

FEDERAL REGISTER

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Agencies in this issue—

Agricultural Stabilization and
Conservation Service
Agriculture Department
Atomic Energy Commission
Coast Guard
Commodity Credit Corporation
Customs Bureau
Engineers Corps
Federal Aviation Administration
Federal Communications Commission
Federal Maritime Commission
Federal Power Commission
Federal Trade Commission
Fiscal Service
Indian Affairs Bureau
Interior Department
Interstate Commerce Commission
Land Management Bureau
Maritime Administration
National Park Service
Securities and Exchange Commission

Detailed list of Contents appears inside.



Final Revision

PRINCIPAL OFFICIALS IN THE EXECUTIVE BRANCH

Appointed January 20–April 20, 1969

A listing of about 350 appointments of key officials made after January 20, 1969. Serves as a supplement to the 1968–69 edition of the U.S. Government Organization Manual.

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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.

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Rules and Regulations

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

Disclosure of Origin of Imported Hand Sprayers and Squeeze Bottles

§ 15.337 Disclosure of origin of imported hand sprayers and squeeze bottles.

(a) The Commission issued an advisory opinion concerning the proper labeling as to the origin of imported, small, plastic, hand-operated sprayers and two-piece plastic squeeze bottles.

(b) The applicant advised the Commission that the imported articles would be sold in quantity to manufacturers or suppliers of cleaning liquids or other industrial accounts. These purchasers would furnish the imported articles to industrial users for dispensing cleaning liquids supplied by these purchasers.

(c) The Commission advised the applicant that on the basis of the facts as presented the country of origin of the imported sprayers or squeeze bottles should appear conspicuously on the cartons in which they are shipped to his customers. In the absence of any affirmative representation that these products are made in the United States or any other representation that might mislead the ultimate purchasers or users as to the country of origin and in the absence of any other facts indicating actual deception, the failure to mark the origin of these articles on them would not be regarded by the Commission as deceptive. Accordingly, no marking is required on these articles with reference to the country of origin.

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

Issued: April 24, 1969.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-4923; Filed, Apr. 24, 1969; 8:45 a.m.]

PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

Disclosure of Origin of Imported Seam Ripper Blades

§ 15.338 Disclosure of origin of imported seam ripper blades.

(a) The Commission rendered an advisory opinion concerning the proper marking of the origin of seam ripper blades imported from Germany. The imported blades will be assembled with handles of domestic origin.

(b) The Commission advised the party seeking the opinion that it would be necessary to make clear and conspicuous disclosure of the foreign country of origin of the imported blades.

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

Issued: April 24, 1969.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-4924; Filed, Apr. 24, 1969; 8:45 a.m.]

Title 7—AGRICULTURE

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

SUBCHAPTER C—SPECIAL PROGRAMS

[Amdt. 2]

PART 777—PROCESSOR WHEAT MARKETING CERTIFICATE REGULATIONS

Conversion Factor for Wheat Flour-Middlings Blend

On pages 5951 and 5952 of the FEDERAL REGISTER of March 29, 1969, there was published a notice of proposed rule making to add a conversion factor for a food product designated as a wheat flour-middlings blend to the list of food product conversion factors in the Republication of the Processor Wheat Marketing Certificate Regulations (33 F.R. 14676).

Interested persons were given 15 days in which to submit written comments, suggestions, or objections regarding the proposed amendment.

No objections have been received, and the proposed amendment is hereby adopted without change and as set forth below.

Since the provisions of this amendment as set forth below must be acted on immediately, or are needed immediately in the administration of the regulations, it is hereby found and determined that compliance with the 30-day effective date requirements of section 4 of the Administrative Procedure Act (60 Stat. 233, 5 U.S.C. 553) is impracticable and contrary to the public interest and that this amendment shall be effective as provided below.

Effective date. The conversion factor provided in this amendment may be used by processors as described in § 777.12(d) in reporting the wheat processed into food products on and after January 1, 1969. Any processor who wishes to change a report previously submitted to the Kansas City ASCS Commodity Office for such period shall submit a corrected report to such office.

Signed at Washington, D.C., on April 21, 1969.

KENNETH E. FRICK,
Administrator, Agricultural Stabilization and Conservation Service.

Section 777.14(c) is amended by adding a conversion factor for wheat flour-middlings blend as follows:

§ 777.14 Conversion factor basis of reporting.

(c) Conversion factors. * * *

A—Food Product

Wheat flour-middlings blend (extraction rate approximately 80 percent, produced in a continuous operation whereby a portion of the middling streams are fed back into the flour streams; the product contains approximately 90 percent straight grade flour and 10 percent middlings).

B—Bushels of wheat equivalent per 100 pounds of product (conversion factor)

2.083

[F.R. Doc. 69-4949; Filed, Apr. 24, 1969; 8:46 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Department of Transportation, Federal Aviation Administration

SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 68-CE-74]

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

Designation of Transition Area

Correction

In F.R. Doc. 69-4352 appearing at page 6474 in the issue of Tuesday, April 15, 1969, the description of the transition area should read as follows:

ROSEAU, MINN.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Roseau Municipal Airport (latitude 48°51'25" N., longitude 95°41'40" W.); and within 2 miles each side of the 153° bearing from Roseau Municipal Airport, extending from the 5-mile radius area to 8 miles southeast of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles southwest and 8 miles northeast of the 153° bearing from Roseau Municipal Airport, extending from the airport to 12 miles southeast of the airport.

RULES AND REGULATIONS

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 9522; Amdt. 646]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

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

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

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

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

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

| Transition | | Course and distance | Minimum altitude (feet) | Condition | Ceiling and visibility minimums | | |
|------------------|-----------------|---------------------|-------------------------|-----------|--------------------------------------|---|---|
| From— | To— | | | | 2-engine or less 65 knots or less | More than 2-engine, more than 65 knots | More than 2-engine, more than 65 knots |
| Reno VOR..... | Sparks RBN..... | Direct..... | 9,000 | T-dn..... | 1000-2 | 1000-2 | 1000-2 |
| Truckee Int..... | Sparks RBN..... | Direct..... | 10,500 | C-dn..... | 2100-2 | 2100-2 | 2100-2 |
| | | | | A-dn..... | 2100-2 | 2100-2 | 2100-2 |

Radar vectoring.

Procedure turn W side of crs, 342° Outbnd, 162° Inbnd, 9000' within 10 miles.

Minimum altitude over Sparks RBN on final approach crs, 8200'; over LMM, 6700'.

Crs and distance, Sparks RBN to airport, 162°—11.1 miles; LMM to airport, 162°—0.5 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.5 mile after passing LMM, turn left, climb direct Sparks RBN, continue climb to 10,000' in a right turn, 1-minute holding pattern, N of Sparks RBN, 162° Inbnd.

AIR CARRIER NOTE: No reduction in visibility authorized for local conditions.

% IFR departures must comply with published Reno SID's.

MSA within 25 miles of facility: 320°-050°—9800'; 050°-140°—9400'; 140°-230°—11,800'; 230°-320°—9800'.

City, Reno; State, Nev.; Airport name, Reno Municipal; Elev., 4411'; Fac. Class., HW; Ident., SPK; Procedure No. NDR (ADF)-2, Amdt. 5; Eff. date, 15 May 69; Sup. Amdt. No. 4; Dated, 25 Feb. 67

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

| Transition | | Course and distance | Minimum altitude (feet) | Condition | Ceiling and visibility minimums | | |
|------------|-----|---------------------|-------------------------|---|--------------------------------------|---|---|
| From— | To— | | | | 2-engine or less 65 knots or less | More than 2-engine, more than 65 knots | More than 2-engine, more than 65 knots |
| | | | | T-dn..... | 300-1 | 300-1 | 200-1½ |
| | | | | C-dn..... | 1000-3 | 1000-3 | 1000-3 |
| | | | | A-dn..... | 1000-3 | 1000-3 | 1000-3 |
| | | | | If aircraft equipped to receive DME and Bishop DME Fix received, the following minimums are authorized: | | | |
| | | | | C-dn..... | 400-1 | 500-1 | 500-1½ |
| | | | | S-dn..... | 400-1 | 400-1 | 500-1½ |

Procedure turn N side of crs, 020° Outbnd, 200° Inbnd, 7400' within 10 miles. Beyond 10 miles not authorized.

Minimum altitude over facility on final approach crs, 7400'; over Bishop DME Fix, 6300'.

Crs and distance, final approach crs, 200°; facility to Bishop DME Fix, 200°—8 miles; Bishop DME Fix to Runway 21—5.2 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 10 miles after passing CPR VOR, climb to 8000' on R-200° CPR VOR within 20 miles or, when directed by ATC, turn right climb to 8000' direct to VOR.

MSA within 25 miles of facility: 000°-090°—8300'; 090°-180°—10,300'; 180°-270°—10,900'; 270°-360°—8200'.

% Southeastbound (134° through 156°) IFR departures: On V-19 cross Deer Creek Intersection at or above 9000'; on V-85 cross Mountain Intersection at or above 10,000'.

City, Casper; State, Wyo.; Airport name, Casper Air Terminal; Elev., 5348'; Fac. Class., BVORTAC; Ident., CPR; Procedure No. VOR-1, Amdt. 8; Eff. date, 15 May 69; Sup. Amdt. No. VOR 1, Amdt. 7; Dated 16 July 66

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

- Davenport, Iowa—Davenport Municipal, ADF 1, Amdt. 3, 17 Dec. 1966 (established under Subpart C).
Oklahoma City, Okla.—Will Rogers World, NDB (ADF) Runways 17L/R, Amdt. 11, 13 May 1967 (established under Subpart C).
Oklahoma City, Okla.—Will Rogers World, NDB (ADF) Runways 35L/R, Amdt. 15, 13 May 1967 (established under Subpart C).
Wichita Falls, Tex.—Sheppard AFB/Wichita Falls Air Terminal, NDB (ADF) Runway 33L, Amdt. 4, 3 June 1967 (established under Subpart C).
Oklahoma City, Okla.—Will Rogers World, VOR 1, Amdt. 11, 21 May 1966 (established under Subpart C).
Wichita Falls, Tex.—Sheppard AFB/Wichita Falls Air Terminal, VOR-1, Amdt. 7, 24 June 1967 (established under Subpart C).

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

Wallkill, N.Y.—Kobelt, VOR-1, Orig., effective 6 May 1967, canceled effective 15 May 1969.

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LFR

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

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

| Transition | | Course and distance | Minimum altitude (feet) | Condition | Ceiling and visibility minimums | | |
|---------------|-------------------|--------------------------------|-------------------------|-------------------|--------------------------------------|---|---|
| From— | To— | | | | 2-engine or less 65 knots or less | More than 2-engine, more than 65 knots | More than 2-engine, more than 65 knots |
| Niles Int. | OM or Wilson Int. | Via OBK, R 146° and E crs LOC. | 3000 | T-dn | 300-1 | 300-1 | 300-1½ |
| Warren Int. | ORD VOR | Direct | 2500 | C-dn | 500-1 | 500-1 | 500-1½ |
| Lakewood Int. | ORD VOR | Via OBK, R 272° and ORD R 318° | 2500 | S-dn-27L* A-dn | 400-1 800-2 | 400-1 800-2 | 400-1 800-2 |
| ORD VOR | OM or Wilson Int. | Direct | 2500 | | | | |
| OBK VOR | ORD VOR | Direct | 2500 | | | | |
| API VOR | ORD VOR | Direct | 2500 | | | | |

Radar available.

Procedure turn N side of crs, 088° Outbound, 268° Inbound, 2500' within 10 miles.

Minimum altitude over facility on final approach crs, 2200'.

Crs and distance, facility to airport, 268°—4.2 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.2 miles of OM or Wilson Int., turn left to 250° heading, climb to 1500' then make climbing left turn to 3500' and proceed to DPA VOR via R 085°.

NOTE: No glide slope. Inoperative table not applicable. OM named Wilson.

CAUTION: When conducting parallel approach Parallel ILS Runways 27 L and R procedure must be used.

Dual VOR receivers required for identification of Wilson Int.

RV R 2400' authorized Runways 14L, 14R, 32L, 32R, and 27R. Takeoffs on Runway 32L when weather is below 1000-3, climb to 2000' on runway heading prior to making left turn.

*Reduction not authorized for HIRL.

Radar identification of Wilson Int will be provided at pilot's request.

City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., ILS; Ident., I-TSL; Procedure No. LOC Runway 27L, Amdt. 2; Eff. date, 15 May 69; Sup. Amdt. No. 1; Dated, 28 Nov. 68

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

| Transition | | Course and distance | Minimum altitude (feet) | Condition | Ceiling and visibility minimums | | |
|---------------|--|---------------------|-------------------------|-----------|--------------------------------------|---|---|
| From— | To— | | | | 2-engine or less 65 knots or less | More than 2-engine, more than 65 knots | More than 2-engine, more than 65 knots |
| Lawrence Int. | Wilson OM or Int. | 268°-6.31 | 2200 | T-dn | 300-1 | 300-1 | 300-1½ |
| Edens Int. | Taft LOM (final when GS not utilized). | 268°-2.75 | 2200 | C-dn | NA | NA | NA |
| | | | | S-dn-27R* | 200-1½ | 200-1½ | 200-1½ |
| | | | | S-dn-27L@ | 400-1 | 400-1 | 400-1 |
| | | | | A-dn-27R | 600-2 | 600-2 | 600-2 |
| | | | | A-dn-27L | 800-2 | 800-2 | 800-2 |

Radar required.

Procedure turn not authorized.

Crs and distance, OM to 27L, 268°; LOM to 27R, 268°.

Runway 27L: Minimum altitude at Lawrence Int, Inbound, 4000' (2200' when authorized by ATC), minimum altitude over Wilson Int or OM, 2200'.

Runway 27R: Minimum altitude at glide slope interception Inbound, 3000'. Altitude of glide slope and distance to approach end of runway at OM, 27R, 2130°—4.5 miles; 27L, no glide slope, 4.2 miles; at MM, 27R, 880°—0.6 mile, 27L, no MM.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished:

Runway 27L: Turn left to 250° heading, climb to 1500' then make left-climbing turn to 3500' and proceed to DPA VOR via R 085°.

Runway 27R: Turn right to 283° heading, climb to 1500' then make right-climbing turn to 3500' and proceed direct OBK VOR.

NOTES: (1) Use of this procedure is mandatory when conducting a parallel ILS approach, and is authorized only when airborne 75 mc (or ADF), and localizer receivers are operating simultaneously. A radar fix in lieu of Wilson and Lawrence Int will be provided upon pilot's request. (2) When any required airborne receiver in Note 1 is malfunctioning or a parallel approach is not desired, immediate notification of approach control is mandatory. (3) When advised that parallel operations are in progress, the pilot will check his authorization and restrictions for Runways 27 L and R, and be prepared to accept or reject an approach to either. (4) Back crs unusable Runway 27R. (5) Dual VOR receivers required on Runway 27 L for identification of Wilson and Lawrence Int.

*RV R 2400' authorized.

@4000' required when glide slope not utilized and 400-1½ authorized with operative AL's except for 4-engine turbojets.

@Reduction not authorized for HIRL Runway 27 L.

@No glide slope on Runway 27 L.

City, Chicago; State, Ill.; Airport name, Chicago-O'Hare International; Elev., 667'; Fac. Class., ILS; Ident., I-TSL and I-IAC; Procedure No. Parallel ILS Runways 27 L and R, Amdt. 2; Eff. date, 15 May 69; Sup. Amdt. No. 1; Dated, 28 Nov. 68

RULES AND REGULATIONS

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS—Continued

| Transition | | Ceiling and visibility minimums | | | | | | |
|------------------|------------|---------------------------------|-------------------------|------------|------------------|--------------------|--|--|
| From— | To— | Course and distance | Minimum altitude (feet) | Condition | 2-engine or less | | More than 2-engine, more than 65 knots | |
| | | | | | 65 knots or less | More than 65 knots | | |
| Reno VOR..... | Sparks RBN | Direct..... | 8,000 | T-dn%..... | 1000-2 | 1000-2 | 1000-2 | |
| Truckee Int..... | Sparks RBN | Direct..... | 10,500 | C-dn*..... | 1000-2 | 1000-2 | 1000-2 | |
| | | | | A-dn..... | 1500-3 | 1500-3 | 1500-3 | |

Radar vectoring.

Procedure turn W side of crs, 342° Outbd, 162° Inbd, 9000' within 10 miles.

Minimum altitude over Sparks RBN or 11.4-mile DME Fix on final approach crs, 8200'; over 7.9-mile DME Fix, 7000'; over OM or 6-mile DME Fix, 6350'.

Crs and distance, facility to airport MM, 162°—4.5 mile.

Minimum altitude at glide slope interception Inbd, 8500' (7200' when authorized by ATC).

Altitude of glide slope and distance to approach end of runway at Sparks RBN, 8137'—11.1 miles; at 7.9-mile DME, 7000'—7.7 miles; at OM, 6350'—5.8 miles. Minimum altitude on glide slope, 5411'.

Altitude of glide slope at MM, 4632'; not an IFR altitude.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3 miles after passing OM, turn left, climb direct Sparks RBN, continue climb to 10,000' in a right turn, 1-minute holding pattern, N of Sparks RBN, 162° Inbd.

NOTES: (1) No reduction in visibility authorized for local conditions. (2) DME should not be used to determine aircraft position over LMM, runway threshold or touchdown point.

%IFR departures must comply with published Reno SID's.

*1000-2 required when glide slope not utilized.

MSA within 25 miles of SPK RBN: 320°—050°—9800'; 050°—140°—9400'; 140°—230°—11,800'; 230°—320°—9800'.

City, Reno; State, Nev.; Airport name, Reno Municipal; Elev., 4411'; Fac. Class., ILS; Ident., 1-RNO; Procedure No. ILS Runway 16, Amdt. 5; Eff. date, 15 May 69; Sup. Amdt. No. 4; Dated, 25 Feb. 67

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

Oklahoma City, Okla.—Will Rogers World, LOC (BC) Runway 17R, Amdt. 12, 13 May 1967 (established under Subpart C).

Oklahoma City, Okla.—Will Rogers World, ILS Runway 35L, Amdt. 13, 13 May 1967 (established under Subpart C).

Wichita Falls, Tex.—Sheppard AFB/Wichita Falls Air Terminal, LOC (BC) Runway 15R, Amdt. 5, 24 June 1967 (established under Subpart C).

Wichita Falls, Tex.—Sheppard AFB/Wichita Falls Air Terminal, ILS Runway 33L, Amdt. 6, 3 June 1967 (established under Subpart C).

6. By amending § 97.19 of Subpart B to establish radar procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE RADAR

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

If a radar instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument procedure, unless an approach is conducted in accordance with a different procedure authorized for such airport by the Administrator. Initial approaches shall be made over specified routes. Minimum altitude(s) shall correspond with those established for en route operation in the particular area or as set forth below. Positive identification must be established with the radar controller. From initial contact with radar to final authorized landing minimums, the instructions of the radar controller are mandatory except when (A) visual contact is established on final approach at or before descent to the authorized landing minimums, or (B) at pilot's discretion if it appears desirable to discontinue the approach. Except when the radar controller may direct otherwise prior to final approach, a missed approach shall be executed as provided below when (A) communication on final approach is lost for more than 5 seconds during a precision approach, or for more than 30 seconds during a surveillance approach; (B) directed by radar controller; (C) visual contact is not established upon descent to authorized landing minimums; or (D) if landing is not accomplished.

| Transition | | Ceiling and visibility minimums | | | | | | |
|------------|-----------|---------------------------------|-------------------------|----------------|----------------------|--------------------|--|--|
| From— | To— | Course and distance | Minimum altitude (feet) | Condition | 2-engine or less | | More than 2-engine, more than 65 knots | |
| | | | | | 65 knots or less | More than 65 knots | | |
| | | | | | Precision approach # | | | |
| 090°..... | 360°..... | 0-25 miles..... | 2600 | T-dn*..... | 300-1 | 300-1 | **300-1 | |
| 110°..... | 240°..... | 25-35 miles..... | 2600 | C-dn%..... | 600-1 | 700-1 | 700-1½ | |
| 110°..... | 240°..... | 35-40 miles..... | 2700 | S-dn-180°..... | 400-1 | 400-1 | 400-1 | |
| | | | | A-dn..... | 800-2 | 800-2 | 800-2 | |

Radar transition altitudes: All bearings and distances are from Kansas City Radar site.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, make right turn, climbing to 2700' on a heading of 270°, intercept the STJ VOR R 165°, turn N to Farley Int.

CAUTION: Numerous obstructions all quadrants.

*No reduction in takeoff minimums except Runway 36.

*Unless radar vectored when weather is below 1000-3: (1) Aircraft taking off S or SW and planned route is between 090° and 180°, intercept the R18 VOR, R 210° or MKC VOR R 190°, climb to 2500' before proceeding on crs; (2) aircraft taking off N or NE and planned route is between 090° and 180°, climb to 2600' before proceeding S of the 090° ADF bearing from KC LMM.

**200-1½ authorized Runway 36 only.

#PAR on operational standby status—service available on pilot request only.

%Circling or straight-in approaches to Runways 3, 35, and 36 not authorized when MKC weather sequence remarks indicate cloud height below authorized minimums.

Circling not authorized E of airport in sector from 090° through 180°.

@300-1 required when approach lights inoperative. Reduction not authorized.

City, Kansas City; State, Mo.; Airport name, Municipal; Elev., 708'; Facility, Kansas City Radar; Procedure No. Radar-1, Amdt. Orig.; Eff. date, 15 May 69

7. By amending § 97.19 of Subpart B to delete radar procedures as follows:

Oklahoma City, Okla.—Will Rogers World, Radar 1, Amdt. 6, 13 May 1967 (established under Subpart C).

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LFR

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

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

| Terminal routes | | | | Missed approach |
|-----------------|---------|--------|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: 6 miles after passing SIT LFR. |
| BKA VOR | SIT LFR | Direct | 1700 | Turn left, climb to 1700' on 8 crs SIT LFR within 10 miles of SIT LFR. Supplementary charting information: Crs and distance to airport from MAP, 357°, 6.9 miles. High terrain all quadrants. |

Procedure turn E side of crs, 179° Outbd, 359° Inbd, 1700' within 10 miles of SIT LFR. FAF, SIT LFR. Final approach crs, 359°. Distance FAF to MAP, 6 miles.

Minimum altitude over SIT LFR, 1000'.

MSA: NW—6000'; NE—6400'; SE—1700'; SW—4200'.

NOTE: All maneuvering S of airport, high terrain beginning 1.2 miles N of airport.

*Takeoff minimums for Runway 11, 4002. After takeoff Runway 11, turn right immediately.

†Visual flight required from MAP to airport.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|-----|-----|-----------------------------|-----|-----|--------------------------|-----|-----|-----|-----|-----|
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| Cf. | 700 | 2 | 681 | 700 | 2 | 681 | 700 | 2 | 681 | 700 | 2 | 681 |
| A. | Standard. | | | T 2-eng. or less—Standard.* | | | T over 2-eng.—Standard.* | | | | | |

City, Sitka; State, Alaska; Airport name, Sitka; Elev., 19'; Facility, SIT; Procedure No. LFR-1, Amdt. 3; Eff. date, 15 May 60; Sup. Amdt. No. 2; Dated, 6 Mar. 60

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

| Terminal routes | | | | Missed approach |
|------------------|--------------------|---|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: 5 miles after passing Sooner Int. |
| OKC, R 193°, CW | OKC, R 276° (NOPT) | OKC 10-mile DME Arc, R 265°, lead radial. | 3000 | Climb to 2900' on OKC VORTAC R 096° within 20 miles. |
| OKC, R 380°, CCW | OKC, R 276° (NOPT) | OKC 10-mile DME Arc, R 287°, lead radial. | 3000 | Supplementary charting information: Depict R 096° as final approach radial. |
| Columet Int. | OKC VORTAC (NOPT) | OKC R 280° | 3000 | Runway 12, TDZ elevation, 1277'. |
| Union Int. | OKC VORTAC (NOPT) | OKC R 258° | 3000 | |

Procedure turn S side of crs, 276° Outbd, 096° Inbd, 3000' within 10 miles of OKC VORTAC.

FAF, Sooner Int. Final approach crs, 096°. Distance FAF to MAP, 5 miles.

Minimum altitude over OKC VORTAC, 3000'; over Sooner Int, 2600'.

MSA: 000°-090°-3800'; 090°-180°-2900'; 180°-270°-3000'; 270°-360°-2700'.

NOTES: (1) ASR. (2) Inoperative table does not apply to REIL Runway 12.

†RVR 24', Runway 35L.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|-----|-----|-----------------------------|-----|-----|--------------------------|-----|-----|------|-----|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-12 | 1700 | 1 | 423 | 1700 | 1 | 423 | 1700 | 1 | 423 | 1700 | 1 | 423 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C | 1740 | 1 | 446 | 1700 | 1 | 466 | 1700 | 1½ | 466 | 1800 | 2 | 506 |
| A | Standard. | | | T 2-Eng. or less—Standard.† | | | T over 2-eng.—Standard.† | | | | | |

City, Oklahoma City; State, Okla.; Airport name, Will Rogers World; Elev., 1294'; Facility, OKC; Procedure No. VOR Runway 12, Amdt. 12; Eff. date, 15 May 60; Sup. Amdt. No. VOR 1, Amdt. 11; Dated, 21 May 60

RULES AND REGULATIONS

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

| Terminal routes | | | | Missed approach |
|------------------------|---------------------------|---------------------|--------------------------|--|
| From— | To— | Via | Minimum altitudes (feet) | MAP: 5.1 miles after passing SPS VORTAC. |
| SPS VORTAC, R 191° CW | SPS VORTAC, R 262° (NOPT) | SPS 10-mile DME Arc | 2700 | Turn left, climb to 2700' on SPS VORTAC R 060° within 20 miles. Supplementary charting information: Depict MAP where final approach crs intersects Runways 15R/33L. |
| SPS VORTAC, R 276° CCW | SPS VORTAC, R 262° (NOPT) | SPS 10-mile DME Arc | 2700 | |
| Beaver Int. | SPS VORTAC (NOPT) | Direct | 2700 | |
| Cowser Int. | SPS VORTAC (NOPT) | Direct | 2700 | |

Procedure turn N side of crs, 262° Outbnd, 082° Inbnd, 2700' within 10 miles of SPS VORTAC.

FAF, SPS VORTAC. Final approach crs, 082°. Distance FAF to MAP, 5.1 miles.

Minimum altitude over SPS VORTAC, 2700'.

MSA: 000°-270°-3100'; 270°-360°-3200'.

NOTE: Radar vectoring.

#RVR 24', Runway 33L.

*Circling not authorized W of Runways 15R-33L defined by centerlines extended.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|-----|-----|------------------------------|-----|-----|---------------------------|-----|-----|------|-----|-----|
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C* | 1500 | 1 | 485 | 1500 | 1 | 485 | 1500 | 1½ | 485 | 1380 | 2 | 565 |
| A | Standard. | | | T 2-eng. or less—Standard. # | | | T over 2-eng.—Standard. # | | | | | |

City, Wichita Falls; State, Tex.; Airport name, Sheppard AFB/Wichita Falls Air Terminal; Elev., 1015'; Facility, SPS; Procedure No. VOR-1, Amdt. 8; Eff. date, 15 May 66; Sup. Amdt. No. 7; Dated 24 Jun 67

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

| Terminal routes | | | | Missed approach |
|-----------------------|---------------------------|------------------------------------|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: 2.3 miles after passing CVG VOR TAC. |
| Madison NDB | CVG VORTAC | Direct | 2700 | Climb to 2600', left to R 006° to New Baltimore Int and hold. Supplementary charting information: Hold N, 1 minute, right turns, 186° Inbnd. Final approach crs crosses intersection of Runways 36 and 9R. |
| R 140°, CVG VORTAC CW | R 223°, CVG VORTAC (NOPT) | 10-mile Arc CVG, 211° lead radial. | 2400 | |
| R 290°, CVG VOR CCW | R 223°, CVG VORTAC (NOPT) | 10-mile Arc CVG, 235° lead radial. | 2400 | |

Procedure turn E side of crs, 223° Outbnd, 043° Inbnd, 2400' within 10 miles of CVG VORTAC.

FAF, CVG VORTAC. Final approach crs, 043°. Distance FAF to MAP, 2.3 miles.

Minimum altitude over CVG VORTAC, 1500'.

MSA: 000°-090°-2800'; 090°-180°-2300'; 180°-270°-2300'; 270°-360°-2300'.

NOTE: ASR.

#RVR 18' authorized Runways 18 and 36 for Categories A, B, and C.

