

FEDERAL REGISTER

VOLUME 34 • NUMBER 92

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Pages 7637-7679

Agencies in this issue—

The President
Agricultural Research Service
Agricultural Stabilization and
Conservation Service
Atomic Energy Commission
Civil Aeronautics Board
Coast Guard
Commodity Credit Corporation
Consumer and Marketing Service
Customs Bureau
Economic Opportunity Office
Federal Aviation Administration
Federal Communications Commission
Federal Home Loan Bank Board
Federal Maritime Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
General Services Administration
Internal Revenue Service
International Joint Commission—
United States and Canada
Interstate Commerce Commission
Labor Department
National Park Service
Securities and Exchange Commission
Social Security Administration

Detailed list of Contents appears inside.



Just Released

CODE OF FEDERAL REGULATIONS

(As of January 1, 1969)

Title 10—Atomic Energy (Revised)-----	\$1. 50
Title 21—Food and Drugs (Parts 1-119) (Revised)-----	1. 75
Title 41—Public Contracts and Property Management (Chapter 18) (Revised)-----	3. 25

[A Cumulative checklist of CFR issuances for 1969 appears in the first issue of the Federal Register each month under Title 1]

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Title 3—THE PRESIDENT

Executive Order 11468

AMENDING EXECUTIVE ORDER NO. 11248, PLACING CERTAIN POSITIONS IN LEVELS IV AND V OF THE FEDERAL EXECUTIVE SALARY SCHEDULE

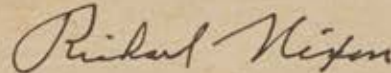
By virtue of the authority vested in me by section 5317 of title 5 of the United States Code, as amended, Executive Order No. 11248¹ of October 10, 1965, as amended, is further amended as follows:

1. Section 1 of that Order, placing certain positions in level IV of the Federal Executive Salary Schedule, is amended by deleting "(9) Executive Director, Cabinet Committee on Price Stability", and inserting in lieu thereof "(9) Deputy Under Secretary for International Labor Affairs, Department of Labor".

2. Section 2 of that Order, placing certain positions in level V of the Federal Executive Salary Schedule, is amended by adding thereto the following:

(23) Deputy Assistant Postmaster General, Bureau of Operations, Post Office Department.

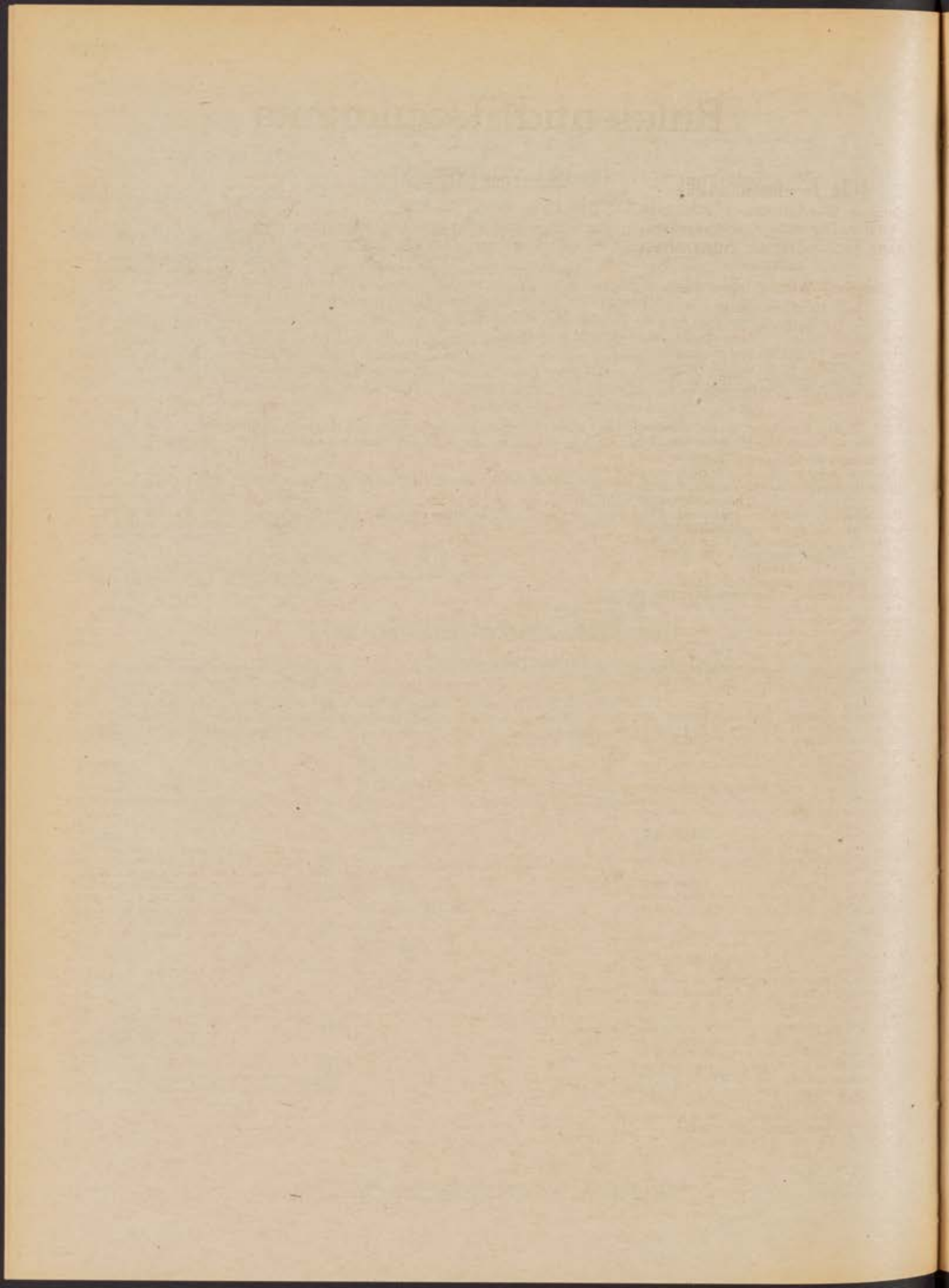
(24) Director, Office of Minority Business Enterprise, Department of Commerce.



THE WHITE HOUSE,
May 10, 1969.

[F.R. Doc. 69-5781; Filed, May 12, 1969; 1:22 p.m.]

¹ 30 F.R. 12999; 3 CFR, 1964-1965 Comp., p. 349.



Rules and Regulations

Title 7—AGRICULTURE

Chapter III—Agricultural Research Service, Department of Agriculture

PART 301—DOMESTIC QUARANTINE NOTICES

Subpart—White-Fringed Beetle

REGULATED AREAS

Under the authority of § 301.72-2 of the White-Fringed Beetle Quarantine regulations, 7 CFR 301.72-2, as amended, 33 F.R. 14356, a supplemental regulation designating regulated areas is hereby issued to appear in 7 CFR 301.72-2a, as follows:

§ 301.72-2a Regulated areas; suppressive and generally infested areas.

The civil divisions, and parts of civil divisions, described below, are designated as white-fringed beetle regulated areas within the meaning of the provisions of this subpart; and such regulated areas are hereby divided into generally infested areas or suppressive areas as indicated below:

ALABAMA

(1) Generally infested area.

Autauga County. Those portions of Tps. 17 and 18 N., R. 12 E. lying within the county and that portion of the S½ of T. 19 N., R. 12 E. lying within the county; NE¼, T. 19 N., R. 13 E.; NW¼, T. 19 N., R. 14 E.; and SW¼, T. 20 N., R. 14 E.; secs. 23, 24, 25, 26, 35, and 36, T. 20 N., R. 15 E.; and those portions of the county lying within Tps. 16, 17, 18, 19, and 20 N., R. 16 E.

Baldwin County. The entire county.

Barbour County. That portion of the county lying south of the north line of T. 11 N. and east of the west line of R. 28 E.; and that portion of the county lying west of the east line of R. 25 E. and south of the north line of T. 9 N.

Bibb County. That portion of the county lying east of the west line of R. 9 E., and that portion of the county lying east of the west line of R. 6 W.

Blount County. That portion of the county lying west of the east line of R. 1 E., and that portion of the county lying south of the north line of T. 12 S.

Bullock County. NE¼, T. 13 N., R. 23 E., and SE¼, T. 14 N., R. 23 E.; and that portion of the county lying within sec. 4, T. 14 N., R. 26 E.

Butler County. The entire county.

Calhoun County. The entire county.

Chambers County. T. 22 N., R. 26 E.; W½, T. 22 N., R. 27 E.; secs. 3, 4, 5, 6, 7, 8, 9, and 10, T. 23 N., R. 27 E.; secs. 27, 28, 29, 30, 31, 32, 33, and 34, T. 24 N., R. 27 E.; that portion of the county lying in the N½, T. 24 N., R. 28 E.; E½, T. 21 N., R. 28 E.; that portion of the county lying in SE¼, T. 22 N., R. 28 E.; that portion of the county lying in T. 21 N., R. 29 E.; and those portions of secs. 31 and 32, T. 22 N., R. 29 E., lying within the county.

Cherokee County. S½, T. 9 S., R. 8 E.; T. 10 S., R. 8 E.; S½, T. 9 S., R. 9 E.; T. 10 S., R. 9 E.; T. 9 S., R. 10 E.; and that portion of T. 9 S., R. 11 E., lying within the county.

Chilton County. The entire county.

Choctaw County. The entire county.

Clarke County. The entire county.

Clay County. T. 21 S., R. 6 and 7 E.; T. 20 S., R. 8 E.; and all of the area lying within the corporate limits of the city of Lineville.

Cleburne County. Secs. 13, 14, 23, 24, 25, 26, 35, and 36, T. 17 S., R. 9 E.; secs. 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32, and 33, T. 17 S., R. 10 E.; secs. 35 and 36, T. 16 S., R. 11 E.; E½, T. 17 S., R. 11 E.; secs. 15, 16, 17, 20, 21, 22, 27, 28, 29, 32, 33, 34, and 35, and those portions of secs. 14, 23, 26, and 36, T. 15 S., R. 12 E. lying within the county; S½, T. 16 S., R. 12 E.; and that portion of T. 17 S., R. 12 E. lying within the county.

Coffee County. That portion of the county lying south of the north line of T. 6 N.

Colbert County. That portion of the county lying east of the west line of R. 11 W.

Conecuh County. The entire county.

Coosa County. E½, T. 22 N., R. 18 E.; secs. 25, 26, 35, and 36, T. 23 N., R. 18 E.; E½, T. 21 N., R. 19 E.; W½, T. 22 N., R. 19 E.; secs. 35 and 36, T. 22 N., R. 19 E.; secs. 28, 29, 30, 31, 32, and 33, T. 23 N., R. 19 E.; E½, T. 24 N., R. 19 E.; W½, T. 21 N., R. 20 E.; secs. 31 and 32, T. 22 N., R. 20 E.; and T. 24 N., R. 20 E.

Covington County. The entire county.

Crenshaw County. The entire county.

Cullman County. The entire county.

Dale County. That portion of the county lying south of the north line of T. 6 N. and west of the east line of R. 23 E.

Dallas County. The entire county.

De Kalb County. That portion of the county lying west of the east line of R. 6 E.; secs. 19, 30, and 31, T. 8 S., R. 7 E.; secs. 5, 7, and 18, T. 9 S., R. 7 E.; that portion of the county lying within T. 4 S., R. 8 E.; that portion of the county lying within the N½, T. 5 S., R. 8 E.; secs. 5, 6, 7, and 8, T. 6 S., R. 8 E.; secs. 1, 12, 13, and 24, T. 7 S., R. 8 E.; sec. 31, T. 4 S., R. 9 E.; secs. 6 and 7, T. 5 S., R. 9 E.; S½, T. 6 S., R. 9 E.; and N½, T. 7 S., R. 9 E.

Elmore County. The entire county.

Escambia County. The entire county.

Etowah County. That portion of the county south of the north line of T. 11 S., in R. 6 and 7 E., including all of the corporate limits of the city of Gadsden.

Fayette County. Secs. 29, 30, 31, and 32, T. 15 S., R. 12 W.; W½, T. 16 S., R. 12 W.; secs. 25, 26, 35, and 36, T. 15 S., R. 13 W.; and E½, T. 16 S., R. 13 W.

Franklin County. All of the area lying within the corporate limits of the city of Russellville.

Geneva County. The entire county.

Greene County. That portion of the county lying south of the north line of T. 19 N. and east of the west line of R. 2 E.; secs. 3, 4, 5, 6, 7, 8, 9, and 10, T. 21 N., R. 2 E.; secs. 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, and 34, T. 22 N., R. 2 E.; secs. 2, 3, 4, 5, 6, 7, 8, 9, 10, and 11, T. 23 N., R. 3 E.; and secs. 31, 32, 33, 34, and 35, T. 24 N., R. 3 E.

Hale County. E½, T. 20 N., R. 4 E.; T. 20 N., R. 5 E.; NE¼, T. 23 N., R. 4 E.; and NW¼, T. 23 N., R. 5 E.

Henry County. That portion of the county lying south of the north line of T. 7 N.

Houston County. The entire county.

Jackson County. S½, T. 2 S., R. 5 E.; N½, T. 3 S., R. 5 E.; secs. 35 and 36, T. 3 S., R. 5 E.; E½, T. 4 S., R. 5 E.; secs. 31, 32, and 33, T. 3 S., R. 6 E.; W½, T. 4 S., R. 6 E.; that portion of T. 5 S., R. 6 E. lying south of the Tennessee River; W½, T. 5 S., R. 7 E.; that portion of W½, T. 2 S., R. 8 E. lying north of the Tennessee River; those portions of

Tps. 4 and 5 S., R. 8 E., lying within the county; and all of the area lying within the corporate limits of the city of Stevenson.

Jefferson County. The entire county.

Lamar County. Tps. 14, 15, and 17 S., R. 15 W.; and that portion of T. 15 S., R. 16 W., lying within the county.

Lauderdale County. All of the area lying within the corporate limits of the city of Florence; and that portion of the county lying west of the east line of R. 11 W.

Lawrence County. Secs. 27, 28, 29, 30, 31, 32, 33, and 34, T. 6 S., R. 7 W.; W½, T. 7 S., R. 7 W.; secs. 25 and 36, T. 6 S., R. 8 W.; and E½, T. 7 S., R. 8 W.

Lee County. That portion of the county lying west of the east line of R. 26 E., and that portion of the county lying in the W½, of R. 27 E.

Limestone County. NW¼, T. 5 S., R. 3 W.; S½, T. 2 S., R. 3 and 4 W.; N½, T. 3 S., R. 3 and 4 W.; and SW¼, T. 1 S., R. 4 W.

Lowndes County. Tps. 13 and 14 N., R. 12 and 13 E.; S½, T. 12 N., R. 15 E.; and SW¼, T. 12 N., R. 16 E.

Macon County. That portion of T. 16 N., R. 20 E., lying within the county; secs. 4, 5, 6, 7, 8, 9, 16, 17, 20, and 21, and that portion of secs. 18 and 19, T. 16 N., R. 21 E., lying within the county; N½, T. 16 N., R. 23, 24, and 25 E.; and that portion of the county lying north of the south line of T. 17 N., R. 23, 24, and 25 E.

Madison County. All of the county except T. 1 S., R. 1 and 2 W.; T. 2 S., R. 2 W.

Marengo County. Secs. 4, 5, 6, 7, 8, and 9, T. 15 N., R. 3 E.; secs. 28, 29, 30, 31, 32, and 33, T. 16 N., R. 3 E.; that portion of the county lying south of the north line of T. 13 N.; and all of the area lying within the corporate limits of the town of Thomaston.

Marion County. Secs. 70 and 31, T. 10 S., R. 11 W.; secs. 6 and 7, T. 11 S., R. 11 W.; S½, T. 10 S., R. 12 W.; N½, T. 11 S., R. 12 W.; NW¼, and secs. 19, 20, and 21, T. 9 S., R. 12 W.; and secs. 1, 12, 13, and 24, T. 9 S., R. 13 W.; S½, T. 10 S., R. 14 W.; N½, T. 11 S., R. 14 W.; and that portion of the county lying south of the north line of T. 12 S.

