicka-----	6,944
Hanoi-----	6,914
Hugo Kollataj-----	3,755
Jan Matejko-----	6,748
Janek Krasicki-----	6,904
Jozef Conrad-----	8,730
Kapitan Kosko-----	6,629
Kochanowski-----	8,231
Konopnica-----	9,690
Kraszewski-----	10,363
Lelewel-----	7,817
Ludwik Solaki-----	6,904
Marcell Nowotko-----	6,660
Mickiewicz-----	4,344
Moniuszko-----	9,247
Norwid-----	5,512
Nowowiejski-----	9,186
Pawel Flinder-----	4,911
Phenian-----	6,823
Przyjazn Narodow-----	8,876
Stefan Okrzeja-----	6,620
Szymanowski-----	9,203
Transportowiec-----	10,854
Wienlowski-----	9,190
Wladyslaw Broniewski-----	6,919
British (15 ships)-----	86,595
Court Harwell-----	7,133
Fortune Glory-----	5,832
Golden Ocean-----	3,827
Greenford-----	2,964
Isabel Erica-----	7,105
Kingford-----	2,911
**Meadow Court (trip to North Vietnam under ex-name Ardrossmore—British)-----	5,820
Rochford-----	3,324
**Rosetta Maud (trip to North Vietnam under ex-name Ardara—British)-----	5,795
Ruthy Ann-----	7,361
**Shun On (trip to North Vietnam under ex-name Pundua—British)-----	7,295
Shun Wah (previous trip to North Vietnam under ex-name Vercharman—British)-----	7,265
Shun Wing-----	6,987
Taipleng (tanker)-----	5,676
Tetrarch (previous trips to North Vietnam under ex-name Ardowan—British)-----	7,300
Cypriot (3 ships)-----	14,481
Aome-----	7,173
Amfitha-----	5,171
Marianthi-----	2,137
Somali (2 ships)-----	13,531
*Happy Dragon-----	4,534
Yvonne-----	8,997

See footnotes at end of table.

	Gross tonnage
Greek (1 ship)-----	6,724
Leonis (trip to North Vietnam under ex-name Shirley Christine—British)-----	6,724
Panamanian (1 ship)-----	1,889
**Salamanca (trip to North Vietnam under ex-name, Milford—British)-----	1,889
Singapore (1 ship)-----	4,225
*Lucky Dragon-----	4,225

Sec. 2. In accordance with approved procedures, the vessels listed below which called at North Vietnam on or after January 25, 1966, have reacquired eligibility to carry U.S. Government-financed cargoes from the United States by virtue of the persons who control the vessels having given satisfactory certification and assurance:

(a) That such vessels will not, thenceforth, be employed in the North Vietnam trade so long as it remains the policy of the U.S. Government to discourage such trade and;

(b) That no other vessels under their control will thenceforth be employed in the North Vietnam trade, except as provided in paragraph (c) and;

(c) That vessels under their control which are covered by contractual obligations, including charters, entered into prior to January 25, 1966, requiring their employment in the North Vietnam trade shall be withdrawn from such trade at the earliest opportunity consistent with such contractual obligations.

#### FLAG OF REGISTRY AND NAME OF SHIP

- a. Since last report: None.  
b. Previous reports:

Flag of registry:	Number of ships
British-----	1
Italian-----	1

Sec. 3. The following number of vessels have been removed from this list since they have been broken up, sunk, or wrecked.

- a. Since last report:

	Gross tonnage
Antonia II (Cypriot)-----	7,303
Dartford (British)-----	2,739
Shun Tai (Somali)-----	7,085

- b. Previous reports:

Flag of registry:	Broken up, sunk, or wrecked
British-----	4
Cypriot-----	5
Greek-----	1
Lebanese-----	2
Maltese-----	1
Polish-----	1

\*Added to Rept. No. 24, appearing in the FEDERAL REGISTER issue of Feb. 4, 1969.

\*\*Ships appearing on the list which have made no trips to North Vietnam under the present registry.

Dated: April 11, 1969.

By order of the Maritime Administrator.

JOHN M. O'CONNELL,  
Assistant Secretary.

[P.R. Doc. 69-4686; Filed, Apr. 18, 1969; 8:50 a.m.]

#### Office of the Secretary

[Dept. Order 85-A]

#### BUREAU OF THE CENSUS

#### Organization and Functions

The following order was issued by the Secretary of Commerce on April 8, 1969. This material supersedes the material appearing at 28 F.R. 6592 of June 26, 1963 and 31 F.R. 5081 of March 29, 1966.

SECTION 1. *Purpose.* This order delegates authority to the Director of the Census and prescribes the functions of the Bureau of the Census.

SEC. 2. *General.* .01 The Bureau of the Census (the "Bureau"), established by the Act of March 6, 1902 (32 Stat. 51), shall continue as a primary operating unit of the Department of Commerce.

.02 The Director of the Census (the "Director"), who is appointed by the President by and with the advice and consent of the Senate, is the head of the Bureau. The Director shall report and be responsible to the Assistant Secretary for Economic Affairs.

.03 The Director shall be assisted by a Deputy Director who shall perform the functions of the Director during the latter's absence.

SEC. 3. *Delegation of authority.* .01 Pursuant to the authority vested in the Secretary of Commerce by law, including Reorganization Plan No. 5 of 1950, and subject to such policies and directives as the Secretary of Commerce or the Assistant Secretary for Economic Affairs may prescribe, the Director is hereby delegated the authority of the Secretary of Commerce under:

a. Title 13, United States Code;

b. Section 8 of Executive Order 10999, which directs the Secretary to provide, as required for emergency planning purposes, for the collection and reporting of census information on the status of human and economic resources including population, housing, agriculture, manufacture, mineral industries, business, transportation, foreign trade, construction, and government; and

c. Sections 1516 and 1519 of title 15, United States Code, except that the delegation hereunder shall be only for the purpose of developing and maintaining a statistical directory of establishments engaged in economic activity.

.02 The Director may redelegate his authority to any employee of the Bureau subject to such conditions in the exercise of such authority as he may prescribe.

SEC. 4. *Functions.* The Bureau of the Census shall perform the following functions:

a. In cooperation with business, industry and other Government and pri-

vate organizations, conduct censuses and surveys and otherwise collect, process and analyze statistical data relating to the social and economic activities and characteristics of the population and enterprises of the United States or other areas prescribed by law, and publish and disseminate the resulting statistics for use by business, Government agencies and the public in connection with their social, economic, commercial, and industrial activities;

b. Conduct basic and applied research and development activities directed toward improving quality, lowering costs, and achieving more effective interpretation of censuses and surveys;

c. Conduct statistical research and special studies on domestic and foreign trade, business services, industry, transportation, construction, agriculture, population and housing, and on Federal, State, and local governments; and, based thereon, issue reports, special tabulations and monographs;

d. Develop and maintain a statistical directory of establishments engaged in economic activity in the United States for use by and for Federal statistical agencies for statistical purposes, taking care to preserve the confidentiality of such information as is obtained for the directory from other Federal agencies, as may be deemed appropriate or as may be required by law; and

e. Otherwise serve as the Department's principal organization for collecting, tabulating and processing general purpose statistics.

Effective date: April 8, 1969.

LARRY A. JOBE,  
Assistant Secretary  
for Administration.

[P.R. Doc. 69-4628; Filed, Apr. 18, 1969; 8:45 a.m.]

[Dept. Order 5-B]

#### ECONOMIC DEVELOPMENT ADMINISTRATION

#### Organization and Functions

This material supersedes the material appearing at 33 F.R. 17201 of November 20, 1968.

SECTION 1. *Purpose.* The purpose of this order is to prescribe the organization and assignment of functions within the Economic Development Administration.

SEC. 2. *Organization structure.* The principal organization structure and line of authority of the Economic Development Administration shall be as depicted in the attached organization chart. (A copy of the organization chart is on file with original of this document with the Office of the Federal Register.)

SEC. 3. *Office of the Assistant Secretary for Economic Development.* .01 The Assistant Secretary directs the programs and is responsible for the conduct of all activities of the Economic Development Administration subject to the policies and directives prescribed by the Secretary of Commerce.

.02 The Deputy Assistant Secretary directs and coordinates the Area Offices, assists the Assistant Secretary in all matters affecting the Economic Development Administration, and performs the duties of the Assistant Secretary during the latter's absence.

**Sec. 4. Office of the Deputy Assistant Secretary for Policy Coordination.** The Deputy Assistant Secretary for Policy Coordination, as the principal adviser to the Assistant Secretary on matters of policy coordination shall:

a. Exercise responsibility for EDA's interagency and intergovernmental relations and its relations with those quasi-public and private agencies interested in economic development;

b. Develop policies for improving Federal, State, and local government economic development programing;

c. Provide staff assistance in defining policy issues, coordinate the development and formulation of policy for consideration by the Assistant Secretary, explain the position of the Administration, and exercise principal staff responsibility for policy review and evaluation;

d. Represent the Administration on international organizations when so designated;

e. Coordinate and manage Administration representation on interagency committees;

f. Serve as Executive Secretary and, as required, provide or arrange for staff support for the National Public Advisory Committee on Regional Economic Development;

g. Act as an alternate to the Assistant Secretary in serving as Chairman of EDA's Policy Planning Board and provide secretariat services for the Policy Planning Board; and

h. Review and evaluate legislative and administrative proposals related to economic development and intergovernmental relations for substantive and policy implications.

**Sec. 5. Office of the Deputy Assistant Secretary for Economic Development Planning.** .01 The Deputy Assistant Secretary for Economic Development Planning is the principal adviser to the Assistant Secretary on matters of development planning. Through the offices reporting to him, he shall:

a. Coordinate and direct EDA economic development planning relating to regions, districts (including economic development centers), redevelopment areas, and other areas of substantial need;

b. Formulate and recommend to the Assistant Secretary standards and criteria for administration of economic development planning by Area Offices;

c. Inform the Deputy Assistant Secretary for Policy Coordination of significant developments and problems affecting interagency and intergovernmental development planning for regions, districts, and areas;

d. Designate economic development districts, economic development centers, redevelopment areas, and title I areas which fulfill the statutory criteria;

e. Conduct an annual review of the areas and districts designated for assistance under the Public Works and Economic Development Act of 1965, as amended (42 U.S.C. 3121) (the "Act"), and make such modifications or terminations of eligibility as may be appropriate;

f. Provide economic data, analyses and studies, and planning grants to development districts and areas; and

g. Recommend technical assistance proposals for areas, districts, and regions.

.02 The Deputy Assistant Secretary for Economic Development Planning shall direct and supervise the following organization elements:

a. The Office of Planning and Program Support which shall:

1. Have prime responsibility for coordinating the preparation, review and approval of Area and District Action Programs;

2. Develop through Area and District Action Programs, analyses and recommended strategies of economic development for redevelopment areas and economic development districts to include a system of priorities for EDA's financial assistance;

3. Provide reports on the demand for specified commodities and services, efficient capacity, and existing competitive enterprises in industries for use by the Deputy Assistant Secretary for Economic Development Operations in making determinations on excess capacity, pursuant section 702 of the Act;

4. Identify those industries which have demonstrated continuous and substantial growth during the present decade for the purpose of relating those industries to Action Programs;

5. Develop economic development planning systems that reflect agency objectives and respond to area problems and potentials;

6. Develop the methods and techniques needed to evaluate established planning systems including the ability of local area representatives to understand and utilize the planning system as well as the compatibility of locally developed plans with annual agency objectives;

7. Participate in the development of budgetary requirements and coordinate with the Office of Administration and Program Analysis in the allocation of agency resources among Area Offices as well as among agency program objectives;

8. Develop criteria, methods, and guidelines to be proposed by the Assistant Secretary to the Secretary for use by Regional Commissions in developing economic development programs;

9. Provide, on request, guidance to the Regional Commissions in preparing work and study programs for regional development planning;

10. Provide information and special services on domestic and international regional development planning; and

11. Provide guidance to Area Office staffs on the application of economic development planning techniques and systems to the specific problems of the area.

b. The Office of Economic Research which shall:

1. Direct and conduct a program of internal and external economic research designed to meet both planning and operating needs and concerned with economic development problems and opportunities for geographical subdivisions (e.g., regions, development districts, redevelopment areas, etc.);

2. Arrange for and monitor EDA sponsored research by other elements of the Department, other Government agencies, Regional Commissions, or private organizations;

3. Encourage and stimulate research and data collection on economic development both in and out of Government;

4. Review, evaluate, integrate, and disseminate (a) the results of research sponsored by EDA and (b) current methodological and other research findings wherever generated that are relevant to EDA's objectives and programs;

5. Maintain a central reference collection of economic development materials; and

6. Study and evaluate the effects of Government policies on subnational economic development.

c. The Office of Development Organizations which shall:

1. Design and carry out a program to establish multicounty development districts in consultation and with the assistance and cooperation of EDA Area Offices, and with the concurrence of the States affected;

2. Advise and assist Area Offices in implementing economic planning activities after the formal designation of Economic Development Districts (EDD);

3. Initiate policy guidelines and criteria concerning the economic development district and area programs for use by other elements of EDA, and by appropriate State and local agencies;

4. Evaluate and approve proposed area and district economic development organizations and programs for economic soundness, and for compatibility with the requirements and intent of title IV, parts A and B of the Act;

5. Assist State and local efforts to organize economic development districts, including the preparation of district Overall Economic Development Programs (OEDPs) and the recruitment of professional staff;

6. Develop and recommend model administrative budgets, reporting procedures, and job specifications for use by area and district economic development organizations;

7. Provide guidance to EDD and area organizations on the techniques and methods of district economic analysis, and budgeting;

8. Maintain a system of records to indicate progress as compared to planned objectives on all grants made under section 301(b) of the Act;

9. Evaluate, recommend approval, and administer planning grants made under the Act to State, district, and area agencies;

10. Evaluate and recommend candidates for appointments to professional staff positions in economic development districts;

11. Recommend the designation and/or termination of economic development districts and economic development centers;

12. Promptly advise Interested Federal, State, and local agencies of all changes affecting the eligibility status of existing or proposed economic development districts;

13. Prepare and distribute maps and related materials showing organizational and designation status of economic development districts;

14. Formulate planning and development policies and procedures for guiding the preparation and submittal of District and Area OEDPs and progress reports, including the establishment of policies and standards for their review by Area Offices;

15. Determine whether an area meets the statistical criteria to qualify as a redevelopment area or a title I area;

16. Initiate changes in the qualification status of redevelopment areas and title I areas;

17. Initiate designation or change in the designation status of redevelopment or title I areas;

18. Conduct an annual review of area eligibility and initiate termination of areas no longer eligible for designation;

19. Recommend minor adjustments in boundaries of redevelopment areas;

20. Initiate suspension of the receipt and processing of all applications for assistance from areas and districts which fail to submit acceptable OEDP progress reports;

21. Provide and evaluate information to aid the Assistant Secretary in designating economic development regions, and subsequently, in modifying their boundaries, in accordance with provisions of the Act; and

22. Assist States to establish Regional Action Planning Commissions within designated regions.

**Sec. 6. Office of the Deputy Assistant Secretary for Economic Development Operations.** .01 The Deputy Assistant Secretary for Economic Development Operations, through the offices reporting to him shall:

a. Provide coordinated direction of all EDA activities related to financial assistance for or to physical projects which will improve local economies and supervise the execution of this aspect of the EDA programs;

b. Recommend standards, policies and criteria for the technical evaluation and processing of project applications for financial assistance, including public works grants and loans, business loans, and technical assistance;

c. Direct, conduct, coordinate, monitor and, where appropriate, originate technical assistance projects (including management assistance and feasibility studies) subject to coordination with the Deputy Assistant Secretary for Economic Development Planning on proposed technical assistance projects related to area, district, center, or regional planning;

d. Review and recommend approval or denial of project applications;

e. Evaluate activities of the Area Offices in applying policies, standards, and procedures for processing project applications to assure efficient, effective, and economical accomplishment of approved projects;

f. Execute agreements with other Federal departments and agencies in consultation with the Deputy Assistant Secretary for Policy Coordination for the conduct of specialized technical assistance; and

g. Study and evaluate the manpower development and training needs of redevelopment areas and of economic development districts, and recommend appropriate joint action with the Departments of Labor and Health, Education, and Welfare.