#RVR 20' authorized Runways 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|-----|-----|------------------------------|-----|-----|---------------------------|-----|-----|------|-----|-----|
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C | 1300 | 1 | 410 | 1340 | 1 | 450 | 1340 | 1½ | 460 | 1500 | 2 | 670 |
| A | Standard. | | | T 2-eng. or less—Standard. # | | | T over 2-eng.—Standard. # | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 860'; Facility, CVG; Procedure No. VOR-1, Amdt. 10; Eff. date, 15 May 66; Sup. Amdt. No. 9; Dated, 13 Mar. 69

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

| Terminal routes | | | | Missed approach |
|-----------------|-----|-----|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: IMT VOR. |
| | | | | Climbing left turn to 2800' on R 320° within 10 miles, return to VOR. Supplementary charting information: Final approach crs intercepts runway centerline 2460' from threshold. LRCO, 122.1, 123.6, 1700' hill and tower, 1.7 miles NNE, 1400' hill, 1 mile S, TDZ elevation, 1128'. |

Procedure turn E side of crs, 192° Outbnd, 012° Inbnd, 2500' within 10 miles of IMT VOR.
Final approach crs, 012°.
MSA: 000°-270°-2800'; 270°-360°-2900'.
NOTES: (1) Sliding scale not authorized. (2) Use Marquette altimeter setting when control zone not effective. Circling and straight-in MDA increased 220' except for operators with approved weather reporting service.
*Alternate minimums not authorized when control zone not effective except for operators with approved weather reporting service.
#Circling NE of airport not authorized.
\$Night minimums 2 miles.
%Aircraft departing Runway 1, climbing left turn to 2200' on R 315° before proceeding on crs; aircraft departing Runway 13, climbing right turn to 2200' on R 150° before proceeding on crs; aircraft departing Runway 31, right turn not authorized until reaching 2200'.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-----------|------------|-----|-----|---------------------------|-----|-----|------------------------|-----|-----|------|-----|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-18..... | 1700 | 1 | 632 | 1700 | 1 | 632 | 1700 | 1½ | 632 | 1700 | 1½ | 632 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C#..... | 1700 | 1 | 611 | 1700 | 1 | 611 | 1700 | 1½ | 611 | 1700 | 2 | 611 |
| A..... | Standard.* | | | T 2-eng. or less—500-1.3% | | | T over 2-eng.—500-1.3% | | | | | |

City, Iron Mountain; State, Mich.; Airport name, Ford; Elev., 1149'; Facility, IMT; Procedure No. VOR Runway 1, Amdt. 2; Eff. date, 15 May 69; Sup. Amdt. No. 1; Dated, 29 Aug. 68

| Terminal routes | | | | Missed approach |
|-----------------|-----|-----|--------------------------|--|
| From— | To— | Via | Minimum altitudes (feet) | MAP: IMT VOR. |
| | | | | Climb to 2800' on R 320° within 10 miles, return to VOR. Supplementary charting information: Final approach crs intercepts runway centerline 2520' from threshold. LRCO, 122.1, 123.6, 1700' hill and tower, 1.7 miles NNE, 1400' hill, 1 mile S, TDZ elevation, 1124'. |

Procedure turn S side of crs, 140° Outbnd, 320° Inbnd, 2800' within 10 miles of IMT VOR.
Final approach crs, 320°.
Minimum altitude over IMT VOR, 1640' (1860' when control zone not effective*).
MSA: 000°-270°-2800'; 270°-360°-2900'.
NOTES: (1) Sliding scale not authorized. (2) Use Marquette altimeter setting when control zone not effective. Circling and straight-in MDA increased 220' except for operators with approved weather reporting service.
*Alternate minimums not authorized when control zone not effective except for operators with approved weather reporting service.
#Circling NE of airport not authorized.
\$Night minimums 2 miles.
%Aircraft departing Runway 1, climbing left turn to 2200' on R 315° before proceeding on crs; aircraft departing Runway 13, climbing right turn to 2200' on R 150° before proceeding on crs; aircraft departing Runway 31, right turn not authorized until reaching 2200'.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------------|------------|-----|-----|---------------------------|-----|-----|------------------------|-----|-----|------|-----|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-31\$..... | 1640 | 1 | 516 | 1640 | 1 | 516 | 1640 | 1 | 516 | 1640 | 1½ | 516 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C#..... | 1700 | 1 | 551 | 1700 | 1 | 551 | 1700 | 1½ | 551 | 1700 | 2 | 551 |
| A..... | Standard.* | | | T 2-eng. or less—500-1.3% | | | T over 2-eng.—500-1.3% | | | | | |

City, Iron Mountain; State, Mich.; Airport name, Ford; Elev., 1149'; Facility, IMT; Procedure No. VOR Runway 31, Amdt. 3; Eff. date, 15 May 69; Sup. Amdt. No. 2; Dated, 29 Aug. 68

RULES AND REGULATIONS

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

| Terminal routes | | | | Missed approach |
|--------------------------|--------------------------|--------|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: Within 3 miles after passing BKA VOR. |
| SIT LFR | BKA VOR | Direct | 1700 | Turn left, climbing to 1700' on R 181° within 10 miles of BKA VOR. |
| 20-mile DME Fix (R 330°) | 10-mile DME Fix (R 330°) | R 159° | 4000 | Supplementary charting information: Crs and distance to airport from MAP R 001°, 9.7 miles. High terrain all quadrants. |
| 10-mile DME Fix (R 330°) | BKA VOR | R 159° | 1700 | |
| 0-mile DME Fix (R 099°) | 4-mile DME Fix (R 099°) | R 279° | 4000 | |
| 4-mile DME Fix (R 099°) | BKA VOR | R 279° | 1700 | |
| 10-mile DME Fix (R 295°) | BKA VOR | Direct | 1700 | |
| 10-mile DME Fix (R 120°) | BKA VOR | Direct | 1700 | |

Procedure turn E side of crs, 181° Outbd, 001° Inbd, 1700' within 10 miles of BKA VOR.

FAF, SIT VOR. Final approach crs, 001°. Distance FAF to MAP, 3 miles.

Minimum altitude over BKA VOR, 1000'.

MSA: 000°-090°-6400'; 090°-180°-4700'; 180°-270°-1700'; 270°-360°-3400'.

NOTE: All maneuvering S of airport, high terrain beginning 1.2 miles N of airport.

*Takeoff minimums for Runway 11, 400/2. After takeoff Runway 11, turn right immediately.

#Visual flight required from MAP to airport.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|-----|-----|-----------------------------|-----|-----|--------------------------|-----|-----|-----|-----|-----|
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C# | 700 | 2 | 681 | 700 | 2 | 681 | 700 | 2 | 681 | 700 | 2 | 681 |
| A | Standard. | | | T 2-eng. or less—Standard.* | | | T over 2-eng.—Standard.* | | | | | |

City, Sitka; State, Alaska; Airport name, Sitka; Elev., 19'; Facility, BKA; Procedure No. VOR-1, Amdt. 4; Eff. date, 15 May 69; Sup. Amdt. No. 3; Dated, 6 Mar. 69

11. By amending § 97.25 of Subpart C to establish localizer (LOC) and localizer-type directional aid (LDA) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LOC

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

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

| Terminal routes | | | | Missed approach |
|-----------------|----------------|----------|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: 4 miles after passing TWO NDB. |
| OKC VORTAC | TWO NDB | Direct | 3000 | Climb to 2600' on LOC crs 171° within 20 miles; or, climbing right turn to 2500' direct OKC VORTAC. |
| OK LOM | TWO NDB | Direct | 3000 | |
| Cashion Int. | Edmond Int. | LOC (BC) | 3000 | |
| Edmond Int. | TWO NDB (NOPT) | LOC (BC) | 2300 | Supplementary charting information: Runway 17R, TDZ elevation, 1280'. |

Procedure turn W side of crs, 351° Outbd, 171° Inbd, 3000' within 10 miles of TWO NDB.

FAF, TWO NDB. Final approach crs, 171°. Distance FAF to MAP, 4 miles.

Minimum altitude over TWO NDB, 2300'.

MSA: 000°-090°-3800'; 090°-180°-2900'; 180°-270°-2000'; 270°-360°-3800'.

NOTE: ASR.

#RVR 24' Runway 35L.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|-----|-----|-----------------------------|-----|-----|--------------------------|-----|-----|------|-----|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-17R | 1600 | ¾ | 320 | 1600 | ¾ | 320 | 1600 | ¾ | 320 | 1600 | 1 | 320 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C | 1740 | 1 | 446 | 1760 | 1 | 466 | 1760 | 1¼ | 466 | 1860 | 2 | 566 |
| A | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Oklahoma City; State, Okla.; Airport name, Will Rogers World; Elev., 1294'; Facility, I-OKC; Procedure No. LOC (BC) Runway 17R, Amdt. 13; Eff. date, 15 May 69; Sup. Amdt. No. 12; Dated, 13 May 67

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LOC—Continued

| Terminal routes | | | Missed approach | |
|----------------------------|----------------------|--|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: 5.5 miles after passing Burk Int. |
| SPS VORTAC..... | Burk Int..... | Direct..... | 2700 | Climb to 2500' on LOC crs 149° within 20 miles. Supplementary charting information: Runway 15R, TDZ elevation, 998'. |
| SP LOM..... | Burk Int..... | Direct..... | 2700 | |
| SPS VORTAC, R 252° CW..... | SPS LOC (BC)..... | SPS 11-mile DME Arc/SPS, R 342° lead radial..... | 2700 | |
| SPS 11-mile DME Arc..... | Burk Int (NOPT)..... | SPS localizer..... | 2400 | |

Procedure turn E side of crs, 329° Outbnd, 149° Inbnd, 2700' within 10 miles of Burk Int.
FAF, Burk Int. Final approach crs, 149°. Distance FAF to MAP, 5.5 miles.
Minimum altitude over Burk Int, 2400'.
NOTE: Radar vectoring.
#RVR 24', Runway 33L.
*Circling not authorized W of Runways 15R-33L defined by centerlines extended.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|------------|-----------|-----|-----|-----------------------------|-----|-----|--------------------------|-------|-----|------|-----|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-15R..... | 1300 | 1/4 | 302 | 1300 | 1/4 | 302 | 1300 | 1/4 | 302 | 1300 | 1 | 302 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C*..... | 1380 | 1 | 365 | 1480 | 1 | 465 | 1480 | 1 1/2 | 465 | 1580 | 2 | 565 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Wichita Falls; State, Tex.; Airport name, Sheppard AFB/Wichita Falls Air Terminal; Elev., 1015'; Facility, I-SPS; Procedure No. LOC (BC) Runway 15R, Amdt. 6; Eff. date, 15 May 69; Sup. Amdt. No. 5; Dated, 24 June 67

12. By amending § 97.25 of Subpart C to amend localizer (LOC) and localizer-type directional aid (LDA) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LOC

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

| Terminal routes | | | Missed approach | |
|------------------------|--------------------------|-------------|--------------------------|--|
| From— | To— | Via | Minimum altitudes (feet) | MAP: 3.9 miles after passing Addyston LOM. |
| Mount Healthy Int..... | Addyston LOM..... | Direct..... | 2200 | Climb to 2000' on S crs of ILS to Union Int and hold. Supplementary charting information: Hold 8, 1 minute, right turns, 360° Inbnd, TDZ elevation, 873'. |
| Union Int..... | Addyston LOM..... | Direct..... | 2300 | |
| CVG VORTAC..... | Addyston LOM..... | Direct..... | 2300 | |
| Madra NDB..... | Addyston LOM..... | Direct..... | 2700 | |
| New Baltimore Int..... | Addyston LOM (NOPT)..... | Direct..... | 2000 | |

Procedure turn W side of crs, 360° Outbnd, 180° Inbnd, 2000' within 10 miles of Addyston LOM.
FAF, Addyston LOM. Final approach crs, 180°. Distance FAF to MAP, 3.9 miles.
Minimum altitude over Addyston LOM, 2000'.
MSA: 000°-090°-2800'; 090°-180°-2800'; 180°-270°-2300'; 270°-360°-2300'.
NOTE: ASR.

*Inoperative components table does not apply to AL's for Categories A, B, and C aircraft. One-mile visibility required when AL's inoperative.
#RVR 15' authorized Runways 18 and 36 for Categories A, B, and C.
#RVR 20' authorized Runways 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|------------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-15*..... | 1200 | RVR 40 | 327 | 1200 | RVR 40 | 327 | 1200 | RVR 40 | 327 | 1200 | RVR 40 | 327 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1300 | 1 | 410 | 1340 | 1 | 450 | 1340 | 1 1/2 | 450 | 1560 | 2 | 670 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 890'; Facility, I-CVG; Procedure No. LOC (BC) Runway 18, Amdt. 6; Eff. date, 15 May 69; Sup. Amdt. No. 5; Dated, 13 Mar. 69

RULES AND REGULATIONS

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LOC—Continued

| Terminal routes | | | Minimum altitudes (feet) | Missed approach MAP: 3.8 miles after passing Florence LOM. |
|------------------------|--------------------------|---------------------------------------|--------------------------|---|
| From— | To— | Via | | |
| CVG VORTAC..... | Florence LOM..... | Direct..... | 2000 | Climb to 2000' direct Addyston LOM and hold. Supplementary charting information: Hold N, 1 minute, right turns, 180° Inbnd. TDZ elevation, 850'. |
| New Baltimore Int..... | Florence LOM..... | Direct..... | 2300 | |
| Madeira NDB..... | Florence LOM..... | Direct..... | 2700 | |
| Warsaw Int..... | Union Int..... | Via ABB R 074° and S crs SIC LOC..... | 2400 | |
| Falmouth VOR..... | Union Int..... | Via FLM R 314° and S crs SIC LOC..... | 2400 | |
| Union Int..... | Florence LOM (NOPT)..... | Direct..... | 2000 | |

Procedure turn E side of crs, 180° Outbnd, 360° Inbnd, 2000' within 10 miles of Florence LOM.

FAF, Florence LOM. Final approach crs, 360°. Distance FAF to MAP, 3.8 miles.

Minimum altitude over Florence LOM, 2000'.

MSA: 000°-090°-2800'; 090°-180°-2300'; 180°-270°-2300'; 270°-360°-2300'.

Note: ASR.

#RVR 18' authorized Runways 18 and 36 for Categories A, B, and C.

#RVR 20' authorized Runways 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-----------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-36..... | 1220 | RVR 24 | 370 | 1220 | RVR 24 | 370 | 1220 | RVR 24 | 370 | 1220 | RVR 40 | 370 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1300 | 1 | 410 | 1340 | 1 | 450 | 1340 | 1½ | 450 | 1560 | 2 | 670 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 890'; Facility, I-SIC; Procedure No. LOC (BC) Runway 36, Amdt. 4; Eff. date, 15 May 69; Sup. Amdt. No. 3; Dated, 13 Mar. 69

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

| Terminal routes | | | Minimum altitudes (feet) | Missed approach MAP: 2.2 miles after passing DVN NDB. |
|-----------------|--------------|-------------|--------------------------|--|
| From— | To— | Via | | |
| CVA VOR..... | DVN NDB..... | Direct..... | 2300 | Climbing left turn to 2300', return to DVN NDB. Supplementary charting information: Runway 2, TDZ elevation, 749'. |
| Moscow Int..... | DVN NDB..... | Direct..... | 2300 | |
| MLI VORTAC..... | DVN NDB..... | Direct..... | 2300 | |

Procedure turn W side of crs, 219° Outbnd, 039° Inbnd, 2300' within 10 miles of DVN NDB.

FAF, DVN NDB. Final approach crs, 039°. Distance FAF to MAP, 2.2 miles.

Minimum altitude over DVN NDB, 1500'.

MSA: 000°-090°-2700'; 090°-180°-2900'; 180°-270°-2100'; 270°-360°-2400'.

NOTES: (1) Final approach from holding pattern not authorized; procedure turn required. (2) Use Moline, Ill. altimeter setting when control zone not effective. (3) Radar vectoring.

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

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|----------|------------|-----|-----|----------------------------|-----|-----|-------------------------|-----|-----|------|-----|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-2..... | 1160 | 1 | 411 | 1100 | 1 | 411 | 1160 | 1 | 411 | 1160 | 1 | 411 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1220 | 1 | 467 | 1220 | 1 | 467 | 1220 | 1½ | 467 | 1320 | 2 | 567 |
| A..... | Standard.# | | | T 2-eng. or less—Standard. | | | T over 2-eng.—Standard. | | | | | |

City, Davenport; State, Iowa; Airport name, Davenport Municipal; Elev., 763'; Facility, DVN; Procedure No. NDB (ADF) Runway 2, Amdt. 4; Eff. date, 15 May 69; Sup. Amdt. No. ADF 1, Amdt. 3; Dated, 17 Dec. 66

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS—Continued

| Terminal routes | | | | Missed approach |
|------------------|---------------------|------------------------------|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: Runway 17L, 4.1 miles and Runway 17R, 4 miles after passing TWO NDB. |
| OKC VORTAC..... | TWO NDB..... | Direct..... | 3000 | Climb to 2600' on bearing 171° from TWO |
| OK LOM..... | TWO NDB..... | Direct..... | 3000 | NDB within 20 miles; or, turn right, |
| Cashion Int..... | Edmond Int..... | Bearing 171° to TWO NDB..... | 3000 | climbing to 2500' direct OKC VORTAC. |
| Edmond Int..... | TWO NDB (NOPT)..... | Direct..... | 2300 | Supplementary charting information: Runway 17R, TDZ elevation, 1280'. Runway 17L, TDZ elevation, 1280'. |

Procedure turn W side of crs, 351° Outbnd, 171° Inbnd, 3000' within 10 miles of TWO NDB.
 FAF, TWO NDB. Final approach crs Runway 17L, 160°; Runway 17R, 171°. Distance FAF to MAP Runway 17L, 4.1 miles; Runway 17R, 4 miles.
 Minimum altitude over TWO NDB, 2300'.
 MSA: 000°-090°-3800'; 090°-180°-2900'; 180°-270°-2600'; 270°-360°-3800'.
 NOTE: ASR.
 #RVR 24, Runway 35L.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|------------|-----------|-----|-----|-----------------------------|-----|-----|--------------------------|-----|-----|------|-----|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-17L..... | 1680 | 1 | 395 | 1680 | 1 | 395 | 1680 | 1 | 395 | 1680 | 1 | 395 |
| S-17R..... | 1680 | 1 | 400 | 1680 | 1 | 400 | 1680 | 1 | 400 | 1680 | 1 | 400 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1740 | 1 | 446 | 1760 | 1 | 466 | 1760 | 1½ | 466 | 1800 | 2 | 506 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Oklahoma City; State, Okla.; Airport name, Will Rogers World; Elev., 1294'; Facility, TWO; Procedure No. NDB (ADF) Runway 17L/R, Amdt. 12; Eff. date, 15 May 69; Sup. Amdt. No. 11; Dated, 13 May 67

| Terminal routes | | | | Missed approach |
|------------------|--------------|-------------|--------------------------|---|
| From— | To— | Via | Minimum altitudes (feet) | MAP: Runway 35L, 3.8 miles and Runway 35R, 3.8 miles after passing OK LOM. |
| OKC VORTAC..... | OK LOM..... | Direct..... | 2600 | Climb to 3000' on bearing 351° from OK |
| Cashion Int..... | TWO NDB..... | Direct..... | 3000 | LOM within 15 miles; or, turn left climbing to 2500' direct OKC VORTAC. |
| TWO NDB..... | OK LOM..... | Direct..... | 2600 | Supplementary charting information: Runway 35L, TDZ elevation, 1275'. Runway 35R, TDZ elevation, 1292'. |

Procedure turn E side of crs, 171° Outbnd, 351° Inbnd, 2600' within 10 miles of OK LOM.
 FAF, OK LOM. Final approach crs Runway 35L, 352°; Runway 35R, 004°. Distance FAF to MAP Runway 35L, 3.8 miles; Runway 35R, 3.8 miles.
 Minimum altitude over OK LOM, 2400'.
 MSA: 045°-135°-2900'; 135°-315°-2600'; 315°-045°-3800'.
 NOTE: ASR.
 #RVR 24, Runway 35L.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|------------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-35L..... | 1660 | RVR 40 | 385 | 1660 | RVR 40 | 385 | 1660 | RVR 40 | 385 | 1660 | RVR 50 | 385 |
| S-35R..... | 1680 | 1 | 388 | 1680 | 1 | 388 | 1680 | 1 | 388 | 1680 | 1 | 388 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1740 | 1 | 446 | 1760 | 1 | 466 | 1760 | 1½ | 466 | 1800 | 2 | 506 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Oklahoma City; State, Okla.; Airport name, Will Rogers World; Elev., 1294'; Facility, OK; Procedure No. NDB (ADF) Runway 35L/R, Amdt. 16; Eff. date, 15 May 69; Sup. Amdt. No. 15; Dated, 13 May 67

RULES AND REGULATIONS

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS—Continued

| Terminal routes | | | | Minimum altitudes (feet) | Missed approach |
|-----------------|-------------|-------------|--|--------------------------|---|
| From— | To— | Via | | | |
| SPS VORTAC..... | SP LOM..... | Direct..... | | 3000 | Climb to 2700' on bearing 329° from SP LOM within 20 miles; or, turn right climb to 2700' on SPS VORTAC R 037° to Temple Int. Supplementary charting information: Depict MAP at MM location. Runway 33L, TDZ elevation, 1000'. |

Procedure turn E side of crs, 149° Outbnd, 329° Inbnd, 2500' within 10 miles of SP LOM.
FAF, SP LOM. Final approach crs, 329°. Distance FAF to MAP, 3.3 miles.
Minimum altitude over SP LOM, 2100'.
MSA: 000°-270°-3100'; 270°-360°-3200'.
Note: Radar vectoring.
#RVR 24, Runway 33L.
*Circling not authorized W of Runway 15R-33L defined by centerlines extended.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|------------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-33L..... | 1440 | RVR 40 | 440 | 1440 | RVR 40 | 440 | 1440 | RVR 40 | 440 | 1440 | RVR 50 | 440 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C*..... | 1440 | 1 | 425 | 1480 | 1 | 465 | 1480 | 1 1/2 | 465 | 1580 | 2 | 565 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Wichita Falls; State, Tex.; Airport name, Sheppard AFB/Wichita Falls Air Terminal; Elev., 1015'; Facility, SP; Procedure No. NDB (ADF) Runway 33L, Amdt. 3; Eff. date, 15 May 69; Sup. Amdt. No. 4; Dated, 3 June 67

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

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

| Terminal routes | | | | Minimum altitudes (feet) | Missed approach |
|------------------------|----------------------------|-------------|--|--------------------------|---|
| From— | To— | Via | | | |
| CVG VORTAC..... | Burlington NDB..... | Direct..... | | 2400 | Climb to 2100', right turn direct to Florence LOM/NDB and hold. |
| Madeira NDB..... | Burlington NDB..... | Direct..... | | 2700 | |
| Mount Healthy Int..... | Burlington NDB..... | Direct..... | | 2400 | Supplementary Charting Information: |
| Warsaw Int..... | Burlington NDB..... | Direct..... | | 2400 | Hold 8, 1 minute, right turns, 360° Inbnd. |
| Bath Int..... | Burlington NDB..... | Direct..... | | 2500 | TDZ elevation 871'. |
| Manchester Int..... | Burlington NDB (NOPT)..... | Direct..... | | 2200 | |

Procedure turn S side of crs, 270° Outbnd, 090° Inbnd, 2400' within 10 miles of Burlington NDB.
FAF, Burlington NDB. Final approach crs, 090°. Distance FAF to MAP, 4.3 miles.
Minimum altitude over Burlington NDB, 2200'.
MSA: 000°-090°-2800'; 090°-180°-2300'; 180°-270°-2300'; 270°-360°-2300'.
Note: ASR.
#RVR 18' authorized Runways 18 and 36 for Categories A, B, and C.
#RVR 20' authorized Runways 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-----------|-----------|-----|-----|-----------------------------|-----|-----|--------------------------|-------|-----|------|-----|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-GB..... | 1300 | 1 | 429 | 1300 | 1 | 429 | 1300 | 1 | 429 | 1300 | 1 | 429 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1300 | 1 | 410 | 1340 | 1 | 450 | 1340 | 1 1/2 | 450 | 1560 | 2 | 670 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 890'; Facility, URN; Procedure No. NDB (ADF) Runway 9R, Amdt. 2; Eff. date, 15 May 69; Sup. Amdt. No. 1; Dated, 13 Mar. 69

RULES AND REGULATIONS

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

| Terminal routes | | | Minimum altitudes (feet) | Missed approach MAP: 3.9 miles after passing Addyston LOM. |
|--------------------|---------------------|--------|--------------------------|--|
| From— | To— | Via | | |
| Mount Healthy Int. | Addyston LOM | Direct | 2300 | Climb to 2000' on bearing 180° from SI LOM to Union Int and hold. Supplementary charting information: Hold 8, 1 minute, right turns, 300° Inbnd. TDZ elevation, 873'. |
| Union Int. | Addyston LOM | Direct | 2300 | |
| CVG VORTAC | Addyston LOM | Direct | 2300 | |
| Madeira NDB | Addyston LOM | Direct | 2700 | |
| New Baltimore Int. | Addyston LOM (NOPT) | Direct | 2000 | |

Procedure turn W side of crs, 360° Outbnd, 180° Inbnd, 2000' within 10 miles of Addyston LOM.
FAF, Addyston LOM. Final approach crs, 180°. Distance FAF to MAP, 3.9 miles.
Minimum altitude over Addyston LOM, 2000'.
MSA: 090°-090°-2800'; 090°-180°-2800'; 180°-270°-2300'; 270°-360°-2300'.

NOTE: ASR.

#RVR 18' authorized Runways 18 and 36 for Categories A, B, and C.

#RVR 20' authorized Runways 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| 8-18 | 1300 | RVR 40 | 487 | 1300 | RVR 40 | 487 | 1300 | RVR 40 | 487 | 1300 | RVR 50 | 487 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C | 1300 | 1 | 470 | 1300 | 1 | 470 | 1300 | 1½ | 470 | 1500 | 2 | 70 |
| A | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 890'; Facility, SI LOM; Procedure No. NDB (ADF) Runway 18, Amdt. 7; Eff. date, 15 May 60; Sup. Amdt. No. 6; Dated, 13 Mar. 69

| Terminal routes | | | Minimum altitudes (feet) | Missed approach MAP: 3.8 miles after passing Florence LOM. |
|--------------------|---------------------|---------------------------------------|--------------------------|--|
| From— | To— | Via | | |
| CVG VORTAC | Florence LOM | Direct | 2000 | Climb to 2000' direct to Addyston LOM and hold. Supplementary charting information: Hold N, 1 minute, right turns, 180° Inbnd. TDZ elevation, 850'. |
| New Baltimore Int. | Florence LOM | Direct | 2300 | |
| Madeira NDB | Florence LOM | Direct | 2700 | |
| Warsaw Int. | Union Int. | ABB R 074° and 180° bearing CV LOM | 2400 | |
| Falmouth VOR | Union Int. | FLM R 314° and 180° bearing CV LOM | 2400 | |
| Union Int. | Florence LOM (NOPT) | Direct | 2000 | |

Procedure turn E side of crs, 180° Outbnd, 360° Inbnd, 2000' within 10 miles of Florence LOM.
FAF, Florence LOM. Final approach crs, 360°. Distance FAF to MAP, 3.8 miles.
Minimum altitude over Florence LOM, 2000'.
MSA: 090°-090°-2800'; 090°-180°-2300'; 180°-270°-2300'; 270°-360°-2300'.

NOTE: ASR.

#RVR 18' authorized Runways 18 and 36 for Categories A, B, and C.

#RVR 20' authorized Runways 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| 8-36 | 1320 | RVR 40 | 470 | 1320 | RVR 40 | 470 | 1320 | RVR 40 | 470 | 1320 | RVR 50 | 470 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C | 1320 | 1 | 430 | 1340 | 1 | 450 | 1340 | 1½ | 450 | 1500 | 2 | 670 |
| A | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 890'; Facility, CV LOM; Procedure No. NDB (ADF) Runway 36, Amdt. 21; Eff. date, 15 May 60; Sup. Amdt. No. 20; Dated, 13 Mar. 69

RULES AND REGULATIONS

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

| Terminal routes | | | Minimum altitudes (feet) | Missed approach MAP: ILS DH, 1475'; LOC 3.8 miles after passing OK LOM. |
|--------------------|--------------------|-------------|--------------------------|---|
| From— | To— | Via | | |
| OKC VORTAC..... | OK LOM..... | Direct..... | 2600 | Climb to 3000' on LOC crs 351° within 20 miles; or, turn left climbing to 2500' direct OKC VORTAC. Supplementary charting information: Runway 35L, TDZ elevation, 1275'. |
| Cashion Int..... | TWO NDB..... | Direct..... | 3000 | |
| TWO NDB..... | OK LOM..... | Direct..... | 2600 | |
| Newcastle Int..... | OK LOM (NOPT)..... | Direct..... | 2400 | |

Procedure turn E side of crs, 171° Outbnd, 351° Inbnd, 2600' within 10 miles of OK LOM.
FAF, OK LOM. Final approach crs, 351°. Distance FAF to MAP, 3.8 miles.
Minimum glide slope interception altitude, 2400'. Glide slope altitude at OM, 2337'; at MM, 1466'.
Distance to runway threshold at OM, 3.8 miles; at MM, 0.6 mile.
MSA: 045°-135°-2900'; 135°-315°-2600'; 315°-045°-3800'.
NOTE: ASR.
#RVR 24', Runway 35L.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|------------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | DH | VIS | HAT | DH | VIS | HAT | DH | VIS | HAT | DH | VIS | HAT |
| S-35L..... | 1475 | RVR 24 | 200 | 1475 | RVR 24 | 200 | 1475 | RVR 24 | 200 | 1475 | RVR 24 | 200 |
| LOC: | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-35L..... | 1580 | RVR 24 | 305 | 1580 | RVR 24 | 305 | 1580 | RVR 24 | 305 | 1580 | RVR 40 | 305 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1740 | 1 | 446 | 1760 | 1 | 466 | 1760 | 1½ | 466 | 1860 | 2 | 566 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Oklahoma City; State, Okla.; Airport name, Will Rogers World; Elev., 1294'; Facility, I-OKC; Procedure No. ILS Runway 35L, Amdt. 14; Eff. date, 15 May 69; Sup. Amdt. No. 13; Dated, 13 May 67

| Terminal routes | | | Minimum altitudes (feet) | Missed approach MAP: ILS DH, 1200'; LOC 3.9 miles after passing SP LOM. |
|-----------------------------|--------------------|--|--------------------------|--|
| From— | To— | Via | | |
| SPS VORTAC..... | SP LOM..... | Direct..... | 3000 | Climb to 2700' on LOC crs 329° within 20 miles; or, turn right, climb to 2700' on SPS VORTAC R 037° to Temple Int. Supplementary charting information: runway 33L, TDZ elevation, 1000'. |
| SPS VORTAC, R 232° CCW..... | SPS LOC (FO)..... | SPS 13-mile DME Arc/SPS, R 137° lead radial..... | 2500 | |
| Arrowhead Int..... | SP LOM (NOPT)..... | Direct..... | 2100 | |

Procedure turn E side of crs, 149° Outbnd, 329° Inbnd, 2500' within 10 miles of SP LOM. FAF, SP LOM. Final approach crs, 329°. Distance FAF to MAP, 3.9 miles.
Minimum glide slope interception altitude, 2100'. Glide slope altitude at OM, 2067'; at MM, 1187'.
Distance to runway threshold at OM, 3.9 miles; at MM, 0.6 mile.
MSA: 090°-270°-3100'; 270°-360°-3200'.
NOTE: Radar vectoring.
#RVR 24', runway 33L.
*Circling not authorized W of Runways 15R-33L defined by centerlines extended.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|------------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | DH | VIS | HAT | DH | VIS | HAT | DH | VIS | HAT | DH | VIS | HAT |
| S-33L..... | 1200 | RVR 24 | 200 | 1200 | RVR 24 | 200 | 1200 | RVR 24 | 200 | 1200 | RVR 24 | 200 |
| LOC: | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-33L..... | 1300 | RVR 24 | 300 | 1300 | RVR 24 | 300 | 1300 | RVR 24 | 300 | 1300 | RVR 40 | 300 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1380 | 1 | 365 | 1480 | 1 | 465 | 1480 | 1½ | 465 | 1580 | 2 | 565 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Wichita Falls; State, Tex.; Airport name, Sheppard AFB/Wichita Falls Air Terminal; Elev., 1015'; Facility I-SPS; Procedure No. ILS Runway 33L, Amdt. 7; Eff. date, 15 May 69; Sup. Amdt. No. 6; Dated, 3 June 67

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

| Terminal routes | | | | Missed approach | |
|--------------------|---------------------|--------|--------------------------|--|--|
| From— | To— | Via | Minimum altitudes (feet) | MAP: DH 1123'; LOC 3.9 miles after passing Addyston LOM. | |
| Mount Healthy Int. | Addyston LOM | Direct | 2200 | Climb to 2000' on 8 crs of ILS to Union Int and hold. Supplementary charting information: Hold 8, 1 minute, right turns, 360° Inbnd. TDZ elevation, 873'. | |
| Union Int. | Addyston LOM | Direct | 2300 | | |
| CVG VORTAC | Addyston LOM | Direct | 2300 | | |
| Madeira NDB | Addyston LOM | Direct | 2700 | | |
| New Baltimore Int. | Addyston LOM (NOPT) | Direct | 2000 | | |

Procedure turn W side of crs, 360° Outbnd, 180° Inbnd, 2000' within 10 miles of Addyston LOM.
FAF, Addyston LOM. Final approach crs, 180°. Distance FAF to MAP, 3.9 miles.
Minimum glide slope interception altitude, 2000'. Glide slope altitude at OM, 1966'; at MM, 1066'.
Distance to runway threshold at OM, 3.9 miles; at MM, 0.5 mile.
MSA: 000°-090°-2800'; 090°-180°-2800'; 180°-270°-2300'; 270°-360°-2300'.