Marshall County. The entire county.

Mobile County. The entire county.

Monroe County. The entire county.

Montgomery County. That portion of the county lying north of the south line of T. 15 N.; S½, T. 13 N., R. 17 E.; and T. 12 N., R. 18 E.

Morgan County. Those portions of SW¼, T. 5 S., R. 1 E.; SE¼, T. 5 S., R. 1 W.; and NW¼, T. 6 S., R. 1 E. lying in the county; NE¼, T. 6 S., R. 1 W.; secs. 19, 30, and 31, T. 6 S., R. 2 W.; W½, T. 7 S., R. 2 W.; SE¼, and secs. 31, 32, and 33, T. 6 S., R. 3 W.; T. 7 S., R. 3 W.; that portion of W½, T. 8 S., R. 3 W., lying within the county; secs. 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32, 33, 34, 35, and 36, T. 6 S., R. 4 W.; T. 7 S., R. 4 W.; that portion of E½, T. 8 S., R. 4 W., lying in the county; and secs. 25, 26, 35, and 36, T. 6 S., R. 5 W.

Perry County. W½, T. 17 N., R. 6 E.; E½, T. 19 N., R. 7 E.; S½, T. 20 N., R. 7 E.; Tps. 19 and 20 N., R. 8 E.; S½, T. 21 N., R. 8 E.; N½, T. 20 N., R. 9 E.; and S½, T. 21 N., R. 9 E.

Pickens County. T. 20 S., R. 13 W.; and all of the area lying within the corporate limits of the town of Aliceville.

Pike County. That portion of the county lying south of the north line of T. 10 N.

Randolph County. Secs. 10, 11, 12, 13, 14, 15, 22, 23, and 24, T. 18 S., R. 10 E.; N½, T. 22 S., R. 10 E.; S½, T. 19 S., R. 11 E.; T. 20 S.,

R. 11 E.; secs. 1 and 12, T. 21 S., R. 11 E.; secs. 14, 15, 16, 21, 22, 23, 26, 27, and 28, T. 18 S., R. 12 E.; SW $\frac{1}{4}$, T. 20 S., R. 12 E.; W $\frac{1}{2}$, and SE $\frac{1}{4}$, T. 21 S., R. 12 E.; N $\frac{1}{2}$, T. 22 S., R. 12 E.; S $\frac{1}{2}$, T. 21 S., R. 13 E.; N $\frac{1}{2}$, T. 22 S., R. 13 E.; and secs. 7 and 18, T. 22 S., R. 14 E.

Russell County. Secs. 1, 2, and 3, T. 14 N., R. 26 E.; and that portion of the county lying within secs. 25, 26, 27, 34, 35, and 36, T. 15 N., R. 26 E.

St. Clair County. The entire county.

Shelby County. The entire county.

Sumter County. That portion of the county lying south of the north line of T. 19 N., and west of the east line of R. 1 E.

Talladega County. E $\frac{1}{2}$, T. 21 S., R. 3 E.; that portion of E $\frac{1}{2}$, T. 22 S., R. 3 E., lying within the county; T. 21 S., R. 4 E.; that portion of T. 22 S., R. 4 E., lying within the county; that portion of the county lying east of the west line of R. 5 E., and north of the south line of T. 18 S.; and secs. 2, 3, 4, 5, and 6, T. 19 S., R. 5 E.

Tallapoosa County. N $\frac{1}{2}$, T. 22 N., R. 21 E.; T. 23 N., R. 21 E.; that portion of the county lying south of the north line of T. 18 N.; S $\frac{1}{2}$, T. 19 N., R. 22 and 23 E.; T. 21 N., R. 23 E.; S $\frac{1}{2}$, T. 22 N., R. 23 E.; and the NE $\frac{1}{4}$, T. 24 N., R. 24 E.

Tuscaloosa County. That portion of the county lying within T. 24 N., R. 3 E.; that portion of the county lying within T. 20 S., R. 5 and 6 W., and T. 20 S., R. 7 W.; that portion of the county lying in Tps. 21 and 22 S., located east of the west line of R. 10 W.; SW $\frac{1}{4}$, T. 20 S., R. 10 W.; secs. 23, 24, 25, 26, 35, and 36, T. 20 S., R. 11 W.; and the E $\frac{1}{2}$, T. 21 S., R. 11 W.

Walker County. That portion of the county lying east of the west line of R. 5 W.; S $\frac{1}{2}$, T. 13 S., R. 6 and 7 W.; T. 14 S., R. 6 and 7 W.; T. 15 S., R. 6 and 7 W.; that portion of T. 16 S., R. 6 W., lying within the county; T. 16 S., R. 7 W.; secs. 2, 3, 4, 9, 10, 11, 14, 15, and 16, T. 13 S., R. 8 W.; secs. 19, 20, 29, 30, 31, and 32, T. 13 S., R. 9 W.; and secs. 24, 25, and 36, T. 13 S., R. 10 W.

Washington County. The entire county.

Wilcox County. The entire county.

Winston County. Secs. 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, and 30, T. 11 S., R. 6 W.; secs. 12, 13, 24, and 25, T. 11 S., R. 7 W.; T. 9 S., R. 10 W.; and N $\frac{1}{2}$, T. 10 S., R. 10 W.

(2) **Suppressive area.**

None.

ARKANSAS

(1) **Generally infested area.**

None.

(2) **Suppressive area.**

Craighead County. Secs. 11, 12, 13, 14, 23, 24, 25, and 36, T. 14 N., R. 3 E.; secs. 1, 2, and 3, T. 13 N., R. 4 E.; secs. 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30, 34, 35, and 36, T. 14 N., R. 4 E., including all of the town of Jonesboro; secs. 9, 10, 11, 14, 15, and 16, T. 13 N., R. 7 E., including all of the town of Caraway; secs. 27, 28, 33, and 34, T. 15 N., R. 7 E., including all of the town of Monette.

Crittenden County. All of the area lying within the corporate limits of the cities of Marion and West Memphis.

Greene County. Secs. 1, 2, 11, and 12, T. 16 N., R. 5 E.; secs. 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36, T. 17 N., R. 5 E.; secs. 4, 5, 6, 7, 8, and 9, T. 16 N., R. 6 E.; secs. 28, 29, 30, 31, 32, and 33, T. 17 N., R. 6 E., including all of the town of Paragould.

Lee County. All of the area lying within the corporate limits of the city of Marianna.

Mississippi County. Secs. 7, 8, 9, and 17, T. 16 N., R. 8 E., including all of the town of Leachville; all of the area within the corporate limits of the town of Manila; all of the area within the limits of the Blytheville Air Force Base; secs. 2, 3, 9, 10, 11, 13,

14, 15, 16, 17, 20, 21, 22, 23, including all of the town of Blytheville, and that portion of secs. 4 and 8 lying outside of the Blytheville Air Force Base, T. 15 N., R. 11 E.; and secs. 8, 17, and 18, T. 15 N., R. 12 E.

Monroe County. All of the area lying within the corporate limits of the town of Brinkley.

Phillips County. All of the area lying within the corporate limits of the cities of Helena and West Helena.

Poinsett County. Secs. 1, 2, and 3, T. 10 N., R. 6 E., secs. 34, 35, and 36, T. 11 N., R. 6 E., including all of the town of Marked Tree; secs. 2, 3, 4, 9, 10, 11, 14, and 15, T. 11 N., R. 7 E.; secs. 33, 34 and 35, T. 12 N., R. 7 E., including all of the town of Lepanto.

St. Francis County. Secs. 3, 4, 5, and 6, T. 4 N., R. 3 E.; secs. 16, 17, 20, 21, 22, 26, 27, 28, 29, 31, 32, 33, 34, and 35, T. 5 N., R. 3 E., including all of the town of Forrest City.

FLORIDA

(1) **Generally infested area.**

Bay County. The entire county.

Calhoun County. The entire county.

Columbia County. Sec. 26, T. 3 S., R. 15 E.

Escambia County. The entire county.

Gadsden County. The entire county.

Gulf County. The entire county.

Holmes County. The entire county.

Jackson County. The entire county.

Jefferson County. That portion of the county lying north of the south boundary line of T. 1 S. and west of the east boundary line of R. 5 E.

Leon County. The entire county.

Liberty County. The entire county.

Madison County. That portion of T. 1 N., R. 6 E. lying in the county; and T. 1 N., R. 7 E.

Okaloosa County. The entire county.

Santa Rosa County. The entire county.

Suwannee County. E $\frac{1}{2}$, T. 2 S., R. 13 E. and W $\frac{1}{2}$, T. 2 S., R. 14 E., including the entire city of Live Oak.

Wakulla County. Secs. 31 and 32, T. 2 S., R. 1 W.

Walton County. The entire county.

Washington County. The entire county.

(2) **Suppressive area.**

None.

GEORGIA

(1) **Generally infested area.**

Baker County. Georgia Militia District 957, and that portion of Georgia Militia District 1722 lying west of the Chickasawhatchee Creek.

Baldwin County. The entire county, excluding Georgia Militia District 322.

Ben Hill County. Georgia Militia Districts 1537 and 1659.

Bibb County. The entire county.

Brooks County. Georgia Militia Districts 660 and 1650.

Bulloch County. Georgia Militia Districts 45, 48, 1209, 1575, and 1716.

Burke County. Georgia Militia Districts 60, 61, 62, 63, 64, 67, and 70.

Butts County. Georgia Militia Districts 614 and 615.

Candler County. The entire county.

Clarke County. The entire county.

Clayton County. Georgia Militia Districts 548, 1446, 1088, and 1644, excluding the Atlanta General Depot.

Cobb County. That portion of the county lying within the corporate limits of the city of Marietta and Dobbins Air Force Base and that area beginning at the intersection of Poplar Creek and U.S. Highway 41 and extending northwest along said highway, including an area 1 mile on each side of Highway 41, to the intersection with Georgia Highway 5, and that portion of county lying within the city limits of Mableton.

Coffee County. Georgia Militia Districts 748, 1127, and that portion of Georgia Militia District 1556 lying north of Georgia Highway

32, and that portion of Georgia Militia District 1170 lying within the corporate limits of the town of Nicholls.

Colquitt County. Georgia Militia Districts 1665, 1151, 1184, and 1759; that portion of Georgia Militia District 799 lying north of Secondary Road S1205; that portion of Georgia Militia District 1538 lying north of Secondary Road S1205 and that portion of Georgia Militia District 1510 lying east of Secondary Road S1252 and south of State Highway 37.

Coweta County. That area included within a circle having a 2-mile radius and center at the Newnan town square.

Crawford County. The lower half of the county lying southeast of U.S. Highway 80 and the adjoining area within a circle having a radius of 1 $\frac{1}{2}$ miles with center at the intersection of U.S. Highways 80 and 341 at Roberta.

Crisp County. Georgia Militia District 1451; that portion of Georgia Militia District 1040 lying north of U.S. Highway 280; and that area within a circle having a 2-mile radius with the center at the intersection of Cedar Creek and the Albany and Northern Railroad.

Decatur County. Georgia Militia Districts 1805, 1325, 914, 694, 1392, and that portion of Georgia Militia Districts 513, 1361, and 1188 lying south of U.S. Highway 84, and that area lying within the corporate limits of the city of Bainbridge, and the town of Climax.

De Kalb County. That portion of the county lying west of I-285 highway.

Dodge County. That area within a circle having a radius of 5 miles with the center at the intersection of U.S. Highways 341 and 23 at Eastman.

Dooly County. The entire county.

Early County. Georgia Militia Districts 430 and 1572.

Emanuel County. Georgia Militia Districts 49 and 53.

Fulton County. That portion of the county lying south of I-285 Highway and east of the Chattahoochee River and State Highway 92 and 74 including all of the city of Fairburn.

Grady County. Georgia Militia Districts 753, 720, and 1641.

Greene County. Georgia Militia Districts 142, 143, 146, 148, and 163.

Gwinnett County. That portion of the county within a circle having a 3-mile radius with the center at the county courthouse in Lawrenceville.

Hancock County. Georgia Militia Districts 101, 116, and 117, and that area within a circle having a radius of 1 $\frac{1}{2}$ miles from the courthouse at Sparta, as the center point.

Harris County. Georgia Militia District 934; that portion of Georgia Militia District 672 lying within a circle having a mile radius with the center at the County Court House in Hamilton; and beginning on the Muscogee County line and Georgia Highway 85 an area 1 mile on each side of said highway extending northeast to its intersection with Georgia Militia District 934.

Heard County. Georgia Militia District 1678.

Houston County. The entire county.

Irwin County. The entire county.

Jasper County. The entire county.

Jefferson County. That portion of the county lying south of the Savannah and Atlanta Railroad and all of Georgia Militia District 77.

Johnson County. Georgia Militia Districts 1201, 1820, 1405, and 1301.

Lamar County. Georgia Militia District 540; and that portion of the county between Milner and Barnesville bounded on the west by Central of Georgia Railroad and the east by Georgia Highway 36; and that portion of the county within a circle having a 2-mile radius, with the center at the intersection of U.S. Highway 41 and Georgia Highway 36 in Barnesville.

Laurens County. The entire county, excluding Georgia Militia Districts 343, 1368, and 1367.

Lowndes County. Georgia Militia Districts 662, 663, 1307, and 1246.

Macon County. That portion of the county lying east of Flint River; that area lying north of Totover Creek; that portion of the county lying within Georgia Militia District 814; that area included within a circle having a 1½ mile radius with the center at the intersection of the Atlantic Coast Line Railroad and Georgia Highway 90 in Ideal; and that area lying within the corporate limits of Oglethorpe.

Marietta County. Georgia Militia Districts 669, 809, 1281, 1400, 1406, and that area lying within the corporate limits of Manchester.

Miller County. That portion of the county lying south of Secondary Road S1193 and that portion of Georgia Militia District 903 lying south of Georgia Highway 91 and that portion of GMD 1029 lying north of Georgia Highway 91.

Monroe County. Georgia Militia Districts 480 and 557.

Montgomery County. The entire county.

Muscogee County. That portion of the corporate limits of Columbus south of Bull Creek between Cusseta Road and Chattahoochee River; and that portion of the county beginning at Fortson Road and Harris County line, extending east and south thence east again along Harris County line to a point due north of Pierce Chapel and Blackmond Road junction, thence south from this point to and south along Blackmond Road to the junction with Hancock Road, thence west along Hancock Road to the junction with U.S. Highway 27, thence southwest along U.S. Highway 27 to the junction of Fortson Road, thence north on Fortson Road to the point of beginning.

Newton County. That area included within a circle having a 1-mile radius and center at the Porterdale High School, including all of the town of Porterdale; all of the area in the city of Covington; and that area included within a circle having a radius of 1 mile with the center at High Point Church on Georgia Highway 36.

Oconee County. Georgia Militia District 221.

Oglethorpe County. Georgia Militia Districts 227, 229, and 1303.

Peach County. The entire county.

Pike County. Georgia Militia Districts 580, 581, 1465, and 592.

Pulaski County. That portion of the county lying west of Ocmulgee River.

Putnam County. Georgia Militia District 389; and that portion of Georgia Militia District 368 lying east of U.S. Highway 129, including all of the town of Eatonton.

Richmond County. That portion of the county lying north of Butler Creek; that area lying south of Patterson Road and Secondary Road S2169 in Georgia Militia District 1434; and that area lying south of U.S. Highway 1 in Georgia Militia District 1760.

Screven County. That portion of the county within a circle having a 4-mile radius and center at the Screven County courthouse in Sylvania, including all of the city of Sylvania.

Seminole County. The entire county.

Spalding County. Georgia Militia Districts 1065, 1830, 1001, 1825, and 1099.

Sumter County. Georgia Militia Districts 780 and 687 and that portion of the county included within a circle having a 1½-mile radius with the center at the intersection of Georgia Highway 308 and Georgia Highway 49; that portion within the corporate limits of De Soto; and that portion of Georgia Militia District 993 lying west of the Central of Georgia Railroad.

Talbot County. Georgia Militia Districts 681, 685, 689, 894, 902, and 904; and that portion of Georgia Militia District 889 north of the South Fork Upatole Creek.

Taylor County. The entire county, excluding Georgia Militia Districts 737, 1656, and 1071.