.02 The Deputy Assistant Secretary for Economic Development Operations shall direct and supervise the following organization elements:

a. The Office of Public Works which shall:

1. Recommend policies, standards, and procedures for accepting, processing, reviewing, and approving requests for public works grants and loans, consistent with the procedures contained in the Act;

2. Review and recommend for approval or denial public works grant and loan project applications, and suggests alternate methods of financing where indicated;

3. Maintain surveillance, evaluate progress, and submit reports on the application by Area Offices of standards, policies, and procedures to assure efficient, effective, and economical accomplishment of the approved projects;

4. Arrange for services from other Federal agencies for the administration of approved public works grants and loans; and

5. Maintain operating liaison with Federal agencies having grant-in-aid programs which may supplement EDA programs, and with those Federal agencies delegated responsibility for administering or servicing EDA projects.

b. The Office of Business Development which shall:

1. Recommend policies, standards, and procedures for processing and approving applications for financial assistance for industrial or commercial usage, consistent with the criteria contained in the Act;

2. Review applications for commercial or industrial loans and working capital guarantees, and recommend approval or denial;

3. Maintain surveillance over the implementation by Area Offices of policies, standards, and procedures related to processing loan applications for business development to assure efficient, effective, and economical accomplishment of the business development programs;

4. Develop and implement EDA approved agreements with the Small Business Administration and other Federal agencies to secure support of the business development programs;

5. Monitor operations of industrial and commercial projects approved by the Administration, including outstanding loans

for projects approved under provisions of the Area Redevelopment Act, and prepare reports of accomplishments;

6. Arrange for or provide needed specialized assistance to recipients of EDA industrial and commercial loans and guarantees and ARA loans;

7. Develop policies, plans, and procedures to improve or terminate projects in default of loan conditions;

8. Provide assistance in the liquidation of the affairs and functions conducted under the Area Redevelopment Act; and

9. Maintain operating liaison with other agencies concerned with the activities of this office.

c. The Office of Technical Assistance which shall:

1. Propose policies, standards, and procedures pertaining to the acceptance, review, and approval of requests for technical assistance, consistent with the criteria of the Act;

2. Plan and develop technical assistance projects in cooperation with other offices, where appropriate;

3. Direct or monitor the performance and implementation of approved technical assistance projects;

4. Recommend policies, standards, and procedures for evaluating and utilizing the results of technical assistance projects;

5. Execute agreements with other Federal departments and agencies for the conduct of specialized technical assistance, in consultation with the Deputy Assistant Secretary for Policy Coordination;

6. Recommend, to the Deputy Assistant Secretary for Policy Coordination, policies and practices to facilitate effective relationships with other Government agencies which have complementary programs for technical assistance;

7. Maintain surveillance over the application of policies, standards, and procedures by the Area Offices in processing project applications;

8. Review and recommend project applications for approval or denial; and

9. Coordinate the efforts of EDA in the manpower training program.

**Sec. 7. Office of Administration and Program Analysis.** The Office of Administration and Program Analysis shall be responsible for providing the full range of administrative management services and for program analysis and evaluation functions with respect to EDA's substantive programs. These functions shall be carried out through the principal organizational elements of the office, as prescribed below, except that personnel management services, accounting for administrative funds, and in-house equal opportunity staff services shall be obtained from the appropriate staff in the Office of the Secretary.

.01 The Program and Management Analysis Division shall:

a. Develop and implement measures of resource utilization for programing and budgeting purposes; develop and conduct a systematic program evaluation effort for EDA; prepare the annual Program Memorandum and analytical studies required by the Bureau of the

Budget; and develop cost benefits studies to aid the Assistant Secretary in making choices and decisions between alternative programs for economic development projects, activities, and programs in achieving the objectives of the Act and EDA; and

b. Conduct organization and management studies and surveys; plan and conduct a program for achieving maximum economy, effectiveness, and efficiency, and for obtaining optimum personnel utilization; develop and conduct a program for the efficient management of all official records, including an issuance system for administrative and program orders, and the design and control of official forms; and develop and administer a reports control systems for all administrative and operational reports.

.02 The Budget and Programing Division shall:

Develop and manage an integrated planning-programing-budgeting system for EDA; develop and prepare the annual budget for EDA, be responsible for the total financial program of EDA, and for the fiscal aspects of programs entrusted to other Federal agencies; and operate a fiscal control system for both program and administrative expenses consistent with the requirements of the Anti-Deficiency Act, which shall include but not be restricted to, allotment of funds, operating budgets, employment limitations, and analyses of reports and proposed actions relating thereto.

.03 The Accounting Division shall:

Develop and maintain accounting systems and prepare financial reports for internal and external use, according to the needs of management, the requirements of laws or regulations, and established policies; analyze financial and operating data to assure that financial and management policies are being followed; and serve as the liaison with the Department and other Federal agencies in all accounting matters.

.04 The Information Systems and Services Division shall:

Plan, develop, acquire, and coordinate the use of automatic data processing systems and equipment for EDA; provide data processing services, including the conduct of feasibility studies and the development of systems and programs for the applications of automatic data processing techniques; develop and maintain a comprehensive information and data base system to meet specified requirements for administrative, planning, operational, program management, and program evaluation purposes; and provide periodic and special summary reports on current optional trends and performance comparisons to planned goals.

.06 The Office Services Division shall:

Provide or arrange for office services for the Washington Offices and, as required, the Area Offices and Regional Action Planning Commissions, including the procurement of administrative supplies, vehicle hire, furniture, equipment, and the distribution of printed and bound materials; evaluate, report on, and make recommendations on the utilization of space, supplies, equipment, communica-

tions, and services within EDA; and serve as liaison with the Department on office service matters.

.07 The Compliance Division shall:

Formulate and recommend policies, plans and procedures for, and conduct the investigative program consistent with Departmental and other Federal agency's investigative and enforcement limitations; direct the physical security program, including the protection of classified documents and papers; and conduct inspections and special compliance studies, and surveys on programs and technical operations as directed.

.08 The Executive Secretariat shall:

Receive all correspondence addressed to the Office of the Assistant Secretary, and assign it to the appropriate office for action; record controlled and noncontrolled correspondence, maintain prompt followup of replies to insure that deadlines are met; and provide a selective reference service to files as requested by EDA officials.

Sec. 8. *Office of the Chief Counsel.* The Office of the Chief Counsel shall:

a. Render all necessary legal services, subject to the provisions of Department Order 104; and

b. Have primary responsibility for the preparation, coordination, and clearance of all legislation, regulations, and external orders subject to the provisions of applicable Department and Administrative orders.

Sec. 9. *Office of Public Affairs.* The Office of Public Affairs shall:

a. Advise on all public information matters;

b. Conduct a public information program under the policy guidance of the Assistant Secretary for Economic Development; and

c. Provide assistance in the editing, printing, or reproduction, and distribution of technical materials and publications.

Sec. 10. *Office of Congressional Relations.* The Office of Congressional Relations shall:

a. Advise on all congressional matters pertinent to the activities under the direction of the Assistant Secretary; and

b. Serve as the primary point of coordination for continuing liaison with the Congress in collaboration with the Special Assistant to the Secretary for Congressional Relations.

Sec. 11. *Office of Equal Opportunity.* The Office of Equal Opportunity shall:

a. Advise the Assistant Secretary in the development and implementation of policy and guidance affecting equality of opportunity connected with economic development programs;

b. Maintain liaison with Federal, State, and local governmental organizations and with nongovernmental organizations to coordinate and assist in planning operations aimed at achieving nondiscrimination and equality of opportunity;

c. Provide leadership, staff services and advice in matters affecting nondiscrimination to economic development program units, to organizations obligated as participants in an economic development program to achieve nondiscrimination, and to ultimate beneficiaries of

economic development program activities;

d. Conduct, sponsor, or coordinate meetings, conferences, and training courses for equal employment specialists, program managers, and executives to achieve nondiscrimination in economic development programs;

e. Establish effective systems throughout the Economic Development Administration to obtain and monitor accurate reports concerning the program of equality of opportunity and assure conformance thereto;

f. Establish report requirements to insure equality of opportunity by participants in economic development programs, conduct onsite inspections, and receive, investigate, and adjust complaints; and

g. Receive, investigate, review, adjust complaints, and evaluate EDA experience relating to the Equal Employment Opportunity program and make recommendations to the Assistant Secretary for improvement of employment practices within the Economic Development Administration.

Sec. 12. *Economic Development Area Offices.* .01 The Economic Development Area Offices, headed by Area Directors, are as follows:

Name	Located at	Serves
Northeastern...	Portland, Maine.	Connecticut, Maine, Massachusetts, New Hampshire, New York, Rhode Island, and Vermont.
Mid-Atlantic...	Wilkes-Barre, Pa.	Delaware, Maryland, New Jersey, Pennsylvania, and Puerto Rico.
Mideastern.....	Huntington, W. Va.	Kentucky, North Carolina, Ohio, Virginia, and West Virginia.
Southeastern...	Huntsville, Ala.	Alabama, Florida, Georgia, Mississippi, South Carolina, and Tennessee.
North Central...	Duluth, Minn.	Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin.
Southwestern...	Austin, Tex.	Arizona, Arkansas, Colorado, Kansas, Louisiana, New Mexico, Nevada, Oklahoma, Texas, Utah, and Wyoming.
Western.....	Seattle, Wash.	Alaska, American Samoa, California, Guam, Hawaii, Idaho, Montana, Oregon, and Washington.

.02 Each Area Director is responsible within the limits of his delegated authority for the programs of the Administration in this area and, in this connection shall:

a. Coordinate with local communities in economic planning and in development of Overall Economic Development Programs (OEDP's) which are related to the needs of designated areas and districts serviced by the Area Office;

b. Manage the Economic Development Administration's resources available for use for the economic development of designated areas and districts serviced by the Area Office; and

c. Process applications for economic development assistance, monitor and service approved projects and, when appropriate, liquidate projects.

Effective date: March 17, 1969.

LARRY A. JOBE,  
Assistant Secretary  
for Administration.

[F.R. Doc. 69-4625; Filed, Apr. 18, 1969;  
8:45 a.m.]

[Dept. Order 21]

## OFFICE OF MINORITY BUSINESS ENTERPRISE

### Organization and Functions

The following order was issued by the Secretary of Commerce on March 20, 1969.

**SECTION 1. Purpose.** This order establishes the Office of Minority Business Enterprise and assigns functions thereto.

**Sec. 2. General.** The Office of Minority Business Enterprise (the "Office") is hereby established as an office in the Office of the Secretary. The Director of the Office shall be the Assistant to the Secretary for Minority Business Enterprise (the "Assistant to the Secretary") who shall report and be responsible to the Secretary.

**Sec. 3. Functions.** .01 The Office of Minority Business Enterprise shall be responsible for performing (subject to the provisions of paragraph .02 below) the functions assigned to the Secretary by section 1 of Executive Order 11458, dated March 5, 1969, entitled "Prescribing Arrangements for Developing and Coordinating a National Program for Minority Business Enterprise." These functions, as stated in the Executive order, are:

(a) The Secretary of Commerce (hereinafter referred to as "the Secretary") shall—

(1) Coordinate as consistent with law the plans, programs, and operations of the Federal Government which affect or may contribute to the establishment, preservation and strengthening of minority business enterprise.

(2) Promote the mobilization of activities and resources of State and local governments, business and trade associations, universities, foundations, professional organizations, and volunteer and other groups toward the growth of minority business enterprises and facilitate the coordination of the efforts of these groups with those of Federal departments and agencies.

(3) Establish a center for the development, collection, summarization, and dissemination of information that will be helpful to persons and organizations throughout the Nation in undertaking or promoting the establishment and successful operation of minority business enterprises.

(b) The Secretary, as he deems necessary or appropriate to enable him to better fulfill the responsibilities vested in him by subsection (a), may—

(1) Develop, with the participation of other Federal departments and agencies as appropriate, comprehensive plans of Federal action and propose such changes in Federal programs as may be required.

(2) Require the submission of information from such departments and agencies necessary for him to carry out the purposes of this order.

(3) Convene for purposes of coordination meetings of the heads of such departments and agencies, or their designees, whose programs and activities may affect or contribute to the purposes of this order.

(4) Convene business leaders, educators, and other representatives of the private sector engaged in assisting the development of minority business enterprise or who could contribute to its development to propose, evaluate, and coordinate governmental and private activities in furtherance of the objectives of this order.

(5) Confer with and advise officials of State and local governments.

(6) Provide the managerial and organizational framework through which joint or collaborative undertakings with Federal departments or agencies or private organizations can be planned and implemented.

(7) Recommend appropriate legislative or executive actions.

.02 In the performance of these functions by the Office, the Assistant to the Secretary shall:

a. Refer to the Secretary for consideration and guidance, proposals of the Assistant to the Secretary for major changes in the plans, programs, and operations of other departments and agencies;

b. Convene, as he deems necessary, the officials of other departments and agencies designated by the heads thereof to have primary and continuing responsibility for the participation and cooperation of their respective departments and agencies in matters concerning minority business enterprise, and recommend to the Secretary that he convene the heads of departments and agencies when such action appears to be indicated; and

c. Submit to the Secretary any proposed legislative or executive actions for consideration as possible recommendations of the Secretary to the President.

.03 In addition to the functions assigned in paragraph .01 above, the Office shall be responsible for assisting the Secretary in carrying out his responsibilities with respect to the Advisory Council for Minority Enterprise.