NOTE: ASR.

§ Category D, 700-2.

* Inoperative components table does not apply to AL's for Categories A, B, and C aircraft. One-mile visibility required when AL's inoperative.

§ RVR 18' authorized runway 18 and 36 for Categories A, B, and C.

§ RVR 20' authorized runway 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|------------|--------|-----|----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | DH | VIS | HAT | DH | VIS | HAT | DH | VIS | HAT | DH | VIS | HAT |
| 8-18 | 1073 | RVR 18 | 200 | 1073 | RVR 18 | 200 | 1073 | RVR 18 | 200 | 1073 | RVR 20 | 200 |
| LOC: | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| 8-18* | 1200 | RVR 40 | 327 | 1200 | RVR 40 | 327 | 1200 | RVR 40 | 327 | 1200 | RVR 40 | 327 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C | 1300 | 1 | 410 | 1340 | 1 | 450 | 1340 | 1½ | 450 | 1560 | 2 | 670 |
| A | Standard.* | | | T 2-eng or less—Standard.† | | | T over 2-eng.—Standard.‡ | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 890'; Facility, I-SIC; Procedure No. ILS Runway 18, Amdt. 7; Eff. date, 15 May 69; Sup. Amdt. No. 6; Dated, 13 Mar. 69

| Terminal routes | | | | Missed approach | |
|--------------------|---------------------|--------------------------|--------------------------|---|--|
| From— | To— | Via | Minimum altitudes (feet) | MAP: DH 1050'; LOC 3.8 miles after passing Florence LOM. | |
| CVG VORTAC | Florence LOM | Direct | 2000 | Climb to 2000' direct Addyston LOM and hold. Supplementary charting information: Hold N, 1 minute, right turns, 180° Inbnd. TDZ elevation, 836'. | |
| New Baltimore Int. | Florence LOM | Direct | 2300 | | |
| Madeira NDB | Florence LOM | Direct | 2700 | | |
| Warsaw Int. | Union Int. | ABB R 674° and 8 crs CVG | 2400 | | |
| Falmouth VOR | Union Int. | FLM, R 314 and 8 crs CVG | 2400 | | |
| Union Int. | Florence LOM (NOPT) | LOC | 2000 | | |

Procedure turn E side of crs, 180° Outbnd, 360° Inbnd, 2000' within 10 miles of Florence LOM.
FAF, Florence LOM. Final approach crs, 360°. Distance FAF to MAP, 3.8 miles.
Minimum glide slope interception altitude, 2000'. Glide slope altitude at OM, 1913'; at MM, 1031'.
Distance to runway threshold at OM, 3.8 miles; at MM, 0.5 mile.
MSA: 000°-090°-2800'; 090°-180°-2300'; 180°-270°-2300'; 270°-360°-2300'.

NOTES: (1) ASR. (2) Glide slope unusable below 1050'.

* Category D, 700-2.

§ RVR 18' authorized Runways 18 and 36 for Categories A, B, and C.

§ RVR 20' authorized Runways 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|------------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | DH | VIS | HAT | DH | VIS | HAT | DH | VIS | HAT | DH | VIS | HAT |
| 8-36 | 1050 | RVR 18 | 200 | 1050 | RVR 18 | 200 | 1050 | RVR 18 | 200 | 1050 | RVR 20 | 200 |
| LOC: | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| 8-36* | 1220 | RVR 24 | 370 | 1220 | RVR 24 | 370 | 1220 | RVR 24 | 370 | 1220 | RVR 40 | 370 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C | 1300 | 1 | 410 | 1340 | 1 | 450 | 1340 | 1½ | 450 | 1560 | 2 | 670 |
| A | Standard.* | | | T 2-eng. or less—Standard.† | | | T over 2-eng.—Standard.‡ | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 890'; Facility, I-CVG; Procedure No. ILS Runway 36, Amdt. 23; Eff. date, 15 May 69; Sup. Amdt. No. 22; Dated, 13 Mar. 69

17. By amending § 97.31 of Subpart C to establish precision approach radar (PAR) and airport surveillance radar (ASR) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE RADAR

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

If a radar instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument procedure, unless an approach is conducted in accordance with a different procedure authorized for such airport by the Administrator. Initial approach minimum altitude(s) shall correspond with those established for en route operation in the particular area or as set forth below. Positive identification must be established with the radar controller. From initial contact with radar to final authorized landing minimums, the instructions of the radar controller are mandatory except when (A) visual contact is established on final approach at or before descent to the authorized landing minimums, or (B) at Pilot's discretion if it appears desirable to discontinue the approach. Except when the radar controller may direct otherwise prior to final approach, a missed approach shall be executed as provided below when (A) communication on final approach is lost for more than 5 seconds during a precision approach, or for more than 30 seconds during a surveillance approach; (B) directed by radar controller; (C) visual contact is not established upon descent to authorized landing minimums; or (D) if landing is not accomplished.

| Radar terminal area maneuvering sectors and altitudes (sectors and distances measured from radar antenna) | | | | | | | | | | Notes |
|---|-----|----------|----------|----------|----------|----------|----------|----------|----------|---|
| From— | To— | Distance | Altitude | Distance | Altitude | Distance | Altitude | Distance | Altitude | |
| As established by OKC ASR minimum altitude vectoring chart. | | | | | | | | | | Descend aircraft after passing FAF. 1. Runway 35L FAF—5 miles from threshold. Runway 35L, TDZ elevation, 1273'. 2. Runway 35R FAF—5 miles from threshold. Runway 35R, TDZ elevation, 1292'. 3. Runway 17L FAF—5 miles from threshold. Runway 17L, TDZ elevation, 1285'. 4. Runway 17R FAF—5 miles from threshold. Runway 17R, TDZ elevation, 1289'. |

Missed approach:

Runways 35L and 35R—Turn left, climb to 2500' direct OKC VORTAC.

Runways 17L and 17R—Climb to 2600' direct OK LOM and track on crs 171° from LOM within 15 miles or turn right, climb to 2500' direct OKC VORTAC.

RVR 24', Runway 35L.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|------------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-35L..... | 1680 | RVR 24 | 405 | 1680 | RVR 24 | 405 | 1680 | RVR 24 | 405 | 1680 | RVR 50 | 405 |
| S-35R..... | 1680 | ¾ | 388 | 1680 | ¾ | 388 | 1680 | ¾ | 388 | 1680 | 1 | 388 |
| S-17L..... | 1680 | ¾ | 395 | 1680 | ¾ | 395 | 1680 | ¾ | 395 | 1680 | 1 | 395 |
| S-17R..... | 1680 | ¾ | 400 | 1680 | ¾ | 400 | 1680 | ¾ | 400 | 1680 | 1 | 400 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C..... | 1740 | 1 | 446 | 1760 | 1 | 466 | 1760 | 1½ | 466 | 1860 | 2 | 566 |
| A..... | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Oklahoma City; State, Okla.; Airport name, Will Rogers World; Elev., 1294'; Facility, OKC ASR; Procedure No. ASR-1, Amdt. 7; Eff. date, 15 May 69; Sup. Amdt. No. Radar 1, Amdt. 6; Dated, 13 May 67

18. By amending § 97.31 of Subpart C to amend precision approach radar (PAR) and airport surveillance radar (ASR) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE RADAR

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

If a radar instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument procedure, unless an approach is conducted in accordance with a different procedure authorized for such airport by the Administrator. Initial approach minimum altitude(s) shall correspond with those established for en route operation in the particular area or as set forth below. Positive identification must be established with the radar controller. From initial contact with radar to final authorized landing minimums, the instructions of the radar controller are mandatory except when (A) visual contact is established on final approach at or before descent to the authorized landing minimums, or (B) at Pilot's discretion if it appears desirable to discontinue the approach. Except when the radar controller may direct otherwise prior to final approach, a missed approach shall be executed as provided below when (A) communication on final approach is lost for more than 5 seconds during a precision approach, or for more than 30 seconds during a surveillance approach; (B) directed by radar controller; (C) visual contact is not established upon descent to authorized landing minimums; or (D) if landing is not accomplished.

| Radar terminal area maneuvering sectors and altitudes (sectors and distances measured from radar antenna) | | | | | | | | | | Notes |
|---|------|----------|----------|----------|----------|----------|----------|----------|----------|---|
| From— | To— | Distance | Altitude | Distance | Altitude | Distance | Altitude | Distance | Altitude | |
| 350° | 030° | 40 | 2400 | 030° | 215° | 40 | 2500 | 215° | 250° | Descend aircraft after passing FAF. 1. Runway 36—FAF 5 miles from threshold. TDZ elevation, 850'. 2. Runway 18—FAF 5 miles from threshold. TDZ elevation, 873'. 3. Runway 9R—FAF 5 miles from threshold. TDZ elevation, 871'. 4. Runway 27L—FAF 5 miles from threshold. Minimum altitude over 2.2-mile fix, 1520'. TDZ elevation, 875'. |
| 030° | 215° | 40 | 2500 | 215° | 250° | 40 | 2600 | 250° | 300° | |
| 215° | 250° | 40 | 2400 | 250° | 300° | 60 | 3000 | 300° | 360° | |
| 250° | 300° | 40 | 2600 | 300° | 360° | 10 | 2000 | | | |
| 300° | 360° | 60 | 3000 | | | | | | | |

and including the area 4 miles E and 7 miles W of Runways 18-36 centerline extended 16 miles to the N; and the area 4 miles W and 7 miles E of Runways 18-36 centerline extended 16 miles to the S. Minimum altitude, 2000'.

Radar will provide 1000' vertical clearance within 3-mile radius of towers 1746' and 1749', 7 to 9 miles ENE; 1550', 24 miles NE; 1200', 2.5 miles; 1130', 9 miles E; 1120', 12 miles NW; water tank 1083', 4 miles SSE.

Missed approach: Runways 9R, 18, and 27L: Climb to 2000' and proceed S to Union Int. Hold S, 1 minute, right turns, 360° Inbnd. Runway 36: Climb to 2000' direct Addyston LOM. Hold N, 1 minute, right turns, 180° Inbnd.

*Inoperative components table does not apply to AL's for Categories A, B, and C aircraft. One-mile visibility required when AL's inoperative.

#RVR 18' authorized Runways 18 and 36 for Categories A, B, and C.
#RVR 20' authorized Runways 18 and 36 for Category D.

DAY AND NIGHT MINIMUMS

| Cond. | A | | | B | | | C | | | D | | |
|-------|-----------|--------|-----|-----------------------------|--------|-----|--------------------------|--------|-----|------|--------|-----|
| | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT | MDA | VIS | HAT |
| S-36 | 1200 | RVR 24 | 410 | 1200 | RVR 24 | 410 | 1200 | RVR 24 | 410 | 1200 | RVR 50 | 410 |
| S-18* | 1300 | RVR 40 | 427 | 1300 | RVR 40 | 427 | 1300 | RVR 40 | 427 | 1300 | RVR 50 | 427 |
| S-9R | 1300 | 3/4 | 429 | 1300 | 3/4 | 429 | 1300 | 3/4 | 429 | 1300 | 1 | 429 |
| S-27L | 1200 | 3/4 | 385 | 1300 | 3/4 | 385 | 1200 | 3/4 | 385 | 1200 | 1 | 385 |
| | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA | MDA | VIS | HAA |
| C | 1300 | 1 | 410 | 1340 | 1 | 450 | 1340 | 1 1/2 | 450 | 1500 | 2 | 670 |
| A | Standard. | | | T 2-eng. or less—Standard.# | | | T over 2-eng.—Standard.# | | | | | |

City, Covington; State, Ky.; Airport name, Greater Cincinnati; Elev., 800'; Facility, Cincinnati ASR; Procedure No. Radar-1, Amdt. 11; Eff. date, 15 May 69; Sup Amdt: No. 10; Dated, 13 Mar. 69

These procedures shall become effective on the dates specified therein.

(Secs. 307(c), 313(a), 601, Federal Aviation Act of 1958; 49 U.S.C. 1348(c), 1354(a), 1421; 72 Stat. 749, 752, 775)

Issued in Washington, D.C.; on April 8, 1969.

JAMES F. RUDOLPH,
Director, Flight Standards Service.

[F.R. Doc. 69-4357; Filed, Apr. 24, 1969; 8:45 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 69-108]

PART 1—GENERAL PROVISIONS

Ports of Entry; Tulsa, Okla.

APRIL 17, 1969.

Notice that it was proposed to designate Tulsa, Okla., as a port of entry in the customs district of Houston, Tex. (Region VI), was published in the FEDERAL REGISTER on February 18, 1969 (34 F.R. 2311). The proposal was based upon a need to provide better customs service in the Houston, Tex., customs district. No objections to the proposal were received.

Accordingly, by virtue of the authority vested in the President by section 1 of the Act of August 1, 1914, 38 Stat. 623 (19 U.S.C. 2), which was delegated to the Secretary of the Treasury by the President in Executive Order No. 10289, September 17, 1951 (3 CFR, Ch. II), and pursuant to authorization provided by Treasury Department Order No. 190, Rev. 6 (34 F.R. 6298), Tulsa, Okla., is hereby designated a port of entry in the Houston, Tex., customs district (Region VI), effective as of May 15, 1969.

The area of the port of Tulsa, Okla., is described as follows:

All of the area lying within the outer boundaries of the city of Tulsa, Okla., in-

cluding any independent cities, towns, political subdivisions or unincorporated areas, lying within the said boundaries.

To reflect this change, § 1.2(c) of the Customs Regulations is amended by inserting in the column headed "Ports of Entry" in the Houston, Texas, customs district (Region VI), in proper alphabetical order "Tulsa, Oklahoma (T.D. 69-108)."

(80 Stat. 379, sec. 1, 37 Stat. 434, sec. 1, 38 Stat. 623, as amended, R.S. 251, sec. 624, 40 Stat. 750; 5 U.S.C. 301, 19 U.S.C. 1, 2, 66, 1624)

[SEAL] EUGENE T. ROSSIDES,
Assistant Secretary of the Treasury.

[F.R. Doc. 69-4968; Filed, Apr. 24, 1969; 8:47 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 207—NAVIGATION REGULATIONS

Key West Harbor, Fla.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.173a establishing and governing the use of a restricted area in Key West Harbor, Fla., is hereby amended in its entirety, effective 30 days after publication in the FEDERAL REGISTER as follows:

§ 207.173a Key West Harbor, at U.S. Naval Base, Key West, Fla.; naval restricted area.

(a) *The areas.* (1) All waters within 100 yards of the U.S. Naval Station beginning at a point 100 yards due south of the south end of Whitehead Street at latitude 24°32'42.3" N., longitude 81°47'51" W., and extending westerly and northerly around the U.S. Naval Station to latitude 24°33'33" N., longitude 81°48'32.7" W.; and thence to the shore at latitude 24°33'32" N., longitude 81°48'29.5" W., the north end of the U.S. Coast Guard Base.

(2) All waters within 100 yards of the U.S. Naval Station Annex and the U.S. Naval Air Station Annex beginning at the shore at latitude 24°33'47.6" N., longitude 81°47'55.6" W.; thence westerly to latitude 24°33'48" N., longitude 81°48'00.9" W.; thence southerly to latitude 24°33'45.8" N., longitude 81°48'01" W.; thence westerly to latitude 24°33'47" N., longitude 81°48'12" W.; thence northerly to latitude 24°34'06.3" N., longitude 81°48'10" W.; and thence to latitude 24°33'57.6" N., longitude 81°47'20" W., 100 yards offshore of beacon No. 18.

(3) All waters within 100 yards of Fleming Key and within 100 yards of the fence across Fleming Key Cove.

(b) *The regulations.* (1) Entering or crossing any of the restricted areas described in paragraph (a) of this section is prohibited except as follows: Privately owned vessels properly registered and bearing identification in accordance with Federal and/or State laws and regulations, and at night showing lights required by Federal laws and U.S. Coast Guard regulations or, if no constant lights are required, then a bright white light showing all around the horizon, may transit the following portion of the restricted areas:

(i) The channel about 75 yards in width extending from the northwest corner of the U.S. Naval Station Annex eastward beneath the Fleming Key bridge along the north shore of the U.S. Naval Station Annex and the U.S. Naval Air Station Annex.

(ii) A channel 150 feet in width which will extend easterly from the main ship channel into Key West Bight, the north-

erly edge of which channel passes 25 feet south of the Navy Annex piers on the north side of the Bight. While legitimate access of privately owned vessels to facilities of Key West Bight is unimpeded, it is prohibited from mooring, anchoring, or fishing within 50 feet of any U.S. Navy owned pier or craft.

(2) Stopping or landing by other than government owned vessels and certain specifically authorized private craft in any of the restricted areas described in paragraph (a) of this section is prohibited.

(3) Vessels using the restricted channel areas described in subparagraph (1) (i) and (ii) of this paragraph shall proceed at speeds commensurate with minimum wake.

(4) The regulations in this section shall be enforced by the Commander, U.S. Naval Base, Key West, Fla., and such agencies as he may designate.

[Regs., Apr. 7, 1969, ENGOW-ON] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

For the Adjutant General.

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

[F.R. Doc. 69-4948; Filed, Apr. 24, 1969;
8:45 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

PART 4—BOARD OF CONTRACT APPEALS

On page 5173 of the FEDERAL REGISTER of March 13, 1969 (34 F.R. 5173), there was published, pursuant to the authority vested in the Secretary in 5 U.S.C. 22, a notice of proposed rule making under which the existing rules of the Interior Board of Contract Appeals would be revoked in their entirety, and new regulations relating to the authority of said Board, and its procedural rules, membership and decision making would be substituted. A 15-day period was allowed for the submission by interested persons of comments, suggestions, or objections relating to the new regulations.

Many suggestions and recommendations have been received. They have come from attorneys in private practice and from attorneys who represent the Government. Most of the suggestions have merit, but if they were all to be adopted, one of the primary purposes of the adoption of new rules—bringing the Interior Board's procedures into essential uniformity with those of the other major boards—would not be realized. However, some of the suggestions have been adopted. The principal revisions in the rules as previously published are:

1. The time allowed in § 4.3 for the transmittal of a notice of appeal by the contracting officer to the Board has been reduced from 10 days to 5 days. The

period specified in § 4.4 for completion and transmittal of the appeal file has been increased from 30 to 35 days. This change was made to afford a longer period for consultation between the contracting officer and the Department counsel who is designated after the notice of appeal is forwarded by the contracting officer.

2. A specific reference to the fact that inspection of an appeal file by the appellant may take place at a Departmental office other than the Board's office or that of the contracting officer, has been added to § 4.4. This is to encourage continuation of the present practice under which appeal files are sent for inspection to suitable Department of the Interior offices convenient to a contractor's headquarters, or to his attorney's office.

3. A statement has been added to § 4.6 that letter size paper should be used for the documents filed with the Board. This was suggested by the private bar. Most of the Department counsel have been filing their documents on letter size paper for some time.

4. Due to objections received from private practitioners and from Government lawyers, the requirement of § 4.16 for certification or registration of mail has been removed. The Board will retain its present practice of determining the date of service of a paper by looking to the date it was deposited in the mails. Specific authority for the use of certificates of mailing by attorneys has been added.

5. The substance of the Department of Agriculture's Board of Contract Appeals rule concerning sanctions for failure of a party to produce documents or other material in accordance with a Board request, or to make available an officer, director, official, or employee for oral examination or to answer written interrogatories, has been added to the new Interior rules (§ 4.31). This was at the suggestion of an attorney in private practice.

Other revisions of an editorial or clarifying nature have been made. The regulations are hereby adopted as set forth below.

Effective date. The new regulations shall be effective as provided in § 4.34, set forth below.

WALTER J. HICKEL,
Secretary of the Interior.

APRIL 21, 1969.

Sec.
4.0 Authority; guidelines; membership; decisions.

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- 4.3 Forwarding of appeals.
- 4.4 Duties of the contracting officer—appeal file.
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Appendix I—Notice of Appeal

AUTHORITY: The provisions of this Part 4 issued under 5 U.S.C. 22.

§ 4.0 Authority; guidelines; membership; decisions.

(a) The Board of Contract Appeals is the authorized representative of the Secretary for the purpose of hearing, considering and determining, as fully and finally as might the Secretary:

(1) Appeals by contractors from decisions of contracting officers of any bureau or office of the Department of the Interior, on their authorized representatives or other authorities, on disputed questions, taken pursuant to the provision of contracts requiring the determination of such appeals by the head of the agency or his duly authorized representative or board. The Board's authority, however, does not include the Secretary's special power granted by 16 U.S.C. section 832a(f) (1964) to modify, adjust, or cancel contracts, or to compromise or finally settle claims arising thereunder, upon such terms and conditions and in such manner as the Secretary (or his delegatee, the Bonneville Power Administrator) may deem necessary.

(b) When an appeal is taken pursuant to a disputes clause in a contract which limits appeals to disputes concerning questions of fact, the Board may in its discretion hear, consider, and decide all questions of law necessary for the complete adjudication of the issue.

(c) Emphasis is placed upon the sound administration of the rules in this part in specific cases, because it is impracticable to articulate a rule to fit every possible circumstance which may be encountered. The rules in this part will be interpreted so as to secure a just and inexpensive determination of appeals without unnecessary delay. Preliminary procedures are available to encourage full disclosure of relevant and material facts, and to discourage unwarranted surprise. All time limitations specified for various procedural actions are computed as maximums, and are not to be fully exhausted if the action described can be accomplished in a lesser period.

Where it has authority to extend time limitations, the Board may extend them in appropriate circumstances, on good cause shown. Whenever reference is made to contractor, appellant, contracting officer, respondent and parties, this shall include respective counsel for the parties as soon as appropriate notices of appearance have been filed with the Board.

(d) The Board of Contract Appeals (hereinafter referred to as the Board) consists of regular members named by the Secretary of the Interior (one of those members is designated as Chairman by the Secretary), and alternate members who may be named by the Secretary to serve, when necessary, in place of or in addition to regular members.

(e) The Chairman of the Board may direct that an appeal may be decided by a panel of any two members of the Board, but if they are unable to agree upon a decision, the Chairman may assign one or more additional members to consider the appeal. When an appeal is considered by three or more members of the Board, the concurrence of a majority shall be sufficient for a decision.

RULES

PRELIMINARY PROCEDURES

§ 4.1 Appeals, how taken.

Notice of an appeal must be in writing (a suggested form of notice appears herein following § 4.34). The original, together with two copies, may be filed with the contracting officer from whose decision the appeal is taken. The notice of appeal must be mailed or otherwise filed within the time specified therefor in the contract.

§ 4.2 Contents of notice of appeal.

A notice of appeal should indicate that an appeal is thereby intended, and should identify the contract (by number), the Department's bureau or office cognizant of the dispute, and the decision from which the appeal is taken. The notice of appeal should be signed personally by the appellant (the contractor making the appeal), or by an authorized officer of the appellant corporation or member of the appellant firm, or by the contractor's duly authorized representative or attorney. The complaint referred to in § 4.6 (Rule 6) may be filed with the notice of appeal, or the contractor may designate the notice of appeal as a complaint, if it otherwise fulfills the requirements of a complaint.

§ 4.3 Forwarding of appeals.

When a notice of appeal in any form has been received by the contracting officer, he shall endorse thereon the date of mailing (or the date of receipt, if the notice was otherwise conveyed) and within 5 days shall forward said notice of appeal to the Board by certified mail. At the same time, he shall notify the Department's Office of the Solicitor, in accordance with instructions of the Solicitor, that the appeal has been received in order that a Department counsel may be appointed. Following receipt by the Board of the original notice of an appeal (whether through the contracting

officer or otherwise), the contractor will be promptly advised of its receipt and docketing, and furnished a copy of the rules in this part. In the event the Board receives a notice of appeal which was not filed with the contracting officer, a copy shall be promptly transmitted to the latter by the Board.

§ 4.4 Duties of the contracting officer—appeal file.

Following receipt of a notice of appeal, or advice that an appeal has been filed, the contracting officer shall promptly, and in any event within 35 days, compile and transmit to the Board the appeal file (copies of all documents pertinent to the appeal). A duplicate appeal file shall be forwarded to the Department counsel. The appeal file shall include the following:

(a) The findings of fact and the decision from which the appeal is taken, and the letter or letters or other documents of claim in response to which the decision was issued;

(b) The contract, and pertinent plans, specifications, amendments, and change orders;

(c) Correspondence between the parties and other data pertinent to the appeal;

(d) Transcripts of any testimony taken during the course of proceedings, and affidavits, or statements of any witnesses on the matter in dispute made prior to the filing of the notice of appeal with the Board;

(e) Such additional information as may be considered material.

At the time of transmittal of the appeal file to the Board, the contracting officer shall notify the appellant, provide him with a listing of its contents, and afford him an opportunity to examine the same at the office of the contracting officer, at the office of the Board, or at a suitable alternative departmental office, for the purpose of satisfying himself as to the contents, and furnishing or suggesting any additional documentation deemed pertinent to the appeal. With his transmittal to the Board, the contracting officer shall certify that the appellant has been provided with the above-described listing.

§ 4.5 Dismissal for lack of jurisdiction.

Any motion addressed to the jurisdiction of the Board shall be promptly filed. Hearing on the motion shall be afforded on application of either party, unless the Board determines that its decision on the motion will be deferred pending hearing on both the merits and the motion. The Board shall have the right at any time and on its own motion to raise the issue of its jurisdiction to proceed with a particular case, and shall do so by an appropriate order, affording the parties an opportunity to be heard thereon.

§ 4.6 Pleadings.

(a) Within 30 days after receipt of notice of docketing of the appeal, the appellant shall file with the Board an original and one copy of a complaint setting forth simple, concise and direct statements of each of his claims, alleging the

basis with appropriate reference to contract provisions for each claim, and the dollar amount claimed. This pleading shall fulfill the generally recognized requirements of a complaint, although no particular form or formality is required. Letter size paper should be used for the complaint and for all other papers filed with the Board. A copy of the complaint will be served by the appellant upon the Department counsel, or if the latter's identity and address are not yet known, upon the Solicitor, U.S. Department of the Interior, C between 18th and 19th Streets NW., Washington, D.C. 20240, service to be in accordance with § 4.16 (Rule 16). Should the complaint not be received within 30 days, appellant's claim and appeal documents may, if in the opinion of the Board the issues before the Board are sufficiently defined, be deemed to set forth his complaint and the Department counsel shall be so notified.

(b) Within 30 days from receipt of said complaint, or the aforesaid notice from the Board, the Department counsel shall prepare and file with the Board an original and one copy of an answer thereto, setting forth simple, concise, and direct statements of the Government's defenses to each claim asserted by appellant. This pleading shall fulfill the generally recognized requirements of an answer, and shall set forth any affirmative defenses or counterclaims, as appropriate. One copy of the answer will be served by the Department counsel upon the appellant in accordance with § 4.16 (Rule 16). Should the answer not be received within 30 days, the Board may, in its discretion, enter a general denial on behalf of the Government, and the appellant shall be so notified.

§ 4.7 Amendments of pleadings or record.

(a) The Board upon its own initiative or upon application by a party may, in its discretion, order a party to make a more definite statement of the complaint or answer, or to reply to an answer.

(b) The Board may, in its discretion, and within the proper scope of the appeal, permit either party to amend his pleading upon conditions just to both parties. When issues within the proper scope of the appeal, but not raised by the pleadings or the appeal file described in § 4.4 (Rule 4) are tried by express or implied consent of the parties, or by permission of the Board, they shall be treated in all respects as if they had been raised therein. In such instances motions to amend the pleadings to conform to the proof may be entered, but are not required. If evidence is objected to at a hearing on the ground that it is not within the issues raised by the pleadings or said appeal file (which shall be deemed part of the pleadings for this purpose), it may be admitted within the proper scope of the appeal: *Provided, however*, That the objecting party may be granted a continuance if necessary to enable him to meet such evidence.

§ 4.8 Hearing—election.

Within 15 days after the Government's answer has been served upon the appel-

lant, or within 20 days of the date upon which the Board enters a general denial on behalf of the Government, notification as to whether one or both of the parties desire an oral hearing on the appeal should be given to the Board. In the event either party requests an oral hearing, the Board will schedule the same as hereinafter provided. In the event both parties waive an oral hearing, the Board, unless it directs an oral hearing, will decide the appeal on the record before it, supplemented as it may permit or direct. A party failing to elect an oral hearing within the time limitations specified in this section may be deemed to have submitted its case on the record.

§ 4.9 Prehearing briefs.

Based on an examination of the appeal file, the pleadings, and a determination of whether the arguments and authorities addressed to the issues are adequately set forth therein, the Board may in its discretion require the parties to submit prehearing briefs in any case in which a hearing has been elected pursuant to § 4.8 (Rule 8). In the absence of a Board requirement therefor, either party may in its discretion, and upon appropriate and sufficient notice to the other party, furnish a prehearing brief to the Board. In any case where a prehearing brief is submitted, it shall be furnished so as to be received by the Board at least 15 days prior to the date set for hearing, and a copy shall simultaneously be furnished to the other party as previously arranged.

§ 4.10 Prehearing or presubmission conference.

Whether the case is to be submitted without a hearing, or heard pursuant to §§ 4.17 through 4.25 (Rules 17 through 25), the Board may upon its own initiative or upon the application of either party, call upon the parties to appear before a member or examiner of the Board for a conference to consider:

(a) The simplification or clarification of the issues;

(b) The possibility of obtaining stipulations, admissions, agreements on documents, understandings on matters already of record, or similar agreements which will avoid unnecessary proof;

(c) The limitation of the number of expert witnesses, or avoidance of similar cumulative evidence, if the case is to be heard;

(d) The possibility of agreement disposing of all or any of the issues in dispute;

(e) Such other matters as may aid in the disposition of the appeal.

Any conference results that are not reflected in a transcript shall be reduced to writing by the Board member or examiner. This writing shall thereafter constitute part of the record.

§ 4.11 Submission without a hearing.

Either party may elect to waive a hearing and to submit his case upon the Board record, as settled pursuant to § 4.13 (Rule 13). Such waiver shall not affect the other party's rights under § 4.8 (Rule 8). In the event of such elec-

tion (see the time limitations for election in § 4.8 (Rule 8)), the submission may be supplemented by oral argument (transcribed if requested) and by briefs.

§ 4.12 Accelerated procedure.