Tift County. That portion of the county lying within Georgia Militia District 1314 south of Mill Creek; and that portion of Georgia Militia District 1550 lying south of Secondary Road S1980 and south of U.S. Highway 319 northeast of its intersection with Secondary Road S1980.

Toombs County. The entire county.

Treutlen County. Georgia Militia Districts 1386 and 1221.

Troup County. Georgia Militia Districts 655, 656, and 700.

Turner County. An area 2 miles wide with U.S. Highway 41 and State Highway 41 and State Highway 7 as centerline, beginning at the north and northwest boundaries of Ashburn Georgia Militia District 1624 and extending south to a line one-half mile south of Sycamore, including all of the towns of Ashburn and Sycamore.

An area 1 mile wide with Georgia Highway 32 as centerline beginning at Hat Creek and extending east to Guiley Branch.

An area 1 mile wide with State Highway 159 as centerline and extending northeastward along State Highway 159 from Deep Creek for a distance of 2 miles, including the town of Amboy.

Twiggs County. All of the county east of U.S. Highway 23.

Upson County. That portion of the county within a circle having a 4-mile radius, with the center at the county courthouse in Thomaston.

Washington County. All of Washington County, excluding Georgia Militia Districts 88, 90, 96, and 99.

Wheeler County. Georgia Militia Districts 1531, 393, 1450, and 394.

Wilcox County. Georgia Militia Districts 1321, 1103, 1598, 1442, and 1630.

Wilkinson County. Georgia Militia District 353.

Worth County. Georgia Militia Districts 1590 and 1806; that portion of Georgia Militia District 1428 lying south of U.S. Highway 82; that portion of the county lying within the corporate limits of the cities of Sylvester and Sumner that portion of GMD 1591 lying east of State Highway 33 and north of Secondary Road S1538; and that portion of the county included within a circle having a 2-mile radius with the center at the intersection of the Albany and Northern Railroad and State Highway 313.

(2) *Suppressive area.*

Berrien County. Georgia Militia District 1157.

Bleckley County. That portion of the county lying within a circle having a 2-mile radius with the center at the intersection of U.S. Highway 23 and Georgia Highway 26 at Cochran; and that portion of Georgia Militia District 1573, north and east of Rocky Creek.

Calhoun County. Georgia Militia District 626.

Jeff Davis County. That portion of the county lying within the corporate limits of the city of Hazlehurst; and that portion of Georgia Militia District 1384 lying north of the Southern Railroad Line.

Lanier County. That portion of the county lying within the corporate limits of the town of Lakeland.

McDuffie County. That portion of the county bounded on the south by Big Briar Creek, on the west by Sweetwater Creek, on the north by the Georgia Railroad, and on the east by Headstall Creek.

Randolph County. That area bounded on the north, east, south, and west by lines

parallel to and one-half mile beyond the Cuthbert city limits, including all the city of Cuthbert.

Schley County. That portion of Georgia Militia District 882, north and east of U.S. Highway 19 and north of Georgia Highway 271.

Thomas County. Georgia Military Districts 637, 1212, and 1508.

Warren County. That portion of the county lying within a circle having a radius of 1 mile with the county courthouse at Warrenton as the center.

Webster County. That portion of the county lying within the corporate limits of the town of Weston.

LOUISIANA

(1) *Generally infested area.*

Acadia Parish. T. 7 S., R. 1 E. and 1 W.; secs. 13, 21, 22, 23, 24, 25, 26, 27, 28, 32, 33, 34, 35, 36, and 43; T. 9 S., R. 1 E.; that portion of sec. 14 T. 9 S., R. 1 E., lying south of Bayou Wilkoff; those portions of secs. 20, 29, 30, 31, and 44, T. 9 S., R. 1 E., lying south and east of Bayou Plaquemine Brule; secs. 3, 4, 5, 6, 7, 8, and 37, T. 10 S., R. 1 E.; and secs. 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, and 34, T. 9 S., R. 2 E.

East Feliciana Parish. That area bounded by lines lying 1 mile north and south of and parallel to Louisiana Highway 10 extending from the Amite River to Louisiana Highway 67, excluding that portion lying within the city limits of Clinton; that area bounded by lines lying 1 mile east and west of and parallel to Louisiana Highway 19 extending from the south line of the parish northward to Louisiana Highway 955; secs. 28, 33, 42, and 47, T. 2 S., R. 1 E.; and that area bounded by lines lying 1 mile east and west of and parallel to Louisiana Highway 19 extending from the south line of T. 1 S. to the north line of the parish.

Evangeline Parish. That area bounded by lines lying one mile west and east of and parallel to Louisiana Highway 13 extending from State Highway 1160 to the south line of the Parish.

Iberia Parish. That portion of the parish known as Avery Island, including secs. 37, 38, 39, 53, 55, and 56, T. 13 S., R. 5 E.; and secs. 36, 55, 56, 57, 58, 59, and 60, T. 13 S., R. 6 E.

Jefferson Parish. The entire parish.

Lincoln Parish. Secs. 6, 7, 18, 19, 20, 21, 28, 29, 30, and 31, T. 18 N., R. 2 W.; T. 18 N., R. 3 W.; and that portion of the parish lying within T. 20 N., R. 2 and 3 W.

Livingston Parish. Secs. 57 and 58, T. 5 S., R. 3 E.; that portion of the parish lying within T. 6 S.; and that portion of T. 7 S.; R. 6 and 7 E. lying within the parish.

Orleans Parish. All of Orleans Parish, including the city of New Orleans.

Ouachita Parish. Secs. 4, 5, 6, 7, 8, 9, 16, and that portion of 54 lying north of State Road 3033, T. 17 N., R. 3 E.; secs. 25, 26, and 27, T. 18 N., R. 2 E.; that portion of T. 18 N., R. 3 E. lying west of the Ouachita River; and that area bounded by a line beginning at the point where the west line of sec. 39, T. 18 N., R. 4 E. intersects Bayou De Siard and extending east and north along said bayou to the south line of sec. 11, T. 18 N., R. 4 E., thence due east to State Road 139, thence northeast along said road to the intersection of Stubbs-Ritchie Road, thence east along the Stubbs-Ritchie Road to the intersection of State Road 594, thence south along State Road 594 to the crossing of the Illinois Central Railroad, thence west along said railroad to the west line of sec. 33, T. 18 N., R. 4 E., thence north along the west lines of secs. 33 and 39, T. 18 N., R. 4 E. to the point of beginning.

Plaquemines Parish. T. 18 S., R. 27 E.; and all that portion of the parish lying north of the south line of T. 16 S.

St. Bernard Parish. The entire parish.

St. Helena Parish. That portion of the parish lying east of the west line of R. 5 E., excluding that portion of T. 4 N., R. 5 E., lying south of Louisiana Highway 16.

St. John the Baptist Parish. All that portion of the parish lying between U.S. Highway 61 and the Mississippi River and all of secs. 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, and 42, T. 11 S., R. 7 E.

St. Landry Parish. That portion of the parish lying in T. 6 S. west of the east line of R. 2 E.; and sec. 30, T. 7 S., R. 6 E.; that portion of sec. 47 lying east of the Missouri Pacific Railroad; and sec. 61, T. 7 S., R. 5 E.

St. Tammany Parish. The entire parish.

Tangipahoa Parish. The entire parish.

Union Parish. Secs. 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, and 33, T. 21 N., R. 1 E.; and secs. 21, 22, 23, 24, 25, 26, 27, 28, and 36, T. 21 N., R. 1 W.

Washington Parish. The entire parish.

(2) **Suppressive area.**

De Soto Parish. Secs. 8 and 17, T. 12 N., R. 13 W.; and those portions of secs. 9 and 16, T. 12 N., R. 13 W., lying west of the main line of the Kansas City Southern Railroad.

East Baton Rouge Parish. Sec. 48, T. 5 S., R. 1 W.; secs. 58 and 59, T. 6 S., R. 1 W.; that portion of the parish lying within T. 6 S., R. 1 E. and 1 W., south and west of U.S. Highway 190 (Airline Highway), and those portions of secs. 50, 51, and 64, T. 6 S., R. 1 E., lying east of said highway; and that portion of the parish lying within T. 7 S., R. 1 and 2 E. and 1 W.

Lafayette Parish. Secs. 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36, T. 9 S., R. 3 E.; secs. 3, 4, 5, 8, 9, 10, 17, 18, 19, 20, 28, 29, 30, 31, 32, and 33, T. 9 S., R. 4 E.; that portion of the parish lying in T. 10 S., R. 5 E.; and that area bounded by a line beginning at a point where Butcher Switch Road intersects with (new) U.S. Highway 167, thence east along Butcher Switch Road to Bayou Vermillion, thence south along Bayou Vermillion to where the Breaux Bridge branch line of the Southern Pacific Railroad crosses said bayou, thence west along said railroad to the crossing of (new) U.S. Highway 167, thence in a northerly direction along said highway to the point of beginning.

Rapides Parish. That portion of sec. 1 outside of the corporate city limits of Pineville; and sec. 2, T. 4 N., R. 1 W.; secs. 35 and 36, T. 5 N., R. 1 W.

St. Charles Parish. That portion of the parish lying between U.S. Highway 61 and the Mississippi River.

St. James Parish. That portion of the parish lying between U.S. Highway 61 and the Mississippi River.

Terrebonne Parish. That area bounded by a line commencing where the Intercoastal Waterway crosses Bayou Terrebonne, thence north and east along said Waterway to the east line of R. 17 E., thence south along said line to intersection of East Houma City Limits, thence south along city limit line to intersection of Louisiana Highway 57, thence north and west along said highway to intersection of State Highway 24, thence west on State Highway 24 to point of beginning.

MISSISSIPPI

(1) **Generally infested area.**

Adams County. T. 7 N., R. 1 W.; that portion of T. 8 N., R. 1 W. lying in Adams County; T. 7 N., R. 2 W.; Tps. 5 and 6 N., R. 3 W.; and that portion of T. 7 N., R. 3 W. lying in Adams County.

Amite County. That portion of T. 4 N., R. 1 E. in Amite County; W $\frac{1}{2}$, T. 1 N., R. 2 E.; SW $\frac{1}{4}$, T. 2 N., R. 2 E.; T. 3 N., R. 2 E.; W $\frac{1}{2}$,

T. 4 N., R. 2 E.; S $\frac{1}{2}$, T. 1 N., R. 5 E.; S $\frac{1}{2}$, T. 3 N., R. 5 E.; sec. 13, T. 4 N., R. 5 E.; T. 1, S $\frac{1}{2}$, T. 2, Tps. 3 and 4, R. 6 E.

Attala County. Secs. 1, 2, 3, 4, 5, and 6, T. 13 N., R. 6 E.; S $\frac{1}{2}$, T. 14 N., R. 6 E.; secs. 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, and 26, T. 15 N., R. 6 E.; secs. 1, 2, 3, 4, 5, and 6, T. 13 N., R. 7 E.; T. 14 N., R. 7 E.; secs. 18, 19, and 30, T. 15 N., R. 7 E.; sec. 6, T. 13 N., R. 8 E.; NW $\frac{1}{4}$, T. 14 N., R. 8 E.; sec. 19, 30, and 31, T. 14 N., R. 8 E.; S $\frac{1}{2}$, T. 15 N., R. 8 E.; NE $\frac{1}{4}$, T. 15 N., R. 8 E.; E $\frac{1}{2}$, T. 16 N., R. 8 E.; N $\frac{1}{2}$, T. 15 N., R. 9 E.; and T. 16 N., R. 9 E.

Benton County. Sec. 36, T. 1 S., R. 1 W.; and sec. 1, T. 2 S., R. 1 W.; secs. 31, 32, and 33, T. 1 S., R. 1 E.; secs. 4, 5, 6, 31, 32, 33, 34, 35, and 36, T. 2 S., R. 1 E.; T. 3 S., R. 1 E.; secs. 12 and 13, S $\frac{1}{2}$, T. 5 S., R. 1 E.; secs. 7, 8, 17, 18, 19, and 20, T. 5 S., R. 2 E.

Calhoun County. Secs. 4, 5, 8, and 9, T. 22 N., R. 9 E.; secs. 13, 14, 15, 22, 23, 24, 32, and 33, T. 23 N., R. 9 E.; and an area 2 miles wide with State Highway No. 9 as the centerline, beginning at the south line at T. 13 S., R. 1 W., and continuing to Savannah Creek in T. 11 S., R. 1 W.

Chickasaw County. Secs. 31, 32, and 33, T. 13 S., R. 3 E.; secs. 4, 5, and 6, NE $\frac{1}{4}$, T. 14 S., R. 3 E.; and SE $\frac{1}{4}$, T. 12 S., R. 5 E.

Choctaw County. SE $\frac{1}{4}$, T. 17 N., R. 8 E.; SW $\frac{1}{4}$, T. 17 N., R. 9 E.; N $\frac{1}{2}$, T. 16 N., R. 10 E.; S $\frac{1}{2}$, T. 17 N., R. 10 E.; secs. 3, 4, 9, and 10, T. 18 N., R. 10 E.; and W $\frac{1}{2}$, T. 17 N., R. 11 E.

Clarke County. The entire county.

Copiah County. That portion of the county lying east of the west line of R. 3 W., and R. 7 E.

Covington County. The entire county.

De Soto County. That portion of T. 1 S., R. 5, 6, 7, and 8 W. lying in De Soto County; SW $\frac{1}{4}$, T. 2 S., R. 7 W.; W $\frac{1}{2}$, T. 3 S., R. 7 W.; SE $\frac{1}{4}$, T. 2 S., R. 8 W.; and E $\frac{1}{2}$, T. 3 S., R. 8 W.

Forrest County. The entire county.

Franklin County. Tps. 5, 6, and 7 N., R. 1 E.; T. 6 N., R. 2 E.; T. 6 N., R. 3 E.; T. 6 N., R. 4 E.; T. 6 N., R. 5 E.; and secs. 6, 7, 18, 19, 30, and 31, T. 6 N., R. 6 E.

George County. The entire county.

Greene County. The entire county.

Hancock County. The entire county.

Harrison County. The entire county.

Hinds County. That portion of S $\frac{1}{2}$, T. 3 N., R. 1 E. lying in Hinds County; S $\frac{1}{2}$, T. 3 N., R. 1, 2, and 3 W.; secs. 2, 3, 4, 9, 10, and 11, T. 7 N., R. 1 W.; T. 6 N., R. 2 and 3 W.; secs. 3, 4, 5, 8, 9, 10, 15, 16, and 17, T. 4 N., R. 3 W.; secs. 8, 9, 10, 15, 16, 17, 20, 21, and 22, T. 13 N., R. 4 W.; and that portion of Hinds County lying west of Pearl River bounded on the north by the south line of T. 7 N., on the west by the east line of R. 2 W., and on the south by the north line of T. 3 N.

Jackson County. The entire county.

Jasper County. The entire county.

Jefferson County. That portion of T. 8 N., R. 1 W. lying in Jefferson County; Tps. 8 and 9 N., R. 1 E.; Tps. 8 and 9 N., R. 2 E.; and that portion of T. 10 N., R. 2 E. lying in Jefferson County.

Jefferson Davis County. The entire county.

Jones County. The entire county.

Kemper County. Secs. 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, and 36, T. 11 N., R. 16 E.; sec. 36, T. 9 N., R. 17 E.; secs. 4, 5, 6, and 31, T. 9 N., R. 18 E.; and SW $\frac{1}{4}$, T. 10 N., R. 18 E.

Lafayette County. Secs. 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, and 34, T. 8 S., R. 3 W.; secs. 3, 4, 5, and 6, T. 9 S., R. 3 W.; secs. 13, 24, 25, and 36, T. 8 S., R. 4 W.; and sec. 1, T. 9 S., R. 4 W.

Lamar County. The entire county.

Lauderdale County. The entire county.

Lawrence County. The entire county.

Leake County. The entire county.

Lee County. E $\frac{1}{2}$, Tps. 9 and 10 S., R. 5 E., including all of the corporate limits of the

city of Tupelo; E $\frac{1}{2}$, T. 11 S., R. 5 E.; secs. 1, 2, and 3, T. 7 S., R. 6 E.; W $\frac{1}{2}$, T. 8 S., R. 6 E.; Tps. 9 and 10 S., R. 6 E.; that portion of T. 11 S., R. 6 E. lying in Lee County; and secs. 19 and 30, T. 11 S., R. 7 E.