**Sec. 4. Support services.** The Office of the Assistant Secretary for Administration shall provide personnel, budget, finance, and administrative support services to the Office.

Effective date: March 20, 1969.

LARRY A. JOBE,  
Assistant Secretary  
for Administration.

[F.R. Doc. 69-4626; Filed, Apr. 18, 1969;  
8:45 a.m.]

[Dept. Order 27]

## UNDER SECRETARY OF COMMERCE Delegation of Authority

The following order was issued by the Secretary of Commerce on April 3, 1969. This material supersedes the material appearing at 30 F.R. 11001 of August 25, 1965.

**SECTION 1. Purpose.** The purpose of this order is to describe the duties and responsibilities of the Under Secretary of Commerce, which position was estab-

lished by the Act of June 5, 1939 (53 Stat. 808; 15 U.S.C. 1502).

**Sec. 2. Duties and responsibilities.** .01 The Under Secretary of Commerce, as provided by law, shall perform the duties of the Secretary of Commerce as Acting Secretary:

a. In case of the absence or sickness of the Secretary; and

b. Until a successor is appointed, in case of the vacancy of the position of Secretary.

.02 The Under Secretary shall serve as the principal deputy to the Secretary in all matters affecting the Department of Commerce. In this capacity he will perform continuing and special duties as the Secretary may assign from time to time, including, as may be specified by the Secretary, the exercise of policy direction and general supervision of operating units not placed under other Secretarial Officers.

**Sec. 3. Deputy Under Secretary of Commerce.** The Under Secretary of Commerce shall have as his principal assistant a Deputy Under Secretary of Commerce. The Deputy Under Secretary shall perform such duties as may be assigned.

Effective date: April 3, 1969.

LARRY A. JOBE,  
Assistant Secretary  
for Administration.

[F.R. Doc. 69-4627; Filed, Apr. 18, 1969;  
8:45 a.m.]

## WATCHES AND WATCH MOVEMENTS

Allocation of Duty-Free Quotas for Calendar Year 1969 Among Producers Located in Virgin Islands and Guam

### Correction

In F.R. Doc. 69-4447 appearing at page 6492 in the issue of Tuesday, April 15, 1969, the following correction should be made in the table: Under the center heading "Virgin Islands," the figure in the "Number of units" column opposite the firm name "Antilles Industries, Inc." should read "444,209".

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration  
WHITMOYER LABORATORIES, INC.

Notice of Withdrawal of Petition for Food Additives Carbarsone (Not U.S.P.), Zoalene, Procaine Penicillin, Bacitracin Methylene Disalicylate, Zinc Bacitracin

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

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Whitmoyer Laboratories, Inc., Myerstown, Pa. 17067, has withdrawn its petition, notice of which was published in the FEDERAL REGISTER of July 25, 1968 (33 F.R. 10586), proposing that the food additive regulations (21 CFR Part 121, Subpart C) be amended to provide for the safe use in turkey feed of carbarsone (not U.S.P.) and zoalene with certain specified combinations as an aid in the prevention of blackhead, for the prevention and control of coccidiosis, and for growth promotion and feed efficiency.

Dated: April 14, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-4644; Filed, Apr. 18, 1969;  
8:46 a.m.]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### ACTING ASSISTANT REGIONAL AD- MINISTRATOR FOR HOUSING AS- SISTANCE, REGION I (NEW YORK)

#### Designation

The officers appointed to the following listed positions in Region I (New York) are hereby designated to serve as Acting Assistant Regional Administrator for Housing Assistance, Region I, during the absence of the Assistant Regional Administrator for Housing Assistance, with all the powers, functions and duties redelegated or assigned to the Assistant Regional Administrator for Housing Assistance: *Provided*, That no officer is authorized to serve as Acting Assistant Regional Administrator for Housing Assistance unless all other officers whose titles precede his in this designation are unable to act by reason of absence:

1. Deputy Assistant Regional Administrator for Housing Assistance.
2. Director, Tenant and Operations Services Division.
3. Director, Production Division.

This designation supersedes the designation effective March 26, 1967 (32 F.R. 10520 July 18, 1967).

(Delegation May 4, 1962, 27 F.R. 4319; Interim Order II, 31 F.R. 815, Jan. 21, 1966)

*Effective date*. This designation shall be effective as of April 19, 1969.

JUDAH GRIBETZ,  
Regional Administrator, Region I.

[F.R. Doc. 69-4703; Filed, Apr. 18, 1969;  
8:51 a.m.]

### ACTING REGIONAL ADMINISTRATOR REGION II (PHILADELPHIA)

#### Designation

The officers appointed to the following listed positions in Region II (Philadelphia) are hereby designated to serve as

Acting Regional Administrator, Region II, during the absence of the Regional Administrator, with all the powers, functions, and duties redelegated or assigned to the Regional Administrator: *Provided*, That no officer is authorized to serve as Acting Regional Administrator unless all other officers whose titles precede his in this designation are unable to act by reason of absence:

1. Deputy Regional Administrator.
2. Regional Counsel.
3. Assistant Regional Administrator for Administration.
4. Assistant Regional Administrator for Renewal Assistance.
5. Assistant Regional Administrator for Program Coordination and Services.
6. Assistant Regional Administrator for Housing Assistance.
7. Assistant Regional Administrator for Metropolitan Development.
8. Assistant Regional Administrator for Federal Housing Administration.

This designation supersedes the designation effective March 16, 1967 (32 F.R. 4145, Mar. 16, 1967).

(Delegation May 4, 1962, 27 F.R. 4319; Dept. Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective as of the 25th day of March 1969.

WARREN P. PHELAN,  
Regional Administrator, Region II.

[F.R. Doc. 69-4704; Filed, Apr. 18, 1969;  
8:51 a.m.]

### ACTING ASSISTANT REGIONAL AD- MINISTRATOR FOR HOUSING AS- SISTANCE, REGION IV (CHICAGO)

#### Designation

The officers appointed to the following listed positions in Region IV (Chicago) are hereby designated to serve as Acting Assistant Regional Administrator for Housing Assistance, Region IV (Chicago), during the absence of the Assistant Regional Administrator for Housing Assistance, with all the powers, functions, and duties redelegated or assigned to the Assistant Regional Administrator for Housing Assistance: *Provided*, That no officer is authorized to serve as Acting Assistant Regional Administrator for Housing Assistance unless all other officers whose titles precede his in this designation are unable to act by reason of absence:

1. Deputy Assistant Regional Administrator for Housing Assistance.
2. Director, Production Division, Housing Assistance Office.
3. Director, Technical Services Division, Housing Assistance Office.

The designation effective June 15, 1967 (32 F.R. 8626, June 15, 1967) is hereby revoked.

(Delegation effective May 4, 1962, 27 F.R. 4319, May 4, 1962; Dept. Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective as of the 19th day of April 1969.

FRANCIS D. FISHER,  
Regional Administrator.

[F.R. Doc. 69-4705; Filed, Apr. 18, 1969;  
8:51 a.m.]

### ACTING ASSISTANT REGIONAL AD- MINISTRATOR FOR ADMINISTRA- TION, REGION IV (CHICAGO)

#### Designation

The officers appointed to the following listed positions in Region IV (Chicago) are hereby designated to serve as Acting Assistant Regional Administrator for Administration, Region IV, during the absence of the Assistant Regional Administrator for Administration, with all the powers, functions, and duties redelegated or assigned to the Assistant Regional Administrator for Administration: *Provided*, That no officer is authorized to serve as Acting Assistant Regional Administrator for Administration unless all officers whose titles precede his in this designation are unable to act by reason of absence:

1. Chief, Management and Organization Division.
2. Chief, Personnel Operations Division.

This designation supersedes the designation effective September 27, 1967 (32 F.R. 14972, Oct. 23, 1967).

(Delegation May 4, 1962, 27 F.R. 4319; Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective as of the 17th day of February 1969.

FRANCIS D. FISHER,  
Regional Administrator.

[F.R. Doc. 69-4706; Filed, Apr. 18, 1969;  
8:51 a.m.]

### ACTING REGIONAL ADMINISTRATOR ET AL., REGION V (FORT WORTH)

#### Designations

The designations of officers authorized to serve as Acting Assistant Regional Administrators in Region V (33 F.R. 18305, Dec. 10, 1968), are hereby amended under section B by changing paragraph 6 to read as follows:

6. Acting Assistant Regional Administrator for Administration:
  - a. Director, Personnel Operations Division, Office of Administration.
  - b. Director, Management and Organization Division, Office of Administration.

*Effective date*. This amendment of designations is effective as of March 3, 1969.

W. W. COLLINS,  
Regional Administrator,  
Region V (Fort Worth).

[F.R. Doc. 69-4707; Filed, Apr. 18, 1969;  
8:51 a.m.]

### ACTING REGIONAL COUNSEL, RE- GION VI (SAN FRANCISCO)

#### Designation

The officers appointed to the following listed positions in Region VI (San Francisco) are hereby designated to serve as Acting Regional Counsel, Region VI (San Francisco), during the absence of the Regional Counsel, with all the powers, functions, and duties redelegated or assigned to the Regional Counsel:

Provided, That no officer is authorized to serve as Acting Regional Counsel unless all other officers whose titles precede his in this designation are unable to serve by reason of absence:

1. Deputy Regional Counsel.
2. Associate Regional Counsel for Litigation, Legislation and Opinions.
3. Associate Regional Counsel for General Program Services.
4. Associate Regional Counsel for Metropolitan Development.

(Authority delegated effective May 4, 1962, 27 F.R. 4319; Dept. Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective date: January 1, 1969.

WARD ELLIOTT,  
Acting Regional Administrator,  
Region VI.

[F.R. Doc. 69-4708; Filed, Apr. 18, 1969;  
8:51 a.m.]

### ACTING ASSISTANT REGIONAL ADMINISTRATOR FOR PROGRAM COORDINATION AND SERVICES, REGION VI (SAN FRANCISCO)

#### Designation

The officers named herein and appointed to the following listed positions in Region VI (San Francisco) are hereby designated to serve as Acting Assistant Regional Administrator for Program Coordination and Services, Region IV (San Francisco), during the absence of the Assistant Regional Administrator for Program Coordination and Services with all the powers, functions, and duties redelegated or assigned to the Assistant Regional Administrator for Program Coordination and Services: *Provided*, That no officer is authorized to serve as Acting Assistant Regional Administrator for Program Coordination and Services unless all other officers whose names and titles precede his in this designation are unable to serve by reason of absence:

1. Harvey N. Kroll, Federal Agency Liaison Specialist.
2. Delphia S. Duncan, Assistant to the Assistant Regional Administrator for Program Coordination and Services.

This designation revokes designations effective September 1, 1967 (32 F.R. 13877, Oct. 5, 1967) and July 14, 1968 (not published in FEDERAL REGISTER).

(Delegation effective May 4, 1962, 27 F.R. 4319; Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective date: October 14, 1968.

ROBERT B. PITTS,  
Regional Administrator, Region VI.

[F.R. Doc. 69-4709; Filed, Apr. 18, 1969;  
8:51 a.m.]

### ACTING ASSISTANT REGIONAL ADMINISTRATOR FOR HOUSING ASSISTANCE, REGION VI (SAN FRANCISCO)

#### Designation

The officers appointed to the following listed positions in Region VI (San Fran-

cisco) are hereby designated to serve as Acting Assistant Regional Administrator for Housing Assistance, Region VI (San Francisco), during the absence of the Assistant Regional Administrator for Housing Assistance, with all the powers, functions, and duties redelegated or assigned to the Assistant Regional Administrator for Housing Assistance: *Provided*, That no other officer is authorized to serve as Acting Assistant Regional Administrator for Housing Assistance unless all other officers whose titles precede his in this designation are unable to act by reason of absence:

1. Deputy Assistant Regional Administrator for Housing Assistance.
2. Director, Tenant and Operations Services Division.
3. Director, Production Division.

This designation supersedes the designation effective July 14, 1967 (32 F.R. 11718, Aug. 12, 1967).

(Delegation effective May 4, 1962, 27 F.R. 4319, May 4, 1962; Dept. Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective as of February 1, 1969.

ROBERT B. PITTS,  
Regional Administrator, Region VI.

[F.R. Doc. 69-4710; Filed, Apr. 18, 1969;  
8:51 a.m.]

### ASSISTANT REGIONAL ADMINISTRATOR FOR ADMINISTRATION AND DIRECTOR, FINANCIAL REVIEW AND ACCOUNTING DIVISION, REGION VI (SAN FRANCISCO)

#### Redelegation of Authority To Execute Legends on Bonds, Notes or Other Obligations Evidencing Loans Under Title I of the Housing Act of 1949, as Amended

The Assistant Regional Administrator for Administration and the Director, Financial Review and Accounting Division, Region VI (San Francisco), each is hereby authorized within such Region to execute, on behalf of the Secretary of Housing and Urban Development, any legend appearing on any bond, note, or other obligation being acquired by the Federal Government from a local public agency on account of a loan to such local public agency pursuant to title I of the Housing Act of 1949, as amended (42 U.S.C. 1450 et seq.), which legend indicates the Federal Government's acceptance of the delivery of the particular bond, note, or other obligation and its payment therefor on the date specified in the particular legend.

This redelegation supersedes the redelegation effective March 13, 1967 (32 F.R. 7029, May 9, 1967).

(Secretary's delegation effective Mar. 22, 1966, 31 F.R. 4814, Mar. 22, 1966)

*Effective date.* This redelegation of authority shall be effective as of January 1, 1969.

ROBERT B. PITTS,  
Regional Administrator, Region VI.

[F.R. Doc. 69-4711; Filed, Apr. 18, 1969;  
8:52 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

[CGFR 69-34]

### EQUIPMENT, INSTALLATIONS, OR MATERIALS

#### Termination of Approval Notice

1. Various items of lifesaving, fire-fighting, and miscellaneous equipment, installations and materials used on vessels subject to Coast Guard inspection or on certain motorboats and other pleasure craft are required by various laws and regulations in 46 CFR Chapter I to be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all concerned that certain approvals were terminated, as described in this document during the period from April 28, 1967 to December 11, 1968 (List Nos. 28-67, 29-67, 37-67, 39-67, 3-68, 6-68, 11-68, 14-68, 20-68, 22-68, 24-68, 26-68, 27-68, 31-68, 34-68, and 37-68). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50, inclusive. For certain types of equipment, installation and materials, specifications have been prescribed by the Commandant and are published in 46 CFR Parts 160 to 164, inclusive (Subchapter Q—Specifications).