When a very strong showing is made that there is a reason (e.g., hardship to the contractor) for utilization of an accelerated procedure, the Board will undertake to issue an appeal decision on an expedited basis, without regard to the normal position of the appeal on the docket. Under this accelerated procedure, the case will be further expedited if the parties elect to waive pleadings and elect to waive a hearing, thus submitting the matter for decision on the record. In all other respects these rules will apply.

§ 4.13 Settling of the record.

(a) A case submitted on the record pursuant to § 4.11 (Rule 11) shall be ready for decision when the parties are so notified by the Board. A case which is heard shall be ready for decision upon receipt of transcript, or upon receipt of briefs when briefs are to be submitted. At any time prior to the date that a case is ready for decision, either party, upon notice to the other, may supplement the record with documents and exhibits deemed relevant and material by the Board. The Board upon its own initiative may call upon either party, with appropriate notice to the other, for evidence deemed by it to be relevant and material. The weight to be attached to any evidence of record will rest within the sound discretion of the Board. Either party may at any stage of the proceeding, on notice to the other party, raise objection to material in the record or offered into the record, on the grounds of relevancy and materiality.

(b) The Board record shall consist of the appeal file described in § 4.4 (Rule 4) and any additional material, pleadings, prehearing briefs, record of prehearing or presubmission conferences, depositions, interrogatories, admissions, transcripts of hearing, hearing exhibits, and posthearing briefs, as may thereafter be developed pursuant to the rules in this part. In deciding appeals the Board in addition to considering the Board record may take official notice of facts within general knowledge.

(c) This record will at all times be available for inspection by the parties at an appropriate time and place. In the interest of convenience, prior arrangements for inspection of the file should be made with the Recorder of the Board. Copies of material in the record may, if practicable, be furnished to appellant at the cost of reproduction.

§ 4.14 Depositions.

(a) *When permitted.* After an appeal has been docketed, the Board may, for good cause shown, order the taking of testimony of any person by deposition upon oral examination or written interrogatories before any officer authorized to administer oaths at the place of examination, for use as evidence or for purpose of discovery. The application for

order shall specify whether the purpose of the deposition is discovery or for use as evidence.

(b) *Orders on depositions.* The time, place, and manner of taking depositions shall be governed by orders of the Board.

(c) *Use as evidence.* No testimony taken by deposition shall be considered as part of the evidence in the hearing of an appeal unless and until such testimony is offered and received in evidence at such hearing. It will not ordinarily be received in evidence if the deponent is present and can testify personally at the hearing. In such instance, however, the deposition may be used to contradict or impeach the testimony of the witness given at the hearing. In cases otherwise heard on the record, the Board may, on motion of either party and in its discretion, receive depositions as evidence to supplement the record.

(d) *Expenses.* All expenses of taking the deposition of any person shall be borne by the party taking that deposition, except that the other party shall be entitled to copies of the transcript of the deposition only upon paying therefor.

§ 4.15 Interrogatories to parties; inspection of documents; admission of facts.

For good cause shown, the Board may permit a party to serve written interrogatories upon the opposing party, order a party to produce and permit inspection and copying or photographing of designated documents relevant to the appeal, or permit the serving on the opposing party of a request for admission of facts. Such permission will be granted and orders entered as are consistent with the objective of securing just and inexpensive determination of appeals without unnecessary delay.

§ 4.16 Service of papers.

A copy of all pleadings, briefs, or other papers addressed to the Board, except the appeal file, shall be served on the other party at the time of filing with the Board. Service of papers may be made personally or by mailing same in a sealed envelope addressed to the other party. When a party is represented by an attorney, certificates of mailing (or stating that personal service was made) should be provided to the Board.

HEARINGS

§ 4.17 Where and when held.

Hearings may be held in Washington, D.C., or upon request seasonably made and upon good cause shown, the Board may in its discretion set the hearing on an appeal at a location other than Washington, D.C. Hearings will be scheduled at the discretion of the Board with due consideration to the regular order of appeals and other pertinent factors. On request or motion by either party and upon good cause shown, the Board may in its discretion advance a hearing.

§ 4.18 Notice of hearings.

The parties shall be given at least 15 days' notice of the time and place set for hearings. In scheduling hearings, the

Board will give due regard to the desires of the parties, and to the requirement for just and inexpensive determination of appeals without unnecessary delay. Notices of hearing shall be promptly acknowledged by the parties. A party failing to acknowledge a notice of hearing shall be deemed to have consented to the indicated time and place of hearing.

§ 4.19 Unexcused absence of a party.

The unexcused absence of a party at the time and place set for hearing will not be occasion for delay. In the event of such absence, the hearing will proceed and the case will be regarded as submitted by the absent party as provided in § 4.11 (Rule 11). The Board shall notify the absent party of the proceedings had and shall advise him that he has 5 days from the receipt of such notification within which to show cause why the appeal should not be decided on the record made.

§ 4.20 Nature of hearings.

Hearings shall be as informal as may be reasonable and appropriate in the circumstances. Appellant and respondent may offer at a hearing on the merits such relevant evidence as they deem appropriate and as would be admissible under the generally accepted rules of evidence applied in the courts of the United States in nonjury trials, subject, however, to the sound discretion of the presiding member or examiner in supervising the extent and manner of presentation of such evidence. In general, admissibility will hinge on relevancy and materiality. Letters or copies thereof, affidavits, or other evidence not ordinarily admissible under the generally accepted rules of evidence, may be admitted in the discretion of the presiding member or examiner. The weight to be attached to evidence presented in any particular form will be within the discretion of the Board, taking into consideration all the circumstances of the particular case. Stipulations of fact agreed upon by the parties may be regarded and used as evidence at the hearing. The parties may stipulate the testimony that would be given by a witness if the witness were present. The Board may in any case require evidence in addition to that offered by the parties.

§ 4.21 Examination of witnesses.

Witnesses before the Board will be examined orally under oath or affirmation, unless the facts are stipulated, or the presiding Board member or examiner shall otherwise order. If the testimony of a witness is not given under oath the presiding Board member or examiner shall call to the attention of the witness the provisions of title 18, United States Code, sections 287 and 1001, prescribing penalties for knowingly making false representations in connection with claims against the United States or in any matter within the jurisdiction of any department or agency thereof.

§ 4.22 Copies of papers.

When books, records, papers, or documents have been received in evidence, a

true copy thereof or of such part thereof as may be material or relevant may be substituted therefor, during the hearing or at the conclusion thereof.

§ 4.23 Posthearing briefs.

Posthearing briefs may be submitted upon such terms as may be agreed upon by the parties and the presiding Board member or examiner at the conclusion of the hearing.

§ 4.24 Transcript of proceedings.

Testimony and argument at hearings shall be reported verbatim, unless the Board otherwise orders. Transcripts of the proceedings shall be supplied to the parties at such rates as may be fixed by contract between the reporter and the Department of the Interior agency or office which is involved in the appeal, or equivalent rates if the proceedings are reported by an employee of the Government.

§ 4.25 Withdrawal of exhibits.

After a decision has become final, the Board may, upon request and after notice to the other party, in its discretion permit the withdrawal of original exhibits, or any part thereof, by the party entitled thereto. The substitution of true copies of exhibits or any part thereof may be required by the Board in its discretion as a condition of granting permission for such withdrawal.

§ 4.26 Practice before Board.

Representation of a contractor before the Board is governed by Part 1 of this subtitle, which regulates practice before the Department of the Interior.

§ 4.27 Representation of the Government.

Department counsel designated by the Solicitor of the Department represent the agencies, bureaus, and offices cognizant of the disputes brought before the Board. They shall file notices of appearance with the Board, and shall notify the appellant or his attorney that they represent the Government. The Department counsel shall represent the Government in the same manner as a private advocate represents a client.

§ 4.28 Decisions.

Decisions of the Board will be made in writing. Copies thereof will be forwarded simultaneously to both parties by certified mail. The rules of the Board and all final orders and decisions (except those that under applicable law should be held confidential and not cited as precedents) shall be open for public inspection at the offices of the Board. Decisions of the Board will be made upon the record, as described in § 4.13 (Rule 13).

§ 4.29 Motions for reconsideration.

A motion for reconsideration, if filed by either party, shall set forth specifically the ground or grounds relied upon in support of the motion, and shall be filed within 30 days from the date of the receipt of a copy of the Board's decision

by the party filing the motion. Reconsideration of a decision, which may include a hearing or rehearing, may be granted if, in the judgment of the Board, sufficient reason therefor appears.

§ 4.30 Dismissal without prejudice.

In certain cases, appeals docketed before the Board reach a stage where the Board is unable to proceed with disposition thereof for reasons not within the control of the Board. In any such case where the inability to take action upon the appeal has continued, or it appears that it will continue, for an inordinate length of time, the Board may in its discretion dismiss such appeal from its docket without prejudice to its restoration when the cause of delay has been removed, and when the parties have complied with conditions specified by the Board in its dismissal order.

§ 4.31 Sanctions.

In the event of failure of a party to comply with a request of the Board for production of documents or other material, or failure of a party to make available an officer, director, official, or employee of such party, for answering written interrogatories or questions on oral examination, without showing an excuse or explanation for such failure satisfactory to the Board, the Board may (a) decide the fact or issue relating to the material which the Board has requested to be produced, or relating to what might have been elicited from the person whose testimony was requested, in accordance with the claim of the other party or in accordance with other evidence available to the Board; (b) dismiss all or part of an appeal in appropriate circumstances; or (c) make such other ruling as the Board determines is just and proper.

§ 4.32 Remands from courts.

Whenever any matter is remanded to the Board from any court for further proceedings, each of the parties shall, within 20 days of such remand, submit a report to the Board, recommending procedures to be followed in order to comply with the court's order. The Board will review the reports and enter special orders governing the handling of matters remanded to it for further proceedings by any court. To the extent the court's directive and time limitations will permit, such orders will conform to the rules in this part.

§ 4.33 Standards of conduct.

No member of the Board shall consider an appeal if he has participated in the awarding or administration of the contract in question. There shall be no communication between any party to an appeal and a Board member or Board employee concerning the merits of the appeal, unless such communication (if written) is also furnished to the other party to the appeal, or (if oral) is made in the presence of the other party. The Board also shall exercise care to avoid receiving, except as part of the formally established appeal record, any information having a substantial bearing upon

an appeal from persons who do not represent a party in the appeal, but nonetheless have an interest in the decision to be rendered.

§ 4.34 Effective date and applicability.

The revised rules in this part shall take effect 60 days following publication in the FEDERAL REGISTER. They shall not apply to appeals which have been docketed prior to their effective date, except as otherwise directed by the Board and agreed to by the parties.

APPENDIX I

NOTICE OF APPEAL

BOARD OF CONTRACT APPEALS,
Office of the Secretary,
Department of the Interior,
Washington, D.C. 20240.

Appeal of _____ (Date)

(Name of contractor)

(Address)
Contract No. _____
(Invitation No.)
Specifications No. _____

(Name and Location of Project)

(Name of Bureau or Office)
The undersigned contractor appeals to the Board of Contract Appeals from decision or findings of fact dated _____ by _____
(Name of contracting officer)
The decision or findings of fact is erroneous because:
(State specific facts and circumstances and the contractual provisions involved)

(Signature)

(Title)

[F.R. Doc. 69-4945; Filed, Apr. 24, 1969;
8:45 a.m.]

Title 46—SHIPPING

Chapter II—Maritime Administration, Department of Commerce

SUBCHAPTER J—MISCELLANEOUS

[General Order 102]

PART 370—CLAIMS

Processing of Time-Barred Claims

The text of Subpart A of this part is hereby designated General Order 102 and revised to read as follows:

Subpart A—Processing of Time-Barred Claims

- Sec.
370.1 Definitions.
370.2 General policy.

AUTHORITY: The provisions of this Subpart A issued under sec. 204, 49 Stat. 1987, as amended; 46 U.S.C. 1114.

Subpart A—Processing of Time-Barred Claims

§ 370.1 Definitions.

(a) "Time-barred claim" means a claim against the Government, for which the statutory period for filing suit has expired.

(b) "Contract" includes every agreement or contract entered into by the Maritime Administrator and/or Maritime Subsidy Board, the Director National Shipping Authority or their delegatee.

§ 370.2 General policy.

(a) Time-barred claims shall be rejected, except as follows:

(1) A time-barred claim which could be asserted in court by way of set-off against a claim in favor of the United States arising out of the same contract may be considered in an overall settlement where settlement will result in a net payment to the United States, provided claimant releases the United States from all claims arising from or in any way connected with said contract.

(2) Time-barred claims in favor of friendly foreign governments shall not be rejected solely because they are time-barred. However, should any such government adopt the practice of asserting the statute of limitations as a defense against claims of the United States, the time-barred claims of that government shall be rejected.

(3) Time-barred claims arising under Second Seamen's War Risk Insurance (or similar earlier types of crew insurance) where the policy was issued or the risks were assumed by the Maritime Administration (or its predecessors), shall not be rejected where the beneficiaries were precluded from receiving the proceeds of the policy by reason of regulations or orders of the U.S. Government (i) by reason of the beneficiary being physically or mentally unable to present the claim, (ii) by the beneficiaries being unaware of their entitlement to the proceeds in question, or (iii) where the claim is not "stale" under general principles of equity.

(b) For the purpose of a claim by a General Agent under General Agency Agreements set forth in 32A CFR AGE-1 for reimbursement by the Maritime Administration on account of a timely payment made to a third party within a period of limitations running from the date the claim of the third party accrued, the period of limitations applicable to the General Agent shall run from the date of such payment. In all other cases involving claims arising under General Agency Agreements, including third-party claims, the policy provided in paragraph (a) of this section shall apply.

(c) Consideration of any claim governed by applicable regulations in this chapter II, including without limitation Parts 272, 292, and 205 of this chapter, shall be controlled by the time limitations expressly provided for with respect to the submission of such claims.

Dated: April 21, 1969.

By order of the Maritime Administrator.

JAMES S. DAWSON, JR.,
Secretary.

[F.R. Doc. 69-4961; Filed, Apr. 24, 1969;
8:47 a.m.]

[General Order 92, Rev.]

PART 375—EXCHANGE OF VESSELS

The text of Part 375 of this title and chapter, exclusive of the Statement of Policy appended thereto (33 F.R. 14545), is hereby revised to read as follows:

- Sec.
375.1 Purpose.
375.2 Definitions.
375.3 General provisions.
375.4 Application for exchange.

AUTHORITY: §§ 375.1 to 375.4 issued under sec. 204, 49 Stat. 1987, as amended, 46 U.S.C. 1114; Public Law 86-575, 74 Stat. 312, as amended by Public Law 89-254, 79 Stat. 990.

§ 375.1 Purpose.

This part prescribes the procedures to be followed with respect to the exchange of vessels pursuant to section 510(i) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 1160(i)), herein referred to as the "Act."

§ 375.2 Definitions.

(a) "Exchange Ship" means an acceptable vessel of 1,500 gross tons or over, constructed or contracted for by the U.S. shipyards before September 3, 1945, owned by a citizen or citizens of the United States, documented under the laws of the United States, and which has not been operated with operating-differential subsidy under Title VI of the Act, by the applicant or any affiliate of the applicant, for at least 3 years immediately prior to the date of the exchange.

(b) "Transfer Ship" means an ocean-going, war-built vessel of 1,500 gross tons or over which was constructed or contracted for by the U.S. shipyards during the period beginning September 3, 1939, and ending September 2, 1945, and owned by the United States.

§ 375.3 General provisions.

(a) Authority to exchange vessels pursuant to the Act expires July 5, 1970.

(b) An applicant acquiring a Transfer Ship shall enter into a contract in

form prescribed by the Maritime Administration.

(c) No payments shall be made by the United States to the owner of an Exchange Ship in connection with any exchange under the Act.

(d) Except where traded-out for use exclusively in trade and commerce on the Great Lakes, including the St. Lawrence River and Gulf, tanker vessels may be traded-out only for major conversions into dry cargo carriers or liquid bulk carriers, including natural gas carriers, but excluding bulk petroleum carriers.

(e) Neither section 510(e) of the Act, nor the nontaxable exchange provisions of the Internal Revenue Code, shall apply to the exchange of ships under the Act.

(f) Any repairs or reconversion necessary at the time of the exchange to place the Transfer Ship in class and prepare it for commercial operation shall be performed in a shipyard within the continental United States.

(g) Title to the transfer and exchange ships shall pass simultaneously on the date specified in the contract.

(h) The applicant may with the consent of the Maritime Administration use the Exchange Ship until completion of preparation of the Transfer Ship for normal operation in commercial service under terms and conditions of a Use Agreement in form prescribed by the Maritime Administration.

(i) The Secretary of Commerce shall consult with and obtain the approval of the Defense Department before any vessel of a military type is exchanged under the provisions of the Act.

§ 375.4 Application for exchange.

(a) Applications for exchange of ships pursuant to the Act shall be filed with the Chief, Office of Ship Operations, Maritime Administration, Department of Commerce, Washington, D.C. 20235, on forms obtained from that office.

(b) Applications are considered as officially filed when a qualified applicant:

(1) Submits fifteen (15) completely filled in copies of Form MA-182 (Application for Exchange of Ships);

(2) Executes and files in triplicate an Affidavit of U.S. citizenship in the form prescribed by the Maritime Administration (32A CFR AGE-2);

(3) Submits financial data as required by the Maritime Administration;

(4) Furnishes, if a corporation, a statement in duplicate showing the names, residence addresses, dates, and places of birth, and citizenship of the officers, directors, and stockholders of record owning five percent (5%) or more of the issued and outstanding stock of the applicant, as well as other ship owning companies in which any such officer, director, or stockholder has a financial interest.

(c) When alternate Transfer Ships are included in one application, consideration will be given to the first listed Transfer Ship which is available. To the extent feasible, as determined by the Maritime Administration, priority will be established based upon the date of filing of the application and such priority shall be maintained as long as the applicant proceeds promptly to effect the exchange of ships. Applications for a Transfer Ship previously applied for by another applicant will not be processed until such Transfer Ship has been rejected by the first applicant or otherwise becomes available for reassignment.

(d) Each applicant will be notified of actions taken on his application.

(e) The Office of Ship Operations coordinates ship exchange activities of the Maritime Administration and approves and administers the provisions of the ship exchange contracts.

Dated: April 22, 1969.

By order of the Maritime Administrator,

JAMES S. DAWSON, Jr.,
Secretary.

[F.R. Doc. 69-5012; Filed, Apr. 24, 1969; 8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Fiscal Service

[31 CFR Part 306]

UNITED STATES SECURITIES

Book-Entry Procedure

Notice is hereby given, pursuant to the Administrative Procedure Act, 5 U.S.C. 553, that Subpart O of the regulations set forth in Treasury Department Circular No. 300, Third Revision, dated December 23, 1964, as amended (31 CFR Part 306), are to be further amended as tentatively shown below. However, prior to their final adoption, consideration will be given to any data, views, or arguments pertaining thereto which are submitted by interested persons in writing, in duplicate, to the Commissioner of the Public Debt, Washington, D.C. 20220, on or before 12 noon, May 22, 1969. All suggestions for changes should be accompanied by drafts of the language thought necessary to accomplish the desired change and by statements in support thereof.

Dated: April 21, 1969.

[SEAL] JOHN K. CARLOCK,
Fiscal Assistant Secretary.

Subpart O¹ of Treasury Department Circular No. 300, Third Revision, dated December 23, 1964, as amended (31 CFR Part 306), is hereby further amended and revised as follows:

Subpart O—Book-Entry Procedure

§ 306.115 Definition of terms.

In this subpart, unless the context otherwise requires or indicates:

(a) "Reserve Bank" means a Federal Reserve Bank and its branches acting as Fiscal Agent of the United States.

(b) "Treasury security" means a transferable Treasury bond, note, certificate of indebtedness, or bill issued under the Second Liberty Bond Act, as amended, in the form of a definitive Treasury security or a book-entry Treasury security.

(c) "Definitive Treasury security" means a transferable Treasury bond, note, certificate of indebtedness, or bill issued under the Second Liberty Bond Act, as amended, in the form of an entry form.

(d) "Book-entry Treasury security" means a transferable Treasury bond, note, certificate of indebtedness, or bill issued under the Second Liberty Bond Act, as amended, in the form of an entry

made as prescribed in this subpart on the records of a Reserve Bank.

(e) "Serially-numbered advice of transaction" means the confirmation (prescribed in § 306.116) issued by a Reserve Bank which is identifiable by a unique number and indicates that a particular written instruction to the Reserve Bank with respect to the deposit or withdrawal of a specified book-entry Treasury security (or securities) has been executed.

(f) "Pledge" includes a pledge of, or any other security interest in, Treasury securities held as collateral for loans or advances or to secure deposits of public monies or the performance of an obligation.

(g) "Date of call" (see § 306.2) is "the date fixed in the official notice of call published in the FEDERAL REGISTER . . . on which the obligor will make payment of the security before maturity in accordance with its terms."

§ 306.116 Authority of Reserve Banks.

Each Reserve Bank is hereby authorized and directed, in accordance with the provisions of this subpart, to (a) issue book-entry Treasury securities by means of entries on its records which shall include the name of the depositor, the amount, the title of the loan (or the series) and the maturity date; (b) effect conversions between book-entry Treasury securities and definitive Treasury securities; (c) otherwise service and maintain book-entry Treasury securities; and (d) issue serially-numbered advices of transactions with respect to each instruction relating to the deposit or withdrawal of a book-entry Treasury security (or securities) which has been executed. Each such advice shall confirm that book-entry Treasury securities of the amount, loan title (or series) and maturity date specified in the depositor's instruction have been deposited or withdrawn.

§ 306.117 Scope and effect of book-entry procedure.

(a) The book-entry procedure shall apply to Treasury securities deposited with any Reserve Bank (1) as collateral pledged to a Reserve Bank (in its individual capacity) for advances by it, (2) as collateral pledged to the United States under Treasury Department Circulars No. 92 or 176, both as revised and amended, and (3) by a member bank of the Federal Reserve System for its sole account and in lieu of the safekeeping of definitive Treasury securities by a Reserve Bank in its individual capacity. Any depositor which has definitive Treasury securities on deposit with a Reserve Bank (in either its individual capacity or as Fiscal Agent) for any purpose specified above or which hereafter deposits such securities for any such purpose shall be deemed to have consented to their conversion to book-entry Treasury securities pursuant to the provisions of this subpart, and in the manner and under the procedures prescribed by the Reserve Bank.

(b) (1) A Reserve Bank as Fiscal Agent of the United States may also apply the book-entry procedure provided for in this subpart to any Treasury securities which have been or are hereafter deposited for any purpose in accounts with it in its individual capacity under terms and conditions which indicate that the Reserve Bank will continue to maintain such deposit accounts in its individual capacity, notwithstanding application of the book-entry procedure to such securities. This paragraph is applicable, but not limited, to securities deposited:

(i) In connection with deposits in member banks of funds of States, municipalities, or other political subdivisions; or

(ii) In connection with the performance of an obligation or duty under Federal, State, municipal or local law, or judgments or decrees of courts.

The application of the book-entry procedure under this paragraph shall not derogate from or adversely affect the relationships that would otherwise exist between a Reserve Bank in its individual capacity and its depositors concerning any deposits under this paragraph.

Whenever the book-entry procedure is applied to such Treasury securities, the Reserve Bank is authorized to take all action necessary in respect of the book-entry procedure to enable such Reserve Bank in its individual capacity to perform its obligations as depositary with respect to such Treasury securities.

(2) The rights of all persons in all Treasury securities (whether pledged or otherwise) referred to in subparagraph (1) of this paragraph shall in all respects be the same when those securities are in book-entry form as if definitive Treasury securities in bearer form in the same amount and of the same loan (or series) and maturity date had at all times been held in custody by the Reserve Bank in its individual capacity in accordance with the agreement between such bank and its depositors.

(c) In addition to applying the book-entry procedure to Treasury securities deposited under paragraphs (a) and (b) of this section, the procedure may be applied by any Reserve Bank, with the approval of the Secretary of the Treasury, to any other Treasury securities deposited with the Reserve Bank.

(d) No deposits shall be accepted under this section on or after the date of maturity or call of the securities.

§ 306.118 Pledges.

A pledge of book-entry Treasury securities maintained under § 306.117 is effected, notwithstanding any provision of law to the contrary, by a Reserve Bank's

¹ The Second Amendment to the Third Revision, dated Nov. 7, 1967, redesignated the then-current Subpart O, "Miscellaneous Provisions," as Subpart P and renumbered §§ 306.115 through 306.118 as §§ 306.123 through 306.126, respectively, and inserted a new Subpart O on book-entry procedure.

making an appropriate entry in its records of the amount of the securities pledged. The making of such entry (a) shall have the effect of a delivery of definitive Treasury securities in bearer form in the amount of the obligations pledged; (b) shall have the effect of a taking of delivery by the pledgee; (c) shall effect a perfected security interest therein in favor of the pledgee; and (d) shall constitute such pledgee a holder. No filing or recording with a public recording office or officer shall be necessary to perfect any pledge in any book-entry Treasury securities under this subpart. Any pledge of definitive Treasury securities existing at the time of the conversion hereunder of such securities to book-entry form shall continue to be fully effective notwithstanding such conversion. A Reserve Bank shall, upon receipt of appropriate instructions, convert book-entry Treasury securities into definitive Treasury securities and deliver them to the pledgee or other appropriate party for disposition under the applicable pledge arrangement; and the pledge interest of the pledgee in such book-entry Treasury securities prior to conversion to definitive securities shall continue without interruption to be fully effective with respect to such definitive securities.

§ 306.119 Limitations on transfers or pledges.

Except as provided in this subpart, book-entry Treasury securities may not be assigned, transferred, hypothecated, pledged as collateral, or used as security for the performance of an obligation, and the Treasury Department will not recognize any such assignment, transfer, hypothecation, pledge or use.

§ 306.120 Withdrawals and transfers.

Withdrawals and transfers of book-entry Treasury securities may be made upon a depositor requesting (a) delivery of like definitive Treasury securities to itself or on its order to a transferee, or (b) transfer to any transferee eligible under § 306.117. The making of any book-entry transfer by a Reserve Bank shall have the same effect as a delivery to the transferee of definitive Treasury securities in bearer form. The transfer of book-entry Treasury securities within a Reserve Bank will be made in accordance with procedures established by the latter not inconsistent with this subpart. The transfer of book-entry Treasury securities between Reserve Banks will be made through a telegraphic transfer procedure. All requests for withdrawal or for transfer must be made prior to the maturity or date of call of the securities. Treasury bonds and notes which are actually to be delivered upon withdrawal or transfer may be issued either in registered or in bearer form, except that EA and EO series of Treasury notes will be issued in bearer form only.

§ 306.121 Registered bonds and notes.

No formal assignment shall be required for the conversion to book-entry Treasury securities of registered Treasury securities held by a Reserve Bank (in either its individual capacity or as Fiscal

Agent) on the effective date of this subpart for any purpose specified in § 306.117(a). Registered Treasury securities deposited thereafter with a Reserve Bank for any purpose specified in § 306.117 shall be assigned for conversion to book-entry Treasury securities. The assignment, which shall be executed in accordance with the provisions of Subpart F of the regulations in this part, so far as applicable, shall be to "Federal Reserve Bank of _____, as Fiscal Agent of the United States, for conversion to book-entry Treasury securities."

§ 306.122 Servicing book-entry Treasury securities; payment of interest, payment at maturity or upon call.

Interest becoming due on book-entry Treasury securities shall be charged in the Treasurer's account on the interest due date and remitted or credited in accordance with the depositor's instructions. Such securities shall be redeemed and charged in the Treasurer's account on the date of maturity, call or advance refunding, and the redemption proceeds, principal and interest, shall be disposed of in accordance with the depositor's instructions.

[F.R. Doc. 69-4956; Filed, Apr. 24, 1969; 8:46 a.m.]

DEPARTMENT OF THE INTERIOR

National Park Service

[36 CFR Part 7]

YOSEMITE NATIONAL PARK, CALIF.

Fishing

Notice is hereby given that pursuant to the authority contained in section 3 of the Act of August 25, 1916 (39 Stat. 535, as amended; 16 U.S.C. 3), the Act of June 2, 1920 (41 Stat. 731; 16 U.S.C. 57; 245 DM1 (27 F.R. 6395 as amended), National Park Service Order No. 34 (31 F.R. 4255 as amended), Regional Director, Western Region Order No. 4 (31 F.R. 5577), it is proposed to amend § 7.16 of Title 36 of the Code of Federal Regulations as set forth below.

The purpose of this amendment is to establish specific closure to angling of the waters of Delaney Creek and Skelton Lakes in Yosemite National Park, for the protection and preservation of the Plute cut-throat trout. The closure is considered necessary in light of a cooperative program of attempts to restore a rare and endangered trout species, the Plute trout, *Salmo clarki selenurus*. This program is a joint effort of the park and the California Department of Fish and Game.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rule-making process. Accordingly, interested persons may submit written comments, suggestions, or objections to the Superintendent, Yosemite National Park, Post Office Box 577, Yosemite National Park, Calif. 95389, within 30 days of the publication of this notice in the FEDERAL REGISTER.

New subparagraph (1) is added to paragraph (k) of § 7.16 as follows:

§ 7.16 Yosemite National Park.

(k) Experimental fish management waters.

(1) Skelton Lakes, and Delaney Creek from its beginning at the outlet of the lower Skelton Lake to its interception with the Tuolumne Meadows—Young Lakes Trail, are closed to all public fishing.

LAWRENCE C. HADLEY,
Superintendent,
Yosemite National Park.

[F.R. Doc. 69-4943; Filed, Apr. 24, 1969; 8:45 a.m.]

ATOMIC ENERGY COMMISSION

[10 CFR Part 2]

SAFEGUARDS AND PHYSICAL SECURITY MEASURES

Information Received From Applicants and Licensees

The Atomic Energy Commission's regulations in 10 CFR Part 70, "Special Nuclear Material" were amended in 1967 (32 F.R. 2364, Feb. 3, 1967) to require, among other things, that each licensee authorized to possess a quantity of special nuclear material exceeding 5,000 grams of contained uranium 235, uranium 233, plutonium or any combination (except those holding licenses for use of special nuclear material in nuclear reactors or sealed sources) to submit to the Commission a full description of procedures for the control of and accounting for special nuclear material, and an identification of the fundamental material controls which are considered essential for assuring that special nuclear material in the licensee's possession is adequately safeguarded.

Applicants for licenses to operate production and utilization facilities under 10 CFR Part 50 furnish information regarding physical security measures to protect against possible industrial sabotage to these facilities. Some of this information describes the details of the physical security system employed by the applicant such as the type of locks or alarm systems utilized, and the guard patrol schedule.

Both types of detailed information are regarded as confidential in nature since the information could be useful to persons seeking to breach the physical security system or the safeguards system.