Lincoln County. The entire county.

Marion County. The entire county.

Montgomery County. Secs. 1 and 2, T. 18 N., R. 5 E.; secs. 1, 2, 11, 12, 13, 14, 23, 24, 25, 26, 35, and 36, T. 19 N., R. 5 E.; secs. 23, 24, 25, 26, 35, and 36, T. 21 N., R. 5 E.; W $\frac{1}{2}$, T. 20 N., R. 6 E.; secs. 31 and 32, T. 21 N., R. 6 E.; N $\frac{1}{2}$, T. 18 N., R. 7 E.; secs. 25, 26, 35, and 36, T. 21 N., R. 7 E.; and NW $\frac{1}{4}$, secs. 2 and 3, and that portion of secs. 1, 10, 11, and 12 lying in Montgomery County, T. 18 N., R. 8 E.

Neshoba County. Secs. 7, 8, 17, 18, 19, and 20, T. 10 N., R. 10 E.; S $\frac{1}{2}$, T. 12 N., R. 11 E.; N $\frac{1}{2}$, T. 10 N., R. 11 and 12 E.; T. 11 N., R. 11 and 12 E.; E $\frac{1}{2}$, T. 9 N., R. 12 E.; T. 9 N., R. 13 E.; and that portion of the corporate limits of the city of Union lying in Neshoba County.

Newton County. The entire county.

Pearl River County. The entire county.

Perry County. The entire county.

Pike County. The entire county.

Rankin County. T. 3 N., R. 2, and 3 E.; T. 5 N., R. 3 E.; NW $\frac{1}{4}$, T. 5 N., R. 4 E.; T. 3 N., R. 5 E.; and that portion of the county lying east of the Pearl River bounded on the north by the south line of T. 7 N., on the east by the west line of R. 3 E., and on the south by the north line of T. 3 N.

Scott County. The entire line.

Simpson County. The entire county.

Smith County. The entire county.

Stone County. The entire county.

Tippah County. Secs. 10, 11, 12, 13, 14, 15, 22, 23, and 24, T. 4 S., R. 2 E.; NE $\frac{1}{4}$, T. 3 S., R. 3 E.; secs. 7, 18, and 19, and NE $\frac{1}{4}$, T. 4 S., R. 3 E.; secs. 31, 32, and 33, T. 5 S., R. 3 E.; secs. 28, 29, 30, 31, 32, and 33, T. 1 S., R. 4 E.; secs. 4, 5, and 6, T. 2 S., R. 4 E.; NW $\frac{1}{4}$, T. 3 S., R. 4 E.; NW $\frac{1}{4}$, T. 4 S., R. 4 E.; and secs. 13, 14, 15, 22, 23, 24, 25, 26, and 27, T. 5 S., R. 4 E.

Walsh County. The entire county.

Wayne County. The entire county.

Webster County. Sec. 6, T. 20 N., R. 8 E.; secs. 30 and 31, T. 21 N., R. 8 E.; NE $\frac{1}{4}$, T. 19 N., R. 9 E.; SE $\frac{1}{4}$, T. 20 N., R. 9 E.; and that portion of the county lying east of the west line of R. 10.

Wilkinson County. T. 1 N., R. 1 E. and S $\frac{1}{2}$, T. 2 N., R. 1 E.; T. 1 N., R. 1 W.; S $\frac{1}{2}$, T. 2 N., R. 1 W.; Tps. 1, 2, and 3, R. 2 W.; that portion of T. 4 N., R. 2 W. in Wilkinson County.

Winston County. Secs. 3 and 4, T. 14 N., R. 12 E.; and secs. 21, 22, 27, 28, 33, and 34, T. 15 N., R. 12 E.

An area one-half mile wide with State Highway 25 as centerline beginning at the Winston and Attala County line and extending northeastward along said highway to its intersection with Tallahoga Creek. W $\frac{1}{2}$, T. 14 N., R. 14 E.

(2) **Suppressive area.**

Alcorn County. Secs. 34, 35, and 36, T. 1 S., R. 7 E.; N $\frac{1}{2}$, T. 2 S., R. 7 E.; sec. 31, T. 1 S., R. 8 E.; secs. 6, 7, and 18, T. 2 S., R. 8 E.; secs. 31 and 32, T. 2 S., R. 9 E.; and secs. 5 and 6, T. 3 S., R. 9 E.

Bolivar County. Sec. 3 and NW $\frac{1}{4}$, T. 21 N., R. 5 W.; secs. 15, 16, 17, 18, 22, 27, and 34, and SW $\frac{1}{4}$, T. 22 N., R. 5 W.; and secs. 8, 9, 16, 17, 20, and 21, T. 23 N., R. 5 W.

Carroll County. Secs. 13, 14, 15, 22, 23, and 24, T. 17 N., R. 5 E.

Claiborne County. All of the corporate limits of the city of Port Gibson in Tps. 11 and 12 N., R. 2 E.

Clay County. Secs. 22, 23, and 24, and NE $\frac{1}{4}$, T. 17 S., R. 6 E.

Coahoma County. Secs. 18, 19, and 30, T. 27 N., R. 3 W.; and secs. 13, 14, 15, 22, 23, 24, 25, 26, and 27, T. 27 N., R. 4 W.

Grenada County. Secs. 12 and 13, T. 22 N., R. 4 E.; secs. 25, 26, 27, 34, 35, and 36, T. 23 N., R. 4 E.; secs. 14 and E½ sec. 15, T. 21 N., R. 5 E.; and secs. 7, 8, 17, and 18, T. 22 N., R. 5 E.

Holmes County. Secs. 25, 26, 27, 34, 35, and 36, T. 15 N., R. 2 E.; that portion of the NE¼, T. 12 N., R. 3 E. lying within the county; secs. 21, 22, 27, and 28, T. 13 N., R. 3 E.; secs. 17, 18, 19, and 20, T. 13 N., R. 4 E.; secs. 1, 2, 3, 10, 11, 12, 13, 14, 15, and 23, T. 14 N., R. 4 E.; secs. 3 and 4, T. 15 N., R. 5 E.; and secs. 33 and 34, T. 16 N., R. 5 E.

Itawamba County. Secs. 23, 24, 25, 26, 35, and 36, and NW¼, T. 9 S., R. 8 E.; secs. 25 and 36, T. 7 S., R. 9 E.; sec. 1, T. 8 S., R. 9 E.; secs. 19, 20, 29, 30, 31, and 32, T. 9 S., R. 9 E.; secs. 29, 30, 31, and 32, T. 7 S., R. 10 E.; and secs. 5 and 6, T. 8 S., R. 10 E.

Lowndes County. Secs. 16, 17, 18, 19, 20, and 21, T. 18 N., R. 16 E.; and all of the area lying within the corporate limits of the city of Columbus.

Madison County. T. 8 N., R. 1 W.; T. 8 N., R. 2 W.; those portions of T. 9 N., R. 1 W., and T. 9 N., R. 2 W. lying in Madison County; secs. 27, 28, 33, and 34, T. 8 N., R. 2 E.; and that portion of T. 17 N., R. 2 E. lying within the county.

Marshall County. SW¼, T. 3 S., R. 2 W.; NW¼, T. 4 S., R. 2 W.; SE¼, T. 3 S., R. 3 W.; and NE¼, T. 4 S., R. 3 W.

Monroe County. Secs. 35 and 36, T. 11 S., R. 6 E.; SW¼, T. 15 S., R. 10 W.; sec. 32 and that portion of sec. 33, T. 13 S., R. 16 W., lying in Mississippi; sec. 5, T. 14 S., R. 16 W.; secs. 25, 26, 35, and 36, T. 14 S., R. 19 W.; and all of the areas lying within the corporate limits of the cities of Aberdeen and Amory.

Oktibbeha County. Secs. 5 and 6, T. 19 N., R. 12 E.; secs. 31 and 32, T. 20 N., R. 12 E.; secs. 1, 2, 3, 4, 9, 10, 11, and 12, T. 18 N., R. 14 E.; and secs. 25, 26, 27, 28, 33, 34, 35, and 36, T. 19 N., R. 14 E.

Panola County. S½, T. 7 S., R. 7 W.; N½ and S½, T. 8 S., R. 7 W.; and N½, T. 9 S., R. 7 W.

Pontotoc County. Secs. 10, 11, 14, and 15, T. 9 S., R. 1 E.; SE¼, T. 10 S., R. 1 E.; secs. 31, 32, 33, and 34, T. 9 S., R. 3 E.; and secs. 3, 4, 5, and 6, T. 10 S., R. 3 E.

Prentiss County. Secs. 35 and 36, T. 6 S., R. 6 E.; sec. 35, T. 4 S., R. 7 E.; secs. 2, 3, 4, 5, 8, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, and 23, T. 5 S., R. 7 E.

Tate County. W½, T. 5 S., R. 7 W., including all of the corporate limits of the city of Coldwater.

Tishomingo County. Secs. 28, 29, 32, and 33, T. 1 S., R. 10 E.; secs. 11, 12, 13, 14, 23, and 24, T. 3 S., R. 10 E.; SE¼, T. 6 S., R. 10 E.; NE¼, T. 7 S., R. 10 E.; secs. 7, 18, and 19, T. 3 S., R. 11 E.; secs. 19, 30, and 31, T. 6 S., R. 11 E.; and secs. 6, 7, and 18, T. 7 S., R. 11 E.

Tunica County. Secs. 32 and 33, T. 4 S., R. 11 W.; secs. 4 and 5, T. 5 S., R. 11 W.

Union County. Secs. 1, 2, 11, 12, 13, and 14, T. 7 S., R. 2 E.; secs. 4, 5, and 6, T. 6 S., R. 3 E.; W½, T. 7 S., R. 3 E.; secs. 22, 27, and 34, T. 7 S., R. 3 E.

Warren County. Secs. 6, 7, 9, 10, and 49, T. 14 N., R. 3 E.; those portions of Tps. 15 and 16 N., R. 3 E. lying in Warren County; and T. 16 N., R. 4 E.

Yalobusha County. Secs. 28, 29, 30, 31, 32, and 33, T. 10 S., R. 4 W.; secs. 4, 5, 6, 7, 8, and 9, T. 11 S., R. 4 W.

Yazoo County. Secs. 2 and 3, T. 11 N., R. 2 W.; secs. 34 and 35, T. 12 N., R. 2 W.; and that portion of T. 12 N., R. 3 E. lying within the county.

NORTH CAROLINA

- (1) Generally infested area.
- Anson County. The entire county.

Lenoir County. All that area included within the municipal and suburban boundary lines of the city of Kinston.

New Hanover County. That area bounded by a line beginning at a point where the Atlantic Coast Line Railroad crosses the Northeast Cape Fear River, thence extending south along said railroad to its junction with State Highway 132, thence southeast and south along said highway to its junction with U.S. Highway 421, thence northwest along said highway to its junction with the city limits of the city of Wilmington, thence along said city limits west and north to its junction with the Cape Fear River, thence north along said river to its junction with the Northeast Cape Fear River, thence north and east along the Northeast Cape Fear River to its junction with the Atlantic Coast Line Railroad, to the point of beginning.

Pender County. That portion of the county lying west of the Northeast Cape Fear River.

Stanly County. The entire county.

Union County. The entire county.

Wayne County. That area included within the municipal and suburban boundary lines of the city of Goldsboro.

That area included within the municipal and suburban boundary lines of the city of Mount Olive.

(2) Suppressive area.

Cumberland County. That area included within a circle having a 4½-mile radius and center at the Atlantic Coast Line Railroad depot in Hope Mills, including all of the town of Hope Mills and all of the communities of Cumberland and Roslin.

Duplin County. That area included within the corporate limits of the town of Warsaw; and an area 2 miles wide beginning at a line projected northeast and southwest along and beyond the north corporate limits of Warsaw and extending northwesterly along U.S. Highway 117 with said highway as a centerline for a distance of 3 miles.

Edgecombe County. That portion of the city of Rocky Mount lying in Edgecombe County.

Harnett County. An area 1 mile wide bounded on the north by the Harnett-Wake County line and extending south along U.S. Highway 401 and said highway as a centerline for a distance of 5 miles.

Johnston County. That area bounded by a line beginning at a point where Fifth Street junctions with Brogden Road, in the city of Smithfield, thence extending north along said street to its intersection with Caswell Street, thence west to the end of said street, following a projected line to Smithfield city limits, thence east, south, and west along said city limits to its intersection with Brogden Road, thence north along said road to the point of beginning.

Jones County. An area 2 miles wide beginning at a line projected due east and due west at the Atlantic Coast Line siding at Ravenswood, approximately 1½ miles south of the Atlantic Coast Line Railroad depot in Pollockville, and extending southerly with said railroad as a centerline for a distance of 3 miles.

Nash County. That portion of the city of Rocky Mount lying in Nash County.

Onslow County. That area included within the corporate limits of the city of Jacksonville.

Robeson County. That area included within a circle having a 5-mile radius and center at the Robeson County Courthouse in Lumberton, including all of the city of Lumberton.

That area beginning at a point where the Hoke-Robeson County line junctions with the Cumberland-Hoke-Robeson County line, extending southeast along the Cumberland-Robeson County line to its junction with the

Cumberland-Robeson-Bladen County line, thence southeast along the Bladen-Robeson County line to its intersection with State Secondary Road 1006, thence west along said road to its junction with Interstate Highway 95, thence north along said highway to its intersection with Big Marsh Swamp, thence west along the Big Marsh Swamp to the Hoke-Robeson County line, thence northeast along said county line to the point of beginning, including all of the towns of St. Pauls, Lumber Bridge, and Parkton.

Scotland County. That area bounded by a line beginning at a point where Big Shoe Heel Creek intersects with State Secondary Road 1323, thence extending southeast along said road to the Scotland-Robeson County line, thence southwest along said county line to its intersection with Big Shoe Heel Creek, thence northwest along said creek to the point of beginning.

That area bounded by a line beginning at the intersection of U.S. Highway 401 and State Secondary Road 1323 and extending southeast along said road to its intersection with State Secondary Road 1433, thence southwest along said road to its intersection with the corporate limits of the city of Laurinburg, thence northwest along said corporate city limits to its intersection with U.S. Highway 401, thence northeast along said highway to the point of beginning.

Wake County. An area 4 miles wide bounded on the east by a line projected due north and due south for 2 miles on each side of the point of intersection of U.S. Highway 401 and the Norfolk Southern Railway, approximately 1½ miles east of the Norfolk Southern Railway depot in Fuquay Springs, and extending westerly and southwesterly along U.S. Highway 401 with said highway as a centerline to the Wake-Harnett County line, including all of the town of Fuquay Springs.

SOUTH CAROLINA

- (1) Generally infested area.

None.

- (2) Suppressive area.

Calhoun County. That area bounded by a line beginning at the junction of a dirt road and State Secondary Highway 129, said junction being 0.5 mile northwest of the junction of said highway and State Secondary Highway 326, thence extending 1.1 miles southeast along State Secondary Highway 129 to its junction with a dirt road, thence 0.75 mile southwest along said dirt road to its junction with a second dirt road, thence 1.75 miles south and southwest along said second dirt road to its junction with State Primary Highway 267, thence 0.8 mile northwest along said highway to its junction with a dirt road, thence 0.4 mile southwest along said dirt road to its intersection with an unnamed branch, thence northwest along said branch to its intersection with State Primary Highway 33, thence 0.4 mile northeast along said highway to its junction with State Primary Highway 267, thence 0.2 mile north along said highway to its junction with a dirt road, thence 1.2 miles northeast along said dirt road to the point of beginning.

Horry County. That area bounded by a line beginning at a point where a dirt road junctions with U.S. Highway 501, said junction being 0.7 mile southeast of the junction of U.S. Highway 501 and State Secondary Highway 548, thence extending southeast along U.S. Highway 501 to its intersection with the east branch of Oakley Swamp, thence south along said branch to its junction with Oakley Swamp, thence northwest along said swamp to its junction with Carbtrees Swamp, thence north along said swamp for 0.8 mile to its intersection with a dirt road, thence northeast along said road to the point of beginning.