2. The statutory authorities for granting approvals of equipment and the delegation of authority to the Commandant, U.S. Coast Guard, are set forth with specific specifications governing the item and are set forth in 46 CFR Parts 160 to 164, inclusive (Subchapter Q—Specifications). The general authorities regarding approvals are set forth in sections 367, 375, 390b, 416, 481, 489, 526p and 1333 in title 46, United States Code, section 1333 in title 43, United States Code and section 198 in title 50, United States Code while the implementing regulations requiring such equipment are in 46 CFR Chapter I or 33 CFR Chapter I. The delegation of authority for the Commandant, U.S. Coast Guard, to take appropriate actions with respect to approvals is set forth in section 632 of title 14, United States Code, and the delegation in 49 CFR 1.4(a)(2).

3. In this document are listed the approvals which have been terminated. Notwithstanding this termination of approvals, such equipment may be used so long as it is in good and serviceable condition.

#### BUOYS, LIFE, RING, CORK OR Balsa WOOD

The Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn, N.Y. 11201, Approval Nos. 160.009/12/0, 160.009/14/0, and 160.009/16/0, expired and were terminated, effective July 31, 1967.

The Dodge Cork Co., Inc., Lancaster, Pa. 17604, no longer manufactures certain cork ring life buoys and Approval No. 160.009/27/0 was therefore terminated, effective April 28, 1967.

The Liberty Cork, Inc., 123 Whitehead Avenue, South River, N.J. 08882, Approval No. 160.009/42/0, expired and was terminated effective October 24, 1968.

#### BUOYANT APPARATUS

The Lunn Laminates, Inc., Straight Patch Road, Wyandanch, Long Island, N.Y. 11798, Approval Nos. 160.010/51/0 and 160.010/52/0, expired and were terminated, effective July 19, 1967.

#### GAS MASKS, SELF-CONTAINED BREATHING APPARATUS, AND SUPPLIED-AIR RESPIRATORS

The American LaFrance Corp., Elmira, N.Y., Approval Nos. 160.011/5/0, 160.011/13/0, and 160.011/14/0, expired and were terminated, effective July 31, 1967.

The Mine Safety Appliances Co., 201 North Braddock Avenue, Pittsburgh 8, Pa., Approval No. 160.011/4/0, expired and was terminated, effective July 31, 1967.

#### COMPASSES, LIFEBOAT

The Kenyon Instrument Co., Inc., Brewster, N.Y., no longer manufactures certain lifeboat compasses, and Approval No. 160.014/7/0 was therefore terminated, effective July 18, 1967.

#### WINCHES, LIFEBOAT

The Marine Safety Equipment Corp., Point Pleasant Beach, N.J., Approval No. 160.015/44/2, expired and was terminated, effective November 1, 1967.

#### SEA ANCHORS, LIFEBOAT

The Eveready Canvas Corp., 254 Pearl Street, New York 7, N.Y., Approval No. 160.019/6/0, expired and was terminated, effective July 31, 1967.

#### SIGNALS, DISTRESS, FLOATING ORANGE SMOKE

The Universal Match Corp., Post Office Box 5841, St. Louis 21, Mo., no longer manufactures certain floating orange smoke distress signals and Approval No. 160.022/6/0 was therefore terminated, effective February 8, 1968.

#### SIGNALS, DISTRESS, PISTOL-PROJECTED PARACHUTE RED FLARE

The Coston Supply Co., 31 Water Street, New York 4, N.Y., Approval No. 160.025/1/0, expired and was terminated, effective July 31, 1967.

#### DAVITS, LIFEBOATS

The C. C. Galbraith & Son, Inc., 99 Park Place, New York 7, N.Y., Approval Nos. 160.032/130/0 and 160.032/136/0 were terminated, effective July 17, 1967 and February 18, 1968, Approval Nos. 160.032/141/0 and 160.032/163/0, lifeboat davits no longer comply with specification and were therefore terminated, effective September 30, 1968.

The Lane Lifeboat and Davit Corp., 8920 26th Avenue, Brooklyn 14, N.Y., Approval No. 160.032/33/2, certain lifeboat davits no longer comply with specification and was therefore terminated, effective September 30, 1968.

The Marine Safety Equipment Corp., Point Pleasant Beach, N.J., Approval Nos. 160.032/113/2, 160.032/131/1, 160.

032/132/1, 160.032/133/2, 160.032/134/1, and 160.032/140/2 were terminated, effective July 9, 1967, January 11, 1968, January 8, 1968, July 20, 1967, July 19, 1967, and February 26, 1968, respectively; Approval No. 160.032/167/0 for certain lifeboat davits is no longer manufactured and therefore was terminated, effective September 4, 1968; Approval No. 160.032/145/2 expired and was terminated, effective January 22, 1968.

#### MECHANICAL DISENGAGING APPARATUS, LIFEBOAT

The Lunn Laminates, Inc., Straight Patch Road, Wyandanch, Long Island, N.Y., Approval No. 160.033/55/0 expired and was terminated, effective July 23, 1967.

#### HAND PROPELLING GEAR, LIFEBOAT

The Lunn Laminates, Inc., Straight Patch Road, Wyandanch, Long Island, N.Y., Approval No. 160.034/17/0 expired and was terminated effective July 19, 1967.

#### LIFEBOATS

The C. C. Galbraith & Son, Inc., 99 Park Place, New York 7, N.Y., Approval Nos. 160.035/21/3 and 160.035/24/3 expired and were terminated, effective July 15, 1968.

The Lane Lifeboat & Davit Corp., 8920 26th Avenue, Brooklyn, N.Y. 11231, Approval Nos. 160.035/277/1, 160.035/288/1, 160.035/302/1, and 160.035/306/0, expired and were terminated, effective November 1, 1967, July 3, 1968, and March 25, 1968, respectively.

The Lunn Laminates, Inc., Straight Patch Road, Wyandanch, Long Island, N.Y., Approval Nos. 160.035/378/0, 160.035/405/0, and 160.035/423/0 expired and were terminated, effective July 23, 1968; Approval No. 160.035/431/0 for certain lifeboats is no longer manufactured and was therefore terminated, effective July 15, 1968.

The Marine Safety Equipment Corp., Foot of Paynter's Road, Farmingdale, N.J., Approval Nos. 160.035/174/2, 160.035/289/1, 160.035/310/0, 160.035/369/0, 160.035/382/0, 160.035/426/0, 160.035/436/0, and 160.035/430/0 expired and were terminated, effective January 22, 1968, July 3, 1968, January 22, 1968, July 3, 1968, October 3, 1967, November 15, 1968, and October 8, 1968 respectively.

Watercraft Ltd., The Bargewalk, East Molesey, Surrey, England, Approval No. 160.035/427/0, expired and was terminated effective December 19, 1967.

#### BUOYANT VESTS, KAPOK OR FIBROUS GLASS, ADULT AND CHILD

The American Cover Co., Inc., 8815-25 South Avalon Boulevard, Los Angeles 3, Calif., Approval Nos. 160.047/532/0, 160.047/533/0, and 160.047/534/0 expired and were terminated effective April 8, 1968.

The Boyce Manufacturing Co., Acworth, Ga. 30101, no longer manufactures certain kapok buoyant vests and Approval Nos. 160.047/583/0, 160.047/584/0, and 160.047/585/0 were therefore terminated, effective August 22, 1968.

The Brunswick Corp., Consumer Division, Eminence, Ky. 40019, no longer manufactures certain buoyant vests and Approval Nos. 160.047/318/0, 160.047/319/0, and 160.047/320/0 were therefore terminated effective December 11, 1968. Drybak, Eminence, Ky. 40019, no longer manufactures certain kapok buoyant vests and Approval Nos. 160.047/505/0, 160.047/506/0, and 160.047/507/0 were therefore terminated, effective December 11, 1968.

The Firestone Tire & Rubber Co., Akron, Ohio 44309, no longer manufactures certain kapok buoyant vests and Approval Nos. 160.047/432/0, 160.047/443/0, and 160.047/434/0 were therefore terminated, effective January 26, 1968.

The Mercantile Sale Co., Inc., 301 South Seventh Street, St. Louis 2, Mo., Approval Nos. 160.047/560/0, 160.047/561/0, and 160.047/559/0 expired and were terminated effective October 17, 1968.

The Planet Sales Co., Post Office Box 3568, 1911 East 11th Street, Tulsa, Okla., Approval Nos. 160.047/553/0, 160.047/554/0, and 160.047/555/0 expired and were terminated effective June 19, 1968.

The Saf-T-Mate Co., 1444 North Mitchell Street, Cadillac, Mich. 49601, no longer manufactures certain kapok buoyant vests and Approval Nos. 160.047/589/0, 160.047/590/0, and 160.047/591/0 were therefore terminated, effective May 28, 1968.

#### BUOYANT CUSHIONS, KAPOK OR FIBROUS GLASS

The American Cover Co., Inc., 8815-25 South Avalon Boulevard, Los Angeles 3, Calif., no longer manufactures certain kapok buoyant cushions and Approval No. 160.048/224/0 was therefore terminated, effective May 1, 1968.

The Badgley Manufacturing Co., 2637 Northeast Union Avenue, Portland, Oreg., Approval No. 160.048/121/0 expired and was terminated, effective June 3, 1968.

The Boyce Manufacturing Co., Acworth, Ga. 30101, no longer manufactures certain kapok buoyant cushions and Approval Nos. 160.048/239/0 and 160.048/241/0 were therefore terminated effective August 22, 1968.

The Brunswick Corp., Consumer Division, Eminence, Ky. 40019, no longer manufactures certain kapok buoyant cushions and Approval Nos. 160.048/26/0 and 160.048/27/2 were therefore terminated, effective December 11, 1968.

Drybak, Eminence, Ky. 40019, no longer manufactures certain kapok buoyant cushions and Approval Nos. 160.048/203/0 and 160.048/204/1 were therefore terminated, effective December 11, 1968.

The H. N. Gilman & Associates, Inc., 2010 Nicollet Avenue, Minneapolis, Minn. 55404, Approval No. 160.048/104/0 expired and was terminated, effective November 1, 1967.

The Marine Hardware and Supply Co., 390 Atlantic Avenue, Boston 10, Mass., Approval No. 160.048/106/0 expired and was terminated, effective January 22, 1968.

The Harry Miller Co., 244 Atlantic Avenue, Boston, Mass. 02110, no longer man-

ufactures certain kapok buoyant cushions and Approval Nos. 160.048/116/0 and 160.048/120/0 were therefore terminated, effective January 26, 1968.

The Planet Sales Co., Post Office Box 3568, 1911 East 11th Street, Tulsa, Okla., Approval No. 160.048/223/0 expired and was terminated effective June 19, 1968.

The Rainer Hassock & Cushion Co., Inc., 2339 Fawcett Avenue, Tacoma, Wash. 98402, Approval No. 160.048/102/0 expired and was terminated effective November 1, 1967.

The Saf-T-Mate Co., 1444 North Mitchell Street, Cadillac, Mich. 49601, no longer manufactures certain kapok buoyant cushions and Approval No. 160.048/240/0 was therefore terminated effective May 28, 1968.

The Henry H. Smith & Co., 356 East Jefferson Avenue, Detroit 26, Mich., no longer manufactures certain kapok buoyant cushions and Approval No. 160.048/112/0 was therefore terminated effective January 26, 1968.

#### BUOYANT CUSHIONS, UNICELLULAR PLASTIC FOAM

The Bulldog Marine Products, Inc., 5825 South Western Avenue, Chicago 36, Ill., Approval No. 160.049/49/0 expired and was terminated effective March 18, 1968; manufacturer no longer desires approval of Approval No. 160.049/59/0 which was therefore terminated, effective September 4, 1968.

The Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond 12, Va., Approval Nos. 160.049/19/0 and 160.049/46/0 expired and were terminated effective March 25, 1968, and July 6, 1967, respectively.

The Goshen Cushion & Body Co., Goshen, Ind., Approval No. 160.049/20/0 expired and was terminated, effective March 25, 1968.

Buddy Schoellkopf Products, Inc., 8200 Sovereign Row, Dallas, Tex. 75207, no longer manufactures certain unicellular plastic foam buoyant cushions and Approval No. 160.049/52/0 was terminated effective June 6, 1968.

Textstar Plastics, 115 East Brackenridge, Fort Wayne, Ind. 46802, no longer manufactures certain unicellular plastic foam buoyant cushions and Approval No. 160.049/34/1 was terminated effective February 13, 1968.

#### BUOYANT VESTS, UNICELLULAR PLASTIC FOAM

The Bowman Products Co., 850 East 72d Street, Cleveland, Ohio, Approval Nos. 160.052/196/0, 160.052/197/0, and 160.052/198/0 expired and were terminated effective October 25, 1967.

The Brunswick Corp., Brunswick Sports Division, Eminence, Ky., Approval Nos. 160.052/10/0, 160.052/11/0, and 160.052/12/0 expired and were terminated effective December 11, 1968; no longer manufactures certain unicellular plastic foam buoyant vest and Approval Nos. 160.052/174/0, 160.052/175/0, and 160.052/176/0 were terminated effective December 11, 1968.

The Bulldog Marine Products, Inc., 5825 South Western Avenue, Chicago 36,

Ill., Approval Nos. 160.052/171/0, 160.052/172/0, and 160.052/173/0 expired and were terminated effective September 24, 1967.

The Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond 12, Va., and 12th and Graham Streets, Emporia, Kans., Approval Nos. 160.052/13/0, 160.052/14/0, and 160.052/15/0 expired and were terminated effective October 11, 1968.

Drake Products, Greenville, Mich., Approval Nos. 160.052/199/0, 160.052/200/0, and 160.052/201/0 expired and were terminated effective October 25, 1967.

Drybak, Eminence, Ky. 40019, no longer manufactures certain unicellular plastic foam buoyant vest and Approval Nos. 160.052/263/0, 160.052/264/0, and 160.052/265/0 were therefore terminated December 11, 1968.

The Gentex Corp., Carbondale, Pa. 18407, no longer desires approval of unicellular plastic foam buoyant vest and Approval Nos. 160.052/156/1, 160.052/157/1, and 160.052/158/1 were therefore terminated effective May 31, 1968.

The Jones & Yandell Division, American Tent Co., Post Office Box 270, Canton, Miss. 39046, no longer desires approval of unicellular plastic foam buoyant vest and Approval Nos. 160.052/246/0, 160.052/247/0, and 160.052/248/0 were therefore terminated effective February 7, 1968.

The Montgomery Ward & Co., Inc., 619 West Chicago Avenue, Chicago 7, Ill., Approval Nos. 160.052/16/0, 160.052/17/0, and 160.052/18/0 expired and were terminated effective October 11, 1968.

The National Canvas Products Corp., Post Office Box 1708, Central Station, Toledo 3, Ohio, Approval Nos. 160.052/210/0, 160.052/220/0, and 160.052/221/0 expired and were terminated effective January 24, 1968.

The Nova Products, Inc., Post Office Box 32, Carrollton, Ga., Approval Nos. 160.052/205/0, 160.052/206/0, and 160.052/207/0 expired and were terminated November 5, 1967.