Information regarding applicants' or licensees' special nuclear material safeguards programs and detailed information regarding physical security measures for production and utilization facilities are presently subject to the provisions of 10 CFR 2.790 which provides that all correspondence to or from the AEC regarding a license of licensing action is available for public inspection except for that which is requested to be withheld from public disclosure. Where such a request is made, the Commission

may, pursuant to 10 CFR 2.790(b), withhold any document or part thereof from public inspection if (a) disclosure is not required by 10 CFR Part 9, (b) disclosure is not required in the public interest and (c) disclosure would adversely affect the interest of the person concerned.

To provide a better means of protecting special nuclear material safeguards information and information on the detailed physical security measures for licensed production and utilization facilities, the Commission is proposing to make such information subject exclusively to the provisions of 10 CFR Part 9, "Public Records," rather than to the provisions of 10 CFR 2.790. Under the proposed amendments, correspondence between licensees or license applicants and the Commission regarding special nuclear materials safeguards and detailed physical security measures for licensed production and utilization facilities would be treated as exempt from disclosure pursuant to 10 CFR 9.5(a)(4) unless, pursuant to 10 CFR 9.10(c), the Director of Regulation determines that its production or disclosure would not be contrary to the public interest and would not adversely affect the rights of any person.

Pursuant to the Atomic Energy Act of 1954, as amended, and section 553 of title 5 of the United States Code, notice is hereby given that adoption of the following amendments to 10 CFR Part 2 is contemplated. All interested persons who desire to submit written comments or suggestions for consideration in connection with the proposed amendments should send them to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Branch, within 60 days after publication of this notice in the *FEDERAL REGISTER*. Comments received after that period will be considered if it is practicable to do so, but assurance of consideration cannot be given except as to comments filed within the period specified. Copies of comments received by the Commission may be examined at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Paragraph (a) of § 2.790 is amended and a new paragraph (d) is added to read as follows:

§ 2.790 Public inspection, exceptions, requests for withholding.

(a) Except as provided in paragraphs (b) and (d) of this section, correspondence or portions of correspondence to and from the AEC regarding the issuance, denial, amendment, transfer, renewal, modification, suspension, revocation, or violation of a license, permit, or order, or regarding a rule making proceeding subject to this Part 2 shall not be exempt from disclosure and will be made available for inspection and copying in the AEC Public Document Room.

(d) Correspondence and reports to or from the AEC which identify a licensee's or applicant's control and accounting

procedures for safeguarding licensed special nuclear material or detailed security measures for the physical protection of a licensed facility, shall be deemed to be commercial or financial information within the meaning of § 9.5(a)(4) of this chapter and shall be subject to disclosure only in accordance with the provisions of § 9.10 of this chapter.

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

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

For the Atomic Energy Commission.

F. T. HOBBS,
Assistant Secretary.

[F.R. Doc. 69-4939; Filed, Apr. 24, 1969; 8:45 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Parts 1, 21, 43]

[Docket No. 18473]

DOMESTIC PUBLIC POINT-TO-POINT MICROWAVE RADIO SERVICE

Certain Common Carriers; Annual Report Form

In the matter of promulgation of an annual report form applicable to licensees in the domestic public point-to-point microwave radio service who are miscellaneous common carriers, and related amendments of Part 1, Practice and Procedure; Part 21, Domestic Public Radio Services (Other Than Maritime Mobile); and Part 43, Reports of Communication Common Carriers and Certain Affiliates, of the Commission's rules, Docket No. 18473.

1. The Commission has received a request that the time for filing comments and reply comments in the above-captioned matter be extended from April 22, 1969 (comment deadline) and May 8, 1969 (reply comment deadline) to April 29, 1969, and May 15, 1969, respectively. The request for extension of time was filed by the law firm of Cole, Zylstra & Raywid on behalf of its several miscellaneous common carrier clients.

2. It is stated that the additional time is needed because the time for filing comments in the docket is at approximately the same date as those due in Docket 18397, and additional time is required for a thorough consideration.

3. In consideration of the time relationship between these two proceedings, it appears that the request is reasonable and that the public interest would be served by a grant of the requested extension.

4. Accordingly, it is ordered, Pursuant to authority delegated by § 0.303(c) of the Commission's rules, that the time for filing comments and reply comments

to the above-captioned proceeding is hereby extended to April 29, 1969, and May 15, 1969, respectively.

Adopted: April 21, 1969.

Released: April 21, 1969.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] C. F. HEISTER,
Chief, Domestic Radio Division,
for Chief, Common Carrier Bureau.

[F.R. Doc. 69-4965; Filed, Apr. 24, 1969; 8:47 a.m.]

[47 CFR Part 73]

[Docket No. 18476; RM-1368]

FM BROADCAST STATIONS

Table of Assignments, Fayette, Ala., 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., Priceton, 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., 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 substitution of Channel 224A for Class C Channel 225 at Fayette, Ala., and the assignment of Channel 224A to both Hartselle and Talladega, Ala. The time for filing comments was specified as April 14, 1969, and that for replies as April 24, 1969.

2. On April 14, 1969, J. W. Shirley filed a request for an additional 3 weeks to file comments in this proceeding. Mr. Shirley, applicant for a new FM station on Channel 225 at Fayette, Ala. (File No. BPH-6672, filed Mar. 21, 1969), states that operation with Class A facilities at Fayette will provide far less coverage to rural areas and small towns surrounding Fayette than will operation with the presently assigned higher power Class C channel. Mr. Shirley also notes that RM-1417, filed March 7, 1969, by Sid McDonald, of Arab, Ala., is in conflict with the rule making in this proceeding in that it requests the assignment of Channel 224A to Arab by substituting Channel 269A for Channel 225 at Fayette. Mr. Shirley states that he has authorized his consulting engineer to "make a study of all FM channel allocations in west central Alabama

to determine if a Class C channel can be retained in Fayette and Class A channels made available to Talladega, Hartselle, and/or Arab." It is stated that results of the study to date are encouraging. However, due to the complexity of the matter and various interruptions, the study has not yet been completed. Petitioner states that an additional 3 weeks will be necessary for the completion of this study. We believe that the requested additional time is warranted and would serve the public interest.

3. In view of the foregoing: *It is ordered*, That the time for filing comments in this proceeding in the matter of RM-1368 only is extended to May 5, 1969, and

the time for filing replies thereto is extended to May 15, 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 18, 1969.

Released: April 21, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,

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

[F.R. Doc. 69-4966; Filed, Apr. 24, 1969;
8:47 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Bureau of Customs

[T.D. 69-109]

TUNA FISH

Tariff-Rate Quota

APRIL 21, 1969.

Pursuant to the provisions of item 112.30, Tariff Schedules of the United States, it has been determined that 71,703,494 pounds of tuna may be entered for consumption or withdrawn from warehouse for consumption during the calendar year 1969 at the rate of 10 per centum ad valorem under item 112.30. Any such tuna which is entered, or withdrawn from warehouse, for consumption during the current calendar year in excess of this quota will be dutiable at the rate of 20 per centum ad valorem under item 112.34 of the tariff schedules.

The above quota is based on the U.S. pack of canned tuna during the calendar year 1968, as reported by the U.S. Fish and Wildlife Service.

[SEAL] EDWIN F. RAINS,
Acting Commissioner of Customs.

[F.R. Doc. 69-4969; Filed, Apr. 24, 1969;
8:47 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

SUPERINTENDENTS, ALBUQUERQUE AREA OFFICE

Delegation of Authority

APRIL 7, 1969.

Part 10 BIAM 4 is set forth below to read as follows:

PART 10 BIAM 4—AUTHORITIES FROM THE AREA DIRECTOR

4. AUTHORITIES OF SUPERINTENDENTS

4.1 *Authorities from the Area Director.* The authorities of the Commissioner delegated to the Area Director in Secretary's Order 2508 (10 BIAM 3), 25 CFR and 43 CFR 2.6, are hereby redelegated to the Superintendents. This document supersedes Albuquerque Area Redelegation Order 1 and amendments thereto. All previously issued documents related to Albuquerque Area Redelegation Order 1 continue to be authorized and will not require revision.

This redelegation also includes future authorities of the Commissioner to the Area Director which:

A. Do not by their own terms disallow exercise by officials below the Area Director;

B. Are not within the generally applicable exceptions in section 4.3 below; or

C. Are not expressly excluded, by additional provisions to this chapter, from being exercised by officials below the Area Director.

4.2 *Secretarial limitations.* The limitations carried in the Secretary's order also apply here.

4.3 *Exceptions.* The authorities redelegated in 4.1 above do not include the following.

A. *Adoption of laws.* Adoption of State or local laws regulating the use of property to trust or restricted Indian property.

B. *Social services.* (1) The negotiation and execution of contracts with States or territories, or political subdivisions thereof, or with private organizations, for social services, relief, and child welfare.

(2) The negotiation and execution of contracts with States or territories, or political subdivisions thereof, or with any other appropriate State agency or institution, for agricultural assistance.

C. *Funds and fiscal matters.* (1) The approval of per capita or annuity payments from Indian tribal funds.

(2) The approval of expenditures of Individual Indian Moneys held in custody of the Department. This extends to and includes investments, loans, and donations by individual Indians.

(3) The approval of surety bonds.

(4) Approval of the employment of attorneys for individual Indians.

(5) Approval of attorney contracts with Indian tribes and of directly related tribal contracts with technical specialists and the determination of fees and expenses thereunder.

(6) The approval of applications of individual Indians for their pro rata shares of tribal trust funds.

(7) The approval of applications by individuals, cooperative associations, credit associations, and incorporated and unincorporated tribes and bands, and groups of Indians, for loans pursuant to 25 CFR Part 91; the issuance of commitment orders, the approval of modifications of loan agreements; the approval of interest rates and the terms and conditions of loans to encourage industry, and the approval of articles of association and bylaws of cooperative and credit associations; and determination of the acceptability of the form of organization of groups of Indians applying for loans to encourage industry.

(8) The investment of restricted trust funds of individual Indians, and group investment of funds held in the accounts of Indian Service Special Disbursing Agents, for individual Indians, Indian associations and Indian tribes.

(9) The approval of expenditures or advances of tribal funds to the respective tribes.

(10) The approval of modifications and termination of trust agreements for

relief and rehabilitation grants to tribes upon the request of tribes, and transfer of any remaining assets of such grants to the tribes.

(11) The taking of any steps authorized by 25 CFR 91.10.

(12) The amendment or revocation of charters of credit and other cooperative associations.

(13) Expenditures from miscellaneous revenues for the benefit of tribes, agencies, and schools on whose behalf they are collected.

(14) The acceptance of donations of funds or other property for the advancement of the Indian race, and the use of the donated property in accordance with the terms of the donation in furtherance of any program authorized by other provisions of law for the benefit of Indians.

(15) The approval of partial releases and satisfactions of mortgages given as security for loans from the United States.

D. *Education.* (1) The negotiation and execution of contracts with any State or territory, or political subdivision thereof, or any State university, college, or school, or with any appropriate State or private corporation, agency, or institution.

E. *Lands and minerals.* (1) The execution and approval of leases for and on behalf of the United States, as trustee, of mineral lands acquired by or for Indians.

(2) All those matters set forth in 25 CFR Part 121.

(3) The approval of exchanges of land between individual Indians, between individuals and Indian tribes, between individual Indians and non-Indians and between Indian tribes and non-Indians.

(4) The approval of purchase of lands for individual Indians and Indian tribes. This extends to and includes the acceptance of options for the acquisition of lands.

(5) The approval of authorizations for the sale of restricted Indian lands pledged as security for the repayment of tribal loans to individuals, and the approval or acceptance of conveyance of such lands in accordance with the terms of the pledge in the event of default.

(6) The approval and certification of allotment exchanges, correction of patent descriptions and cancellation of multiple allotments.

(7) The issuance of tax exemption certificates covering lands designated as tax exempt.

(8) The cancellation of fee patents.

(9) The approval of rights-of-way pursuant to 25 CFR Part 161. This extends to and includes the issuance of advance authority for preliminary surveys and permission to begin construction prior to final approval of right-of-way.

(10) The approval, with tribal consent, of sales of improvements made upon tribal lands by individual Indians.

(11) The approval of tribal membership rolls submitted for the approval of the Secretary of the Interior.

(12) The conveyance to State or local governmental agencies or to local school authorities, of all the right, title, and interest of the United States in any land and improvements thereon and personal property used in connection therewith heretofore and hereafter used for Federal Indian School purposes and no longer needed for such purposes.

(13) The revocation of Departmental reserves of certain Indian lands for agency, school, or other administrative purposes under the jurisdiction of the Bureau of Indian Affairs, when the Commissioner determines these lands are no longer needed for the purposes for which they were set aside, and the restoration of jurisdiction over the lands to the tribes.

(14) The transfer, and the issuance of notices to be published in the *FEDERAL REGISTER* of the effective date of transfer, of records of trust or restricted lands from Washington, D.C., to the appropriate area office.

F. Forestry. (1) All those matters set forth in 25 CFR Ch I, Subchapter M—Forestry.

(2) The adjustment of stumpage rates and the performing of all other administrative actions to be taken by the Secretary pursuant to timber sales contracts now in effect.

(3) The administration of existing and the negotiation and execution of new cooperative fire suppression agreements with Federal, State, and private agencies.

(4) The taking of any action necessary to prevent waste of timber from fire, decay, windthrow, insect infestation, disease, or other natural catastrophe on Indian lands held in trust by the United States.

G. Trade with Indians. (1) The approval of trade by Government employees with Indians.

H. Tribal ordinances, resolutions, constitutions, and charters. (1) Tribal ordinances and resolutions, and contracts, including expenditure under such contracts where approval of such expenditures is required, which are adopted, enacted or negotiated by Indian tribal governing bodies pursuant to approved constitutions.

(2) Tribal ordinances relating to law and order.

(3) Tribal enactments disenrolling persons found not to meet established enrollment criteria.

I. Negotiated contracts. (1) Contracts under section 302(c)(10) of the Federal and Administrative Services Act of 1949 (63 Stat. 377) as amended, for social and welfare services required to carry out program responsibilities of the Bureau, subject to the conditions imposed by the Administrator of General Services in the delegation of authority (18 F.R. 8738).

(2) Short term contracts for specialized or technical personnel or professional services, subject to the conditions imposed by the Administrator of General Services in delegation of authority (19 F.R. 275), Amdt. 7, 19 F.R. 1123.

J. Conveyance of buildings and improvements. (1) Conveyance to Indian

tribes of title to federally owned buildings and improvements (including personal property used in connection therewith) no longer required by the Bureau and also declarations of forfeiture of such conveyances.

WALTER O. OLSON,
Area Director.

Approved: April 17, 1969.

J. L. NORWOOD,
Acting Commissioner
of Indian Affairs.

[F.R. Doc. 69-4941; Filed, Apr. 24, 1969;
8:45 a.m.]

SUPERINTENDENTS AT CHEROKEE, MICCOSUKEE, AND SEMINOLE AGENCIES

Delegations of Authority; Exceptions

APRIL 16, 1969.

The following corrections and exceptions are made to Part 10 BIAM 4 of the Bureau of Indian Affairs Manual published at 34 F.R. 637 (F.R. Doc. 69-537) in the issue for January 16, 1969. The correction clarifies existing language. The exceptions remove certain authorities delegated to the Superintendents of the Cherokee, Miccosukee, and Seminole Agencies.

1. Section 4.2 is corrected to read as follows:

4.2 *General limitations.* The limitations and exceptions carried in 10 BIAM 3 apply here also.

2. Section 4.3 is added to read as follows:

4.3 *Specific exceptions.* The authorities redelegated in section 4.1 above do not include the following:

A. The approval of the employment of attorneys for individual Indians and the determination and payment of fees paid on a quantum meruit basis from restricted or trust funds.

B. The approval of attorney contracts with Indian tribes and of directly related tribal contracts with technical specialists, and the determination of fees and expenses thereunder, pursuant to 25 U.S.C. 81, 82, 84, and 476.

J. L. NORWOOD,
Acting Commissioner.

[F.R. Doc. 69-4940; Filed, Apr. 24, 1969;
8:45 a.m.]

ASSISTANT AREA DIRECTORS, ALBUQUERQUE AREA OFFICE

Redelegation of Authority

APRIL 7, 1969.

1. The Assistant Area Directors, Bureau of Indian Affairs, Albuquerque Area Office, N. Mex., are authorized to exercise all the power and authority of the Area Director of the Albuquerque Area Office, as delegated by the Commissioner of Indian Affairs in 10 BIAM 3. This redelegation also includes future authorities of the Commissioner to the Area Director.

2. In the absence of the Area Director and the Assistant Area Directors, persons authorized to act in their stead may exercise any and all authority conferred upon the Area Director by the Commissioner of Indian Affairs.

3. The effective date of this delegation is the date of signature by the Area Director.

WALTER O. OLSON,
Area Director.

Approved: April 17, 1969.

J. L. NORWOOD,
Acting Commissioner
of Indian Affairs.

[F.R. Doc. 69-4942; Filed, Apr. 24, 1969;
8:45 a.m.]

Bureau of Land Management CALIFORNIA

Notice of Partial Termination of Proposed Withdrawal and Reservation of Lands

Correction

In F.R. Doc. 69-4164 appearing at page 6299 in the issue of Wednesday, April 9, 1969, the last line of the land description under the center heading "Tahoe National Forest" should read: "N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$."

National Park Service

BIG BEND 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 Carter M. Newsome doing business as Chisos Remuda, authorizing him to continue to provide concession facilities and services for the public at the Lower Chisos Basin within Big Bend National Park, Tex., for a period of 5 years from January 1, 1969, through December 31, 1973.

The foregoing concessioner has performed his obligations under an expired contract to the satisfaction of the National Park Service and, therefore, pursuant to the Act cited above, is 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 17, 1969.

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

[F.R. Doc. 69-4944; Filed, Apr. 24, 1969;
8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

BYLAWS

The bylaws of the Commodity Credit Corporation, amended April 11, 1969, are as follows:

OFFICES

1. The principal office of the Corporation shall be in the city of Washington, District of Columbia, and the Corporation shall also have offices at such other places as it may deem necessary or desirable in the conduct of its business.

SEAL

2. There is impressed below the official seal which is hereby adopted for the Corporation. Said seal may be used by causing it or a facsimile thereof to be impressed or affixed or reproduced.



MEETINGS OF THE BOARD

3. Regular meetings of the Board shall be held without notice in the Board meeting room in the U.S. Department of Agriculture in the city of Washington, D.C., on Tuesday of each week, or if that day be a legal holiday, on the next succeeding business day, at 10 a.m., unless notice of another hour is given.

4. Special meetings of the Board may be called at any time by the Chairman or by the President or the Executive Vice President and shall be called by the Chairman, the President, or the Executive Vice President at the written request of any four directors. Notice of special meetings shall be given either personally or by mail (including the intradepartmental mail channels of the Department of Agriculture or interdepartmental mail channels of the Federal Government) or by the telegram, and notice by telephone shall be personal notice. Any Director may waive in writing such notice as to himself, whether before or after the time of the meeting, and the presence of a Director at any meeting shall constitute a waiver of notice

of such meeting. No notice of an adjourned meeting need be given. Any and all business may be transacted at any special meeting unless otherwise indicated in the notice thereof.

5. The Secretary of Agriculture shall serve as Chairman of the Board. In the absence or unavailability of the Chairman, the President of the Corporation shall preside at meetings of the Board. In the absence or unavailability of the Chairman and the President, the Directors present at the meeting shall designate a Presiding Officer.

6. At any meeting of the Board a quorum shall consist of four Directors. The act of a majority of the Directors present at any meeting at which there is a quorum shall be the act of the Board.

7. The General Counsel of the Department of Agriculture, whose office shall perform all legal work of the Corporation, and the Deputy General Counsel of the Department of Agriculture shall, as General Counsel and Deputy General Counsel of the Corporation, respectively, attend meetings of the Board.

8. The Executive Vice President, the Vice President who is the Associate Administrator of the Agricultural Stabilization and Conservation Service, the Vice President who is the General Sales Manager of the Export Marketing Service, the Secretary and the Controller shall attend meetings of the Board. Each of the other Vice Presidents and Deputy Vice Presidents shall attend meetings of the Board during such times as the meetings are devoted to consideration of matters as to which they have responsibility.

9. Other persons may attend meetings of the Board upon specific authorization by the Chairman or the President.

COMPENSATION OF BOARD DIRECTORS

10. The compensation of each Director shall be prescribed by the Secretary of Agriculture. Any director who holds another office or position under the Federal Government, the compensation for which exceeds that prescribed by the Secretary of Agriculture for such Director, may elect to receive compensation at the rate provided for such other office or position in lieu of compensation as a Director.

OFFICERS

11. The officers of the Corporation shall be a President, Vice Presidents, and Deputy Vice Presidents as hereinafter provided for, a Secretary, a Controller, a Treasurer, a Chief Accountant, and such additional officers as the Secretary of Agriculture may appoint.

12. The Assistant Secretary of Agriculture for International Affairs and Commodity Programs shall be ex officio President of the Corporation.

13. The following officials of the Agricultural Stabilization and Conservation Service (referred to as ASCS), Export Marketing Service (referred to as EMS), Foreign Agricultural Service (referred to as FAS), and Consumer and Marketing Service (referred to as C&MS) shall be ex officio officers of the Corporation:

Administrator, ASCS; Executive Vice President.

General Sales Manager, EMS; Vice President.

Administrator, FAS; Vice President.

Administrator, C&MS; Vice President.

Associate Administrator, ASCS; Vice President.

Deputy Administrator, Commodity Operations, ASCS; Deputy Vice President.

Deputy Administrator, State and County Operations, ASCS; Deputy Vice President.

Deputy Administrator, Management, ASCS; Deputy Vice President.

Executive Assistant to the Administrator, ASCS; Secretary.

Director, Fiscal Division, ASCS; Controller.

Deputy Director (in Charge of Finance), Fiscal Division, ASCS; Treasurer.

Deputy Director (in Charge of Accounting), Fiscal Division, ASCS; Chief Accountant.

The person occupying, in an acting capacity, the office of any person designated ex officio by this paragraph 13 as an officer of the Corporation, shall, during his occupancy of such office, act as such officer.

14. Officers who do not hold office ex officio shall be appointed by the Secretary of Agriculture and shall hold office until their respective appointments shall have been terminated.

THE PRESIDENT

15. The President shall be Vice Chairman of the Board and shall have general supervision and direction of the Corporation, its officers and employees.

THE VICE PRESIDENTS

16. (a) The Executive Vice President shall be the chief executive officer of the Corporation and shall be responsible for submission of all policies and programs to the Board. Except as provided in paragraphs (b), (c), and (d) below, the Executive Vice President shall have general supervision and direction of the preparation of policies and programs for submission to the Board, of the administration of the policies and programs approved by the Board, and of the day-to-day conduct of the business of the Corporation and of its officers and employees.

(b) The Vice President who is the Administrator, Foreign Agricultural Service, shall be responsible for preparation for submission by the Executive Vice President to the Board of those policies and programs of the Corporation which are for performance through the facilities and personnel of the Foreign Agricultural Service. He shall also have responsibility for the administration of these operations of the Corporation, under policies and programs approved by the Board, which are carried out through facilities and personnel of the Foreign Agricultural Service. He shall also perform such special duties and exercise such powers as may be prescribed from time to time by the Secretary of Agriculture, the Board, or the President of the Corporation.

(c) The Vice President who is Administrator, Consumer and Marketing Service, shall be responsible for the administration of those operations of the Corporation under policies and programs approved by the Board relating to food

distribution, which are carried out through facilities and personnel of the Consumer and Marketing Service. He shall also perform such special duties and exercise such powers as may be prescribed from time to time by the Secretary of Agriculture, the Board, or the President of the Corporation.

(d) The Vice President who is the General Sales Manager of the Export Marketing Service shall be responsible for preparation for submission by the Executive Vice President to the Board of policies and programs of the Corporation which are for performance through the facilities and personnel of the Export Marketing Service. He shall also have responsibility for the administration of those operations of the Corporation, under policies and programs approved by the Board, which are carried out through facilities and personnel of the Export Marketing Service. He shall also perform such special duties and exercise such powers as may be prescribed, from time to time, by the Secretary of Agriculture, the Board, or the President of the Corporation.

17. The Vice President who is the Associate Administrator, Agricultural Stabilization and Conservation Service, and the Deputy Vice Presidents shall assist the Executive Vice President in the performance of his duties and the exercise of his powers to such extent as the President or the Executive Vice President shall prescribe, and shall perform such special duties and exercise such powers as may be prescribed from time to time by the Secretary of Agriculture, the Board, the President of the Corporation, or the Executive Vice President of the Corporation.

THE SECRETARY

18. The Secretary shall attend and keep the minutes of all meetings of the Board; shall attend to the giving and serving of all required notices of meetings of the Board; shall sign all papers and instruments to which his signature shall be necessary or appropriate; shall attest the authenticity of and affix the seal of the Corporation upon any instrument requiring such action; and shall perform such other duties and exercise such other powers as are commonly incidental to the office of Secretary as well as such other duties as may be prescribed from time to time by the President or the Executive Vice President.

THE CONTROLLER

19. The Controller shall have charge of all fiscal and accounting affairs of the Corporation, including all borrowings and related financial arrangements, claims activities, and formulation of prices in accordance with established policies; and shall perform such other duties as may be prescribed from time to time by the President or the Executive Vice President.

THE TREASURER

20. The Treasurer, under the general supervision and direction of the Controller, shall have charge of the custody,

safekeeping and disbursement of all funds of the Corporation; shall designate qualified persons to authorize disbursement of corporate funds; shall direct the disbursement of funds by disbursing officers of the Corporation or by the Treasurer of the United States, Federal Reserve Banks and other fiscal agents of the Corporation; and shall issue instructions incidental thereto; shall be responsible for documents relating to the general financing operations of the Corporation, including borrowings from the U.S. Treasury, commercial banks and others; shall arrange for the payment of interest on and the repayment of such borrowings; shall arrange for the payment of interest on the capital stock of the Corporation; shall coordinate and give general supervision to the claims activities of the Corporation and shall have authority to collect all monies due the Corporation, to receipt therefor and to deposit same for the account of the Corporation; and shall perform such other duties relating to the fiscal and accounting affairs of the Corporation as may be prescribed from time to time by the Controller.

THE CHIEF ACCOUNTANT

21. The Chief Accountant, under the general supervision and direction of the Controller, shall have charge of the general books and accounts of the Corporation and the preparation of financial statements and reports. He shall be responsible for the initiation, preparation and issuance of policies and practices related to accounting matters and procedures, including official inventories, records, accounting and related office procedures where standardized, and adequate subsidiary records of revenues, expenses, assets and liabilities; and shall perform such other duties relating to the fiscal and accounting affairs of the Corporation as may be prescribed from time to time by the Controller.

OTHER OFFICIALS

22. Except as otherwise authorized by the Secretary of Agriculture or the Board, the operations of the Corporation shall be carried out through the facilities and personnel of the Agricultural Stabilization and Conservation Service, the Foreign Agricultural Service, the Export Marketing Service, and the Consumer and Marketing Service, in accordance with any assignment of functions and responsibilities made by the Secretary of Agriculture and, within his respective agency, by the Administrator of the Agricultural Stabilization and Conservation Service, the Administrator of the Foreign Agricultural Service, the General Sales Manager of the Export Marketing Service, or the Administrator of the Consumer and Marketing Service.

23. The Directors of the divisions and commodity offices of the Agricultural Stabilization and Conservation Service shall be contracting officers and executives of the Corporation in general charge of the activities of the Corporation carried out through their respective divisions or offices. The responsibilities of such Directors in carrying out activities

of the Corporation, which shall include the authority to settle and adjust claims by and against the Corporation arising out of activities under their jurisdiction, shall be discharged in conformity with these bylaws and applicable programs, policies, and procedures.

BONDS

24. Such officers and employees of the Corporation, including officers and employees of the Department of Agriculture who perform duties for the Corporation, as may be specified by the Secretary of Agriculture, shall be bonded in such manner, upon such conditions, and in such amounts as the Secretary of Agriculture may determine. The Corporation shall pay the premium of any bond or bonds.

CONTRACTS OF THE CORPORATION

25. Contracts of the Corporation relating to any of its activities may be executed in its name by the Secretary of Agriculture or the President. The Vice Presidents, the Deputy Vice Presidents, the Controller, the Treasurer, the Directors of the divisions and commodity offices of the Agricultural Stabilization and Conservation Service may execute contracts relating to the activities of the Corporation for which they are respectively responsible.

26. The Executive Vice President who is the Administrator of ASCS and, subject to the written approval of appointment by such Executive Vice President, the Vice Presidents, the Deputy Vice Presidents, the Controller, and the Directors of the divisions and commodity offices of the Agricultural Stabilization and Conservation Service may appoint, by written instrument or instruments, such Contracting Officers as they deem necessary, who may, to the extent authorized by such instrument or instruments, execute contracts in the name of the Corporation. A copy of each such instrument shall be filed with the Secretary.

27. Appointments of Contracting Officers may be revoked by written instrument or instruments by the Executive Vice President or by the official who made the appointment. A copy of each such instrument shall be filed with the Secretary.

28. In executing a contract in the name of the Corporation, an official shall indicate his title.

ANNUAL REPORT

29. The Executive Vice President shall be responsible for the preparation of an annual report of the activities of the Corporation, which shall be filed with the Secretary of Agriculture and with the Board.

AMENDMENTS

30. These bylaws may be altered or amended or repealed by the Secretary of Agriculture, or subject to his approval by action of the Board at any regular meeting of the Board or at any special meeting of the Board, if notice of the proposed alteration, amendment, or repeal be contained in the notice of such special meeting.

APPROVAL OF BOARD ACTION

31. The actions of the Board shall be subject to the approval of the Secretary of Agriculture or the Assistant Secretary for International Affairs and Commodity Programs.

[SEAL]

LIONEL C. HOLM,
Secretary.

Commodity Credit Corporation.

[F.R. Doc. 69-4971; Filed, Apr. 24, 1969;
8:47 a.m.]

Office of the Secretary
PACKERS AND STOCKYARDS
ADMINISTRATION

Statement of Organization and
Delegations

Pursuant to the authority contained in 5 U.S.C. 301 and Reorganization Plan No. 2 of 1953, Secretary's order dated November 27, 1964 (29 F.R. 16210), as amended, is amended by adding a new section 199 assigning functions to the Packers and Stockyards Administration. Public notice was given in 32 F.R. 7186 of the establishment of the Administration effective May 8, 1967. Section 199 will read as follows:

Sec. 199. *Assignment of functions.* The following assignment of functions is hereby made to the Packers and Stockyards Administration:

a. Administration of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181-229).

b. Enforcement of the Truth in Lending Act (15 U.S.C. 1601-1665) with respect to any activities subject to the Packers and Stockyards Act, 1921, as amended.

c. Executing assigned civil defense and defense mobilization activities.

Done at Washington, D.C., this 22d day of April 1969.

CLIFFORD M. HARDIN,
Secretary of Agriculture.

[F.R. Doc. 69-4972; Filed, Apr. 24, 1969;
8:48 a.m.]