TENNESSEE

(1) Generally infested area.

Davidson County. That portion of Civil District 1 bounded by a line beginning at the intersection of U.S. Highway 41A and Old Bernard Road; thence extending west 1 mile along Old Bernard Road; thence north in a straight line to U.S. Highway 41A; thence southeast along U.S. Highway 41A to Old Clarksville Pike; thence east along Old Clarksville Pike to Eatons Creek Road; thence south along Eatons Creek Road to U.S. Highway 41A; thence south along U.S. Highway 41A to the point of beginning.

That portion of Civil District 2 beginning at the mouth of Cooper Creek; thence extending up Cooper Creek to Bobby Avenue; thence east along Bobby Avenue to the Cumberland River; thence down the Cumberland River to the point of beginning.

That portion of Civil District 3 beginning at the corner of Rosedale and Mile End Avenues, thence west along Mile End Avenue to Stainback Avenue; thence extending north along Stainback Avenue to Marie Avenue, thence west along Marie Avenue to Meridian Street; thence north along Meridian Street to Edith Avenue; thence east along Edith Avenue to Lischey Avenue; thence north along Lischey Avenue to Joy Avenue; thence east along Joy Avenue to Jones Avenue; thence south along Jones Avenue to Onelda Avenue; thence east on Onelda Avenue to Rosedale Avenue; thence south on Rosedale Avenue to the point of beginning.

That portion of Civil District 8 beginning at the corner of Elysian Fields Road and Lynn Drive, thence south along Lynn Drive to Corning Drive; thence extending south along Corning Drive to Harding Place; thence west along Harding Place to Danby Drive; thence north along Danby Drive to Elysian Fields Road; and thence east along Elysian Fields Road to the point of beginning.

Franklin County. That area contained within the following bounds: Beginning at the Dry Creek Bridge on State Highway 50 (Winchester-Lynchburg Road), thence extending southeast along Dry Creek to the L&N Railroad Bridge, thence west in a straight line to the southwest corner of the Francis Sisk property, thence north 0.3 mile along the west boundary of the Francis Sisk property, thence west 0.55 mile along a gravel road, thence north 0.5 mile along a gravel road to its intersection with State Highway 50 at the Broadview Baptist Church, thence east along State Highway 50 to Shasteen Road, thence north 0.6 mile along Shasteen Road to Old Farm Road, thence east to a point 0.15 mile north of the bridge on Matthew Branch Road, thence due east along a straight line to Dry Creek, thence southeast along Dry Creek to the starting point. That area within the following bounds: Beginning at the intersection of Elk River Bridge with U.S. Highway 41A, extending southeast along the Elk River three-fourths mile to the Estill Springs Bend, thence extending due east to the Best Page Bridge Road, thence south along said road to its intersection with Bruner Crossing Road, thence west along said road to U.S. Highway 41A, thence south on U.S. Highway 41A to Hesty Branch, thence west along said branch to the Elk River, thence west and north along the Elk River to the point of beginning.

Greene County. That area within the following bounds: Beginning at a point where Flag Branch intersects Dary Crockett Lake; thence extending northeast along the south shore line of said lake to the intersection of Jones Bridge Road, thence southeast along said road to its intersection with the Cherokee National Forest, thence southwest along the forest boundary to the site of Unaka School; thence west along an unnamed

county road to the Cornertown Church site; thence generally northwest along Flag Branch to the point of beginning.

Hardeman County. Civil Districts 1, 2, 8, and 9; that portion of Civil District 3 lying east of Pleasant Run Creek and north of Marshall Creek; that portion of Civil District 6 lying west of GM&O Railroad; and that portion of Civil District 7 lying south of the Hatchie River.

Lawrence County. All of Civil District 8, and that portion of Civil District 9 within the following bounds: Beginning at the intersection of U.S. Highway 84 and Airport Road; thence extending east along U.S. Highway 84 one-quarter mile to the intersection of unnamed county road; thence south along said road 0.7 mile to Shaw Cemetery Road; thence west along Shaw Cemetery Road 1.6 miles to the intersection of Civil District 8 boundary; thence north 1.8 miles along said boundary to its intersection with Gimlet Road; thence east-northeast along Gimlet Road to its intersection with Airport Road; thence south along Airport Road to the point of beginning.

Lincoln County. That portion of Civil Districts 2 and 19 bounded by line beginning at the junction of State Highway 110 and an unnamed road at Kirkland; thence extending southeast along said road to the TVA high line; thence southwest to Unity Church Road; thence northeast to State Highway 110; thence west to the junction of Milam Cemetery Road; thence due north to the Coldwater-Kirkland Road; thence northeast along said road to the point of beginning.

Madison County. Civil Districts 1, 5, and 10.

Marshall County. The city of Lewisburg and that area north and east of the city limits beginning at that point where the L&N Railroad intersects the northern city limits of Lewisburg, thence extending north along the L&N Railroad to its intersection with Double Bridges Road, thence east along said road to its intersection with the Old Farmington Road; thence southwest along said road to Snake Creek, thence southeast along Snake Creek to its intersection with the L&N Railroad, thence west along the L&N Railroad to the city limits.

Shelby County. The entire county.

Tipton County. Civil Districts 5, 6, and 7; and that area within the corporate limits of the town of Mason.

Weakley County. That portion of Civil District 11 north of new State Highway 22 and east of Local Road 8019.

(2) Suppressive area.

None.

VIRGINIA

(1) Generally infested area.

None.

(2) Suppressive area.

City of Hampton. That portion of the city bounded by a line beginning at a point where Interstate 64 intersects with the Newport News-Hampton city line, thence extending southeast along Interstate 64 to its junction with the Newport News Tunnel Connector Road, thence west and south along said road to its intersection with the Hampton and Newport News city line, thence south, west, and northward along said city line to the point of beginning.

City of Newport News. That portion of the city bounded by a line beginning where Museum Drive intersects with the James River, thence extending north along Museum Drive and continuing on J. Clyde Morris Boulevard to its intersection with Interstate 64, thence southeast along Interstate 64 to its intersection with the Newport News-Hampton city line, thence west and southward along said line to its intersection with Hampton Roads, thence southwest along the

north boundary of Hampton Roads to its junction with the James River, thence northwest along the eastern shore of the James River to the point of beginning.

City of Norfolk. The entire city.

City of Virginia Beach. That portion of the city bounded by a line beginning at a point 500 feet north of the intersection of Virginia Beach Boulevard (U.S. Route 58) and the Norfolk-Virginia Beach city limits thence extending due east to the junction of Witch Duck Road and Lavender Lane, thence north-east along Witch Duck Road to a drainage ditch approximately 500 feet north of Holladay Road, thence east along said drainage ditch to that body of water known as Thalia Creek, thence northeast along Thalia Creek to that body of water known as Hebben Cove, thence easterly along Hebben Cove; thence due east from said cove to the Lynnhaven Methodist Church on Little Neck Road, thence southeast along said road to its junction with Little Haven Road, thence east on Little Haven Road to the Eastern Branch of Lynnhaven Bay, thence south along said branch and contiguous with London Bridge Creek to its intersection with Virginia Beach Boulevard (U.S. Route 58), thence east along Virginia Beach Boulevard (U.S. Route 58 and 58B) to its intersection with Birdneck Road, thence south on Birdneck Road to its junction with Bells Road, thence extending northwestward along a projected line from said junction to the south Lynnhaven Road Exit of the Virginia Beach Expressway, thence west along the southside of said expressway to its intersection with South Plaza Trail, thence southwest along South Plaza Trail to its intersection with Old Forge Road, thence westward along a projected line to the junction of Holland Road and Edwin Drive, thence southwest along Edwin Drive to its intersection with Princess Anne Road, thence northwestward along Princess Anne Road to its intersection with the Eastern Branch of the Elizabeth River, thence west along the northern bank of said river branch to the Norfolk city limits, thence northward along Norfolk city limits to the point of beginning.

That portion of the city bounded by a line beginning at a point where Virginia Beach-Norfolk city limits intersect the Norfolk-Southern Railroad, said point being 0.4 mile north of Northampton Boulevard, thence extending northward along said city limits one-half mile, thence extending along a line projected due east to Bayview Road, thence southeast along said road to Northampton Boulevard (State Route 166), thence northeast along Northampton Boulevard (State Route 166), to its junction with Shell Road, thence southwest along said road to its junction with Northampton Boulevard (State Route 166), thence southwest along said road to the Virginia Beach-Norfolk city limits, thence north along said city limits to the point of beginning.

That portion of the city bounded by a line beginning at a point where the Eastern Branch of the Elizabeth River intersects the Virginia Beach-Chesapeake city limits and extending eastward along the south bank of said river branch to a point one-fourth mile east of South Military Highway (U.S. Route 13), thence extending along a line projected due south to Gammon Road, thence south on the east side of said road to its junction with Indian River Road, thence northwest along said road to the Virginia Beach-Chesapeake city limits, thence northward along said city limits to the point of beginning.

(Secs. 8 and 9, 37 Stat. 318, sec. 106, 71 Stat. 33; 7 U.S.C. 161, 162, 150ee; 29 F.R. 16210, as amended; 7 CFR 301.72-2)

This supplemental regulation shall become effective upon publication in the

FEDERAL REGISTER when it shall supersede 7 CFR 301.72-2a, effective September 24, 1968.

The Director of the Plant Pest Control Division has determined that infestations of the white-fringed beetle exist or are likely to exist in the civil divisions and parts of civil divisions, listed above, or that it is necessary to regulate such localities because of their proximity to infestation or their inseparability for quarantine enforcement purposes from infested localities. The Director has further determined that each of the quarantine States is enforcing a quarantine or regulation with restrictions on intrastate movement of the regulated articles substantially the same as the restrictions on interstate movement of such articles imposed by the quarantine and regulations in this subpart, and that designation of less than the entire State as a regulated area will otherwise be adequate to prevent the interstate spread of the white-fringed beetle. Therefore, such civil divisions and parts of civil divisions listed above, are designated as white-fringed beetle regulated areas.

The purpose of this revision is to add to the regulated areas for the first time parts of the following counties, parishes, or cities: Crittenden and Monroe in Arkansas; Brooks, De Kalb, and Early in Georgia; Evangeline, Rapides, and Terrebonne in Louisiana; Bolivar, Clay, and Lowndes in Mississippi; Stanly in North Carolina; Greene and Marshall in Tennessee; and the cities of Hampton and Newport News in Virginia. Additional areas are added in some previously regulated counties.

This document imposes restrictions that are necessary in order to prevent the spread of the white-fringed beetle, and should be made effective promptly to accomplish its purposes in the public interest. Accordingly, it is found upon good cause under the administrative procedure provisions of 5 U.S.C. 553, that notice and other public procedure with respect to the foregoing regulation are impracticable and contrary to the public interest, and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Hyattsville, Md., this 9th day of May 1969.

[SEAL]

J. F. SPEARS,
Acting Director,
Plant Pest Control Division.

[F.R. Doc. 69-5720; Filed, May 13, 1969;
8:48 a.m.]

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

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 6]

PART 718—DETERMINATION OF ACREAGE AND COMPLIANCE

Revision of Certain Disposition Dates; Arizona and Texas

Basis and purpose. This amendment is issued pursuant to the Agricultural Ad-

justment Act of 1938, as amended (7 U.S.C. 1281 et seq.), for the purpose of revising the disposition date for cotton for Arizona, and for wheat in certain counties in Texas.

Since farmers need to know of these changes as soon as possible, it is hereby found and determined that compliance with the notice, public procedure, and 30-day effective date requirements of 5 U.S.C. 553 (80 Stat. 383) is impracticable and contrary to the public interest. Accordingly, these changes will be effective upon publication of this amendment in the FEDERAL REGISTER. The Regulations Governing Determination of Acreage and Compliance, as amended (32 F.R. 9069, 9507, 11755, 17513, 33 F.R. 8722, 15857, 34 F.R. 6235, and 6572), are further amended as follows:

Paragraph (b) of § 718.27 is amended for certain States as follows:

Arizona—revise entire subparagraph (5).

Texas—revise entire subparagraph (1). The revised subparagraphs read as follows:

§ 718.27 Crop disposition dates.

• • • • •
ARIZONA

• • • • •

(5) Cotton. July 15. All counties.

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TEXAS

(1) Wheat, Barley, Oats, and Rye. (1) May 15. Archer, Armstrong, Baylor, Callahan, Carson, Castro, Childress, Clay, Coke, Collingsworth, Concho, Coryell, Crosby, Dallam, Deaf Smith, Dickens, Donley, Fisher, Floyd, Foard, Gray, Hale, Hansford, Hardeman, Hartley, Haskell, Hemphill, Hutchinson, Jones, King, Knox, Lamb, Lampasas, Lipscomb, Lubbock, McCulloch, Moore, Motley, Ochiltree, Oldham, Potter, Randall, Roberts, San Saba, Shackelford, Sherman, Sterling, Swisher, Throckmorton, Wichita, Wilbarger, and Young.

(11) May 1. All other counties.

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(Secs. 373, 374, 375, 52 Stat. 65, as amended, 66, as amended; 7 U.S.C. 1373, 1374, 1375)

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on May 8, 1969.

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

[F.R. Doc. 69-5721; Filed, May 13, 1969;
8:48 a.m.]

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

[Peach Reg. 1]

PART 918—FRESH PEACHES GROWN IN GEORGIA

Limitation of Shipments

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 918, as amended (7 CFR Part 918),

regulating the handling of fresh peaches grown in the State of Georgia, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendation of the Industry Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that this regulation will tend to effectuate the declared policy of the act with respect to shipments of fresh peaches grown in the State of Georgia.

(2) The recommendation of the Industry Committee embodies its appraisal of the crop and the marketing outlook for 1969. Restrictions should be made effective on May 15, 1969, to prevent peaches smaller than 1 1/4 inches in diameter from being marketed. Some of the earlier maturing varieties are now reaching maturity and such peaches are generally smaller than later varieties. Commencing May 19, 1969, the size restrictions should prevent the shipment of peaches smaller than 1 1/4 inches in diameter, in that, other varieties of peaches which normally attain a larger size will be maturing and will be available for market. The regulation with respect to grade is designed to provide consumers with good quality fruit consistent with the overall general quality of the crop. Hence, the regulation specifies a minimum of 85 percent U.S. No. 1 grade, except for peaches marketed in adjacent markets. The exception with respect to peaches in bulk shipped to destinations in adjacent markets follows the custom and pattern of prior years and is designed to provide those markets with peaches of lower grade, size, and quality without requiring inspection thereof, as contemplated by the provisions of said marketing agreement and order providing for such exceptions.

(3) It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective time of this regulation until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than May 15, 1969. The committee held an open meeting on May 8, 1969, after giving due notice thereof, to consider supply and market conditions for fresh peaches grown in Georgia, and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this

regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such peaches. Shipments of the early varieties of the current crop of peaches are expected to begin on or about May 15, 1969, and this regulation should be applicable, insofar as practicable, to all shipments of such peaches in order to effectuate the declared policy of the act; and compliance with this regulation will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

§ 918.311 Peach Regulation 1.

(a) Order: (1) During the period May 15, 1969, through August 31, 1969, no handler shall ship (except peaches in bulk to destinations in the adjacent markets) any peaches which do not grade at least 85 percent U.S. No. 1 quality: *Provided*, That peaches with well healed hail marks, split pits that are not scored as serious damage, and not more than 1 percent decay may be shipped if they otherwise meet the requirements of this subparagraph.

(2) During the period May 15, 1969, through May 18, 1969, no handler shall ship (except peaches in bulk to destinations in the adjacent markets) any peaches which are smaller than 1 3/4 inches in diameter, except that not more than 10 percent, by count, of such peaches in any bulk lot or any lot of packages, and not more than 15 percent, by count, of such peaches in any container in such lot, may be smaller than 1 3/4 inches in diameter.

(3) During the period May 19, 1969, through August 31, 1969, no handler shall ship (except peaches in bulk to destinations in the adjacent markets) any peaches which are smaller than 1 3/8 inches in diameter, except that not more than 10 percent, by count, of such peaches in any bulk lot or any lot of packages, and not more than 15 percent, by count, of such peaches in any container in such lot, may be smaller than 1 3/8 inches in diameter.