The Seamac Corp., 1505 Pere Marquette Building, New Orleans, La., Approval Nos. 160.052/266/0, 160.052/267/0, and 160.052/268/0 expired and were terminated effective October 30, 1968.

Sears, Roebuck & Co., 925 South Homan Avenue, Chicago 7, Ill., no longer manufactures certain unicellular plastic foam buoyant vest and Approval Nos. 160.052/84/0, 160.052/85/0, and 160.052/86/0 were therefore terminated, effective April 1, 1968; Approval Nos. 160.052/123/0 and 160.052/124/0 expired and were terminated effective June 11, 1963.

#### WORK VESTS, UNICELLULAR PLASTIC FOAM

The Gentex Corp., Carbondale, Pa. 18407, no longer desires approval of unicellular plastic foam work vest and Approval No. 160.053/18/0 was therefore terminated effective December 4, 1968.

#### LIFE PRESERVERS, UNICELLULAR PLASTIC FOAM, ADULT AND CHILD

The Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn, N.Y. 11201, Approval Nos. 160.055/82/0

and 160.055/81/0 expired and were terminated October 24, 1967.

#### FIRE PROTECTIVE SYSTEMS

The Tele-Dynamics Division, American Bosch Arma Corp., 5000 Parkside Avenue, Philadelphia, Pa. 19131, no longer manufactures certain fire protective systems and Approval No. 161.002/7/1 was terminated effective September 13, 1967.

#### TELEPHONE SYSTEMS, SOUND-POWERED

The Hose-McCann Telephone Co., Inc., 25th Street and Third Avenue, Brooklyn, N.Y. 11217, no longer manufactures certain sound-powered telephone systems and Approval No. 161.005/18/1 was therefore terminated effective February 7, 1968; Approval No. 161.005/35/0 expired and was terminated effective April 1, 1968.

#### VALVES, SAFETY (POWER BOILERS)

The Ashton Valve Co., 43 Kendrick Street, Wrentham, Mass. 02093, Approval Nos. 162.001/2/1, 162.001/41/1, 162.001/54/1, 162.001/43/1, and 162.001/67/1 expired and were terminated effective March 18, 1968.

The Crosby Valve & Gage Co., Wrentham, Mass., Approval Nos. 162.001/5/1 and 162.001/8/1 expired and were terminated effective October 11, 1967.

The Foster Engineering Division, General Controls Co., Warwick Industrial Park, Warwick, R.I., Approval No. 162.001/53/1 expired and was terminated effective December 6, 1967.

The Manning, Maxwell & Moore, Inc., Stratford, Conn., no longer manufactures certain safety valves and Approval Nos. 162.001/56/1 and 162.001/60/1 were therefore terminated effective September 13, 1967.

#### VALVES, SAFETY (STEAM HEATING BOILERS)

The Ashton Valve Co., Wrentham, Mass. 02093, Approval No. 162.012/18/0 expired and was terminated effective February 18, 1968.

The Crosby Valve & Gage Co., Wrentham, Mass. 02093, Approval Nos. 162.012/15/0, 162.012/16/0, and 162.012/17/0 expired and were terminated effective February 18, 1968.

#### VALVES, SAFETY RELIEF, LIQUEFIED COMPRESSED GAS

The American Car & Foundry Division, ACF Industries, Inc., 750 Third Avenue, New York 17, N.Y., Approval No. 162.018/41/1 expired and was terminated effective May 29, 1967.

#### APPLIANCES, LIQUEFIED PETROLEUM GAS CONSUMING

The Bastian-Morley Co., Inc., La Porte, Ind., no longer manufactures certain liquefied petroleum gas consuming appliances and Approval Nos. 162.020/132/0, 162.020/133/0, 162.020/154/0, and 162.020/155/0 were therefore terminated, effective July 23, 1968.

#### INDICATORS, BOILER WATER LEVEL, SECONDARY TYPE

The Clark-Reliance Corp., 15901 Industrial Parkway, Cleveland, Ohio

44135, Approval Nos. 162.025/45/1-48/1, 162.025/49/1-52/1, 162.025/53/1-56/1 and 162.025/96/0 were terminated effective July 18, 1968.

The Reliance Gauge Column Co., 5902 Carnegie Avenue, Cleveland 3, Ohio, Approval Nos. 162.025/83/0-86/0 and 162.025/87/0-89/0 expired and were terminated effective January 22, 1968.

The Yarnall-Waring Co., Chestnut Hill, Philadelphia 18, Pa., Approval Nos. 162.025/6/2, 162.025/30/2, 162.025/31/2, and 162.025/32/2 expired and were terminated effective March 25, 1968.

#### FIRE EXTINGUISHERS, SEMI-PORTABLE, DRY CHEMICAL TYPE

The Fire Control Engineering Co., 6000 Camp Bowie Boulevard, Fort Worth 16, Tex., because of change in regulation Approval No. 162.032/8/1 was terminated effective December 5, 1968.

#### FIRE EXTINGUISHING SYSTEMS, CARBON DIOXIDE TYPE

The Randolph Laboratories, Inc., 1450 Frontage Road, Northbrook, Ill., because manufacturer is no longer in business, Approval No. 162.038/5/0 was terminated effective March 18, 1968.

#### DECK COVERINGS

The Hubbellite Corp., 141 Gulf Building, Pittsburgh, Pa. 15219, Approval No. 164.006/20/0 expired and was terminated effective July 31, 1967.

The Lasting Products Co., 200 Block South Franklinton Road, Baltimore, Md., Approval No. 164.006/31/0 expired and was terminated effective April 1, 1968.

The National Tile & Marble Corp., 361 Rockaway Avenue, Post Office Box 253, Valley Stream, N.Y., Approval No. 164.006/7/0 expired and was terminated effective August 22, 1967.

#### STRUCTURAL INSULATIONS

The Philip Carey Manufacturing Co., Lockland, Cincinnati, Ohio 45215, no longer manufactures certain structural insulation and Approval No. 164.007/10/0 was therefore terminated, effective July 18, 1967.

#### BULKHEAD PANELS

The Arnot-Jamestown Division, Aetna Steel Products Corp., 730 Fifth Avenue, New York 19, N.Y., Approval Nos. 164.008/3/0 and 164.008/2/0 expired and were terminated effective July 31, 1967.

#### INCOMBUSTIBLE MATERIALS

The Philip Carey Manufacturing Co., Lockland, Cincinnati, Ohio 45215, no longer manufactures certain incombustible material and Approval No. 164.009/1/0 was therefore terminated effective July 18, 1967.

The Owens-Corning Fiberglas Corp., Toledo, Ohio, Approval Nos. 164.009/44/0 and 164.009/53/0 expired and were terminated effective August 3, 1967, and October 30, 1968.

The United States Gypsum Co., 300 West Adams Street, Chicago 4, Ill., Approval Nos. 164.009/9/0 and 164.009/54/0

expired and were terminated effective July 31, 1967 and September 27, 1968.

Dated: April 15, 1969.

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

[F.R. Doc. 69-4702; Filed, Apr. 18, 1969;  
8:51 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 19956]

### TRANSPORTES AEREOS NACIONALES, S.A.

#### Notice of Postponement of Prehearing Conference

Notice is hereby given that the prehearing conference in the above-entitled matter now assigned to be held on April 22, 1969, is hereby postponed to April 23, 1969, at 10 a.m., e.s.t., in Room 805, Universal Building, 1825 Connecticut Avenue N.W., Washington, D.C., before the undersigned examiner.

Dated at Washington, D.C., April 15, 1969.

[SEAL] EDWARD T. STODOLA,  
Hearing Examiner.

[F.R. Doc. 69-4697; Filed, Apr. 18, 1969;  
8:50 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 18333, etc.]

### COMMUNICATIONS TECHNICAL SALES, INC., ET AL.

#### Designation Memorandum Opinion and Order; Correction

In re applications of Communications Technical Sales, Inc., for consent to assignment of license of Station KIY585 in the Domestic Public Land Mobile Radio Service at Columbia, S.C., to L. Marion Evans, doing business as Telephone Answering Service, Docket No. 18333, File No. 558-C2-AL-67; for renewal of licenses of Stations KIY585 and KIY589 in the Domestic Public Land Mobile Radio Service at Columbia and Sumter, S.C., Docket No. 18334, File No. 7546-C2-R-66, File No. 51-C2-R-66; for modification of license of Station KIY585 in the Domestic Public Land Mobile Radio Service at Columbia, S.C., Docket No. 18335, File No. 388-C2-ML-66; for consent to assignment of license of Station KIY589 in the Domestic Public Land Mobile Radio Service at Sumter, S.C. to Abraham Thomy, doing business as A-ble Answering Service, Docket No. 18336, File No. 5290-C2-AL-66; for a construction permit to modify the facilities of Station KIY589 in the Domestic Public Land Mobile Radio Service at Sumter, S.C., Docket No. 18510, File No. 2813-C2-P-69; L. Marion Evans, doing busi-

ness as Telephone Answering Service, for renewal of license of Station KIY760 in the Domestic Public Land Mobile Radio Service at Columbia, S.C., Docket No. 18337, File No. 2888-C2-R-66; May G. Evans, doing business as Evans Telephone Answering Service, for a construction permit to establish new radio facilities in the Domestic Public Land Mobile Radio Service at Columbia, S.C., Docket No. 18511, File No. 4423-C2-P-69; Abraham Thomy, doing business as A-ble Answering Service, for a construction permit to establish new radio facilities in the Domestic Public Land Mobile Radio Service at Sumter, S.C., Docket No. 18512, File No. 3519-C2-P-69; for renewal of license of Station KFL907 in the Domestic Public Land Mobile Radio Service at Florence, S.C., Docket No. 18513, File No. 5119-C2-R-69.

The Commission's Memorandum Opinion and Order (34 F.R. 6496) in the above-entitled proceeding (FCC 69-317) adopted April 2, 1969, and released April 3, 1969, is corrected as follows:

In the Third from final paragraph of the order (Paragraph No. 7), correct the last part of said paragraph to read that the petition "against the application by Thomy is hereby dismissed".

Released: April 15, 1969.

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

[F.R. Doc. 69-4701; Filed, Apr. 18, 1969;  
8:51 a.m.]

## FEDERAL POWER COMMISSION

[Project No. 2146]

### ALABAMA POWER CO.

#### Notice of Application for Amendment of License for Constructed Project

APRIL 15, 1969.

Public notice is hereby given that application for amendment of license has been filed under the Federal Power Act (16 U.S.C. 791a-825r) by Alabama Power Co. (correspondence to: Walter Bouldin, President, Alabama Power Co., 600 North 18th Street, Birmingham, Ala. 35203) for constructed Project No. 2146, located on the Coosa River in Cherokee County, Ala.

The application seeks authorization to remove from the Weiss Development of the project approximately 3 acres of project land which (along with 137 acres of nonproject lands) would be deeded to Georgia Power Co. for use in the latter's construction thereon of facilities for an ash disposal area in connection with Georgia Power Co.'s Hammond steam-electric generating plant. The 3 acres of project land lie below the normal level of Lake Weiss, which is at elevation 564 feet m.s.l., and are located in the vicinity of miles 269 and 270 on the Coosa River. An earthfill dike to elevation 600 feet m.s.l. would be constructed within the perimeter of the 140-acre tract.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 28, 1969, file with the Federal Power Commission, 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. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-4630; Filed, Apr. 18, 1969;  
8:45 a.m.]

[Docket No. CP69-258]

**CITIES SERVICE GAS CO.**  
**Notice of Application**

APRIL 11, 1969.

Take notice that on April 4, 1969, Cities Service Gas Co. (Applicant), Post Office Box 25128, Oklahoma City, Okla. 73125, filed in Docket No. CP69-258 an application pursuant to section 7 (b) and (c) of the Natural Gas Act for permission and approval to abandon certain facilities and for a certificate of public convenience and necessity authorizing the construction and operation of certain other facilities all of which are or will be used in the transportation of natural gas in interstate commerce, as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks authorization to perform the following:

- (1) To replace approximately 4.6 miles of 4-inch pipe with 6-inch pipe on the Smith Center Line, Jewel County, Kans.;
- (2) To replace approximately 4.6 miles of 4-inch pipe with 6-inch pipe on the Osborne Line, Mitchell County, Kans.;
- (3) To construct approximately 4.5 miles of 12-inch loop on the existing 8-inch Superior System, Lincoln County, Kans.;
- (4) To construct approximately 3.8 miles of 6-inch loop on the existing 4-inch Mulvane Line, Sedgwick County, Kans.;
- (5) To replace approximately 9.2 miles of 16-inch pipe with 20-inch pipe on the Dilworth-Haysville Line, Sumner and Sedgwick Counties, Kans.;
- (6) To construct and operate 9,300 horsepower at the Humboldt Compressor Station, Allen County, Kans.;
- (7) To construct and operate approximately 7.4 miles of 6-inch loop line to the existing 4-inch Holton Line in Brown and Jackson Counties, Kans.;
- (8) To install an additional 660 horsepower at Atchison Compressor Station, Atchison County, Kans.;

(9) To replace approximately 0.7 mile of 8-inch pipe with 12-inch pipe on the intake line of the Atchison Compressor Station, Atchison County, Kans.;

(10) To construct approximately 5.9 miles of 16-inch loop on the existing 12-inch St. Joseph Pipeline System in Leavenworth County, Kans., and Platte County, Mo.; and

(11) To construct approximately 4.8 miles of 12-inch loop to the 8-inch Carrollton System in Lafayette County, Mo.

The total estimated cost of the proposed facilities is \$3,854,700, which will be financed from treasury cash.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 9, 1969, file with the Federal Power Commission, 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) and the regulations under the Natural Gas Act (18 CFR 157.10). 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 this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-4631; Filed, Apr. 18, 1969;  
8:45 a.m.]

[Docket No. RP69-19 etc.]

**CONSOLIDATED GAS SUPPLY CORP.**  
**Order Consolidating Proceedings and Permitting Intervention**

FEBRUARY 28, 1969.

Consolidated Gas Supply Corp., Dockets Nos. RP69-19; CP67-307; G-1972.

On December 31, 1968, Consolidated Gas Supply Corp. (Consolidated) tendered for filing in Docket No. RP69-19 proposed changes in its FPC Gas Tariff,

Original Volumes Nos. 1 and 2 to become effective on February 15, 1969. Notice of the proposed changes in rates was issued January 6, 1969, and published in the FEDERAL REGISTER on January 14, 1969, 34 F.R. 529. By order issued February 11, 1969, the Commission suspended the proposed revised tariff sheets until July 15, 1969, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act, and scheduled a public hearing to be held thereon commencing March 10, 1969.<sup>1</sup>

On March 11, 1968, in Consolidated Gas Supply Corp., Docket No. CP67-307, 39 FPC 248, the Commission issued to Consolidated a certificate of public convenience and necessity authorizing, inter alia, the construction and operation of the facilities required to transport from Lebanon, Ohio, to Beaver, Pa., 200,000 Mcf of gas per day to be purchased by Consolidated from Texas Gas Transmission Corp. Paragraph G(3) of the order provides that (39 FPC at 254):

(3) The certificate granted to Consolidated herein is without prejudice to the final outcome of a further proceeding, to be scheduled by subsequent order, regarding the issue of whether this and subsequent certificates granted to Consolidated should be conditioned to impose volumetric limitations on the maximum quantities of gas which Consolidated may sell to its interstate wholesale customers on a firm basis.