DEPARTMENT OF
TRANSPORTATION

Coast Guard

[CGFR 69-41]

EQUIPMENT, INSTALLATIONS, OR
MATERIALS

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 granted or terminated, as described in this document during the period from December 27, 1968, to February 6, 1969 (List Nos. 4-69 and 5-69). 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 the 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, section 198 in title 50, United States Code, while the implementing regulations requiring such equipment are in 46 CFR Ch. 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 shall be in effect for a period of 5 years from the date issued unless sooner canceled or suspended by proper authority.

LIFEBOAT WINCHES FOR MERCHANT VESSELS

Approval No. 160.015/95/1, hydraulic launching system for Brucker Survival Capsule; approved as an alternate to a lifeboat winch for a maximum lowering load of 10,290 pounds on a single fall in combination with a ram and five-fold purchase; identified by system drawing 8089-006-3, revision E, dated January 14, 1969, and launching platform drawings 8089-005-1, revision E, dated August 1, 1968, or 8089-005-2, revision A, dated August 1, 1968, approved for use only on non-self-propelled drilling rigs, artificial islands and fixed structures, fabricated by Conesco, Inc., Division of Whittaker Corp., 13951 Washington Avenue, San Leandro, Calif. 94578, for Whittaker Corp., 5159 Baltimore Drive, La Mesa, Calif. 92042, effective February 4, 1969. (It supersedes Approval No. 160.015/95/0 dated Aug. 9, 1968 to show change in design.)

LIFEBOATS FOR MERCHANT VESSELS

Approval No. 160.035/409/0, 26.0' x 9.0' x 3.83' aluminum oar-propelled lifeboat, 53-person capacity identified by general arrangement dwg. No. 26-001-03 Rev. A, dated January 2, 1969, manufactured by Lane Lifeboat and Davit Corp., 150 Sullivan Street, Brooklyn, N.Y. 11231, effective January 22, 1969.

Approval No. 160.035/457/0, 22.0' x 7.5' x 3.17' aluminum, motor-propelled Class 1 lifeboat, 28-person capacity, identified by general arrangement dwg. No.

22-2G, Rev. A, dated November 21, 1968, manufactured by Marine Safety Equipment Corp., Foot of Wycoff Road, Farmingdale, N.J. 07727, effective December 27, 1968.

FIRE-PROTECTIVE SYSTEMS

Approval No. 161.002/1/1, supervised automatic fire detecting and manual fire alarm system consisting of a control unit (dwgs. 55-120, Alt. 4 and 55-121, Alt. 5); manual fire alarms boxes, Types I and II (dwg. 55-111-1, Alt. 3), and Engine Room Gong (dwg. 20-163, Alt. 9), this system requires both 115-volt, 60-cycle a.c. and 115-volt, d.c. input supply, the a.c. supply must come from the ship's temporary emergency a.c. bus (as opposed to a temporary emergency a.c./d.c. bus), the 115-volt, d.c. source should be suitable for the power failure alarm, manufactured by Henschel Corp., Amesbury, Mass. 01913, effective January 31, 1969. (It supersedes Approval No. 161.002/1/1 dated Apr. 30, 1964 to show minor changes.)

SAFETY VALVES (POWER BOILERS)

Approval No. 162.001/64/2, Type Series 1515B, carbon steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 750° F., dwg. No. 3VH953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1515HB |
| 2 | 1515JB |
| 2½ | 1515KB |
| 3 | 1515LB |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/64/2 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/65/2, Type Series 1515C, alloy steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 900° F., dwg. No. 3VH953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1515HC |
| 2 | 1515JC |
| 2½ | 1515KC |
| 3 | 1515LC |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/65/2 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/66/2, Type Series 1515A, carbon steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 650° F., dwg. No. 3VH953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1515HA |
| 2 | 1515JA |
| 2½ | 1515KA |
| 3 | 1515LA |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/66/2 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/141/1, Type Series 1415A, carbon steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 650° F., dwg. No. 3VA953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1415FA |
| 1½ | 1415GA |
| 1½ | 1415JA |
| 2 | 1415HA |
| 2½ | 1415JA |
| 3 | 1415KA |
| 4 | 1415LA |
| 4 | **1415NA |

**Maximum pressure limited to 450 p.s.i. for size 4", Type 1415NA.

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, effective February 6, 1969. (It is an extension of Approval No. 162.001/141/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/142/1, Type Series 1415B, carbon steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 750° F., dwg. No. 3VA953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1415FB |
| 1½ | 1415GB |
| 1½ | 1415HB |
| 2 | 1415HB |
| 2½ | 1415JB |
| 3 | 1415KB |
| 4 | 1415LB |
| 4 | **1415NB |

**Maximum pressure limited to 450 p.s.i. for size 4", Type 1415NB.

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/142/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/143/1, Type Series 1415C, alloy steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 900° F., dwg. No. 3VA953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|---------------|----------|
| 1½ | 1415PC |
| 1½ | 1415GC |
| 1½ | 1415HC |
| 2 | 1415HC |
| 2½ | 1415JC |
| 3 | 1415KC |
| 4 | 1415LC |
| 4 | **1415NO |

**Maximum pressure limited to 450 p.s.i. for size 4", Type 1415NO.

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/143/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/153/1, Type Series 1555A, carbon steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 650° F., dwg. No. 3VD953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|---------------|----------|
| 1½ | 1555HA |
| 2 | 1555JA |
| 2½ | 1555KA |
| 3 | 1555LA |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/153/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/154/1, Type Series 1555B, carbon steel body pop safety valve, exposed springs, maximum pressure 600 p.s.i., maximum temperature 750° F., dwg. No. 3VD953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|---------------|----------|
| 1½ | 1555HB |
| 2 | 1555JB |
| 2½ | 1555KB |
| 3 | 1555LB |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/154/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/155/1, Type Series 1555C, alloy steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 900° F., dwg. No. 3VD953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1555HC |
| 2 | 1555JC |
| 2½ | 1555KC |
| 3 | 1555LC |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301,

formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/155/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/156/1, Type Series 1555D, alloy steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 1,000° F., dwg. No. 3VD953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1555HD |
| 2 | 1555JD |
| 2½ | 1555KD |
| 3 | 1555LD |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/156/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/158/1, Type Series 1556A, carbon steel body pop safety valve, exposed spring, maximum pressure 900 p.s.i., maximum temperature 650° F., dwg. No. 3VG953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|---------------|----------|
| 1½ | 1556HA |
| 2 | 1556JA |
| 2½ | 1556KA |
| 3 | 1556LA |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/158/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/160/1, Type Series 1556B, carbon steel body pop safety valve, exposed spring, maximum pressure 900 p.s.i., maximum temperature 750° F., dwg. No. 3VG953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1556HB |
| 2 | 1556JB |
| 2½ | 1556KB |
| 3 | 1556LB |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/160/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/162/1, Type Series 1556C, alloy steel body pop safety valve, exposed spring, maximum pressure 900 p.s.i., maximum temperature 900° F., dwg. No. 3VG953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|------------------|----------|
| 1½ | 1556HC |
| 2 | 1556JC |
| 2½ | 1556KC |
| 3 | 1556LC |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/162/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/164/1, Type Series 1556D, alloy steel body pop safety valve, exposed spring, maximum pressure 900 p.s.i., maximum temperature 1,000° F., dwg. No. 3VG953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. |
|---------------|----------|
| 1½ | 1556HD |
| 2 | 1556JD |
| 2½ | 1556KD |
| 3 | 1556LD |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/164/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/169/1, Type Series 1557A, carbon steel body pop safety valve, exposed spring, maximum pressures 1,200 p.s.i. and 1,500 p.s.i., maximum temperature 650° F., dwg. Nos. 3VE953 and 3VF953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. | |
|---------------|--------------|--------------|
| | 1,200 p.s.i. | 1,500 p.s.i. |
| 1½ | | 1557FA |
| 2 | 1557HA | 1557GA |
| 2½ | 1557JA | 1557HA |
| 3 | 1557KA | 1557JA |
| 4 | 1557LA | |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/169/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/171/1, Type Series 1557B, carbon steel body pop safety valve, exposed spring, maximum pressures 1,200 p.s.i. and 1,500 p.s.i., maximum temperature 750° F., dwg. Nos. 3VE953 and 3VF953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. | |
|---------------|--------------|--------------|
| | 1,200 p.s.i. | 1,500 p.s.i. |
| 1½ | | 1557FB |
| 2 | 1557HB | 1557GB |
| 2½ | 1557JB | 1557HB |
| 3 | 1557KB | 1557JB |
| 4 | 1557LB | |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/171/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/173/1, Type Series 1557C, alloy steel body pop safety valve, exposed spring, maximum pressures 1,200 p.s.i. and 1,500 p.s.i., maximum temperature 900° F., dwg. Nos. 3VE953 and 3VF953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. | |
|---------------|--------------|--------------|
| | 1,200 p.s.i. | 1,500 p.s.i. |
| 1½ | | 1557FC |
| 2 | 1557HC | 1557GC |
| 2½ | 1557JC | 1557HC |
| 3 | 1557KC | 1557JC |
| 4 | 1557LC | |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/173/1 dated Mar. 24, 1964, and change of name of manufacturer.)

Approval No. 162.001/175/1, Type Series 1557D, alloy steel body pop safety valve, exposed spring, maximum pressures 1,200 p.s.i. and 1,500 p.s.i., maximum temperature 1,000° F., dwg. Nos. 3VE953 and 3VF953, revised November 10, 1953, approved for the following sizes and type numbers:

| Size (inches) | Type No. | |
|---------------|--------------|--------------|
| | 1,200 p.s.i. | 1,500 p.s.i. |
| 1½ | | 1557FD |
| 2 | 1557HD | 1557GD |
| 2½ | 1557JD | 1557HD |
| 3 | 1557KD | 1557JD |
| 4 | 1557LD | |

Manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, La. 71301, formerly Manning, Maxwell and Moore, Inc., effective February 6, 1969. (It is an extension of Approval No. 162.001/175/1 dated Mar. 24, 1964, and change of name of manufacturer.)

PRESSURE VACUUM RELIEF VALVES AND SPILL VALVES FOR TANK VESSELS

Approval No. 162.017/103/0, Type A-205, A-205-W, A-208, A-208-W, A-215, A-215-W, A-220, and A-220-W, pressure vacuum relief valves, vacuum only, with ASTM A-352 Grade LCB pressure parts, 20 ft.-lbs. charpy "V" notch energy minimum, approved for 25 p.s.i. maximum operating pressure at -30° F. minimum operating temperature, for liquefied flammable gas service, manufactured by Midland Manufacturing Co., 7733 Gross Point Road, Skokie, Ill. 60076, effective January 22, 1969.

Approval No. 162.017/104/0, Type A-207, A-207-W, A-209, A-209-W, A-217, A-217-W, A-222, and A-222-W, pressure

vacuum relief valves, vacuum only, with ASTM A-351 Grade CF-8, pressure parts, approved for 25 p.s.i. maximum operating pressure, liquefied flammable gas service, manufactured by Midland Manufacturing Co., 7733 Gross Point Road, Skokie, Ill. 60076, effective January 22, 1969.

BACKFIRE FLAME CONTROL, GASOLINE ENGINES; FLAME ARRESTERS FOR MERCHANT VESSELS AND MOTORBOATS

Approval No. 162.041/105/0, Bendix Model B175-43 backfire flame arrestor, dwg. No. B175-43 dated January 7, 1969, manufactured by Bendix, Fuel Devices Division, 696 Hart Avenue, Detroit, Mich. 48214, effective January 28, 1969.

Dated: April 21, 1969.

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

[F.R. Doc. 69-4950; Filed, Apr. 24, 1969;
8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 18524; FCC 69-401]

BERNARD RAPPAPORT (WGTV)

Memorandum Opinion and Order Designating Application for Hearing On Stated Issues

In re application of Bernard Rappaport (WGTV-TV), Philadelphia, Pa., Docket No. 18524, File No. BMPCT-5818; for extension of construction permit.

1. The Commission has before it for consideration (a) the above-captioned application; (b) a petition filed by MG-TV Broadcasting Co. that requests dismissal of the above-captioned application and opposition pleadings; (c) the Commission's memorandum opinion and order granting the above-captioned application and an application (BAPCT-393) for assignment of the construction permit to Seven Arts Broadcasting Co., Inc., Bernard Rappaport (WGTV), 8 FCC 2d 982, 10 R.R. 2d 612, adopted July 5, 1967; and (d) the decision of the U.S. Court of Appeals for the District of Columbia Circuit MG-TV Broadcasting Company v. Federal Communications Commission, Case No. 21,224, _____ U.S. App. D.C. _____ F. 2d, _____ 14 R.R. 2d 2113 (1968), reversing the Commission's decision and remanding the matter to the Commission for further consideration.

2. In our memorandum opinion and order Bernard Rappaport (WGTV), 8 FCC 2d 982, 10 R.R. 2d 612, adopted July 5, 1967, we granted the applications of Bernard Rappaport (Rappaport) for extension of time within which to complete construction of Station WGTV-TV and for assignment of the WGTV construction permit to Seven Arts Broadcasting Co., Inc. (Seven Arts); dismissed the petitions to deny the assignment application which were filed by New Jersey

Television Broadcasting Corp. and WIBF Broadcasting Co., and dismissed the petition filed by MG-TV Broadcasting Co. (MG-TV) against a grant of the extension and assignment applications and returned as unacceptable for filing the tendered application of MG-TV for a construction permit to operate on channel 23. MG-TV appealed the Commission's decision and the Court of Appeals, in reversing the Commission's action, stated that the Commission had erred in failing to consider MG-TV's argument that the extension application should be denied and the construction permit canceled.

3. We have reexamined our decision that Rappaport's extension application should be granted and for the reasons discussed below, we are of the view that the grant should be set aside and the application designated for evidentiary hearing on the question of whether the failure to complete construction was due to causes not under the permittee's control or whether the reasons stated in support of the extension request constitute a showing of other matters sufficient to warrant further extension within the meaning of section 319(b) of the Communications Act of 1934, as amended, and § 1.534(a) of the Commission's rules. In view of our determination, it will be necessary for us to set aside our grant of the assignment application and to withhold further action on that application pending the outcome of the hearing on the extension application. The manifest interest of MG-TV and Seven Arts in the resolution of the question of whether Rappaport's extension application should be granted is clear and therefore, we shall make them parties to this proceeding.

4. On August 22, 1961, Rappaport filed an application (BPCT-2913) for a construction permit for a new television broadcast station to operate on Channel 23, Philadelphia, Pa. This application was granted on November 30, 1961, and the construction permit specified that construction be commenced by January 30, 1962, and completed by July 30, 1962. On June 29, 1962, Rappaport filed an application (BMPCT-5756) for an extension of time within which to complete construction of the station. The application indicated that installation of equipment had not started and that equipment had not been delivered. Questions asking from whom the equipment was ordered, the date of ordering and the promised date of delivery, if any, were left blank. Rappaport gave the following explanation for the delay:

The reason why construction cannot be completed within the time specified is that during the first part of this year I was suffering from general ill health, because of which I did not feel up to the task of establishing a new television station. However, I now feel that I am well enough to commence construction of the station.

On August 13, 1962, the extension application was granted and a completion date of January 30, 1963, was specified. The letter advising of the grant of the extension application contained a warn-

ing to Rappaport that a further extension request would not be granted without a hearing unless substantial progress had been shown toward the completion of construction. The letter also indicated that by substantial progress the Commission did not mean "mere paper negotiations", but rather the purchase and delivery of equipment and the construction of the facilities. The Commission also requested that the permittee submit a report within 60 days of actual progress toward the completion of construction.

5. On January 29, 1963, Rappaport filed the pending application (BMPCT-5818) for an extension of the completion date to July 30, 1963. Simultaneously, Rappaport also filed an application (BAPCT-327) for assignment of the construction permit to New Jersey Television Broadcasting Corp. (New Jersey Television), licensee of Television Broadcast Station WNJU-TV, Channel 47, Linden, N.J. The appropriate questions contained in the extension application concerning the extent of construction and ordering of equipment all referred to the following statement of Rappaport which was attached as an exhibit to the extension application:

After the grant of extension of time to construct in July 1962, and before I could undertake further plans to construct following recovery from my illness, I was approached by a representative of New Jersey Television Broadcasting Corp., then applicant, and now permittee of Channel 47, Linden, N.J., with an offer to use the facilities to be constructed under my permit to widen and improve the service I had intended to render to the Philadelphia and South Jersey area.

" * * * I continued to negotiate with the New Jersey Television Broadcasting Corp., management and signed an agreement with them on December 22, 1962 * * * .

I respectfully request a further extension of my Channel 23 construction permit to enable me to conclude the proposed transfer and to enable the New Jersey Television Broadcasting Corp. to proceed with its construction plans for Channel 23.

The extension application contained no indication that equipment had been delivered or installed or that equipment had been ordered. Furthermore, Rappaport did not indicate that ill health had prevented his commencement of construction.

6. In November 1963, the following affidavit from Rappaport's doctor was filed concerning the state of Rappaport's health:

This is to certify that Mr. Bernard Rappaport of 161 Exeter Street, Brooklyn, N.Y., has been under my care for myocardial ischemia, since September 28, 1960.

He has been examined and had cardiograms done on numerous occasions since then.

His condition is such that his activities, both mental and physical, must be greatly restricted. Either may prove dangerous to his life or health.

7. In May 1964, an affidavit was filed by Rappaport which detailed his earlier activities in exploring the Philadelphia market looking toward the establishment

¹ Commission files contain no record of any such report filed by Rappaport.

of the station. The following excerpt concerning his health was included in the affidavit:

For some time since 1960, I had been feeling poorly, due to a cardiac condition. As a matter of fact, as indicated in the affidavit of my doctor, Abraham Andrews, M.D., which has been already associated with this application, I have been under the care of a doctor. Due to the physical strain from trying to simultaneously conduct my men's furnishing and television business, I began to feel poorly and tired and complain of my physical condition. Because of these complications, I was unable to devote any appreciable time to establishment of the television station. However, it was still my intention to complete construction and to operate the television station.

In July 1962, I was confined to bed with complications of my cardiac and sciatica conditions. My condition so impaired my activities that I received for a period of approximately 8 weeks compensation from the Metropolitan Life Insurance Co. for total and partial disability. Of course, prior to this time, I was examined by the doctors of the insurance company, so that Metropolitan could be assured that I met the requirements of eligibility for payments under these policies. Because I began to fear about the physical strain on my health, if I were to continue my full activities, and on the advice of my doctor, I began to consider an offer for assignment of my construction permit which had been made by Mr. Edward Cooperstein, president of New Jersey Television Corp.

Rappaport indicated in the affidavit that during the summer of 1962, he began considering an earlier offer to buy the station made by New Jersey Television and he made an offer to the proposed assignee in September 1962 with negotiations successfully being completed in December 1962. The affidavit concluded by indicating that Rappaport would be active in the sales field for the station under the assignee and that he would move from New York City to Philadelphia in that event.

8. The application for assignment of the construction permit to New Jersey Television was contested in petitions to deny which raised questions concerning the qualifications of the proposed assignee.² On October 24, 1966, Rappaport advised the Commission that the agreement for sale of the construction permit to New Jersey Television had been terminated and that on September 26, 1966, he had signed an agreement assigning the permit, subject to Commission consent, to Seven Arts and that an assignment application would be filed. Consequently, on November 1, 1966, the Commission dismissed the New Jersey Television assignment application. Subsequently, on November 25, 1966, Rappaport filed an application (BAPCT-393) for assignment of the construction permit to Seven Arts.

9. In opposing a grant of the extension application, MG-TV asserts that since Rappaport failed to comply with the

² The nature of these questions are set forth in our prior opinion (Bernard Rappaport (WGTT), supra, and need not be repeated here.

express conditions set forth by the Commission in granting the previous extension application, that no further extension would be granted absent substantial showing of progress, the construction permit "lapsed by its own terms" and the channel is therefore available for application. In the alternative, MG-TV alleges that since Rappaport has not shown diligence in proceeding with construction or that causes beyond his control have prevented him from completing construction, it would be inconsistent with the public interest and an abuse of Commission discretion to grant the extension application for the sole purpose of permitting Rappaport to sell the construction permit to another party.

10. We must reject MG-TV's contention that Rappaport's construction permit "lapsed by its own terms" since it is established that a construction permit does not lapse until the Commission declares it forfeited.^{*} However, we are of the view that Rappaport has not supported his request for a grant of his extension application. Rappaport held the construction permit for Station WGTI from November 30, 1961, until July 5, 1967, the date of our grant of the pending extension and assignment applications and during that time, construction of the station had not commenced and equipment had not been ordered. While Rappaport had attributed his initial delay in proceeding with construction to his ill health, it would appear from the affidavit submitted by his doctor in November 1963, that Rappaport was in ill health at the time that he filed his application for a construction permit to operate on Channel 23. Moreover, when Rappaport filed the present extension application in January 1963, he stated that he had recovered from his ill health and in his subsequent affidavit of May 1964, he indicated that in the event of a grant of the then pending application for assignment of the permit to New Jersey Television, he would occupy a sales position with the assignee. Under these circumstances, we believe that an evidentiary hearing is necessary on the question of whether the failure to complete construction was due to causes not under the permittee's control or that the reasons stated are sufficient to justify an extension within the meaning of section 319(b) of the Communications Act of 1934, as amended, and § 1.534(a) of the Commission's rules.

11. We have taken note of the argument that since Rappaport has failed to demonstrate that causes beyond his control have prevented him from completing construction, it would be inconsistent with the public interest and an abuse of Commission discretion to grant the extension application for the sole purpose of permitting the sale of the construction permit. Inasmuch as the question of whether the failure to complete construction was due to causes not under the permittee's control is a matter which must

be resolved in an evidentiary hearing, the question of whether grant of the extension application in such circumstances would be contrary to the public interest is not before us. If the permittee is unable to demonstrate that he was precluded from completing construction because of reasons beyond his control, then his extension application would be denied and his construction permit canceled. However, in the event that the permittee establishes that reasons beyond his control precluded his completion of construction, it is our tentative judgment that a grant of his extension application would be in the public interest. Having a viable construction permit, the permittee could then assign the permit to a proposed assignee who possesses the required qualifications. We believe that our determination in this regard is consistent with the court's decision in this case, since the court indicated only that our prior action granting the extension and assignment applications could not be sustained because our opinion did not address itself to the question of whether the failure to complete construction was due to causes not under the permittee's control. By the hearing ordered herein, a record will be established which will form a basis for determining whether the extension application can be granted.

12. *It is ordered*, That, the above-captioned application of Bernard Rappaport is designated for hearing at a time and place to be specified in a subsequent order, upon the following issues:

(1) To determine, pursuant to section 319(b) of the Communications Act of 1934, as amended, and § 1.534(a) of the Commission's rules:

(a) Whether the failure to construct Station WGTI has been due to causes not under the control of Bernard Rappaport.

(b) Whether there are other matters sufficient to justify a further extension of time to construct Station WGTI.

(2) To determine, in the light of the evidence adduced pursuant to the foregoing issues, whether a grant of the application would serve the public interest, convenience, and necessity.

13. *It is further ordered*, That, MG-TV Broadcasting Co. and Seven Arts Broadcasting Co., Inc., are made parties to this proceeding.

14. *It is further ordered*, That, the Commission hereby sets aside its action of July 5, 1967, granting the application (BMPCT-5818) of Bernard Rappaport for an extension of completion date and the application (BAPCT-393) of Bernard Rappaport for assignment of construction permit.

15. *It is further ordered*, That, the petition filed by MG-TV Broadcasting Co. is granted to the extent indicated herein and is otherwise denied.

16. *It is further ordered*, That, to avail themselves of the opportunity to be heard, the applicant, MG-TV Broadcasting Co. and Seven Arts Broadcasting Co., Inc., pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall, within twenty (20) days of the mailing of this order, file with the Commission, in triplicate, a written appear-

ance stating an intention to appear on the date set for the hearing and present evidence on the issues specified in this order.

17. *It is further ordered*, That, the applicant herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: April 16, 1969.

Released: April 22, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,^{*}

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 69-4967; Filed, Apr. 24, 1969;
8:47 a.m.]

FEDERAL MARITIME COMMISSION

MARINE EXPRESS LINE

Notice of Petition Filed for Approval

Notice is hereby given that the following petition has been filed with the Commission for approval pursuant to section 14b of the Shipping Act, 1916, as amended (75 Stat. 762, 46 U.S.C. 814).

Interested parties may inspect a copy of the proposed contract form and of the petition at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1202; or at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to the proposed contract form and the petition including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the proposed contract form and of the petition (as indicated hereinafter), and the comments should indicate that this has been done.

Notice of application to institute a dual rate system filed by:

Marine Express Line, c/o Mr. Uwe Hermann Heuer, Marine Chartering Co., Inc., Room 1024, International Trade Mart, New Orleans, La. 70130.

Notice is hereby given that Marine Express Line has filed with the Commission pursuant to section 14b of the Shipping Act, 1916, an application for permission to institute a dual rate system for the carriage of general cargo in the trade from U.S. Atlantic and Gulf ports to ports on the East Coast of Central America, including El Salvador and Caribbean ports. The application provides that noncontract rates shall be 10 percent

^{*} *Mass Communications, Inc., v. Federal Communications Commission*, 105 U.S. App. D.C. 277 (1959), 18 R.R. 2098.

^{*} Commissioners Robert E. Lee and Wadsworth absent; Commissioner Cox concurring in the result.

higher than the contract rates under terms and conditions described in the contract.

Dated: April 22, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-4952; Filed, Apr. 24, 1969;
8:46 a.m.]

UNITED STATES ATLANTIC & GULF-SANTO DOMINGO CONFERENCE

Notice of Petition Filed for Approval

Notice is hereby given that the following petition has been filed with the Commission for approval pursuant to section 14b of the Shipping Act, 1916, as amended (75 Stat. 762, 46 U.S.C. 814).

Interested parties may inspect a copy of the current contract form and of the petition, reflecting the changes proposed to be made in the language of said contract, at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1202; or at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to the proposed changes and the petition, including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the petition (as indicated hereinafter), and the comments should indicate that this has been done.

Notice of application to institute a dual rate system filed by:

Mr. José A. Cabranes, Casey, Lane & Mitten-dorf, 26 Broadway, New York, N.Y. 10004.

Notice is hereby given that the member lines of the United States Atlantic & Gulf-Santo Domingo Conference have filed with the Commission pursuant to section 14b of the Shipping Act, 1916, an application for permission to institute a dual rate system for the carriage of coffee, cocoa and/or tobacco moving in the trade from ports in the Dominican Republic to U.S. Atlantic and Gulf ports. The application provides that noncontract rates shall be 15 percent higher than the contract rates as set forth in the conference tariff under terms and conditions described in the contract.

Dated: April 22, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-4955; Filed, Apr. 24, 1969;
8:46 a.m.]

ORIENTAL LATIN AMERICA LINES, INC., AND CHINESE MARITIME TRUST, LTD.

Notice of Issuance of Certificate (Casualty)

Security for the protection of the public, financial responsibility to meet liability incurred for death or injury to passengers or other persons on voyages.

Notice is hereby given that the following have been issued a certificate of financial responsibility to meet liability incurred for death or injury to passengers or other persons on voyages pursuant to the provisions of section 2, Public Law 89-777 (80 Stat. 1356, 1357) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Oriental Latin America Lines, Inc., and Chinese Maritime Trust, Ltd. (Orient Overseas Line), Certificate No. C-1,071, Effective date: April 17, 1969.

Dated: April 22, 1969.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-4953; Filed, Apr. 24, 1969;
8:46 a.m.]

ORIENTAL LATIN AMERICA LINES, INC., AND CHINESE MARITIME TRUST, LTD.

Notice of Issuance of Certificate (Performance)

Security for the protection of the public, indemnification of passengers for nonperformance of transportation.

Notice is hereby given that the following have been issued a certificate of financial responsibility for indemnification of passengers for nonperformance of transportation pursuant to the provisions of section 3, Public Law 89-777 (80 Stat. 1357, 1358) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Oriental Latin America Lines, Inc., and Chinese Maritime Trust, Ltd. (Orient Overseas Line), Certificate No. P-75, Effective date: April 17, 1969.

Dated: April 22, 1969.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-4954; Filed, Apr. 24, 1969;
8:46 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-3113, etc.]

HUMBLE OIL & REFINING CO. ET AL.

Findings and Order

APRIL 16, 1969.

Findings and order after statutory hearing issuing certificates of public convenience and necessity, canceling

docket numbers, amending orders issuing certificates, permitting and approving abandonment of service, terminating certificates, terminating proceeding, making successor co-respondent, redesignating proceedings, accepting agreements and undertakings for filing, and accepting related rate schedules and supplements for filing.

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

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

Sabine Oil Industries, Inc., Applicant in Dockets Nos. CI68-1250, CI68-1251, CI68-1252, and CI69-268, proposes to continue in part sales of natural gas heretofore authorized in Dockets Nos. G-15291, G-15291, CI62-217, and G-19337, respectively, to be made pursuant to an instrument of ratification by Harper Oil Co. of Sinclair Oil Corp. (Operator) et al., FPC Gas Rate Schedule No. 94; Sinclair Oil Corp. (Operator) et al., FPC Gas Rate Schedule No. 94; Harper Oil Co. (Operator) et al., FPC Gas Rate Schedule No. 20; and Anadarko Production Co. FPC Gas Rate Schedule No. 3, respectively. The instrument of ratification and the contracts comprising said rate schedules will also be accepted for filing as rate schedules of Applicant. The presently effective rates under said rate schedules are in effect subject to refund in Dockets Nos. RI67-250, RI67-250, RI68-199, and RI62-273, respectively. Applicant has submitted agreements and undertakings, guaranteed by The Headington Co. in said proceedings to assure the refunds of any amounts collected by Applicant in excess of the amounts determined to be just and reasonable in said proceedings. Therefore, Applicant will be made co-respondent in the proceedings pending in Dockets Nos. RI62-273, RI67-250, and RI68-199; said proceedings will be redesignated accordingly; and the agreements and undertakings submitted in

said proceedings by Applicant will be accepted for filing.

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

After due notice by publication in the *FEDERAL REGISTER*, no petitions to intervene, notices of intervention or protests to the granting of the applications have been filed.

At a hearing held on April 10, 1969, the Commission on its own motion received and made a part of the record in this proceeding all evidence, including the applications and petitions, as supplemented and amended, and exhibits thereto, submitted in support of the authorizations sought herein, and upon consideration of the record,

The Commission finds:

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

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

(3) Applicants are able and willing properly to do the acts and to perform the service proposed and to conform to the provisions of the Natural Gas Act and the requirements, rules and regulations of the Commission thereunder.

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

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Docket No. CI69-636 should be canceled and that the application filed therein should be treated as a petition to amend the order issuing a certificate in Docket No. CI61-593.