(b) The inspection requirement contained in § 918.64 shall not be applicable to any shipment of peaches in bulk to destinations in the adjacent market during the period specified in paragraph (a) (1) of this section.

(c) The maturity regulations contained in § 918.400 are hereby suspended with respect to shipments of peaches to destinations other than in the adjacent markets during the period specified in paragraph (a) (1) of this section.

(d) When used herein, the terms "handler," "adjacent markets," "peaches," "peaches in bulk," and "ship" shall have the same meaning as when used in the aforesaid amended marketing agreement and order, and the terms "U.S. No. 1" and "diameter" shall have the same meaning as when used in the revised U.S. Standards for Peaches (§§ 51.1210—51.1223 of this title).

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

Dated: May 12, 1969.

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

[P.R. Doc. 69-5808; Filed, May 13, 1969; 8:49 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

PART 1434—HONEY

Subpart—1969-Crop Honey Loan and Purchase Program

The Honey Price Support Regulations for 1968 and Subsequent Crops (Rev. 1) (34 F.R. 6966) and any amendments thereto, issued by the Commodity Credit Corporation, which contain regulations of a general nature with respect to price support loan and purchase operations, are supplemented for the 1969 crop of honey as follows:

- Sec.
1434.40 Purpose.
1434.41 Availability.
1434.42 Maturity of loans.
1434.43 Support rates.
1434.44 Discounts.

AUTHORITY: The provisions of this subpart issued under sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 201, 401, 63 Stat. 1052, 1054; 15 U.S.C. 714c, 7 U.S.C. 1446, 1421.

§ 1434.40 Purpose.

This Subpart contains program provisions which, together with (a) the Honey Price Support Regulations for 1968 and Subsequent Crops, (b) the Co-operative Marketing Association—Eligibility Requirements for Price Support in Part 1425 of this chapter, and (c) any amendments to such regulations, set forth the requirements with respect to price support for 1969-crop honey.

§ 1434.41 Availability.

(a) **Loans.** Producers must request a loan on 1969-crop eligible honey on or before March 31, 1970.

(b) **Purchases.** Producers desiring to offer eligible honey not under loan for purchase must complete a Purchase Agreement at the ASCS county office on or before April 30, 1970.

§ 1434.42 Maturity of loans.

Unless demand is made earlier, loans on honey will mature on April 30, 1970.

§ 1434.43 Support rates.

(a) **Table and nontable honey.** The support rate for the quantity of 1969-crop honey placed under loan or purchased under loan or purchase shall be the rate for the respective class and color set forth below:

Class and color	Cents per pound	
	For Montana, Wyoming, Colorado, New Mexico, and States west thereof	All States east of Montana, Wyoming, Colorado, and New Mexico
Table honey:		
1 White and lighter.....	13.5	13.9
2 Extra light amber.....	12.5	12.9
3 Light amber.....	11.5	11.9
4 Other table honey.....	9.5	9.9
Nontable honey.....	9.5	9.9

(b) **Objectionable flavor, fermentation, or caramelization.** The settlement value for a lot of honey delivered under loan or for purchase which grades substandard on account of objectionable flavor, fermentation, or caramelization shall be the lower of its market value as determined by CCC or a value determined on the basis of the support rate for nontable honey.

(c) **Grade not certified.** The settlement value for a lot of honey, delivered under loan or for purchase, on which the grade cannot be certified shall be the lower of its market value as determined by CCC or a value as determined on the basis of the support rate for nontable honey.

(d) **Substandard.** The support rate for a lot of honey delivered under a loan or for purchase which grades substandard on account of defects or moisture or a combination of defects and moisture shall be adjusted by the discounts in § 1434.44.

§ 1434.44 Discounts.

(a) **Defects.** The support rate for a lot of honey delivered under a loan or for purchase which grades substandard on account of defects shall be adjusted by the following discount:

Substandard account of Defects	Discount (Cents per pound)
.....	2

(b) **Moisture.** The support rate for a lot of honey delivered under a loan or for purchase which contains moisture in excess of 18.5 percent shall be adjusted by the following discounts which shall be in addition to the discount for defects:

Moisture (percent)	Discount (cents per pound)
18.5	0.0
19.0	0.5
19.5	1.0
20.0	1.5
20.5	2.0
21.0	2.5
21.5	3.0
22.0	3.5
22.5	4.0
23.0	4.5
23.5	5.0
24.0	5.5
24.5	6.0

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on May 8, 1969.

KENNETH E. FRICK,
Executive Vice President,
Commodity Credit Corporation.

[P.R. Doc. 69-5711; Filed, May 13, 1969; 8:47 a.m.]

Title 12—BANKS AND BANKING

Chapter V—Federal Home Loan Bank Board

SUBCHAPTER B—FEDERAL HOME LOAN BANK SYSTEM

[No. 22,791]

PART 531—STATEMENTS OF POLICY

Rescission of Statement of Policy on Advances for Purchase of Loans and Participation Interests in Loans

MAY 6, 1969.

Resolved that the Federal Home Loan Bank Board, upon the basis of consideration by it of the advisability of rescinding § 531.2 of the regulations for the Federal Home Loan Bank System (12 CFR 531.2) for the purpose of removing restrictions on advances to member institutions for the purchase of loan participations or whole loans secured by real estate located outside the member's normal lending territory, hereby rescinds said § 531.2, effective immediately.

(Sec. 17, 47 Stat. 736, as amended; 12 U.S.C. 1437, Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1943-1948 Comp., p. 1071)

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, JR.,
Assistant Secretary.

[F.R. Doc. 69-5713; Filed, May 13, 1969; 8:47 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter II—Civil Aeronautics Board

SUBCHAPTER E—ORGANIZATION REGULATIONS

[Reg. No. OR-38; Amdt. 1]

PART 384—STATEMENT OF ORGANIZATION, DELEGATION OF AUTHORITY, AND AVAILABILITY OF RECORDS AND INFORMATION

Certain Organizational Changes

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 8th day of May 1969.

Part 384 includes a general statement of the Board's functions and organizations, with cross references to more detailed organizational descriptions in the published CAB Manual. Certain organizational changes which were recently made are provided for herein. In addition, the position of Assistant Executive Director for Operations has been abolished.

Since the amendment is a rule of agency organization, notice and public procedure are unnecessary and the amendment may be made effective immediately.

In consideration of the foregoing, the Civil Aeronautics Board, by its Chairman, hereby amends § 384.7 of Part 384

of the Organization Regulations (14 CFR Part 384) effective May 8, 1969, as follows:

§ 384.7 Organization and delegation of authority.

(a) The Office of the Executive Director, which assists the Chairman in the discharge of his functions as executive and administrative head of the agency; coordinates and directs the activities of the staff; and recommends and develops plans to achieve the Board's program objectives. Within the Office of the Executive Director or reporting to the Executive Director are:

(3) The Office of the Comptroller, which administers the Board's financial management system, including participation in the fundamental aspects of program development, execution, review and evaluation; performs fiscal and administrative accounting activities, including those relating to the budget and the payroll; and administers subsidy payment functions.

(4) The Office of Facilities and Operations, which is responsible for the provision of facilities and central operating and support services essential to the efficient and effective conduct of operations throughout the agency. The General Services Section within this Office deals with acquisition, planning and assignment of office space, procurement and supply. Also contained within this Office are the Communications Services Section, which maintains the Board's internal directives system and central fields system; and is concerned with records and paperwork management. The Records Services Section maintains records on air carrier authorities, schedules, route maps and mileages, and air carrier financial and operational statistical reports; it also maintains a Public Reference Room for use of the public in examining Board material. The Publications Services Section, which distributes public documents issued by the Board, and the Library are also included within this Office.

(5) The Office of Management Analysis, which conducts a continuing program of operational analysis; and analyzes and promotes improvement in program and management policies, practices, methods, procedures and organizational structures.

(6) The Office of Personnel and Security, which administers a personnel program designed to meet the needs of the Board and its employees and administers the agency's security programs.

(b) The Office of the Secretary, which functions as a clearing house and repository for Board documents. It receives, records, files, distributes and serves copies of official docket material and records; performs the functions involved in processing material from the staff requiring action by the Board; records Board actions; issues, digests and indexes official documents evidencing such actions; and authenticates Board records for any official purpose.

Pursuant to the Federal Aviation Act of 1958, the Secretary has legal custody of records and documents as specified therein.

(Secs. 204(a) and 1001 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743, 788; 49 U.S.C. 1324, 1481. Reorganization Plan No. 13 of 1950, 64 Stat. 1266. Reorganization Plan No. 3 of 1961, 75 Stat. 837; 49 U.S.C. 1324 (note). Sections 3 and 4 of the Administrative Procedure Act, as amended and recodified, 81 Stat. 54, 80 Stat. 383; 5 U.S.C. 552, 553)

The Civil Aeronautics Board, by its Chairman.

[SEAL] MABEL MCCART,
Acting Secretary.

[F.R. Doc. 69-5738; Filed, May 13, 1969; 8:49 a.m.]

[Reg. No. OR-39; Amdt. 3]

PART 387—ORGANIZATION AND OPERATION DURING EMERGENCY CONDITIONS

Delegations of Authority

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 8th day of May 1969.

As a result of organization changes effective January 30, 1969, the position of Assistant Executive Director for Operations was abolished. This action makes it necessary that § 387.4(g) be amended to redesignate the line of succession for the Executive Director to be the (1) Assistant Executive Director and (2) the Comptroller, in that order.

Since the amendment provided for herein is a rule of agency organization, notice and public procedure are unnecessary and the amendment may be made effective immediately.

In consideration of the foregoing, the Civil Aeronautics Board, by its Chairman, hereby amends Part 387 of the Organization Regulations (14 CFR Part 387) effective May 8, 1969, by revising paragraph (g) of § 387.4 to read as follows:

§ 387.4 Organization and delegation of authority.

During emergency conditions:

(g) Except as may be determined otherwise by the Chairman or his successor, the respective duties of the Executive Director shall be filled by the Assistant Executive Director or the Comptroller in that order; the duties of the Secretary and heads of offices and bureaus, and heads of field offices, shall be discharged, in the absence or incapacity of such persons during the emergency conditions, by the available staff member next in line of succession in that office or bureau. The head of each office and bureau shall designate the line of succession within his office or bureau. If no such designation has been made, or the designee is unavailable, such duties shall be assumed by the available subordinate officer or employee in the particular office or bureau who is highest in

grade and has served longest with the Board.

(Secs. 204(a) and 1001 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743, 788; 49 U.S.C. 1324, 1481. Executive Order No. 11090, February 26, 1963, 28 Fed. Reg. 1841. Reorganization Plan No. 13 of 1950, 64 Stat. 1286. Reorganization Plan No. 3 of 1961, 75 Stat. 837; 49 U.S.C. 1324 (note). Sections 3 and 4 of the Administrative Procedure Act, as amended and recodified, 81 Stat. 54, 80 Stat. 383; 5 U.S.C. 552, 553)

The Civil Aeronautics Board, by its Chairman.

[SEAL]

MABEL MCCART,
Acting Secretary.

[F.R. Doc. 69-5739; Filed, May 13, 1969;
8:49 a.m.]

Title 20—EMPLOYEES' BENEFITS

Chapter V—Manpower Administration, Department of Labor¹

PART 604—POLICIES OF THE MANPOWER ADMINISTRATION¹

Employability Development Services

On page 3748 of the FEDERAL REGISTER of March 4, 1969, there was published a notice of proposed rule making to amend 20 CFR Part 604 by establishing a new § 604.21. Interested persons were given 15 days in which to submit written statements of data, views, or arguments. None were received. There has, however, been a reorganization within the U.S. Department of Labor since the proposal was issued. Accordingly, the proposal is hereby adopted with changes to reflect the reorganization (Tuesday, Apr. 15, 1969, 34 F.R. 6502).

As these regulations relate solely to agency policy, delay in effective date is not required by 5 U.S.C. 553 and is not deemed necessary. They shall, therefore, become effective upon publication in the FEDERAL REGISTER.

The new § 604.21 reads as follows:

§ 604.21 Employability development services.

(a) It is the policy of the Manpower Administration to be responsible for the provision of employability development services which shall include at least the following: Reaching out to, and orientation of, individuals who are chronically unemployed or underemployed or have poor employment prospects; assessment of their capabilities through interviewing, counseling, and testing techniques adapted to their special needs, arrangements for and referrals to other agencies for related supportive services such as health and welfare; selection and referral to employment and training; and followup to training and placement to

assist such individuals in finding and keeping suitable jobs.

(b) In connection with the provision of employability development services, it is the policy of the Manpower Administration:

(1) To be responsible for the provision of the services authorized by this part tailored to the needs of individuals who are unable to obtain or retain suitable employment to enable them to become fully functioning participants in the labor force;

(2) To insure that methods designed to directly contact and inform individuals of services available to them and to encourage them to make use of such services are utilized (often known as programs of "Outreach");

(3) To receive and interview applicants, to help them to assess their employability development needs, and to establish their eligibility for relevant programs;

(4) To refer applicants to appropriate services, to employment, or to programs such as those provided under the Manpower Development and Training Act, the Vocational Education Act, the Social Security Act, and the Economic Opportunity Act;

(5) To refer or arrange for applicants to utilize community resources which provide medical, legal, welfare, daycare, family counseling, or other appropriate employability or employment related supportive services;

(6) To followup those referred to training or jobs to assure that the individuals' employability development and employment needs are being met;

(7) To provide orientation to job and training requirements through such services as exploration of vocational interests and aptitudes and furnishing information about community services;

(8) To provide coaching and individual support to help in solving training and job-related problems throughout the employability development process;

(9) To provide maximum feasible opportunities for employment and other forms of participation by representatives of the groups served in the planning, conduct, and evaluation of comprehensive work and training programs under Title I-B of the Economic Opportunity Act of 1964, as amended, and specifically as such programs relate to employability development services;

(10) To negotiate contracts or other appropriate agreements with sponsors of work and training programs under which it becomes responsible for supplying employability development, placement, and related services to participants in such programs.

(48 Stat. 117, as amended; 29 U.S.C. 49k)

Signed at Washington, D.C., this 7th day of May 1969.

GEORGE P. SHULTZ,
Secretary of Labor.

[F.R. Doc. 69-5702; Filed, May 13, 1969;
8:46 a.m.]

Title 45—PUBLIC WELFARE

Chapter X—Office of Economic Opportunity

PART 1061—CHARACTER AND SCOPE OF SPECIFIC COMMUNITY ACTION PROGRAMS

Subpart—Consultation With the Bar on Legal Services Programs

Chapter X, Part 1061 of Title 45 of the Code of Federal Regulations is amended by adding a new subpart, reading as follows:

- Sec.
- 1061.2-1 Applicability of this subpart.
 - 1061.2-2 Definitions.
 - 1061.2-3 Policy.
 - 1061.2-4 Procedures for soliciting comments on proposals.
 - 1061.2-5 Evaluations.

AUTHORITY: The provisions of this subpart issued under section 222 and 602, 78 Stat. 530 and 81 Stat. 698; 42 U.S.C. 2809, 2942.

§ 1061.2-1 Applicability of this subpart.

This subpart applies to all programs affording legal assistance to communities which are funded under section 222(a) (3) of the Economic Opportunity Act.

§ 1061.2-2 Definitions.

(a) A principal local bar association is one which has the following characteristics:

(1) It is composed of at least 50 percent of the members of the bar who reside in, or maintain an office in, a single city, county; or other political subdivision for which a legal services program is contemplated or established, whether or not that bar association also has members from other geographic areas not covered by the proposal.

(2) It is not limited to or related principally to social or library activities.

(3) It is not limited to a specialized field of law or practice, including provision of legal aid to the indigent.

(4) It maintains an active level of general bar activities and is not merely an administrative unit of the State bar.

(b) The State bar association is the integrated or organized bar of the State if there is one. Otherwise, it is the principal statewide bar association.

§ 1061.2-3 Policy.