On August 20, 1968, Consolidated filed a petition in Docket No. G-1972 asking that the Commission's order issued July 10, 1963, in New York State Natural Gas Corp., 12 FPC 1073, as amended 13 FPC 1361, be further amended to remove the volumetric limitations placed on the volumes of gas which Consolidated's predecessor (New York State Natural) could deliver to New York State Electric & Gas Corp. Consolidated claims that it inadvertently overlooked this volumetric limitation when New York Electric and it entered into a new service agreement which superseded all prior existing agreements without fixing any restrictions upon the maximum volumes of gas which can be sold and delivered by Consolidated to New York Electric.

Paragraph (A) of the Commission's order issued February 11, 1969, in Docket No. RP69-19 indicated that the hearing therein provided for would concern " \* \* \* the lawfulness of the rates, charges, classifications and services contained in Consolidated's FPC Gas Tariff, as proposed to be amended." Since a determination as to whether volumetric limitations should be imposed in orders issuing certificates to Consolidated will require a review of the general terms and conditions contained in Consolidated's Tariff, rate schedules, and service agreements, it is appropriate that the issue of volumetric limitations raised

<sup>1</sup> Mar. 10, 1969 occurs on a Monday. Since the Commission normally avoids scheduling hearings to commence on Mondays in order to eliminate weekend traveling inconvenience, this order will change the date for commencement of the hearing from Mar. 10, to Mar. 11, 1969.

in Dockets Nos. CP67-307 and G-1972 be combined with Consolidated's rate proposals in Docket No. RP69-19 for hearing and decision.

As hereinafter indicated, most of Consolidated's nonaffiliated customers have already filed petitions to intervene in any proceedings to be held with respect to the rate filing in Docket No. RP69-19. Additional parties may wish to file petitions to intervene in these proceedings as a result of the consolidation of questions pertaining to volumetric limitations. Petitions to intervene should be filed on or before March 10, 1969, and all petitioners will be permitted to participate at the hearing to commence on March 11, 1969, pending final action by the Commission on their petitions seeking leave to intervene.

Petitions seeking leave to intervene in the proceeding in Docket No. RP69-19 were timely filed as indicated in the following tabulation:

Names of petitioners	Dates of filing
Akron, Ohio, city of.....	Jan. 31, 1969
Corning Natural Gas Corp....	Jan. 21, 1969
Iroquois Gas Corp.....	Jan. 29, 1969
General Services Administration	Do.
Pennsylvania Gas Co.....	Jan. 31, 1969
Producers Gas Co.....	Jan. 27, 1969
New York State Electric & Gas Corp.....	Jan. 29, 1969
Niagara Mohawk Power Corp....	Do.
North Penn Gas Co.....	Jan. 15, 1969
Rochester Gas & Electric Corp.....	Jan. 29, 1969
Southern Tier Gas Corp.....	Jan. 21, 1969
Transcontinental Gas Pipe Line Corp.....	Jan. 31, 1969
United Natural Gas Co.....	Do.

All of the petitioners allege that they purchase natural gas or storage services from Consolidated and that their rates will be adversely affected if Consolidated's proposed rate changes are approved by the Commission.

The Public Service Commissions of the States of New York and West Virginia filed notices of intervention on January 22, 1969, and January 31, 1969, respectively.

The Commission finds:

(1) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the issues raised with respect to volumetric limitations in Dockets Nos. CP67-307 and G-1972 be consolidated with the rate proposals in Docket No. RP69-19 for hearing and decision.

(2) It is desirable to allow the companies, municipality, and agency which have filed petitions to intervene to become interveners in these proceedings in order that they may establish the facts and law from which the nature and validity of their alleged rights and interests may be determined and show what further action may be appropriate under the circumstances in the administration of the Natural Gas Act.

The Commission orders:

(A) The date for commencement of the hearing in these proceedings is changed from March 10, 1969, to March 11, 1969.

(B) Questions with respect to imposition of volumetric limitations in certifi-

icates heretofore issued in Dockets Nos. CP67-307 and G-1972, or hereafter to be issued, are consolidated with the rate proposals in Docket No. RP69-19 for hearing and decision.

(C) At the hearing to be held on March 11, 1969, the Examiner shall determine when direct and rebuttal evidence concerning the issue of volumetric limitations shall be presented.

(D) The above-named petitioners are hereby permitted to become interveners in these proceedings subject to the rules and regulations of the Commission: *Provided, however,* That the participation of such interveners shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene: *And provided further,* That the admission of such interveners shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in these proceedings.

(E) Parties permitted to intervene by paragraph (D) above shall be entitled to participate fully in matters pertaining to volumetric limitations without the necessity of their having to file additional petitions to intervene.

(F) Additional protests or petitions to intervene may be filed on or before March 10, 1969, with the Federal Power Commission, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10).

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

By the Commission.

[SEAL] GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-4632; Filed, Apr. 18, 1969; 8:45 a.m.]

[Docket No. CP69-257]

## EAST TENNESSEE NATURAL GAS CO.

### Notice of Application

APRIL 11, 1969.

Take notice that on April 4, 1969, East Tennessee Natural Gas Co. (Applicant), Post Office Box 10245, Knoxville, Tenn. 37919, filed in Docket No. CP69-257 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain facilities for the transportation and sale of natural gas in interstate commerce, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant seeks authorization to serve additional requirements to certain of its existing jurisdictional customers commencing with the 1969-70 winter heating season. In order to render such service, Applicant proposes to construct and operate an additional 1,000 horsepower compressor unit at its existing Greenbrier Compressor Station, a new 1,000 horsepower compressor unit at the new Lewis-

burg Compressor Station, and a 2-inch side valve assembly sales meter station at MLV 3208. The proposed facilities will provide Applicant with a design capacity of 303,310 Mcf of natural gas per day.

Applicant also proposes to increase its deliveries to its resale customers by a total of 9,194 Mcf per day starting with the 1969-70 winter heating season.

The total estimated cost of the proposed facilities is \$930,540, which will be financed initially from general funds.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 9, 1969, file with the Federal Power Commission, 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) and the Regulations under the Natural Gas Act (18 CFR 157.10). 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 this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-4633; Filed, Apr. 18, 1969; 8:45 a.m.]

[Docket No. RI69-689 etc.]

## MIDHURST OIL CORP. ET AL.

### Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund<sup>1</sup>

APRIL 14, 1969.

Midhurst Oil Corp. and other respondent listed herein, Docket No. RI69-689 etc.

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

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

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

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

The Commission orders:

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

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however*, That the supplements to the rate schedules filed by Respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order Respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless Respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and

undertakings shall be deemed to have been accepted.<sup>2</sup>

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

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before May 28, 1969.

By the Commission.

[SEAL] GORDON M. GRANT,  
Secretary.

<sup>2</sup> If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.

## APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
R160-689..	Midhurst Oil Corp, 1030 Bank of the Southwest Bldg., Houston, Tex. 77002.	* 25	3	Cities Service Gas Co. (Waynoka West Pool, Wood County, Okla. (Oklahoma "Other" Area) and Woodward County, Okla.) (Panhandle Area).	\$2,160	3-17-69	* 4-17-69	* 4-18-69	* 13.0	** 14.0	
R160-690..	Union Oil Co. of California, Union Oil Center, Los Angeles, Calif. 90017.	* 79	2	Kansas-Nebraska Natural Gas Co., Inc. (Camrick Area, Beaver County, Okla.) (Panhandle Area).	500	3-24-69	* 5-1-69	* 5-2-69	* 15.0	** 16.0	

\* Basic contract dated after Sept. 28, 1960, the date of issuance of general policy statement No. 61-1 and proposed rate does not exceed area initial service ceiling of 15 cents per Mcf for the Oklahoma "Other" Area or 17 cents per Mcf for the Oklahoma, Panhandle Area.

<sup>1</sup> The stated effective date is the first day after expiration of the statutory notice.

<sup>2</sup> The suspension period is limited to 1 day.

<sup>3</sup> Periodic rate increase.

<sup>1</sup> Pressure base is 14.65 p.s.i.a.

<sup>2</sup> Subject to a downward B.T.U. adjustment.

\* Basic contract dated after Sept. 28, 1960, the date of issuance of Commission's statement of general policy No. 61-1 and the proposed price does exceed area initial service ceiling of 17 cents per Mcf.

<sup>2</sup> The stated effective date is the effective date requested by Respondent.

[Project No. 935]

## PACIFIC POWER &amp; LIGHT CO.

## Notice of Application for Amendment of Plans for Constructed Project

APRIL 15, 1969.

Public notice is hereby given that application for amendment of plans has been filed pursuant to the regulations under the Federal Power Act (16 U.S.C. 791a-825r) by Pacific Power & Light Co. (correspondence to: E. Robert de Luccia, Senior Vice President, Public Service Building, Portland, Oreg. 97204) for constructed Project No. 935, known as the Merwin (Ariel) Project, located on the Lewis River in Clark and Cowlitz Counties, Wash., in the vicinity of Ariel and Woodland in Cowlitz County, and Ridgefield and Van Couver in Clark County.

The application includes revised Exhibits K and L drawings showing the following project structural changes made over a period of years after construction of the dam: (1) During 1934-37, 5-foot flashcards were added to top of spillway gates which raised the maximum operating level of the reservoir within the project boundary from elevation 235 feet to 239.6 feet; and (2) during 1948-49 the height of the parapet and cutoff walls on the nonoverflow gravity section adjacent to the spillway was raised from 240 feet to 242 feet, and during the same period a cutoff wall was extended into the right abutment, and a concrete diversion wall was constructed adjacent to the spillway training wall.

Any person desiring to be heard or to make any protest with reference to said application should on or before

Midhurst Oil Corp. (Midhurst) requests that its proposed rate increase be permitted to become effective as of March 17, 1969. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Midhurst's rate filing and such request is denied.

The contracts related to the rate filings proposed by Midhurst and Union Oil Company of California (Union Oil) were executed subsequent to September 28, 1960, the date of issuance of the Commission's statement of general policy No. 61-1, as amended, and the proposed increased rates are above the applicable ceilings for increased rates but below the initial service ceilings for the areas involved. We believe, in this situation, Midhurst and Union Oil's proposed rate filings should be suspended for 1 day from April 17, 1969 (Midhurst), the expiration date of the statutory notice, and May 1, 1969 (Union Oil), the proposed effective date.

[F.R. Doc. 69-4634; Filed, Apr. 18, 1969; 8:45 a.m.]

May 29, 1969, file with the Federal Power Commission, 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. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-4635; Filed, Apr. 18, 1969;  
8:46 a.m.]

[Docket No. CS69-37, etc.]

### A. WALTER SOCOLOW ET AL.

#### Notice of Applications for "Small Producer" Certificates<sup>1</sup>

APRIL 14, 1969.

A. Walter Socolow, agent for Betty Guttag et al., and other applicants listed herein, Dockets Nos. CS69-37 etc.

Take notice that each of the Applicants listed herein has filed an application pursuant to section 7(c) of the Natural Gas Act and § 157.40 of the regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce from the Permian Basin area of Texas and New Mexico, all as more fully set forth in the applications 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 9, 1969, file with the Federal Power Commission, 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

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

herein, if the Commission on its own review of the matter believes that a grant of the certificates 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.

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.	Date filed	Name of applicant
CS69-37....	3-14-69	A. Walter Socolow, Agent for Betty Guttag et al., 580 Fifth Avenue, New York, N.Y. 10036.
CS69-38....	3-20-69	Richard B. Hamm, Box 6241, Midland, Tex. 79701.
CS69-39....	3-25-69	MKA Oil Properties, c/o Michael L. Klein, General Partner, 129 Petroleum Life Bldg., Midland, Tex. 79701.
CS69-40....	3-26-69	Damson Exploration Corp., 266 Madison Avenue, New York, N.Y. 10017.
CS69-41....	3-26-69	RPL Oil Co., Inc., Post Office Box 5496, Midland, Tex. 79701.
CS69-42....	3-26-69	Fowler & McDaniel, 117 Midland Tower Bldg., Midland, Tex. 79701.
CS69-43....	3-27-69	Aycock & Hillin (Operator) et al., 1216 Vaughn Building, Midland, Tex. 79701.

<sup>1</sup> Application erroneously assigned Docket No. CI69-891. Docket No. CI69-891 is canceled and same application reassigned Docket No. CS69-38.

[F.R. Doc. 69-4636; Filed, Apr. 18, 1969;  
8:46 a.m.]

[Dockets Nos. G-1922, CP69-256]

### TENNESSEE GAS PIPELINE CO.

#### Notice of Application and Petition To Amend

APRIL 15, 1969.

Take notice that on April 4, 1969, Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Applicant), Post Office Box 2511, Houston, Tex. 77001, filed in Docket No. CP69-256 an application pursuant to section 3 of the Natural Gas Act for authorization to import natural gas from Canada to the United States. Concurrently with the aforementioned filing, Applicant filed in Docket No. G-1922 a petition to amend further the Presidential Permit, as amended, issued therein whereby Applicant would be authorized to use facilities located at the international boundary between the United States and Canada for the importation of the aforementioned natural gas. Both proposals are more fully set forth in the application and petition to amend which are on file with the Commission and open to public inspection.

Specifically, Applicant seeks authorization to import 25 million Mcf of natural gas during the period beginning November 1, 1969, and ending November 1, 1970. The gas is to be delivered by TransCanada Pipelines, Ltd., at the existing interconnection of the pipeline facilities of Applicant and TransCanada

on the international boundary near Niagara Falls, N.Y.

Applicant will pay a sum of 37.25 cents per Mcf at 14.73 p.s.i.a. for the gas.

Applicant also filed a request in Docket No. G-1922 for an amendment to the Presidential Permit issued therein authorizing the use of the aforementioned existing facilities at the international boundary near Niagara Falls, N.Y., for the importation of the gas sought in Docket No. CP69-256.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 12, 1969, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest 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.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-4637; Filed, Apr. 18, 1969;  
8:46 a.m.]

[Docket No. RI69-561, etc.]

### TEXACO, INC., ET AL.

#### Order Amending Order Providing for Hearings on and Suspension of Proposed Changes in Rates To Permit Substitute Rate Filings

APRIL 14, 1969.

Texaco Inc., Dockets Nos. RI69-561 and RI69-507; Texaco Inc. (Operator) et al., Docket No. RI69-485.