(6) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the orders issuing certificates of public convenience and necessity in Dockets Nos. G-3113, G-5010, G-8493, G-9488, G-15291, G-17780, G-18249, G-19337, G-19456, CI60-50, CI61-593, CI61-626, CI62-217, CI62-

635, CI62-1515, CI63-194, CI63-669, CI64-1099, CI67-115, CI67-851, CI68-1038, and CI69-197 should be amended as hereinafter ordered and conditioned.

(7) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Docket No. CI69-407 should be canceled and that the application filed therein should be treated as a petition to terminate the certificate heretofore issued in Docket No. CI63-669.

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

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

(10) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the rate suspension proceeding pending in Docket No. RI68-100 should be terminated only with respect to Sun Oil Co. FPC Gas Rate Schedule No. 10.

(11) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Sabine Oil Industries, Inc., should be made co-respondent in the proceedings pending in Dockets Nos. RI62-273, RI67-250, and RI68-199; that said proceedings should be redesignated accordingly; and that the agreements and undertakings submitted in said proceedings by Sabine should be accepted for filing.

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

The Commission orders:

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

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

(C) The grant of the certificates issued in paragraph (A) above shall not be construed as a waiver of the requirements of section 4 of the Natural Gas Act or of Part 154 or Part 157 of the Commission's regulations thereunder and is without prejudice to any findings or orders which have been or which may hereafter be made by the Commission in any proceedings now pending or hereafter instituted by or against Applicants.

Further, our action in this proceeding shall not foreclose nor prejudice any future proceedings or objections relating to the operation of any price or related provisions in the gas purchase contracts herein involved. Nor shall the grant of the certificates aforesaid for service to the particular customers involved imply approval of all of the terms of the contracts, particularly as to the cessation of service upon termination of said contracts as provided by section 7(b) of the Natural Gas Act. The grant of the certificates aforesaid shall not be construed to preclude the imposition of any sanctions pursuant to the provisions of the Natural Gas Act for the unauthorized commencement of any sales of natural gas subject to said certificates.

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

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

(a) The initial rates for sales authorized in Dockets Nos. CI69-737 and CI69-752 shall be 14.12 cents per Mcf and 15.91 cents per Mcf at 14.65 p.s.i.a., respectively, the applicable area base rates prescribed in Opinion No. 468, as modified by Opinion No. 468-A, as adjusted for quality; and the rate for the sale authorized in Docket No. CI69-756 shall be the applicable area base rate prescribed in Opinion No. 468, as modified by Opinion No. 468-A, as adjusted for quality of gas, or the contract rate, whichever is lower. If the quality of the gas delivered by Applicants deviates at any time from the quality standards set forth in Opinion No. 468, as modified by Opinion No. 468-A, so as to require a downward adjustment of the existing rate, a notice of change in rate shall be filed pursuant to section 4 of the Natural Gas Act: *Provided, however*, That adjustments reflecting changes in B.t.u. content of the gas shall be computed by the applicable formula and charged without the filing of notices of changes in rates.

(b) Within 90 days from the date of initial delivery Applicant in Docket No. CI69-756 shall file a rate schedule quality statement in the form prescribed in Opinion No. 468-A.

(c) In the event that Applicant in Docket No. CI69-756 exercises the option to sell or otherwise dispose of excess gas to a third party pursuant to section 3, Article Fifth, of the contract, Applicant shall so advise the Commission at least 30 days prior to such sale or disposition.

(d) The certificate granted in Docket No. CI68-569 is conditioned upon any determination which may be made in the proceeding pending in Docket No. R-338 with respect to the transportation of liquefiable hydrocarbons.

(e) The initial rate for the sale authorized in Docket No. CI69-499 shall be

17.75 cents per Mcf at 15.025 p.s.i.a. including tax reimbursement. Further, the certificate is conditioned by limiting the buyer's daily take-or-pay obligation to a 1 to 7,300 ratio of takes to reserves.

(f) The initial rate for the sale authorized in Docket No. CI69-597 shall be 14.5 cents per Mcf at 14.65 p.s.i.a., including dehydration charge, subject to upward and downward B.t.u. adjustment.

(g) The initial rate for the sale authorized in Docket No. CI69-765 shall be 15 cents per Mcf at 14.65 p.s.i.a.

(h) The authorization granted in Docket No. CI67-115 is conditioned by limiting the buyer's daily take-or-pay obligation to a 1 to 3,650 ratio of takes to reserves during the first 2 contract years.

(F) The orders issuing certificates in Dockets Nos. G-3113, G-8493, G-9488, G-17780, CI60-50, CI62-635, CI67-115, CI68-1038, and CI69-197 are amended by adding thereto or deleting therefrom authorization to sell natural gas as described in the tabulation herein.

(G) The authorization granted in Dockets Nos. G-9488 and G-17780 in paragraph (F) above shall not be construed to relieve Applicants of any refund obligations which may be ordered in the related rate suspension proceedings pending in Dockets Nos. RI65-394 and RI64-139, respectively.

(H) The orders issuing certificates in the following dockets are amended to reflect the deletion of acreage where new certificates are issued herein or existing certificates are amended herein to authorize service from the subject acreage:

| Amend to delete acreage | New certificate and/or amendment to add acreage |
|----------------------------|---|
| G-5010 | CI69-737 |
| G-15291 | CI68-1250 |
| G-15291 | CI68-1251 |
| G-18249 | CI69-776 |
| G-19337 | CI69-268 |
| CI62-217 | CI68-1252 |
| CI63-194 | CI69-805 |
| CI63-669 | CI69-798 |
| CI64-1099 | CI62-1515 |
| CI67-851 | CI69-752 |

(I) Dockets Nos. CI69-407 and CI69-636 are canceled.

(J) The orders issuing certificates in Dockets Nos. G-19456, CI61-593, CI61-626, and CI62-1515 are amended by substituting the successors in interest as certificate holders.

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

(L) Permission for and approval of the abandonment in Docket No. CI69-710 shall not be construed to relieve Applicant of any refund obligations which may be ordered in the related rate suspension proceeding pending in Docket No. RI67-273.

(M) Permission for and approval of the abandonment are granted in Docket No. CI65-1362 and the temporary certificate heretofore issued in said docket is terminated.

(N) The certificates heretofore issued in Dockets Nos. G-6632, G-12022, CI61-

131, CI61-189, CI61-984, CI63-669, and CI68-741 are terminated.

(O) The rate suspension proceeding pending in Docket No. RI68-100 is terminated only with respect to Sun Oil Co. FPC Gas Rate Schedule No. 10.

(P) Sabine Oil Industries, Inc., is made co-respondent in the proceedings pending in Dockets Nos. RI62-273, RI67-250, and RI68-199; said proceedings are redesignated accordingly; and the agreements and undertakings submitted in said proceedings are accepted for filing.

(Q) Sabine Oil Industries, Inc., shall comply with the refunding and report-

ing procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, and the agreements and undertakings filed by Sabine in Dockets Nos. RI62-273, RI67-250, and RI68-199 shall remain in full force and effect until discharged by the Commission.

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

By the Commission.

[SEAL]

GORDON M. GRANT,
Secretary.

| Docket No. and date filed | Applicant | Purchaser, field, and location | FPC rate schedule to be accepted | |
|---|--|---|--|---|
| | | | Description and date of document | No. Supp. |
| G-3113 (C866-62) D 1 | Humble Oil & Refining Co. (Operator) et al. | El Paso Natural Gas Co., Cooper Jal Field, Lee County, N. Mex. | Notice of partial cancella- tion 2-10-69. ²² | 31 19 |
| G-8493 D 2-10-69 | Sinclair Oil Corp. | Texas Eastern Transmis- sion Corp., Northwest Hartburg Field, Newton County, Tex. | Assignment 1-29-66. ¹ Letter agreement 7-25-66. ²² | 61 29 61 30 |
| G-9488 D 2-6-69 | Amerada Petroleum Corp. (partial aban- donment). | Cities Service Gas Co., Hardtner Field, Barber County, Kans. | Notice of partial cancella- tion 2-3-69. ¹ | 43 8 |
| G-17780 D 1-28-69 | Husky Oil Co. of Dela- ware (formerly Husky Oil Co.) (partial abandonment). | El Paso Natural Gas Co., Gallegos-Gallup Pool, San Juan County, N. Mex. | Notice of partial cancella- tion 2-3-69. ¹ | 18 4 |
| G-19456 E 2-10-69 | Bradley H. Keyes et al. (successor to Frank Yockey et al.). | El Paso Natural Gas Co., West Kutz Pictured Cliffs Field, San Juan County, N. Mex. | Frank Yockey et al., FPC GRS No. 1. Supplement Nos. 1-3. Notice of succession 2-2-69. Assignment 3-11-68. Assignment 6-17-68. Effective date: 6-17-68. | 6 ----- 6 1-3 ----- 6 4 6 5 |
| CI60-50 C 1-27-69 ¹ | D. R. Lauck Oil Co., Inc. | Panhandle Eastern Pipe Line Co., acreage in Edwards County, Kans. | Assignment 6-5-68. Amendment 9-4-68. ¹ Amendment 12-3-68. ^{10 11} | 3 4 3 1 to 4 3 2 to 4 |
| CI61-593 (CI60-636) E 12-30-68 ¹¹ | PetroDynamics, Inc. (Operator) et al. (successor to Jas. F. Smith (Operator) et al.). | Transwestern Pipeline Co., Perryton North- west and Cree Flowers Fields, Ochiltree and Roberts Counties, Tex., and Beaver County, Okla. | Jas. F. Smith (Operator) et al., FPC GRS No. 2. Supplements Nos. 1-2. Notice of succession (Undated). Assignment 7-9-68. ¹¹ Assignment 7-8-68. ¹¹ Assignment 7-10-68. ¹¹ Assignment 7-8-68. ¹¹ Assignment 7-12-68. ¹¹ Assignment 7-8-68. ¹¹ Assignment 7-8-68. ¹¹ Assignment 7-11-68. ¹¹ Assignment 7-12-68. ¹¹ Amendment 11-19-68. ¹¹ Effective date: 6-1-68. | 2 ----- ----- 2 1-2 ----- 2 3 2 4 2 5 2 6 2 7 2 8 2 9 2 10 2 11 2 12 |
| CI61-626 E 1-15-69 | Killam & Hurd, Ltd. (successor to Killam & Hurd). | Natural Gas Pipeline Co. of America, Northeast Thompsonville Field, Webb and Jim Hogg Counties, Tex. | Killam & Hurd, FPC GRS No. 1. Supplements Nos. 1-4. Notice of succession 1-9-69. | 1 ----- ----- 1 1-4 ----- |
| CI62-635 D 2-17-69 | American Petroleum Co. of Texas (partial abandonment). | El Paso Natural Gas Co., Sand Hills Field, Crane County, Tex. | Assignment 12-14-68. ¹¹ Notice of partial aban- donment 2-14-69. ^{12 13} | 1 5 32 3 |
| CI62-1515 E 10-14-68 | Kenneth D. Luff (suc- cessor to Gulf Oil Corp. (Operator) et al.). | Mountain Fuel Supply Co., State Line Unit, Sweetwater and Carbon Counties, Wyo. | Gulf Oil Corp. (Operator) et al., FPC GRS No. 249. Supplement Nos. 1-3. Notice of succession 10-10-68. Assignment 7-16-68. ¹¹ Assignment 7-16-68. ¹¹ Assignment 7-16-68. ¹¹ Effective date: 7-15-68. | 1 ----- ----- 1 1-3 ----- 1 4 1 5 1 6 |
| CI62-1515 ¹¹ (CI64-1099) F 10-14-68 (CI64-1099) ¹¹ | Kenneth D. Luff (suc- cessor to Union Oil Co. of California). Union Oil Co. of California. | Mountain Fuel Supply Co., State Line Unit, Sweetwater County, Wyo. | Assignment 7-16-68. ¹¹ Assignment 7-16-68. ¹¹ Effective date: 12-16-68. | 88 2 88 3 ----- |
| CI65-1362 ¹¹ B 2-12-69 | MPS Production Co. (Operator) et al. | Michigan Wisconsin Pipe Line Co., Shintston Field, St. Landry Parish, La. | Notice of cancellation 2-11-69. ²¹ | 7 4 |

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

See footnotes at end of table.

NOTICES

| FPC rate schedule to be accepted | | | | | FPC rate schedule to be accepted | | | | |
|-------------------------------------|--|--|--|-------------------------|-------------------------------------|--|--|---|-----------|
| Docket No. and date filed | Applicant | Purchaser, field, and location | Description and date of document | No. Supp. | Docket No. and date filed | Applicant | Purchaser, field, and location | Description and date of document | No. Supp. |
| C167-115 C 1-15-69 | Cherry Petroleum Corp. (Operator) et al. | Lone Star Gas Co., West Valley Field, Stephens County, Okla. | Supplemental agreement 10-17-68 u Compliance 2-15-68 u u Contract 9-10-67 u Contract 7-20-68 u Letter 10-25-67 u | 23 3 5 5 Exhib- it A | C169-738 (G-1262) B 2-19-69 | Hawn Brothers (Op- erator) et al. | United Gas Pipe Line Co., Barro Field, Kearney County, Tex. | Notice of cancellation 2-6-69 u | 6 11 |
| C168-569 A 10-10-67 | Chesler Oil Co. | Panhandle Eastern Pipe Line Co., Tinsler Field, Woodward County, Okla. | Supplemental agreement 2-10-69 u | 223 | C169-741 (G-602) B 2-19-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Bendall Area, La Plata County, Colo. | Contract 1-28-69 u | 230 |
| C168-1038 C 2-17-69 | Tenneco Oil Co. | El Paso Natural Gas Co., Blanco Field, San Juan Basin, San Juan County, N. Mex. | Supplemental agreement 2-10-69 u | 223 | C169-742 (G-602) B 2-19-69 | Sun Oil Co. (South- west Division). | Tennessee Gas Pipeline Co., a division of Tenneco Inc., Brayton Field, Nueces County, Tex. | Notice of cancellation 2-3-69 u | 10 10 |
| C168-1230 (G-15291) F 4-22-68 | Sabine Oil Industries, Inc. (successor to Harper Oil Co.) | Northern Natural Gas Co., Mocone Laverne Field, Beaver County, Okla. | Contract 11-27-59 Contract 11-15-59 u Supplemental agreement 4-28-59 | 5 5 5 | C169-746 (G-161-84) B 2-11-69 | Tamarack Petroleum Co., Inc., Agent (Operator) et al. | United Gas Pipe Line Co., West La Rosa Field, Redingo County, Tex. | Notice of cancellation 2-11-69 u | 11 10 |
| C168-1231 (G-15291) F 4-22-68 | Sabine Oil Industries, Inc. (successor to Shindler Oil Corp.) | do | Supplemental agreement 10-10-60 Assignment 2-15-68 u u Contract 11-15-59 u Letter agreement 2-27-57 Supplemental agreement 4-28-57 | 5 5 6 6 6 | C169-747 (G-161-81) B 2-11-69 | do | United Gas Pipe Line Co., Wyrick Field, Refugio County, Tex. | Notice of cancellation 2-11-69 u | 10 3 |
| C168-1232 (G-15291) F 4-22-68 | Sabine Oil Industries, Inc. (successor to Harper Oil Co.) | Colorado Interstate Gas Co., a division of Colo- rado Interstate Corp., Mocone Laverne Field, Beaver County, Okla. | Letter agreement 7-31-59 Letter agreement 9-6-61 Supplemental agreement 9-4-63 | 6 6 6 6 | C169-753 (G-161-81) F 2-19-69 | Reading & Bates Off- shore Drilling Co. (Operator), et al. | El Paso Natural Gas Co., Gomer Field, Pecos County, Tex. | Contract 1-21-69 u | 5 6 |
| C168-1233 (G-15291) F 4-22-68 | Sabine Oil Industries, Inc. (successor to Harper Oil Co.) | United Fuel Gas Co., Pecos District, Kanawha County, W. Va. | Assignment 2-14-68 u u Contract 7-7-61 u Assignment 2-15-68 u u | 6 6 6 6 | C169-755 (G-161-81) F 2-19-69 | David Fashen et al. (successor to Pan American Petroleum Corp.) | United Fuel Gas Co., Washington District, Jackson County, W. Va. | Contract 12-5-68 u Letter agreement 12-5-68 Assignment 1-2-69 u Effective date: 11-27-68 Contract 12-6-68 u u | 5 5 5 5 9 |
| C168-1234 (G-15291) F 4-22-68 | Sabine Oil Industries, Inc. (successor to Harper Oil Co.) | Ashland Oil & Refining Co. | Supplemental agreement 2-15-68 u u | 6 6 | C169-756 (G-161-81) F 2-19-69 | L. W. Roche | United Fuel Gas Co., Washington District, Jackson County, W. Va. | Contract 11-29-68 u | 1 1 |
| C168-1235 (G-15291) F 4-22-68 | Sabine Oil Industries, Inc. (successor to Harper Oil Co.) | Northern Natural Gas Co., Mocone Laverne Field, Beaver County, Okla. | Contract 9-24-59 u Contract 1-14-57 u Assignment 11-15-57 u Assignment 2-29-68 u u Contract 10-29-68 Compliance 2-11-69 u u | 8 8 8 8 1 | C169-757 (G-161-81) F 2-19-69 | William Periman et al. | Valley Gas Transmission, Inc., La Huerta West Field Area, Duval County, Tex. | Contract 1-1-69 Letter agreement 1-22-69 | 87 87 |
| C168-499 A 11-30-68 | George R. Womack d.b.a. Womack Pro- duction Co. (Opera- tor) et al. | Texas Gas Transmission Corp., Chickasaw Creek Field, La Salle Parish, La. | Contract 10-29-68 Compliance 2-11-69 u u | 1 1 | C169-758 (G-161-81) F 2-19-69 | Warren Petroleum Corp. (Operator) u | Natural Gas Pipeline Co. of America, Vada Pro- cessing Plant, Lea County, N. Mex. | Contract 1-1-69 Letter agreement 1-22-69 | 10 10 |
| C168-567 A 12-24-68 | Sun Oil Co. (DX De- vision). | Natural Gas Pipeline Co. of America, acreage in Wise County, Tex. | Contract 9-6-68 Compliance (un- dated) u u Notice of cancellation 1-23-69 u | 295 295 243 | C169-759 (G-161-81) F 2-19-69 | L. W. Roche | United Fuel Gas Co., Rocky Fork Field, Kanawha County, W. Va. | Contract 12-3-68 u u | 8 8 |
| C169-710 (G-161-86) B 1-28-69 | Mobil Oil Corp. (Op- erator) et al. | Tennessee Gas Pipeline Co., a division of Ten- neco Inc., Flacado Field, Victoria County, Tex. | Contract 9-6-68 Compliance (un- dated) u u Notice of cancellation 1-23-69 u | 295 295 243 | C169-760 (G-161-81) F 2-19-69 | do | United Gas Pipe Line Co., Ewing Field, San Patricio County, Tex. | Contract 1-2-69 | 1 1 |
| C169-732 A 2-6-69 | Beyers Drilling Co., Inc. | Cities Service Gas Co., Etna Field, Barber County, Kans. | Contract 12-5-68 | 11 | C169-761 (G-161-81) F 2-19-69 | R. L. Moorhouse, trustee. | Southern Natural Gas Co., Cross Bayou Field, Berrien Parish, La. | Notice of cancellation 2-12-69 u | 423 1 |
| C169-736 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-762 (G-161-81) F 2-19-69 | Phillips Petroleum Co. | Arkansas Louisiana Gas Co., acreage in Pontotoc County, Okla. | Contract 10-22-68 u | 14 14 |
| C169-737 (G-161-86) F 2-5-69 | King Resources Co. (successor to Shell Oil Co.). | El Paso Natural Gas Co., Moehaus Field, Wink- ler County, Tex. | Contract 9-1-68 u Letter agreement 2-28-69 Supplemental agreement 10-25-69 Supplemental agreement 3-29-69 | 17 17 17 17 3 | C169-763 (G-161-81) F 2-19-69 | Koch Industries, Inc. (Operator). | Arkansas Louisiana Gas Co., acreage in Pontotoc County, Okla. | Contract 1-15-69 u Contract 10-22-68 u | 14 14 |
| C169-738 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-764 (G-161-81) F 2-19-69 | Lincoln Rock Corp. | Cinnamin Transmission Co., acreage in Love County, Okla. | Contract 2-3-69 | 1 1 |
| C169-739 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-765 (G-161-81) F 2-19-69 | Latham Oil Co., Inc. (Operator), et al. | United Gas Pipe Line Co., Packett Field, Rankin County, Miss. | Contract 12-27-68 | 3 3 |
| C169-740 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-766 (G-161-81) F 2-19-69 | Phillips Petroleum Co. | Lone Star Gas Co., An- derson Basin Area, Stephens County, Okla. | Contract 12-13-68 u | 498 498 |
| C169-741 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-767 (G-161-81) F 2-19-69 | Thomas A. Dugan (successor to Ken Blackford (Operator) et al.) | El Paso Natural Gas Co., Ballard Pictured Cliffs Field, Rio Arriba County, N. Mex. | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 |
| C169-742 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-768 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-743 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-769 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-744 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-770 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-745 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-771 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-746 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-772 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-747 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-773 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-748 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-774 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-749 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-775 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-750 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-776 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-751 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-777 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-752 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-778 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-753 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-779 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-754 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-780 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-755 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-781 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-756 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-782 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-757 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-783 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-758 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-784 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-759 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-785 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-760 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-786 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-761 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-787 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-762 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-788 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-763 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-789 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-764 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-790 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-765 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-791 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-766 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-792 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-767 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-793 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-768 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-794 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-769 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-795 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-770 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-796 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-771 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-797 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-772 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-798 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-773 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-799 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-774 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-800 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-775 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-801 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-776 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-802 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-777 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-803 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-778 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-804 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-779 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-805 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-780 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-806 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-781 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-807 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-782 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-808 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-783 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-809 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-784 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-810 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-785 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-811 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-786 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-812 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-787 A 2-6-69 | Pan American Petro- leum Corp. | El Paso Natural Gas Co., Ignacio Area, La Plata County, Colo. | Contract 1-27-69 u | 229 | C169-813 (G-161-81) F 2-19-69 | do | Contract 2-28-55 Supplemental Agreement 5-27-57 u | 11 11 | |
| C169-788 A 2-6-69 | Pan American | | | | | | | | |

See footnotes at end of table.

enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

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

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

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until dis-

position 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 June 4, 1969.

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 | |
| RI69-692.. | Sun Oil Co., 1608 Walnut St., Philadelphia, Pa. 19103. | 107 | 10 | Natural Gas Pipeline Co. of America (Southeast Camrick Field, Beaver County, Okla.) (Panhandle Area). | \$200 | 3-24-69 | 2 5- 8-69 | 10- 8-69 | 18.015 | 18.215 | RI65-568. |
|do..... |do..... | 116 | 10 | Natural Gas Pipeline Co. of America (Camrick Field, Beaver County, Okla.) (Panhandle Area). | 50 | 3-24-69 | 2 5- 8-69 | 10- 8-69 | 18.015 | 18.215 | RI68-568. |
| RI69-693.. | Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001. | 458 | 2 | Natural Gas Pipeline Co. of America (East Laketon Field, Gray County, Tex.) (R.R. District No. 10). | 2,250 | 3-26-69 | 2 4-26-69 | 9-26-69 | 17.0 | 18.5 | |
|do..... |do..... | 459 | 3 | Arkansas Louisiana Gas Co. (Wilburton Field, Pittsburg County, Okla.) (Oklahoma "Other" Area). | 900 | 3-26-69 | 2 4-26-69 | 9-26-69 | 15.0 | 16.0 | |
| RI69-694.. | Atlantic Richfield Co. (Operator) et al., Post Office Box 2819, Dallas, Tex. 75221, Attention: Richard M. Young, Esq. | 133 | 23 | Natural Gas Pipeline Co. of America (Guymon-Hugoton and Southeast Camrick Fields, Texas and Beaver Counties, Okla.) (Panhandle Area). | 2,600 | 3-26-69 | 2 5-10-69 | 10-10-69 | 18.415 | 18.615 | RI68-581. |
| RI69-695.. | O. C. Holt, Route 1, Box 57, Spearman, Tex. 79681. | 1 | 3 | Northern Natural Gas Co. (North Hutchinson Field, Hutchinson County, Tex.) (R.R. District No. 10). | 442 | 3-20-69 | 2 4-20-69 | 9-20-69 | 16.0 | 17.0 | RI64-415. |
| RI69-696.. | Mobil Oil Corp. (Operator) et al., Post Office Box 1774, Houston, Tex. 77001. | 168 | 5 | Natural Gas Pipeline Co. of America (South Rainey Field, Washita County, Okla.) (Oklahoma "Other" Area). | 6,871 | 3-26-69 | 2 5- 1-69 | 10- 1-69 | 18.289 | 19.365 | RI67-273. |
| RI69-697.. | Pan American Petroleum Corp., Post Office Box 1410, Fort Worth, Tex. 76101. | 821 | 4 | Arkansas Louisiana Gas Co. (Wilburton Field, Latimer County, Okla.) (Oklahoma "Other" Area). | 244 | 3-27-69 | 2 4-27-69 | 9-27-69 | 15.0 | 16.015 | |
| RI69-698.. | Amerasia Petroleum Corp., Post Office Box 2040, Tulsa, Okla. 74102. | 119 | 2 | Northern Natural Gas Co. (Northeast Catesby and Ivanhoe Fields, Ellis and Beaver Counties, Okla.) (Panhandle Area). | 348 | 3-27-69 | 2 5- 1-69 | 10- 1-69 | 17.0 | 18.015 | |
| RI69-699.. | Texaco, Inc., Post Office Box 2100, Denver, Colo. 80201, Attention: N. G. Kittrell, Assistant Division Manager. | 183 | 10 | El Paso Natural Gas Co. (Florine Park Field, Montezuma County, Colo.). | 600 | 3-24-69 | 2 5- 1-69 | 10- 1-69 | 15.0 | 17.0 | |
| RI69-700.. | Southern Union Production Co., 1500 Fidelity Union Tower, Dallas, Tex. 75201, Attention: A. S. Grenier, Esq. | 2 | 31 | El Paso Natural Gas Co. (San Juan Area, San Juan County, N. Mex.) (San Juan Basin Area). | 60 | 3-17-69 | 2 4-17-69 | 9-17-69 | 13.0 | 13.0551 | |
|do..... |do..... | 6 | 8 | Southern Union Gathering Co. (San Juan Area, San Juan County, N. Mex.) (San Juan Basin Area). | 30 | 3-17-69 | 2 4-17-69 | 9-17-69 | 13.0 | 13.0536 | RI69-404. |
|do..... |do..... | 8 | 9 | El Paso Natural Gas Co. (San Juan Area, San Juan County, N. Mex.) (San Juan Basin Area). | 2 | 3-17-69 | 2 4-17-69 | 9-17-69 | 13.0 | 13.0551 | |
| RI69-701.. | Standard Oil Co. of Texas, a division of Chevron Oil Co., Post Office Box 1249, Houston, Tex. 77001, Attention: C. W. Proctor, Esq. | 41 | 6 | Natural Gas Pipeline Co. of America (Indian Basin Area, Eddy County, N. Mex.) (Permian Basin Area). | 815 | 3-24-69 | 2 4-24-69 | 9-24-69 | 16.659 | 17.650 | |
| RI69-702.. | Pecos Co. (Operator), ¹⁷ El Paso Natural Gas Bldg., El Paso, Tex. 79969, Attention: Walter G. Henderson, Esq. | 7 | 3 | El Paso Natural Gas Co. (Wilshire Gasoline Plant, Upton County, Tex.) (R.R. District No. 7-C) (Permian Basin Area). | 2,474 | 3-17-69 | 2 4-17-69 | 9-17-69 | 20.89 | 23.94 | |
| RI69-703.. | Northwest Production Corp. (Operator), ¹⁸ Post Office Box 1796, El Paso, Tex. 79949, Attention: Walter G. Henderson, Esq. | 2 | 11 | El Paso Natural Gas Co. (Barnhart Gasoline Plant, Reagan County, Tex.) (R.R. District 7-C) (Permian Basin Area). | 26,435 | 3-17-69 | 2 4-17-69 | 9-17-69 | 14.64 | 18.2430 | |
| RI69-704.. | Continental Oil Co., Post Office Box 2197, Houston, Tex. 77001, Attention: Mr. R. E. Galbraith. | 287 | 14 | Southern Union Gathering Co. (Blanco Field, San Juan County, N. Mex.) (San Juan Basin Area). | 8,152 | 3-24-69 | 2 4-24-69 | 9-24-69 | 14.2679 | 15.2869 | RI64-485. |
| RI69-705.. | Union Oil Co. of California, Union Oil Center, Los Angeles, Calif. 90017, Attention: Mr. C. E. Smith. | 70 | 8 | El Paso Natural Gas Co. (Leveland Field, Cochran Tex.) (R.R. District No. 8) (Permian Basin Area). | 950 | 3-24-69 | 2 4-24-69 | 9-24-69 | 15.6488 | 16.6584 | RI68-466. |

See footnotes at end of table.

APPENDIX A—Continued

| 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 | |
| RI69-706... | Texaco, Inc. (Operator), Post Office Box 3109, Midland, Tex. 79701, Attention: Mr. Darrell Smith. | 323 | 3 | Northern Natural Gas Co. (South Kermit Gasoline Plant, Ward and Winkler Counties, Tex.) (R.R. District No. 8) (Permian Basin Area). | \$17,400 | 3-24-69 | *6-1-69 | 11-1-69 | 16.0 | ** 17.0 | |
| RI69-707... | Husky Oil Co. of Delaware, Post Office Box 380, Cody, Wyo. 83414, Attention: Donald L. Jensen, Esq. | 1 | 4 | Mountain Fuel Supply Co. (Ace Unit Field, Moffat County, Colo.). | 413 | 3-24-69 | *6-18-69 | 11-18-69 | 13.0 | ** 14.0 | |
| RI69-708... | Gulf Oil Corp., Post Office Box 1589, Tulsa, Okla. 74102, Attention: Eugene O. Alford, Esq. | 38 | 4 | El Paso Natural Gas Co. (Blanco Mesa Verde Field, San Juan County, N. Mex.) (San Juan Basin Area). | 228 | 3-24-69 | *4-24-69 | 9-24-69 | ** 14.2501 | * 12 13 15.2886 | RI65-599. |
|do..... |do..... | 47 | 7 | El Paso Natural Gas Co. (Ballard Pictured Cliffs Field, Rio Arriba County, N. Mex.) (San Juan Basin Area). | 917 | 3-24-69 | *4-24-69 | 9-24-69 | ** 12.2295 | * 12 13 13.3486 | RI64-487. |
|do..... |do..... | 190 | 8 | El Paso Natural Gas Co. (Basin Dakota Field, San Juan County, N. Mex.) (San Juan Basin Area). | 5,711 | 3-24-69 | *4-24-69 | 9-24-69 | ** 14.2486 | * 12 13 15.2869 | RI65-599. |
|do..... |do..... | 202 | 5 | El Paso Natural Gas Co. (Basin Dakota Field, Rio Arriba County, N. Mex.) (San Juan Basin Area). | 7,528 | 3-24-69 | *4-24-69 | 9-24-69 | ** 14.2486 | * 12 13 15.2869 (3 12 22 39) | RI65-599. |
|do..... |do..... | 288 | 5 | Southern Union Gathering Co. (Basin Dakota Field, San Juan County, N. Mex.) (San Juan Basin Area). | 503 | 3-24-69 | *4-24-69 | 9-24-69 | 14.058 | * 12 15.062 | RI65-504. |
| RI69-709 | Gulf Oil Corporation (Operator) et al. | 150 | 8 | El Paso Natural Gas Co. (Bisti lower Gallup and Gallegos Gallup Fields, San Juan County, N. Mex.) (San Juan Basin Area). | 948 | 3-24-69 | *4-24-69 | 9-24-69 | ** 14.2678 | * 12 15.2869 | RI65-600. |
| RI69-710... | Shell Oil Co., 50 West 50th St., New York, N.Y. 10020. | 251 | ** 10 | Transwestern Pipeline Co. (Bell Lake Field, Lea County, N. Mex.) (Permian Basin Area). | ** 5,671 | 3-17-69 | *4-17-69 | 9-17-69 | ** 15.98 | ** 15.98 | RI65-599. |
|do..... | Shell Oil Co. | 251 | ** 11 |do..... | 148 | 3-17-69 | *4-17-69 | 9-17-69 | ** 15.94 | ** 15.94 | RI65-599. |
| | | | | | 575 | 3-17-69 | *4-17-69 | 9-17-69 | 16.49 | ** 15.5724 | |

* The stated effective date is the effective date requested by Respondent.