The State bar association and the principal local bar associations must be given an opportunity to comment directly to OEO on proposed legal services projects before they are funded. They must also be given the opportunity to comment directly to OEO on the operations of ongoing programs. The same opportunities shall be afforded local bar associations composed primarily of lawyers from minority groups. In addition to these requirements, each local project is expected to maintain continuing cooperation with State and local bar associations, including consultation during the preparation of the grant application.

¹ The headings for Chapter V and Part 604 are revised to read as set forth above.

§ 1061.2-4 Procedure for soliciting comments on proposals.

(a) Prior to submitting a proposal for new Legal Services Projects, for refunding of existing projects, or for major modifications of existing work programs (including major changes in the structure of the Legal Services Project) to the appropriate OEO Headquarters or regional office, a grantee or applicant agency shall send copies of such proposals to the State bar association, the principal local bar associations and any minority bar associations it has identified in the area to be served. The grantee or applicant shall inform these bar associations that they have 20 days in which to review the proposal and that any comments or recommendations may be submitted directly to the appropriate OEO office.

(b) The grantee or applicant must include in the proposal which it sends to OEO a verification that it has complied with this requirement, including a list of the bar associations to whom the proposal was sent. Any comments sent from bar associations directly to the grantee or applicant shall be forwarded to the appropriate OEO office.

(c) OEO will respond to any recommendations or unfavorable comments prior to approving the proposal, and will send copies of such responses to the grantee or applicant.

(d) This procedure need not be followed for any bar association for which an authorized representative has previously indicated in writing to OEO or the grantee or applicant that his association has reviewed the final proposal.

§ 1061.2-5 Evaluations.

When making on-site evaluations of local Legal Services Programs, OEO of-

ficers should arrange, whenever reasonably possible, to consult representatives of the State and local bar associations. The views they express should be recorded in reports of such evaluations and such views will be duly considered in making decisions affecting the programs evaluated.

Effective date: This subpart shall become effective 30 days after this date of publication in the FEDERAL REGISTER.

THEODORE M. BERRY,
Director,
Community Action Program.

[F.R. Doc. 69-5719; Filed, May 13, 1969;
8:48 a.m.]

Title 29—LABOR

Subtitle A—Office of the Secretary of Labor

PART 60—IMMIGRATION; AVAILABILITY OF, AND ADVERSE EFFECT UPON, AMERICAN WORKERS

Employment in the United States

Pursuant to section 212(a) (14) of the Immigration and Nationality Act of 1952 (8 U.S.C. 1182), I hereby amend 29 CFR 60.6 by adding a new paragraph (k) to read as set forth below.

As this rule contains only general statements of policy, notice of proposed rule making, public participation, and delay in effective date are not required by section 4 of the Administrative Procedure Act (5 U.S.C. 553). I do not believe such participation and delay will serve a useful purpose here. Accordingly, this

amendment shall become effective immediately.

The new 29 CFR 60.6(k) reads as follows:

§ 60.6 Matters to be considered.

(k) Paragraphs (i) and (j) of this section shall not be applied to employment of a nonimmigrant alien who: (1) Had been granted the privilege of voluntary departure from the United States by the Immigration and Naturalization Service; (2) had established that he is unable or unwilling to return to his country of residence on account of race, religion, or political opinion, and is being permitted by the Immigration and Naturalization Service to remain in the United States; (3) had filed an application for adjustment of status or suspension of deportation with the Immigration and Naturalization Service; (4) had become the beneficiary of an approved petition for a preference status and is being permitted by the Immigration and Naturalization Service to remain in the United States; (5) had been granted a stay of departure by the Immigration and Naturalization Service pending disposition of legislation introduced on his behalf; (6) had been given written permission by the Immigration and Naturalization Service to work; or (7) is in the United States on parole status or as a conditional entrant.

(79 Stat. 911; 8 U.S.C. 1182)

Signed at Washington, D.C., this 7th day of May 1969.

GEORGE P. SHULTZ,
Secretary of Labor.

[F.R. Doc. 69-5701; Filed, May 13, 1969;
8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 1013]

[Docket No. AO-286-A14]

MILK IN SOUTHEASTERN FLORIDA MARKETING AREA

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

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given that the time for filing exceptions to the recommended decision with respect to the proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Southeastern Florida marketing area, which was issued April 25, 1969 (34 F.R. 7173), is hereby extended to June 16, 1969.

Signed at Washington, D.C., on May 9, 1969.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 69-5737; Filed, May 13, 1969;
8:49 a.m.]

DEPARTMENT OF THE TREASURY

Bureau of Customs

[19 CFR Part 19]

CUSTOMS WAREHOUSE OFFICERS

Proposed Reimbursable Compensation

Section 19.5(b) of the Customs regulations which relates to reimbursable charges for services of customs warehouse officers or customs employees temporarily assigned to act as customs warehouse officers at a customs bonded warehouse, provides that the hourly rate of reimbursement is equal to 1/1704 of the annual rate of regular pay of the particular employee. The basis of this rate does not include the contribution of the Government for the employee's uniform allowance, retirement, life insurance, and health benefits. To provide for reimbursement of these costs, it is proposed to prescribe that the hourly rate of reimbursable compensation be computed at a rate per hour equal to 134 percent of the hourly rate of regular pay of the employee.

Accordingly, notice is hereby given that under the authority of sections 555 and 624 of the Tariff Act of 1930 (19 U.S.C. 1555, 1624), it is proposed to amend § 19.5(b) as set forth in tentative form below:

Section 19.5(b) is amended by substituting the following in lieu of the first sentence:

§ 19.5 Customs warehouse officer; compensation of.

(b) The charge to be made for the services of a customs warehouse officer or a customs employee temporarily assigned to act as a customs warehouse officer at a bonded warehouse on a regular workday during his basic 40-hour workweek shall be computed at a rate per hour equal to 134 percent of the hourly rate of regular pay of the particular employee with an addition equal to any night pay differential actually payable under 5 U.S.C. 5545. The rate per hour equal to 134 percent of the hourly rate of regular pay is computed as follows:

	Hours	Hours
Gross number of working hours in 52 40-hour weeks.....	2080	
Less:		
8 national holidays—January 1, February 22, May 30, July 4, 1st Monday in September, November 11, 4th Thursday in November, and December 25.....	64	
Annual leave—26 days.....	208	
Sick leave—13 days.....	104	376
Net number of working hours.....	1704	
Gross number of working hours in 52 40-hour weeks.....	2080	
Working hour equivalent of Government contributions for employee uniform allowance, retirement, life insurance, and health benefits computed at 10 percent of annual rate of pay of employee.....	208	
Equivalent annual working hour charge to customs appropriation.....	2288	
Ratio of annual number of working hours charged to customs appropriation to net number of annual working hours 2288		
—= 134 percent.	1704	

Prior to final action on the proposal, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing to the Commissioner of Customs, Washington, D.C., and received not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER. No hearings will be held.

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

Approved: May 5, 1969.

EUGENE T. ROSSIDES,
Assistant Secretary of
the Treasury.

[F.R. Doc. 69-5714; Filed, May 13, 1969;
8:47 a.m.]

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[50 CFR Part 10]

MIGRATORY GAME BIRDS

1969-70 Hunting Season

Notice is hereby given that pursuant to the authority contained in section 3 of the Migratory Bird Treaty Act of July 3, 1918, as amended (40 Stat. 755; 16 U.S.C. 704), it is proposed to amend Part 10, Title 50, Code of Federal Regulations.

Proposed amendments to the basic regulations.

Section 10.2 Definition of terms is revised to read:

§ 10.2 Definition of terms.

(d) *Open season.* Time during which migratory game birds may lawfully be taken. Each period of time prescribed as an open season shall be construed to include the first and last days thereof.

Section 10.4 *Open seasons, limits, and other provisions* is revised by redesignating paragraphs (c), (d), and (e) as paragraphs (f), (g), and (h); and inserting new paragraphs (a), (b), (c), (d), and (e) as follows:

§ 10.4 Open seasons, limits, and other provisions.

(a) Migratory game birds may be taken only in accordance with the daily bag limits during the open season and shooting hours prescribed annually under §§ 10.41 through 10.54, and when so taken, may be possessed only as prescribed in this part.

(b) No person may possess any freshly killed migratory game birds during the closed season.

(c) No person on the opening day of the season, may possess any freshly killed migratory game birds in excess of the daily bag limit or aggregate daily bag limit, whichever applies.

(d) No person may take in any one day, more than the daily bag limit or aggregate daily bag limit, whichever applies.

(e) No person may possess more birds lawfully taken in the United States, than the possession limit or the aggregate possession limit, whichever applies.

(f) Nothing in this part shall be deemed to permit the taking of migratory birds on any reservation or sanctuary established under the Migratory Bird Conservation Act of February 18, 1929, as amended (45 Stat. 1222; 16 U.S.C. 715), or any area of the United States set aside under any other law, proclamation, or executive order for use as a bird, game, or other wildlife reservation, breeding ground, or refuge, or on any

area designated as a closed area under the Migratory Bird Treaty Act except so far as may be permitted by the Secretary.

(g) No migratory bird may be taken at any time, by any means, from, on, or across any highway, road, trail, or other right-of-way, whether public or private, within the exterior boundaries of any established national wildlife refuge.

(h) Whenever the Secretary shall find that emergency State action to prevent forest fires in any extensive area has resulted in the shortening of the season during which the hunting of any species of migratory game bird is permitted and that compensatory extension or reopening of the hunting season for such birds will not result in a diminution of the abundance of birds to any greater extent than that contemplated for the original hunting season, the hunting season for the birds so affected may, subject to all other provisions of this subchapter, be extended or reopened by the Secretary upon request of the chief officer of the agency of the State exercising administration over wildlife resources. The length of the extended or reopened season in no event shall exceed the number of days during which hunting has been so prohibited. The extended or reopened season will be publicly announced.

Section 10.6 *Transportation within a State, between States, or to foreign countries* is revised by amending the first sentence of paragraph (b) to read:

§ 10.6 Transportation within a State, between States, or to foreign countries.

(b) One fully feathered wing or head must remain attached to all migratory game birds except doves at all times while being transported by any means whatsoever from the place where taken until they have arrived at the personal abode of the possessor or a commercial preservation facility. One fully feathered wing must remain attached to each migratory game bird, including doves, while being transported by any means whatsoever from the United States and/or any of its possessions to any foreign country.

Section 10.9 *Tagging and record keeping requirements* is revised by deleting paragraph (c) and redesignating paragraph (d) as paragraph (c) and inserting new paragraphs (a) and (b) as follows:

§ 10.9 Tagging and record keeping requirements.

(a) No person shall put or leave any migratory game birds at any place (other than at his personal abode), or in the custody of another person for picking, cleaning, processing, shipping, transportation, or storage (including temporary storage), unless such birds have a tag attached, signed by the hunter, stating his address, the total number and kinds of birds, and the date such birds were killed. Migratory game birds being transported in any vehicle as the personal baggage of the possessor shall not be con-

sidered as being in storage or temporary storage.

(b) No person may receive or have in custody any migratory game birds belonging to another person unless such birds are tagged as required under paragraph (a) of this section.

(c) Any commercial preservation facility receiving, possessing, or having in custody any migratory game birds shall maintain accurate records showing the numbers and kinds of such birds, the dates received and disposed of, and the names and addresses of the persons from whom such birds were received and to whom such birds were delivered. Any person authorized to enforce this Part may enter such facilities at all reasonable hours and inspect the records and the premises where operations are being carried on. The records required to be maintained shall be retained by the person or persons responsible for their preparation and maintenance for a period of one year, following the close of the open season on migratory game birds prescribed for the State in which such commercial preservation facility is located.

Proposed amendments to the schedule of hunting seasons, limits, and shooting hours. Based on the results of migratory game bird studies now in progress and having due consideration for any views or data submitted by interested parties, these amendments will specify open seasons, certain closed seasons, shooting hours, and bag and possession limits for the hunting of migratory game birds during the 1969-70 season.

Amendments specifying open seasons, bag and possession limits, and shooting hours for doves, pigeons, rails (except coot), gallinules, woodcock, Wilson's snipe, certain waterfowl; coots, cranes, and waterfowl in Alaska; and certain sea ducks in coastal waters of certain north-eastern States will be proposed for final adoption not later than August 1, 1969, to become effective on or before September 1, 1969. Amendments specifying open seasons, bag and possession limits, and shooting hours for waterfowl, coots, cranes, and any other migratory game birds not previously adopted will be proposed for final adoption not later than September 1, 1969, to become effective on or before October 1, 1969.

Amendments specifying open seasons, bag and possession limits, and shooting hours for doves, pigeons, ducks, coots, gallinules, and Wilson's snipe in Puerto Rico, and for doves in the Virgin Islands, will be proposed for final adoption no later than June 10, 1969, to become effective on or after July 1, 1969.

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 with respect to the proposed amendments to the Director, Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240, within 30 days of the

date of publication of this notice in the FEDERAL REGISTER.

JOHN S. GOTTSCHALK,
Director, Bureau of
Sport Fisheries and Wildlife.

MAY 9, 1969.

[F.R. Doc. 69-5740; Filed, May 13, 1969;
8:49 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 1]

VETERINARY PRESCRIPTION DRUGS

Directions for Use

Section 1.106(c)(2)(4) of the general regulations for the enforcement of the Federal Food, Drug, and Cosmetic Act includes the prescription legend for veterinary drugs "Caution: Federal law restricts this drug to sale by or on the order of a licensed veterinarian." The intended purpose of the prescription legend is to insure the safe and effective use of the drug under the supervision of a veterinarian.

Surveys and studies reveal that in some instances the intended purpose of the prescription legend is being disregarded through the sale of prescription veterinary drugs by veterinarians without a personal knowledge of the disease conditions in the animals for which the drugs are intended.

Because the words "sale by" in the present prescription legend do not appear to preclude such practice, it is proposed to change "sale by" to "use by". The proposed change is based upon discussions with interested professional organizations and a recommendation from the Advisory Committee on Veterinary Medicine.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 502(f), 701(a), 52 Stat. 1051, 1055; 21 U.S.C. 352(f), 371(a)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), it is proposed that § 1.106(c)(2)(i) be amended to read as follows:

§ 1.106 Drugs and devices; directions for use.

(c) . . .
(2) . . .

(i) The statement "Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian"; and

Any interested person may, within 30 days from the date of publication of this notice in the FEDERAL REGISTER, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written comments (preferably in quintuplicate) regarding this proposal. Comments may be

accompanied by a memorandum or brief in support thereof.

Dated: May 5, 1969.

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

[P.R. Doc 69-5695; Filed, May 13, 1969;
8:45 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Parts 71, 73]

[Airspace Docket No. 68-SO-100]

CONTROL ZONES; TRANSITION AREA; AND SPECIAL USE AIRSPACE

Proposed Alterations and Designations

The Federal Aviation Administration is considering amendments to Parts 71 and 73 of the Federal Aviation Regulations that would alter controlled airspace and Special Use airspace in the vicinity of Eglin Air Force Base, Fla.

As parts of this proposal relate to the navigable airspace outside the United States, this notice is submitted in consonance with the ICAO International Standards and Recommended Practices.

Applicability of International Standards and Recommended Practices by the Air Traffic Service, FAA, in areas outside domestic airspace of the United States is governed by Article 12 and Annex 11 to the Convention on International Civil Aviation (ICAO), which pertains to the establishment of air navigation facilities and services necessary to promoting the safe, orderly and expeditious flow of civil air traffic. Its purpose is to insure that civil flying on international air routes is carried out under uniform conditions designed to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accepting such responsibility may apply the International Standards and Recommended Practices to civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention on International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state, the United States agreed by Article 3(d) that its state aircraft will be operated in international airspace with due regard for the safety of civil aircraft.

Since these actions involve, in part, the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order 10854.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

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

Because of the increasing traffic volume, the demand and need for air traffic control service in the Eglin Air Force Base (AFB), Fla., complex, it is essential that additional controlled airspace be made available within that area. This would permit greater use of radar separation and random radar en route descents, establishment of simplified approach procedures, thereby decreasing the workload of air traffic control.

To achieve additional controlled airspace in the Eglin AFB area, adjustments must be made to Restricted Area R-2914 by the establishment of two joint-use restricted areas.