On February 3, 1969, January 6, 1969, and December 26, 1968, Texaco Inc., and Texaco Inc. (Operator) et al. (both referred to herein as Texaco), previously filed for rate increases which did not include the 1-cent minimum guarantee for liquids provided by the contracts. The previously proposed rate increases were suspended in Dockets Nos. RI69-561 (Rate Schedule No. 26), RI69-507 (Rate Schedule No. 197), and RI69-485 (Rate Schedule No. 290), until August 6, 1969, July 6, 1969, and June 26, 1969, respectively.

On March 14, 1969, Texaco submitted three revised notices of change in rates, designated as Supplement No. 1 to Supplement Nos. 16, 8, and 11 to Texaco's FPC Gas Rate Schedule Nos. 26, 197, and 290, respectively, amending the supplements to the aforementioned rate schedules to provide for rate increases to 15.2693 cents, 15.006 cents, and 15.2693 cents per Mcf instead of the 14.2693 cents, 14.00595 cents, and 14.2693 cents rates previously filed. Texaco did not include as part of its previously filed rates the 1 cent per Mcf minimum guarantee for liquids contained in the

contracts. Texaco was advised that if it wanted to collect under the minimum guarantee provision it could do so provided it filed a notice of change in rate. Such notification is consistent with the Commission's order issued December 7, 1967, in Docket No. RI64-491 et al., Union Texas Petroleum, a Division of Allied Chemical Corporation (Operator) et al. The proposed substitute rate filings are set forth in Appendix A hereof.

Texaco's proposed 15.2693 cents, 15.006 cents, and 15.2693 cents per Mcf rates exceed the area ceiling for increased rates in the San Juan Basin Area and Colorado as announced in the Commission's statement of general policy No. 61-1, as amended, as did the previously suspended rates in said dockets. Consistent with prior Commission action on similar rate filings, we conclude that it would be in the public interest to accept

Texaco's revised notices of change in rates subject to the suspension proceedings in Dockets Nos. RI69-561, RI69-507, and RI69-485, with the suspension periods of such substitute rate filings to terminate concurrently with the suspension periods August 6, 1969 (Docket No. RI69-561), July 6, 1969 (Docket No. RI69-507), and June 26, 1969 (Docket No. RI69-485) of the original rate filings in said dockets.

The Commission orders:

(A) The suspension orders issued February 3, 1969, January 6, 1969, and December 26, 1968, in Dockets Nos. RI69-561, RI69-507, and RI69-485, respectively, are amended only so far as to permit the 15.2693 cents, 15.006 cents, and 15.2693 cents per Mcf rates provided in Supplement No. 1 to Supplement Nos. 16, 8, and 11 to Texaco's FPC Gas Rate Schedule Nos. 26, 197, and 290,

respectively, to supersede Supplement Nos. 16, 8, and 11 to Texaco's aforementioned rate schedules, subject to the suspension proceedings in Dockets Nos. RI69-561, RI69-507, and RI69-485. The suspension periods for such substitute rate filings shall terminate concurrently with the suspension periods Aug. 6, 1969, Docket No. RI69-561; July 6, 1969, Docket No. RI69-507; and June 26, 1969, Docket No. RI69-485, presently in effect in said dockets.

(B) In all other respects, the orders issued by the Commission on February 3, 1969, January 6, 1969, and December 26, 1968, in Dockets Nos. RI69-561, RI69-507, and RI69-485, shall remain unchanged and in full force and effect.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in dockets Nos.
									Rate in effect	Proposed increased rate	
RI69-561	Texaco, Inc., Post Office Box 2100, Denver, Colo. 80201, Attention: Mr. N. G. Kittrell	26	* 1 to 16	El Paso Natural Gas Co. (Blanco Mesa Verde Field, San Juan County, N. Mex.) (San Juan Basin Area).	\$10,192	3-14-69	14-14-69	18-6-69	** 14.2501	*** 15.2693	RI68-16.
RI69-507	do	197	* 1 to 8	El Paso Natural Gas Co. (Ignacio Blanco Field, La Plata County, Colo.).	2,502	3-14-69	14-14-69	17-6-69	* 14.005	*** 15.006	RI68-16.
RI69-485	Texaco, Inc. (Operator) et al.	290	** 1 to 11	El Paso Natural Gas Co. (Basin Dakota Field, San Juan County, N. Mex.) (San Juan Basin Area).	6,880	3-14-69	14-14-69	** 6-26-69	** 14.2501	*** 15.2693	RI68-161.

<sup>1</sup> The stated effective date is the first day after expiration of the statutory notice.

<sup>2</sup> Revises notice of change filed Feb. 3, 1969, suspended in Docket No. RI69-561 to include 1 cent per Mcf minimum guarantee for liquids.

<sup>3</sup> The end of the suspension period for the previously filed 14.2693 cents per Mcf rate in Docket No. RI69-561.

<sup>4</sup> Periodic rate increase.

<sup>5</sup> Pressure base is 15.025 p.s.i.a.

<sup>6</sup> Includes 1 cent per Mcf minimum guarantee for liquids.

<sup>7</sup> Includes partial reimbursement for the full 2.55 percent New Mexico Emergency School Tax plus 0.015 cent conservation tax.

<sup>8</sup> Revises notice of change filed Jan. 6, 1969, suspended in Docket No. RI69-507 to include 1 cent per Mcf minimum guarantee for liquids.

<sup>9</sup> The end of the suspension period for the previously filed 14.00595 cents per Mcf rate in Docket No. RI69-507.

<sup>10</sup> Revises notice of change filed Dec. 26, 1968, suspended in Docket No. RI69-485 to include 1 cent per Mcf minimum guarantee for liquids.

<sup>11</sup> Not applicable to acreage added by Supplement No. 7.

<sup>12</sup> The end of the suspension period for the previously filed 14.2501 cents per Mcf rate in Docket No. RI69-485.

[F.R. Doc. 69-4638; Filed, Apr. 18, 1969; 8:46 a.m.]

[Docket No. CP69-259]

UNITED NATURAL GAS CO.

Notice of Application

APRIL 14, 1969.

Take notice that United Natural Gas Co. (Applicant), 308 Seneca Street, Oil City, Pa. 16301, filed an application pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas transmission facilities, and for an order permitting and approving the abandonment of certain facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to construct and operate the following facilities:

1. Approximately 9.5 miles of 12-inch pipeline in the Sharon area of Mercer County, Pa., to provide an additional delivery point into Applicant's system from Tennessee Gas Pipeline Co.'s pipeline.

2. Approximately 6.3 miles of 24-inch pipeline in Hebron and Allegany Town-

ships, Potter County, Pa., to replace existing sections of 8-inch and 12-inch pipe leading from the Ellisburg Storage Pool.

Applicant also proposes to abandon in place the 8-inch and 12-inch line replaced by the 6.3 miles of 24-inch pipe.

Applicant estimates the cost of these facilities at \$1,797,202, which it proposes to raise from funds on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 12, 1969, file with the Federal Power Commission, 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) and the regulations under the Natural Gas Act (18 CFR 157.10). 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 this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-4639; Filed, Apr. 18, 1969; 8:46 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 1-2250]

### COMSTOCK-KEYSTONE MINING CO.

#### Order Suspending Trading

APRIL 15, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock and all other securities of Comstock-Keystone Mining Co., now known as Memory Magnetics International, Inc., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

*It is ordered*, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 16, 1969, through April 25, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.[P.R. Doc. 69-4669; Filed, Apr. 18, 1969;  
8:48 a.m.]

### DUMONT CORP.

#### Order Suspending Trading

APRIL 14, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the class A and class B common stock of Dumont Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

*It is ordered*, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 16, 1969, through April 19, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.[P.R. Doc. 69-4670; Filed, Apr. 18, 1969;  
8:48 a.m.]

### UNITED AUSTRALIAN OIL, INC.

#### Order Suspending Trading

APRIL 15, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of United Australian Oil, Inc., Dallas, Tex., and all other securities of United Australian Oil, Inc., being traded otherwise than on a national securities exchange is required in the

public interest and for the protection of investors:

*It is ordered*, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 16, 1969, through April 25, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.[P.R. Doc. 69-4671; Filed, Apr. 18, 1969;  
8:48 a.m.]

## SMALL BUSINESS ADMINISTRATION

[License No. 05/02-0205]

### MASTER CAPITAL CORP.

#### Notice of Surrender of License

Notice is hereby given that the Small Business Administration (SBA) accepted on April 4, 1969, the surrender of the license issued to Master Capital Corp., Coral Gables, Fla.

By notice published November 26, 1968, in the FEDERAL REGISTER, SBA invited comments regarding the pending request of Master Capital Corp. to surrender its license. SBA received no comments. Master Capital Corp. satisfied all conditions for license surrender. They are not indebted to SBA.

The corporation no longer is licensed to operate as a small business investment company.

Dated: April 10, 1969.

A. H. SINGER,  
Associate Administrator  
for Investment.[P.R. Doc. 69-4673; Filed, Apr. 18, 1969;  
8:49 a.m.]

## INTERSTATE COMMERCE COMMISSION

[S.O. 1002; Corrected Car Distribution  
Direction 38-A]

### CHICAGO, ROCK ISLAND AND PACIFIC RAILROAD CO. AND NORTHERN PACIFIC RAILWAY CO.

#### Car Distribution

Upon further consideration of Corrected Car Distribution Direction No. 38, and good cause appearing therefor:

*It is ordered*, That:

Corrected Car Distribution Direction No. 38 be, and it is hereby vacated.

*It is further ordered*, That this order shall become effective at 9 a.m., April 15, 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 15, 1969.

INTERSTATE COMMERCE  
COMMISSION,  
[SEAL] R. D. PFAHLER,  
Agent.[P.R. Doc. 69-4691; Filed, Apr. 18, 1969;  
8:50 a.m.]

[S.O. 1002; Car Distribution Direction 45]

### NORFOLK AND WESTERN RAILWAY CO. AND CHICAGO, ROCK IS- LAND AND PACIFIC RAILROAD CO.

#### Car Distribution

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 Norfolk and Western Railway Co. shall deliver to the Chicago, Rock Island and Pacific Railroad 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.

(b) 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.

(c) 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 16, 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 15, 1969.

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

[F.R. Doc. 69-4692; Filed, Apr. 18, 1969;  
8:50 a.m.]

[S.O. 1002; Car Distribution Direction 33-A]

## NORFOLK AND WESTERN RAILWAY CO. ET AL.

### Car Distribution

Norfolk and Western Railway Co., Chicago, Rock Island and Pacific Railroad Co., Minneapolis, Northfield and Southern Railway, Great Northern Railway Co.

Upon further consideration of Car Distribution Direction No. 33, and good cause appearing therefor:

It is ordered, That:

Car Distribution Direction No. 33 be, and it is hereby vacated.

It is further ordered, That this order shall become effective at 9 a.m., April 15, 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 15, 1969.

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

[F.R. Doc. 69-4693; Filed, Apr. 18, 1969;  
8:50 a.m.]

## FOURTH SECTION APPLICATION FOR RELIEF

APRIL 16, 1969.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

### LONG-AND-SHORT HAUL

FSA No. 41615—Tin mill black plate from points in Illinois Freight Association territory. Filed by Illinois Freight Association, agent (No. 342), for interested rail carriers. Rates on tin mill black plate, as described in the application, in carloads, from specified points in Illinois and Indiana, also Milwaukee, Wis., to specified points in Alabama and Florida, also to New Orleans and Baton Rouge, La., and Pascagoula, Miss.

Grounds for relief—Market Competition.

Tariff—Supplement 18 to Illinois Freight Association, agent, tariff ICC 1159.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 69-4694; Filed, Apr. 18, 1969;  
8:50 a.m.]

[Notice 816]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 15, 1969.

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

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

### MOTOR CARRIERS OF PROPERTY

No. MC 94350 (Sub-No. 221 TA), filed April 9, 1969. Applicant: TRANSIT HOMES, INC., Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: G. P. Apperson, Jr. (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Trailers designed to be drawn by passenger automobiles, in initial movements, from Aberdeen and Prairie, Miss., to points east of the Mississippi River, including Louisiana and Minnesota, but excluding Flint, Detroit, and Mount Clemens, Mich., for 180 days. Supporting shipper: Prairie Industries, Inc., Prairie, Miss. Send protests to: Arthur B. Abercrombie, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 60A Federal Building, 901 Sumter Street, Columbia, S.C. 29201.

No. MC 107496 (Sub-No. 723 TA), filed April 10, 1969. Applicant: RUAN TRANSPORT CORPORATION, Third and Keosauqua Way, Des Moines, Iowa 50309. Applicant's representative: H. L. Fabritz (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Dry fertilizer materials, in bulk, from Des Moines, Iowa, to points in Missouri, Kansas, Nebraska, South Da-

kota, Minnesota, Wisconsin, and Illinois, for 150 days. Supporting shipper: Texas Gulf Sulphur Co., 811 Rusk Avenue, Suite 1704, Houston, Tex. 77002. Send protests to: Ellis L. Annett, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 117765 (Sub-No. 78 TA), filed April 8, 1969. Applicant: HAHN TRUCK LINE, INC., 5315 Northwest Fifth Street, Post Office Box 75267, Oklahoma City, Okla. 73107. Applicant's representative: R. E. Hagan (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Fertilizer, fertilizer compounds, fertilizer ingredients, fertilizer materials, and urea, other than liquid, from Oklahoma City, Okla., to points in Arkansas, Kansas, and Texas; (2) urea from Oklahoma City, Okla., to points in Oklahoma (applicable on shipments having prior interstate movement by rail); (3) prepared animal and poultry feed, in bags and containers, from Oklahoma City, Okla., to points in Arkansas and Texas, for 180 days. Supporting shipper: American Cyanamid Co. (Agricultural Division), R. J. Van Nostrand, Traffic Manager, Post Office Box 400, Princeton, N.J. 08540. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old Post Office Building, 215 Northwest Third Street, Oklahoma City, Okla. 73102.