* Periodic rate increase.

* Pressure base is 14.65 p.s.i.a.

* Subject to a downward B.t.u. adjustment.

* Includes 0.015-cent tax reimbursement.

* Respondent filing from initial certificated rate to initial contract rate.

* Subject to upward and downward B.t.u. adjustment.

* The stated effective date is the first day after expiration of the statutory notice.

* Applicable to acreage added by Supplement No. 7 only.

* "Fractured" rate increase. Respondent contractually entitled to 20 cents per Mcf, plus tax reimbursement.

* Pressure base is 15.025 p.s.i.a.

* Initial rate.

* Tax reimbursement increase.

* Increase from applicable area ceiling rate to contract rate.

* Subject to downward B.t.u. adjustment for gas containing less than 1,008 B.t.u.'s per cubic foot.

* Buyer and Seller are affiliated.

* Includes upward B.t.u. adjustment of 5.94 cents for gas containing 1,330 B.t.u. per cubic foot (18 cents base rate).

* Includes partial reimbursement for the full 2.55 percent New Mexico Emergency School Tax.

* Includes 1 cent per Mcf minimum guarantee for liquids.

* Inclusive of tax reimbursement on 1 cent minimum guarantee for liquids.

* Low pressure gas—no deliveries being made.

* Subject to 1 cent reduction for gas which may be delivered to buyer's low pressure system.

* Applicable to gas from Devonian Formation.

* Applicable to gas from School District No. 19.

* Increase from applicable area ceiling rate to contract rate, plus tax reimbursement, adjusted for quality.

* Applicable to gas from School District No. 8.

* Applicable to gas from Pennsylvanian Formation.

* Includes base rate of 17.03 cents plus upward B.t.u. adjustment before increase (1,070 B.t.u. gas) and base rate of 18.93 cents plus upward B.t.u. adjustment after increase. Base rate subject to upward and downward B.t.u. adjustment.

O. C. Holt (Holt) requests waiver of the statutory notice to permit an effective date of January 30, 1969, for his proposed rate increase. Union Oil Company of California (Union Oil) also requests waiver of the statutory notice to permit an effective date of March 24, 1969, for its rate increase. 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 earlier effective dates for Holt and Union Oil's rate filings and such requests are denied.

Humble Oil & Refining Co. (Humble) and Mobil Oil Corp. (Mobil) request that should the Commission suspend their proposed rate increases that the suspension periods with respect thereto be shortened to 1 day. Good cause has not been shown for granting Humble and Mobil's requests for limiting to 1 day the suspension period with respect to their rate filings and such requests are denied.

Five of Gulf Oil Corp. and Gulf Oil Corp. (Operator) et al., and Continental Oil Co.'s proposed rate increases reflect partial reimbursement for the full 2.55 percent New Mexico Emergency School Tax. The buyers, El Paso Natural Gas Co. (El Paso) and Southern Union Gathering Co. (Southern Union), in accordance with their policy of protesting tax filings proposing reimbursement for the New Mexico Emergency School Tax in excess of 0.55 percent, are expected to

file protests to these rate increases. El Paso and Southern Union question the right of the producer under the tax reimbursement clause to file a rate increase reflecting tax reimbursement computed on the basis of an increase in tax rate by the New Mexico Legislature in excess of 0.55 percent. While the buyers concede that the New Mexico legislation effected a higher rate of at least 0.55 percent, they claim there is controversy as to whether or not the new legislation effected an increased rate in excess of 0.55 percent. In view of the contractual problem presented, we shall provide that the hearings herein with respect to the rate filings containing such tax shall concern themselves with the contractual basis for the rate filings, as well as the statutory lawfulness of the proposed increased rates and charges.

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR 256), with the exception of the rate increases filed by the producers in the Permian Basin Area which exceed the just and reasonable rates established by the Commission in Opinion No. 468, as amended, and should be suspended for 5 months as ordered herein.

[F.R. Doc. 69-4761; Filed, Apr. 24, 1969; 8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[Files Nos. 7-3074, 7-3075]

CLOX CO. AND FOUR SEASONS NURSING CENTER OF AMERICA, INC.

Notice of Applications for Unlisted Trading Privileges and of Opportunity for Hearing

APRIL 21, 1969.

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

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stocks of the following companies, which securities are listed and registered on one or more other national securities exchanges:

File No.
 Clorox Co. 7-3074
 Four Seasons Nursing Center of
 America, Inc. 7-3075

Upon receipt of a request, on or before May 6, 1969, from any interested person, the Commission will determine whether the application with respect to any of the companies named shall be set down for hearing. Any such request should state briefly the title of the security in which he is interested, the nature of the interest of the person making the request, and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on any of the said applications by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing with respect to any particular application, such application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,
 Secretary.

[F.R. Doc. 69-4957; Filed, Apr. 24, 1969;
 8:46 a.m.]

[File No. 1-3421]

CONTINENTAL VENDING MACHINE CORP.

Order Suspending Trading

APRIL 21, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10-cent par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, 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 22, 1969, through May 1, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
 Secretary.

[F.R. Doc. 69-4958; Filed, Apr. 24, 1969;
 8:46 a.m.]

GULF AEROSPACE CORP.

Order Suspending Trading

APRIL 21, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common

stock of Gulf Aerospace Corp., Houston, Tex., and all other securities of Gulf Aerospace 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 21, 1969, at 12 noon, e.s.t., through April 30, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
 Secretary.

[F.R. Doc. 69-4959; Filed, Apr. 24, 1969;
 8:46 a.m.]

[70-4745]

MONONGAHELA POWER CO.

Notice of Proposed Issue and Sale of First Mortgage Bonds at Competitive Bidding

APRIL 21, 1969.

Notice is hereby given that Monongahela Power Co. ("Monongahela"), 1310 Fairmont Avenue, Fairmont, W. Va. 26554, a registered holding company and an electric utility subsidiary company of Allegheny Power System, Inc., also a registered holding company, has filed a declaration with this Commission, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6 and 7 thereof and Rule 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transaction.

Monongahela proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, \$10 million principal amount of its First Mortgage Bonds, ----- percent Series due June 1, 1999. The interest rate of the bonds (which will be a multiple of one-eighth of 1 percent) and the price, exclusive of accrued interest, to be paid to Monongahela (which will be not less than 100 percent or more than 102¾ percent of the principal amount thereof) will be determined by the competitive bidding. The bonds will be issued under the Indenture dated as of August 1, 1945, between Monongahela and First National City Bank, New York, N.Y., as Trustee, as heretofore supplemented and as to be further supplemented by a 31st Supplemental Indenture to be dated as of June 1, 1969. The bonds will be issued only as registered bonds without coupons. The net proceeds from the sale of the bonds will be used to finance, in part, the construction program of Monongahela and its subsidiary company for 1969, estimated at \$39 million and to pay \$3,500,000 of short-term notes incurred therefor.

It is stated that The Public Utilities Commission of Ohio has jurisdiction over the issue and sale of the bonds and that

no other State commission or Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

The fees and expenses to be paid in connection with the proposed transaction are estimated at \$43,000, including accountants' fees of \$3,600 and legal fees of \$10,000. The fees of counsel for the underwriters, to be paid by the successful bidders, are estimated at \$10,000.

Notice is further given, that any interested person may, not later than May 16, 1969, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,
 Secretary.

[F.R. Doc. 69-4946; Filed, Apr. 24, 1969;
 8:45 a.m.]

[612-2477]

MUTUAL VARIABLE CONTRACT ACCOUNT

Notice of Filing of Application for Order Exempting Company

APRIL 21, 1969.

Notice is hereby given that Mutual of Omaha Insurance Co. ("Applicant") has filed an application pursuant to section 6(c) of the Investment Company Act of 1940, 15 U.S.C. section 80a-1 et seq. ("Act"), for an order exempting the Mutual Variable Contract Account ("MVCA") Farnam at 33d Street, Omaha, Nebr., from all provisions of the Act and the rules and regulations thereunder. All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

Applicant is a mutual health and accident insurance company organized under the laws of the State of Nebraska. It has corporate home offices in Omaha, Nebr., and is licensed to do business in all States, all Canadian Provinces, Canal Zone, Panama, Puerto Rico, portions of the West Indies and the District of Columbia. The Canadian head office in Toronto maintains a complete and separate accounting system and operates much like a separate corporate entity. Applicant's Canadian operations are subject to the provisions of the Canadian Foreign Insurance Companies Act. Since 1966, applicant has been authorized to sell life insurance in Canada.

MVCA is a separate account of Applicant established by resolution of Applicant's board of directors on February 15, 1969. Variable Annuity Contracts will be sold only in Canada to Canadian residents, corporations, trusts, or any other legal entities operating in Canada and the contributions paid thereunder will be held by and invested through MVCA. Payments made under contracts funded through MVCA will be in Canadian currency. All of the assets of MVCA will be physically held in Canada. Most of the common stock held in the account will be in Canadian securities in compliance with the requirements of the Foreign Insurance Companies Act. The investment portfolio of MVCA will be managed initially by the investment department at Applicant's home office in Omaha, Nebr. The same is true with respect to the actual purchase and sale of securities for MVCA; payment and delivery, however, will be made in Canada. Applicant represents it is hopeful that these functions can be assumed by the Canadian head office contingent on the success and volume of business.

Initially, Applicant intends to sell MVCA contracts to individuals with the prospect of expanding to group sales at some later date. At no time does Applicant contemplate or intend to sell to other than permanent residents of Canada with its primary efforts directed to Canadian citizens. It is possible that if group contracts are sold, some American citizens may be involved by virtue of their employment and requirements for coverage. Applicant asserts, however, that it will always exercise care to avoid such situations where it would involve a substantial number of such persons.

The application states that if MVCA is required to comply with the Act, it would constitute a competitive disadvantage in Canada with respect to Canadian domestic insurance companies issuing variable annuity contracts. Applicant also states that MVCA will be subject to the Canadian Foreign Insurance Companies Act. The Superintendent of Insurance of Canada has by letter to Applicant (which Applicant has filed as an exhibit to the application) indicated that he is familiar with the proposed operations of Applicant in connection with the issuance of variable annuity contracts through MVCA and that he believes that the interest of Canadian residents affected thereby will be adequately

protected by the applicable provisions of Canadian law.

Section 6(c) of the Act provides that the Commission, by order upon application, may conditionally or unconditionally exempt any person, security or transaction from any provision or provisions of the Act, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protections of investors and the purposes fairly intended by the policy and provisions of the Act.

Applicant submits that it is appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act for the Commission to enter an order exempting MVCA from all the provisions of the Act and applicant has agreed to the following conditions in the event such order should be issued by the Commission:

1. Applicant will inform the Commission, on or before April 1 of each year, of the extent, if any, to which U.S. citizens are the holders of participating interests in MVCA.

2. The Commission may reserve jurisdiction to modify or rescind such order, after opportunity for hearing, if at any time in the future, the facts pertaining to the operations of MVCA should warrant such action.

Notice is further given, that any interested person may, not later than May 7, 1969 at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL]

ORVAL L. DuBois,
Secretary.

[F.R. Doc. 69-4947; Filed, Apr. 24, 1969;
8:45 a.m.]

[File No. 1-4371]

WESTEC CORP.

Order Suspending Trading

APRIL 21, 1969.

The common stock, 10-cent par value, of Westec Corp., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Westec Corp., being traded otherwise than on a national securities exchange; and

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

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period April 22, 1969, through May 1, 1969, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F.R. Doc. 69-4960; Filed, Apr. 24, 1969;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[S.O. 1002; Car Distribution Direction 47]

SOUTHERN RAILWAY CO. AND MISSOURI-KANSAS-TEXAS 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) Southern Railway Co. shall deliver to the Missouri-Kansas-Texas 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 carrier delivering the empty boxcars as described above must advise Agent R. D. Pfahler each Wednesday as the number of cars, covered by this direction, delivered during the preceding week, ending each Sunday at 11:59 p.m.

(c) The carrier 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 24, 1969.

(4) Expiration date: This direction shall expire at 11:59 p.m., May 11, 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 in Washington, D.C., and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 21, 1969.

INTERSTATE COMMERCE
COMMISSION,

[SEAL] N. THOMAS HARRIS,
Agent.

[F.R. Doc. 69-4962; Filed, Apr. 24, 1969;
8:47 a.m.]

[Notice 819]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 22, 1969.

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

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

MOTOR CARRIERS OF PROPERTY

No. MC 4405 (Sub-No. 470 TA), filed April 16, 1969. Applicant: DEALERS TRANSIT, INC., 7701 South Lawndale Avenue, Chicago, Ill. 60652. Applicant's representative: R. O. Homberger (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Trailers, other than those designed to be drawn by passenger automobiles, in Initial Truckaway Service, from Glasgow, Mo., and Leavenworth, Kans., to points in the United States, excluding Alaska and Hawaii, for 180 days. Supporting shipper: Standard-Havens, Inc., a division of Havens Steel Co., 7219 East 17th Street, Kansas City, Mo. 64126. Send protests to: District Supervisor Roger L. Buchanan, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 4405 (Sub-No. 471 TA), filed April 16, 1969. Applicant: DEALERS TRANSIT, INC., 7701 South Lawndale Avenue, Chicago, Ill. 60652. Applicant's representative: R. O. Homberger (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Trailers, other than those designed to be drawn by passenger automobiles, and container chassis, in Initial Truckaway Service, from Camden, N.J., to points in the United States, excluding Hawaii, for 180 days. Supporting shipper: Strick Corp., U.S. Highway No. 1, Fairless Hills, Pa. 19030. Send protests to: District Supervisor Roger L. Buchanan, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 87720 (Sub-No. 92 TA), filed April 16, 1969. Applicant: BASS TRANSPORTATION CO., INC., Old Croton Road, Post Office Box 391, Flemington, N.J. 08822. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Washing compounds, in tote bins and cartons, between Bristol, Pa., and Riverdale, N.J., for 180 days. Supporting shipper: Purex Corp., Ltd., Radcliffe Street at Fillmore, Bristol, Pa. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 410 Post Office Building, Trenton, N.J. 08608.

No. MC 107515 (Sub-No. 651 TA), filed April 15, 1969. Applicant: REFRIGERATED TRANSPORT COMPANY, INC., Post Office Box 10799, Station A, Atlanta, Ga. 30310. Applicant's representative: B. L. Gundlach (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Relishes, sauerkraut, salad dressing, tomatoes, peppers, olives, pickles, herring in sauce (in poly bags, glass, or kegs) in vehicles equipped with mechanical refrigeration, from Atlanta, Ga., to points in North Carolina, South Carolina, Texas, Oklahoma, Kentucky, and Jacksonville, Fla., for 150 days. Supporting shipper: South-

ern Pickle Co., a division of Chez-Lyn Enterprises, Inc., 655 Highland Avenue NE., Atlanta, Ga. 30312. Send protests to: William L. Scroggs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 309, 1252 West Peachtree Street NW., Atlanta, Ga. 30309.

No. MC 112801 (Sub-No. 92 TA), filed April 16, 1969. Applicant: TRANSPORT SERVICE CO., Post Office Box 50272, Chicago, Ill. 60650. Applicant's representative: Robert H. Levy, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Anhydrous ammonia, in bulk, in tank vehicles, from the storage facilities and/or plantsite of Central Nitrogen, Inc., at or near Terre Haute, Ind., to points in Illinois, Indiana, Michigan, and Ohio, for 150 days. Supporting shipper: Central Farmers Fertilizer Co., 100 South Wacker Drive, Chicago, Ill. 60606. Send protests to: District Supervisor Roger L. Buchanan, Interstate Commerce Commission, Bureau of Operations, Room 1086, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 114028 (Sub-No. 15 TA), filed April 14, 1969. Applicant: ROWLEY INTERSTATE TRANSPORTATION COMPANY, INC., 1717 Maple Street, Dubuque, Iowa 52001. Applicant's representative: Jerome C. Stieber (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Charcoal, in containers, from points in Marquette County, Mich., to points in Iowa, and points in Carroll, Henderson, Henry, Jo Daviess, Knox, Lee, Mercer, Ogle, Rock Island, Warren, and Whiteside Counties, Ill., for 180 days. Note: Applicant does not intend to tack with any other authority now held. Supporting shipper: Royal Oak Charcoal Co., Post Office Box 250, Marquette, Mich. 49885. Send protests to: Chas. C. Biggers, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 332 Federal Building, Davenport, Iowa 52801.

No. MC 119012 (Sub-No. 5 TA), filed April 16, 1969. Applicant: RIVER TERMINALS TRANSPORT, INC., 208 Broadway, Post Office Box No. 176, Aurora, Ind. 47001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Ferrochrome, in self unloading containers; from Aurora, Ind., to Detroit, Mich., for 180 days. Supporting shipper: Engelhard Hanovia Ore & Base Metal Sales, 113 Astor Street, Newark, N.J. 07114. 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 119988 (Sub-No. 23 TA), filed April 7, 1969. Applicant: GREAT WESTERN TRUCKING CO., INC., 811 1/2 North Timberline Drive, Post Office Box 1384, Lufkin, Tex. 75901. Applicant's representative: Bennie Haskins (same address as above). Authority sought to operate as a common carrier, by motor

vehicle, over irregular routes, transporting: *Newsprint*, from points in Angelina County, Tex., to points in Oklahoma and Arkansas; restricted against the transportation of shipments to (1) Oklahoma City, Tulsa, and Sapulpa, Okla., and the respective commercial zones thereof; (2) points on U.S. Highway 77 (Interstate Highway 35) between the Texas-Oklahoma State line and Oklahoma City, Okla.; (3) Texarkana, Fort Smith, Little Rock, North Little Rock, Pine Bluff, Crossett, El Dorado, Monticello, and West Memphis, Ark., and points in their respective commercial zones, for 120 days. NOTE: Applicant states it does not intend to tack authority with presently authorized routes. Supporting shipper: Southland Paper Mills, Inc., Mr. A. Q. Elliott, Traffic Manager, Post Office Box 1328, Lufkin, Tex. 75901. Send protests to: District Supervisor John C. Redus, Bureau of Operations, Interstate Commerce Commission, Post Office Box 61212, Houston, Tex. 77061.

No. MC 123814 (Sub-No. 4 TA), filed April 16, 1969. Applicant: GEORGE A. HALL CARTAGE CO., LTD., 1281 Conde Street, Montreal, Province of Quebec, Canada. Applicant's representative: Adrien R. Paquette, 101eme Etage, 200, rue St-Jacques, Montreal 126, Province of Quebec, Canada. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, in tank vehicles, from ports of entry on the international boundary line between the United States and Canada located in Maine, New Hampshire, Vermont, and New York, to points in Maine, New Hampshire, Vermont, and New York, for 180 days. Supporting shipper: Ciments Lafarge Quebec Ltee, St. Constant, Province of Quebec, Canada. Send protests to: District Supervisor, Martin P. Monaghan, Jr., Interstate Commerce Commission, Bureau of Operations, 52 State Street, Room 5, Montpelier, Vt. 05602.

No. MC 127695 (Sub-No. 6 TA), filed April 15, 1969. Applicant: ELMER E. LAIRD, doing business as ELMER E. LAIRD & SON, 3135 West North Temple Street, Post Office Box 1343, Salt Lake City, Utah 84116. Applicant's representative: William S. Richards, Walker Bank Building, Salt Lake City, Utah 84111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Sporting goods, fire alarms, vacuum cleaners, sewing machines, sewing machine cases, electric blenders, photo albums, floor sanding, waxing and cleaning machines, cameras, projectors, lawn mowers, encyclopedias, cookware, dishware, melmac products, can openers, coffee makers, luggage, watches, power tools, radios, toothbrushes, grass catchers, picnic jugs, cutlery, and advertising material*, for the account of National Housewares, Inc., between Los Angeles, Calif., and points in the Los Angeles Harbor commercial zone, and Dallas, Houston, Corpus Christi, and San Antonio, Tex., for 180 days. Supporting shipper: National Housewares, Inc., 1260 East Vine Street, Salt Lake City, Utah 84121. Send pro-

tests to: John T. Vaughan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 6201 Federal Building, Salt Lake City, Utah 84111.

No. MC 128860 (Sub-No. 3 TA), filed April 16, 1969. Applicant: BEN LARRY, doing business as LARRY'S EXPRESS, 720 Lake Street, Tomah, Wis. 54660. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages and related advertising materials, and premiums, and malt beverages dispensing equipment* in mixed loads with malt beverages, from La Crosse, Wis.; St. Louis, Mo.; Detroit, Mich.; Newark, N.J., to St. Paul, Minn., for 180 days. Supporting shipper: Capitol City Distributing Co., Inc., 245 East Fillmore Avenue, St. Paul, Minn. 55107. Send protests to: Barney L. Hardin, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 444 West Main Street, Room 11, Madison, Wis. 53703.

No. MC 128878 (Sub-No. 12 TA), filed April 16, 1969. Applicant: SERVICE TRUCK LINE, INC., Post Office Box 961, Shreveport, La. 71102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal and charcoal briquettes*, in containers, from New Orleans, La., to points in Arkansas, Louisiana, Mississippi, Oklahoma, and Texas, for 180 days. Supporting shipper: Secca Plant, Guayaquil, Ecuador. Send protests to: W. R. Atkins, District Supervisor, Interstate Commerce Commission, Bureau of Operations, T-4009 Federal Building, 701 Loyola Avenue, New Orleans, La. 70113.

No. MC 133632 (Sub-No. 1 TA), filed April 16, 1969. Applicant: HENRY F. STALEY, doing business as H. F. STALEY'S TRUCKING SERVICE, 2319 51st Place, Tuxedo, Md. 20781. Applicant's representative: Daniel B. Johnson, Perpetual Building, Washington, D.C. 20004. Authority sought to operate as a *contact carrier*, by motor vehicle, over irregular routes, transporting: *Fence, fence fittings and accessories, materials, supplies, and equipment used in the manufacture of fence and fence accessories, and reinforcing wire mesh, materials, and supplies, and equipment used in the manufacture of reinforcing wire mesh*, between Toledo, Ohio, Rock Hill, S.C., and Bladensburg, Md., and points in those States east of the Mississippi River and Louisiana and Arkansas, not including Minnesota. Restricted to service to be performed under a continuing contract with the National Fence Manufacturing Co., Inc., Bladensburg, Md., for 180 days. Supporting shipper: National Fence Manufacturing Co., Inc., 4301 46th Street, Bladensburg, Md. 20710. Send protests to: Robert D. Caldwell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 12th and Constitution Avenue NW., Washington, D.C. 20423.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-4963; Filed, Apr. 24, 1969; 8:47 a.m.]

[Notice 333]

MOTOR CARRIER TRANSFER PROCEEDINGS

APRIL 22, 1969.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-71124. By order of April 16, 1969, the Motor Carrier Board approved the transfer to Rex Harris, Inc., Roundup, Mont., of certificate No. MC-110754, issued January 30, 1951, to Rex Harris, Roundup, Mont., authorizing the transportation of: *Machinery, equipment, materials, and supplies used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas, and petroleum, and their products and by-products, and of machinery, equipment, materials, and supplies used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof, except in connection with main pipelines, between points in Montana on and east of the western boundary lines of Blaine, Fergus, Wheatland, Golden Valley, Stillwater, and Carbon Counties, and between points in the above-described Montana territory, on the one hand, and, on the other, points in Wyoming, J. F. Meglen, Post Office Box 1581, Billings, Mont. 59103, attorney for applicants.*

No. MC-FC-71185. By order of April 16, 1969, the Motor Carrier Board approved the transfer to Mack Brothers, Inc., Court Street, Victoria, Va. 23974, of certificates Nos. MC-83360 and MC-83360 (Sub-No. 4) issued February 19, 1943, and October 7, 1963, to T. M. McLaughlin, Court Street, Victoria, Va. 23974, authorizing the transportation of: *General commodities, with exceptions, but including household goods, and certain specifically named commodities, between points in Virginia, North Carolina, South Carolina, Maryland, Pennsylvania, Tennessee, Kentucky, West Virginia, and Washington, D.C.*

No. MC-FC-71263. By order of April 16, 1969, the Motor Carrier Board approved the transfer to Dugas Express Co., a corporation, Lewiston, Maine, of certificate of registration No. MC-58672 (Sub-No. 1), issued December 21, 1965, to Fernand Doyon, doing business as Dugas Express Co., Lewiston, Maine, authorizing transportation pursuant to Maine

certificate No. 68, issued prior to October 15, 1962, and currently renewed. William F. Julavits, 465 Maine Street, Lewiston, Maine 04240, attorney for applicants.

No. MC-FC-71280. By order of April 16, 1969, the Motor Carrier Board approved the transfer to John G. Franck and Peter Franck, a partnership, doing business as Franck Bros., Eau Claire, Wis., of certificate No. MC-47585, issued July 9, 1965, to Gordon L. Sather, Eau Claire, Wis.,

authorizing the transportation of: Live-stock and eggs, from points in the towns of Albany and Lima, Pepin County, those in the towns of Mondovi, Naples, and Canton, Buffalo County, those in the towns of Peru and Rock Creek, Dunn County, and those in the towns of Pleasant Valley, Brunswick, and Drammen, Eau Claire County, Wis., to Minneapolis, St. Paul, South St. Paul, and Newport, Minn.; and flour, feed, wind-mills, and parts, machinery, petroleum

products, hatchery equipment, and poultry supplies, from Minneapolis, St. Paul, South St. Paul, and Newport, Minn., to points in the above-specified Wisconsin towns. A. R. Fowler, 2288 University Avenue, St. Paul, Minn. 55114, representative for applicants.

[SEAL]

H. NEIL GARSON,
Secretary.[F.R. Doc. 69-4964; Filed, Apr. 24, 1969;
8:47 a.m.]

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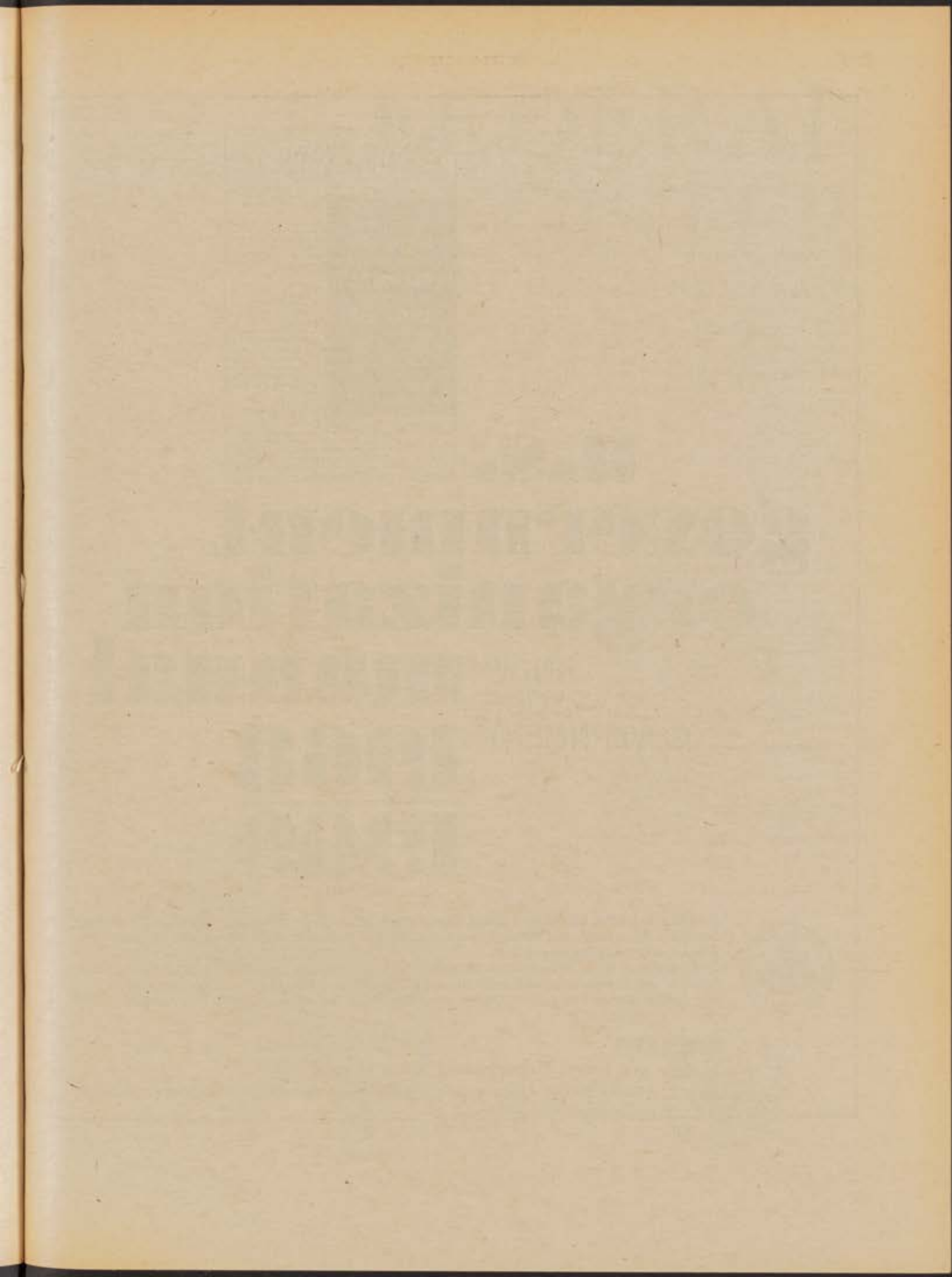
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