No. MC 118535 (Sub-No. 41 TA), filed April 1, 1969. Applicant: JIM TIONA, JR., 803 West Ohio Street, Butler, Mo. Applicant's representative: Warren H. Sapp, 450 Professional Building, Kansas City, Mo. 64106. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Dry fertilizer and fertilizer materials, from the plantsite of Arco Chemical Co., Division of Atlantic-Richfield Co. (formerly Sinclair Oil Corp.) at or near Fort Madison, Iowa, to points in Arkansas, Illinois (except points in the Chicago, Ill. commercial zone), Kansas, Kentucky, Michigan, Minnesota, Missouri (except points in the St. Louis, Mo., commercial zone), Nebraska, North Dakota, Ohio, South Dakota, Tennessee, and Wisconsin; restricted to traffic originating at the plantsite of Arco Chemical Co., Division of Atlantic-Richfield Co. (formerly Sinclair Oil Corp.) at or near Fort Madison, Iowa, and destined to points in the named destination States, for 180 days. Supporting shipper: Arco Chemical Co., Division of Atlantic-Richfield Co., 120 South Riverside Plaza, Chicago, Ill. 60606. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 119305 (Sub-No. 7 TA), filed April 10, 1969. Applicant: C. ROBERT NATTRESS & DONALD NATTRESS, doing business as B & D TRUCKING SERVICE, 33 West Garfield Avenue, Norwood, Pa. 19074. Applicant's representative: Ralph C. Busser, Jr., 1710 Locust Street, Philadelphia, Pa. 19103. Authority sought

to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Edible bakery products*, from Marysville, Pa., to Newark, N.J., for 180 days. Supporting shipper: Specialty Bakers, Inc., Marysville, Pa. 17053. Send protests to: Peter R. Guman, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Second and Chestnut Streets, Philadelphia, Pa. 19106.

No. MC 119934 (Sub-No. 155 TA), filed April 10, 1969. Applicant: ECOFF TRUCKING, INC., 625 East Broadway, Fortville, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Spent phosphoric acid*, from Cleveland, Ohio, to points in Illinois and Indiana, for 180 days. Supporting shipper: Mobil Chemical Co., 401 East Main Street, Richmond, Va. Send protests to: James W. Habermehl, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 802 Century Building, 36 South Pennsylvania Street, Indianapolis, Ind. 46204.

No. MC 121427 (Sub-No. 5 TA), filed April 8, 1969. Applicant: MISSISSIPPI FREIGHT LINES, INC., 210 Beatty Street, Post Office Box 8802, Jackson, Miss. 39202. Applicant's representative: Donald B. Morrison, 717 Deposit Guaranty Bank Building, Post Office Box 22628, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, livestock, commodities in bulk, commodities requiring special equipment, and those injurious of contaminating to other lading; (1) between Louisville, Miss., and Houston, Miss.; from Louisville over Mississippi Highway 15 to Houston, and return over the same route serving all intermediate points; (2) between Ackerman, Miss., and Eupora, Miss.; from Ackerman to Eupora, over Mississippi Highway 9, and return over the same route serving all intermediate points; (3) between Eupora, Miss., and Columbus, Miss.; from Eupora over U.S. Highway 82 to Columbus, and return over the same route, serving all intermediate points; (4) between Columbus, Miss., and Aberdeen, Miss., serving only the plant-site of Conoco Plastics at Aberdeen, Miss.; from Columbus, Miss., to Aberdeen, Miss., over U.S. Highway 45, and

return over the same route, serving no intermediate points for 180 days. Note: The above authority will be joined with applicant's present authority between Jackson, Forest, and Meridian, Miss., on the one hand, and various Mississippi points, including Louisville, Miss. Supporting shippers: There are approximately 40 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Alan C. Tarrant, District Supervisor, Interstate Commerce Commission, Room 212, 145 East Amite Building, Jackson, Miss. 39201.

No. MC 124078 (Sub-No. 378 TA), filed April 10, 1969. Applicant: SCHWERMAN TRUCKING CO., 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ammonium nitrate and anhydrous ammonia*, in bulk, from the plantsite of Central Nitrogen, Inc., located at or near Terre Haute (Vigo County), Ind., to points in Illinois, Indiana, Iowa, Michigan, Ohio, and Wisconsin, for 150 days. Supporting shipper: Central Nitrogen, Inc., Post Office Box 535, Terre Haute, Ind. 47808 (Frank J. Walsh, Director of Purchasing and Traffic). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 129282 (Sub-No. 4 TA), filed April 9, 1969. Applicant: FRED S. BERRY, doing business as BERRY TRANSPORTATION COMPANY, Post Office Box 1824, Longview, Tex. 75601. Applicant's representative: Fred S. Berry (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages; empty bottles, cans, cartons, kegs, or other containers and pallets*, between San Antonio, Tex., and points in Louisiana, and Texarkana, Ark., for 180 days. Note: Applicant does not intend to tack with existing authority. Supporting shipper: Lone Star Brewing Co., San Antonio, Tex. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 133035 (Sub-No. 8 TA), filed April 9, 1969. Applicant: DILTS TRUCKING, INC., Route 1, Crescent, Iowa 51526. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer materials*, in bulk, from Des Moines, Iowa, to points in Missouri, Kansas, Nebraska, South Dakota, Minnesota, Wisconsin, and Illinois, for 150 days. Supporting shipper: Texas Gulf Sulphur Co., 811 Rusk Avenue, Suite 1704, Houston, Tex. 77002. Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 133617 TA, filed April 9, 1969. Applicant: GLEN CREEK, doing business as CREEK TRUCKING COMPANY, Post Office Box 84, Woodburn, Ky. 42170. Applicant's representative: Louis J. Amato, Central Building, 1033 State Street, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, from Atlanta, Ga.; Belleville, Ill.; Cincinnati, Ohio; Detroit, Mich.; Milwaukee, Wis.; Peoria, Ill.; and St. Louis, Mo., to Bowling Green, Ky., and *empty containers* on return, for 180 days. Supporting shippers: John J. Kinnarney, Jr., John J. Kinnarney Distributing Co., 502 East First Street, Bowling Green, Ky. 42101; William D. Lowe, Lowe Distributing Co., Old Louisville Road, Bowling Green, Ky. 42101; John H. Greer, President, J & B Distributors, Inc., 602 Kentucky Street, Bowling Green, Ky. 42101; Richard Dunklau, Partner, M & D Distributing Co., 2816 Russellville Road, Bowling Green, Ky. 42101; H. J. Dunklau, H. J. Dunklau & Sons, 2818 Russellville Road, Bowling Green, Ky. 42101. Send protests to: Wayne L. Merlatt, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 426 Post Office Building, Louisville, Ky. 40202.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 69-4695; Filed, Apr. 18, 1969; 8:50 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—APRIL

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	Page	7 CFR—Continued	Page	14 CFR	Page
<b>PROCLAMATIONS:</b>		980	6326	39	6330
3908	6467	987	6471	6375, 6376, 6472, 6518, 6519, 6639,	
3909	6679	1073	6516	6640	
<b>EXECUTIVE ORDERS:</b>		1103	6516	71	5895, 5896
Sept. 7, 1917 (revoked in part by PLO 4604)	6585	1133	6182	6038, 6075-6079, 6173, 6280, 6331,	
Sept. 27, 1917 (revoked in part by PLO 4604)	6585	1430	6471	6376, 6473-6475, 6519, 6640, 6681- 6683	
June 8, 1926 (revoked in part by PLO 4604)	6585	1468	6328	73	5986, 6079, 6080
Mar. 14, 1927 (revoked by PLO 4600)	6584	1472	6327	75	6079
718 (revoked by PLO 4597)	6584	1601	6328	93	6475
1357 (revoked by PLO 4623)	6689	<b>PROPOSED RULES:</b>		97	6174, 6377, 6641
1568 (revoked in part by PLO 4625)	6690	28	6244	208	6081
2067 (revoked in part by PLO 4596)	6583	81	6283	214	6087
4872 (revoked by PLO 4620)	6689	362	6106, 6194	385	6091
5289 (revoked in part by PLO 4602)	6585	913	6693	1204	6393
5327 (see PLO 4615)	6658	932	6482	<b>PROPOSED RULES:</b>	
6276 (revoked in part by PLO 4610)	6687	980	6396	23	6195
6544 (revoked in part by PLO 4613)	6657	1005	6531	25	6443
6583:		1009	6531	29	6196
Revoked in part by PLO 4610	6697	1036	6531	39	6398, 6659
Revoked in part by PLO 4619	6688	1064	6482	61	6112, 6484
7415 (see PLO 4620)	6689	1079	6589	71	6001,
8598 (revoked in part by PLO 4617)	6688	1125	6697	6122, 6197, 6288, 6289, 6486-6489, 6540, 6697, 6698	
11248 (amended by EO 11463)	6029	1103	5998	73	6050
11368 (amended by EO 11464)	6233	1138	6001	75	6289, 6660
11462	5983	<b>8 CFR</b>		91	6196
11463	6029	214	6036	121	6112, 6196, 6198, 6333, 6443
11464	6233	238	6036	123	6443
11465	6415	316a	6036	127	6196, 6198
<b>5 CFR</b>		<b>9 CFR</b>		135	6195, 6198
213	5985, 6035, 6036, 6180, 6515, 6639	83	6573	225	6489
315	6639	<b>PROPOSED RULES:</b>		298	6256
550	5985, 6277	76	6047	<b>15 CFR</b>	
735	6515	317	6284, 6538	30	6183
<b>7 CFR</b>		<b>10 CFR</b>		372	6091
51	6180	2	6037	373	6092
52	6437	30	6652, 6653	379	6094
215	6515	31	6652	385	6095
220	6321	32	6652, 6653	<b>PROPOSED RULES:</b>	
319	6571	50	6037	1000	6246, 6254
718	6235, 6572	73	6277	<b>16 CFR</b>	
811	6469	115	6037	13	6039,
813	6321	150	6517	6040, 6097-6100, 6393, 6476-6478	
814	6031	<b>PROPOSED RULES:</b>		15	6519, 6654, 6655
849	6237	1	6002	<b>17 CFR</b>	
862	6651	2	6002, 6540, 6599	1	6478
905	6277	50	6002, 6540, 6599	231	6575
906	6075, 6651	115	6002	240	6101
907	6034, 6325, 6572	<b>12 CFR</b>		<b>PROPOSED RULES:</b>	
908	6035, 6325, 6326, 6470, 6572	201	6417	240	6700
910	6181, 6437, 6470, 6681	204	6329	<b>18 CFR</b>	
911	6438	224	6472	141	6520
912	6181, 6439, 6681	226	6417	<b>19 CFR</b>	
913	6182, 6439, 6681	329	6574	1	6375
944	6516	508	6575	8	6418
959	6439, 6573	563	6279	10	6520, 6655
966	6326	650	6329	16	5986, 6418
		654	6329	<b>21 CFR</b>	
		<b>PROPOSED RULES:</b>		2	6237
		217	6200	17	6479
		226	6295	120	6041, 6239, 6418, 6419, 6655
		329	6198	121	6043, 6239, 6240, 6419, 6684, 6685
		526	6199	138	6043
		545	6542		
		563	6543		
		569	6200		

21 CFR—Continued	Page	39 CFR—Continued	Page	43 CFR—Continued	Page
141	6420	832	6101	<b>PUBLIC LAND ORDERS—Continued</b>	
145	6044	<b>PROPOSED RULES:</b>		4603	6585
146	6237	132	5998	4604	6585
147	6241	<b>41 CFR</b>		4605	6586
148p	6420	5-1	6192	4606	6587
148v	6044	5-2	6192	4607	6587
149d	6420	5-3	6192	4608	6587
281	5987	5-53	5990	4609	6656
320	6685	9-1	6578	4610	6687
<b>PROPOSED RULES:</b>		9-2	6578	4611	6657
3	6441	9-3	6579	4612	6657
8	6396	9-6	6579	4613	6657
120	6442	9-7	6579	4614	6657
121	6194, 6284, 6442	9-8	6579	4615	6658
130	6443	9-14	6579	4616	6688
141	6443	9-18	6579	4617	6688
141c	6284	9-58	6582	4618	6688
146c	6284	12-3	6242	4619	6688
146d	6284	12-7	6243	4620	6689
146e	6284, 6443	12-15	6243	4621	6689
		12B-3	6687	4622	6689
<b>22 CFR</b>		50-201	6687	4623	6689
41	6479	101-19	6192	4624	6690
<b>24 CFR</b>		<b>42 CFR</b>		4625	6690
25	6421	81	6394, 6436	4626	6690
200	6183, 8575	<b>PROPOSED RULES:</b>		4627	6690
242	6183	73	6047	4628	6691
1906	6421	76	6122	4629	6691
<b>PROPOSED RULES:</b>		81	6539	4630	6691
1907	6245	<b>43 CFR</b>		4631	6691
<b>26 CFR</b>		<b>PUBLIC LAND ORDERS:</b>		4632	6692
601	6424	191 (revoked in part by PLO 4607)	6587	<b>45 CFR</b>	
<b>PROPOSED RULES:</b>		235 (revoked by PLO 4615)	6658	40	5990
41	6244, 6333	261 (revoked in part by PLO 4607)	6587	121	6281
<b>29 CFR</b>		881 (see PLO 4607)	6587	<b>46 CFR</b>	
1504	6150	1227 (revoked in part by PLO 4624)	6690	255	5991
<b>PROPOSED RULES:</b>		1273 (revoked in part by PLO 4607)	6587	309	5991
850	6396	1564 (revoked in part by PLO 4624)	6690	<b>PROPOSED RULES:</b>	
<b>31 CFR</b>		2198 (revoked in part by PLO 4593)	6583	527	6502
82	6393	2400 (amended by PLO 4621)	6689	528	6502
205	6521	2548 (revoked by PLO 4595)	6583	537	6502
<b>32 CFR</b>		2671 (revoked in part by PLO 4609)	6656	<b>47 CFR</b>	
198	5987	2712 (revoked in part by PLO 4624)	6690	0	6480, 6524
200	6375	2931 (revoked in part by PLO 4624)	6690	1	6480
536	6241	3707 (revoked in part by PLO 4605)	6586	17	6480
537	6433	4498 (revoked in part by PLO 4612)	6657	21	6525
<b>32A CFR</b>		4513 (revoked by PLO 4608)	6587	43	6526
<b>NSA (Ch. XVIII):</b>		4522 (see PLO 4615)	6658	73	5996
AGE 1	6522	4582:		81	6527
INS-1	6188, 6656	Modified by PLO 4589	6331	83	6527
<b>33 CFR</b>		See PLO 4618	6688	87	6528
110	5988, 6480, 6577, 6685	4589	6331	97	6528
117	5989, 6280	4590	6524	<b>PROPOSED RULES:</b>	
204	6656	4591	6524	63	6290
207	6480	4592	6583	73	6293, 6397, 6698, 6699
401	6685	4593	6583	95	6293
<b>PROPOSED RULES:</b>		4594	6583	97	6294, 6334
117	6539	4595	6583	<b>49 CFR</b>	
<b>36 CFR</b>		4596	6583	1	6395, 6692
7	6331, 6523	4597	6584	7	6436
<b>PROPOSED RULES:</b>		4598	6584	173	6437
7	6283, 6660	4599	6584	371	6102
<b>39 CFR</b>		4600	6584	1033	5997, 6281, 6395, 6529, 6530, 6587, 6588
201	6101	4601	6585	<b>PROPOSED RULES:</b>	
542	6190	4602	6585	173	6290, 6444
822	5989			393	6001
				1048	6050
				1307	6296
				<b>50 CFR</b>	
				28	6103, 6282, 6331
				33	6104, 6105, 6282, 6332, 6529