In conjunction with rule-making actions proposed in this docket, the following ancillary nonrule-making actions are proposed.

a. Warning Area W-151 would be amended to read:

W-151 VALPARAISO, FLA.

Beginning at lat. 30°20'15" N., long. 86°48'00" W., thence 3 nautical miles from and parallel to the shoreline to lat. 30°20'30" N., long. 86°41'00" W., to lat. 30°09'20" N., long. 86°47'58" W., to lat. 30°05'00" N., long. 86°47'58" W., to lat. 30°00'00" N., long. 86°44'00" W., to lat. 30°00'00" N., long. 86°34'00" W., to lat. 30°06'00" N., long. 86°29'50" W., to lat. 30°14'45" N., long. 86°28'40" W., to lat. 30°07'30" N., long. 86°24'00" W., to lat. 30°07'30" N., long. 86°13'00" W., to lat. 30°10'30" N., long. 86°07'30" W., to lat. 30°15'00" N., long. 86°06'15" W.; thence 3 nautical miles from and parallel to the shoreline to lat. 29°37'00" N., long. 85°22'00" W., to lat. 28°10'00" N., long. 84°30'00" W., to lat. 28°10'00" N., long. 84°39'00" W., to lat. 28°36'45" N., long. 86°21'00" W., to lat. 28°41'30" N., long. 86°48'00" W., to point of beginning.

Designated altitudes: Surface to unlimited.

Time of Designation: Continuous.

Using Agency: Commander, Armament Development and Test Center, Eglin AFB, Fla.

b. Warning Area W-152 would be established as follows:

W-152 VALPARAISO, FLA.

Beginning at lat. 30°19'45" N., long. 86°27'45" W.; thence 3 nautical miles from and parallel to the shoreline to lat. 30°15'00" N., long. 86°06'15" W., to lat. 30°10'30" N., long. 86°07'30" W., to lat. 30°07'30" N., long. 86°13'00" W., to lat. 30°07'30" N., long. 86°24'00" W., to lat. 30°14'45" N., long. 86°28'40" W., to point of beginning.

Designated Altitudes: Surface to FL 240.

Time of Designation: Continuous.

Controlling Agency: Federal Aviation Administration, Jacksonville ARTC Center.

Using Agency: Commander, Armament Development and Test Center, Eglin AFB, Fla.

c. Warning Area W-153 would be established as follows:

W-153 VALPARAISO, FLA.

Beginning at lat. 30°20'30" N., long. 86°41'00" W., thence 3 nautical miles from and parallel to the shoreline to lat. 30°20'00" N., long. 86°31'30" W., to lat. 30°14'45" N., long. 86°28'40" W., to lat. 30°06'00" N., long. 86°29'50" W., to lat. 30°00'00" N., long. 86°34'00" W., to lat. 30°00'00" N., long. 86°44'00" W., to lat. 30°05'00" N., long. 86°47'58" W., to lat. 30°09'20" N., long. 86°47'58" W., to point of beginning.

Designated Altitudes: Surface to FL 240.

Time of Designation: Continuous.

Controlling Agency: Federal Aviation Administration, Jacksonville ARTC Center.

Using Agency: Commander, Armament Development and Test Center, Eglin AFB, Fla.

d. Warning Area W-154 would be established as follows:

W-154 VALPARAISO, FLA.

Beginning at lat. 30°20'30" N., long. 86°41'00" W., thence 3 nautical miles from and parallel to the shoreline to lat. 30°15'00" N., long. 86°06'15" W., to lat. 30°10'30" N., long. 86°07'30" W., to lat. 30°07'30" N., long. 86°13'00" W., to lat. 30°07'30" N., long. 86°24'00" W., to lat. 30°14'45" N., long. 86°28'40" W., to lat. 30°06'00" N., long. 86°29'50" W., to lat. 30°00'00" N., long. 86°34'00" W., to lat. 30°00'00" N., long. 86°44'00" W., to lat. 30°05'00" N., long. 86°47'58" W., to lat. 30°09'20" N., long. 86°47'58" W., to the point of beginning.

Designation: FL 240 to unlimited.

Time of Designation: Continuous.

Using Agency: Commander, Armament Development and Test Center, Eglin AFB, Fla.

In consideration of the foregoing, it is proposed to amend Parts 71 and 73 of the Federal Aviation Regulations as follows:

1. § 71.171 (34 F.R. 4557) is amended as follows:

a. Eglin AFB, Fla., control zone is amended to read:

EGLIN AFB, FLA.

Within a 5-mile radius of Eglin AFB (lat. 30°29'10" N., long. 86°31'50" W.); within 2 miles each side of the Eglin AFB TACAN 120° radial, extending from the 5-mile radius zone to 12 miles southeast of the TACAN; within 2 miles each side of the Eglin AFB ILS localizer southeast course, extending from the 5-mile radius zone to 12 miles southeast of the LMM; within 2 miles each side of the Eglin AFB TACAN 190° radial, extending from the 5-mile radius zone to 4 miles south of the TACAN; within a 3-mile radius of Destin-Ft. Walton Beach Airport (lat. 30°23'55" N., long. 86°28'20" W.).

within 2 miles each side of the extended centerline of the Destin-Ft. Walton Beach Airport Runway 14/32, extending from the 3-mile radius zone to 4 miles southeast of the airport.

b. Add the following control zones:

EGLIN AF AUXILIARY No. 9 (HURLBURT FIELD), FLA.

Within a 5-mile radius of Eglin AF Auxiliary No. 9 (Hurlburt Field) (lat. 30°25'40" N., long. 86°41'20" W.); within 2 miles each side of the 287° bearing from the Destin (Eglin AFB) RBN extending from the 5-mile radius zone to 1 mile west of the RBN; and within 2 miles each side of the Eglin AFB TACAN 255° radial extending from the 5-mile radius zone to the Eglin AFB 5-mile radius zone. The portion which coincides with the Eglin AFB control zone is excluded.

EGLIN AF AUXILIARY No. 3 (DUKE FIELD), FLA.

Within a 5-mile radius of Eglin AF Auxiliary No. 3 (Duke Field) (lat. 30°39'00" N., long. 86°31'21" W.). The portion within a 5-mile radius of Bob Sikes Airport (lat. 30°46'45" N., long. 86°31'10" W.) is excluded. This control zone is effective from 0700 to 1600 hours local time, Monday through Friday.

2. In § 71.181 (34 F.R. 4637) Eglin AFB, Fla., transition area is amended to read:

EGLIN, AFB, FLA.

That airspace extending upward from 700 feet above the surface within a 9-mile radius of Eglin AFB (lat. 30°29'10" N., long. 86°31'50" W.), within a 9-mile radius of Eglin AF Aux No. 9 (Hurlburt Field) (lat. 30°25'40" N., long. 86°41'20" W.), within an 8-mile radius of Eglin AF Aux No. 3 (Duke Field) (lat. 30°39'00" N., long. 86°31'21" W.), within a 5-mile radius of Destin-Fort Walton Beach Airport (lat. 30°23'55" N., long. 86°28'20" W.), excluding the airspace within R-2909, W-151, a 1.5-mile radius of the Fort Walton Beach Airport (lat. 30°24'20" N., long. 86°49'45" W.) and a 9-mile radius of Bob Sikes Airport (lat. 30°46'45" N., long. 86°31'10" W.); and that airspace extending upward from 1,200 feet above the surface within an area bounded by a line extending from lat. 30°15'00" N., long. 86°06'15" W., to lat. 30°10'30" N., long. 86°07'30" W., to lat. 30°07'30" N., long. 86°13'00" W., to lat. 30°07'30" N., long. 86°24'00" W., to lat. 30°14'48" N., long. 86°28'40" W., to lat. 30°06'00" N., long. 86°29'50" W., to lat. 30°00'00" N., long. 86°34'00" W., to lat. 30°00'00" N., long. 86°44'00" W., to lat. 30°05'00" N., long. 86°47'58" W., to lat. 30°09'20" N., long. 86°47'58" W., to lat. 30°20'30" N., long. 86°41'00" W.; thence via a line 3 nautical miles from and parallel to the shoreline to the point of beginning.

3. § 73.29 (34 F.R. 4819) is amended as follows:

a. Restricted Area R-2914 Valparaiso, Fla., is amended to read:

R-2914 VALPARAISO, FLA.

Boundaries: Beginning at lat. 30°43'15" N., long. 86°25'00" W.; to lat. 30°43'45" N., long. 86°10'30" W.; to lat. 30°41'00" N., long. 86°05'10" W.; to lat. 30°24'00" N., long. 85°56'00" W.; to lat. 30°11'00" N., long. 85°56'00" W.; thence 3 nautical miles from and parallel to the shoreline to lat. 30°15'00" N., long. 86°06'15" W., to lat. 30°23'20" N., long. 86°08'10" W.; to lat. 30°30'45" N., long. 86°25'00" W.; to point of beginning, excluding that airspace 5,000 feet MSL and below within a circle with a 1¼-mile radius centered at lat. 30°34'10" N., long. 86°12'56" W.

Designated altitudes: Surface to FL 500.
Time of Designation: Continuous.
Controlling Agency: Federal Aviation Administration, Jacksonville ARTC Center.
Using Agency: Commander, Armament Development and Test Center, Eglin AFB, Fla.

b. The following Restricted Areas are added:

R-2918 VALPARAISO, FLA.

Boundaries: Beginning at lat. 30°43'10" N., long. 86°27'37" W.; to lat. 30°43'15" N., long. 86°25'00" W.; to lat. 30°33'00" N., long. 86°25'00" W.; to lat. 30°33'00" N., long. 86°25'30" W.; to lat. 30°37'00" N., long. 86°25'30" W.; to lat. 30°37'00" N., long. 86°27'37" W., to point of beginning.

Designated altitudes: Surface to FL 500.
Time of Designation: Continuous.
Controlling Agency: Federal Aviation Administration, Jacksonville ARTC Center.
Using Agency: Commander, Armament Development and Test Center, Eglin AFB, Fla.

R-2919 VALPARAISO, FLA.

Boundaries: Beginning at lat. 30°30'45" N., long. 86°25'00" W.; to lat. 30°23'20" N., long. 86°08'10" W.; to lat. 30°15'00" N., long. 86°06'15" W.; thence 3 nautical miles from and parallel to the shoreline to lat. 30°19'45" N., long. 86°23'45" W.; to lat. 30°25'00" N., long. 86°22'26" W.; to lat. 30°25'00" N., long. 86°25'00" W.; to point of beginning.

Designated altitudes: Surface to FL 500.
Time of Designation: Continuous.
Controlling Agency: Federal Aviation Administration, Jacksonville ARTC Center.
Using Agency: Commander, Armament Development and Test Center, Eglin AFB, Fla.

(Sec. 307(a), 1110, Federal Aviation Act of 1958; 49 U.S.C. 1348, 1510; Executive Order 10834; 24 F.R. 9565; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in Washington, D.C., on May 6, 1969.

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

[F.R. Doc. 69-5707; Filed, May 13, 1969;
8:47 a.m.]

[14 CFR Part 157]

[Regulatory Docket No. 9322; Notice No. 69-21]

CONSTRUCTION, ALTERATION ACTIVATION AND DEACTIVATION OF AIRPORTS

Notice of Proposed Rule Making

The Federal Aviation Administration is considering amending Part 157 of the Federal Aviation Regulations to: (1) Separate the reporting standards for heliport proposals from proposals relating to fixed wing aircraft; (2) consider the airport or heliport proposals with regard to the effect of existing or proposed man-made objects and natural objects; (3) require notification to the FAA upon completion of an airport project.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the

regulatory docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket GC-24, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before August 12, 1969, will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rule Docket for examination by interested persons.

In the preamble of the final rule revising FAR Part 157, effective March 2, 1966, it was stated, in response to comments related to the question of helicopters being covered by the revision, that the FAA was making a further study to determine whether separate reporting standards are required for heliports. This study confirmed that it is unreasonable to impose the same reporting standards for both classes of landing areas, and that a more liberal standard would be appropriate. Thus, the new § 157.5(b) would specify those situations where the new reporting standards for heliports would apply.

The FAA, in its aeronautical studies, considers the effects of airport proposals upon existing and proposed man-made objects and natural objects within a predetermined area. Therefore, the regulation should be changed to reflect these factors since they could have an adverse effect upon the safety of aircraft and persons and property on the ground.

It is also proposed to include a new provision in Part 157 in which the FAA will be notified when the proposed airport construction is completed. This information is needed for cartographic purposes and to permit the orderly planning of airports, and to prevent the needless protection of airspace should completion of a project never be realized.

There are several other minor changes that have been proposed in this Notice. The first sentence of § 157.5(a) has been slightly reworded to clarify its meaning and application. Since a new section on heliports is proposed (§ 157.5(b)), the words "for fixed wing aircraft" would be inserted in the first sentence of § 157.5(a) to read: "a personal or private use airport for fixed wing aircraft * * *". The word "weather" would be inserted in that sentence after "VFR" to make it compatible with the new § 157.5(b). To maintain consistency in the Federal Aviation Regulations, the word "weather" would also be inserted after "VFR" in the second sentence of § 157.1.

In the proposed § 157.7(a), the word "exclusively" would be deleted since the aeronautical study would no longer be based solely on the safe and efficient use of airspace by aircraft.

Several editorial changes have been made in § 157.5 to clarify the use of the information received by the FAA on Form 7480-1.

In consideration of the foregoing, it is proposed to amend Part 157 as follows:

§ 157.1 [Amended]

1. By amending the second sentence of § 157.1 to read as follows:

*** This Part does not apply to any project for which Federal aid has been requested under the Federal Airport Act or to any project involving a temporary airport which is intended to be used solely in VFR weather conditions for a period of less than 30 consecutive days with no more than 10 operations a day.

§ 157.5 [Amended]

2. By amending the first sentence of § 157.5 to read as follows:

Except as provided in paragraphs (a), (b), (d), and (e) of this section, the notice required by § 157.3 shall be submitted, in triplicate, on FAA Form 7480-1 to the nearest FAA Area Manager's Office or FAA Regional Office at least 90 days before work is to begin. ***

3. By amending the first sentence of § 157.5(a) to read as follows: (a) Information concerning a personal or private use airport for fixed wing aircraft, used solely in VFR weather conditions and located more than 20 nautical miles from any airport for which an instrument approach procedure is authorized, and more than 5 nautical miles from any airport open to the public shall be submitted on FAA Form 7480-1 at least 30 days before work is to begin. ***

4. By adding a new § 157.5(b) to read as follows: (b) Information concerning a personal or private-use heliport for use solely in VFR weather conditions if the location of the project is:

(1) Outside of a control zone, residential or business areas;

(2) More than 10 nautical miles from any airport or heliport for which an instrument approach procedure has been authorized;

(3) More than 3 nautical miles from any other airport; and

(4) More than 1 nautical mile from any other heliport, shall be submitted on FAA Form 7480-1 at least 30 days before work is to begin. (After stating whether the project is one of alteration or establishment, only Items A, B, D, and I of the form need be filled out.)

5. By adding a new § 157.5(c) to read as follows:

(c) Information received under paragraphs (a) and (b) of this section shall normally be used only for record purposes, unless the FAA determines that an aeronautical study is required.

6. By redesignating § 157.5(b) as § 157.5(d) and by amending it to read as follows:

(d) Except as provided in paragraph (e), information concerning the deactivation, discontinued use, or abandonment of an airport, runway, landing strip, or associated taxiway shall be submitted either by letter, or on FAA Form 7480-1, and prior notice is not required. Any information received under this section will be used for record purposes only unless the affected property is subject to any agreement with the United States requiring that it be maintained and operated as a public airport.

7. By adding a new § 157.5(e) to read as follows:

(e) Information concerning the deactivation, discontinued use or abandonment of an airport, runway or landing strip with an established instrument approach procedure shall be submitted at least 30 days prior to such deactivation, discontinued use, or abandonment on FAA Form 7480-1. (Copies of FAA Form 7480-1 may be obtained from the nearest FAA Area Manager's Office or Regional Office.)

8. By redesignating § 157.7 as § 157.7 (a); by redesignating § 157.7 (a), (b), and (c) as § 157.7(a) (1), (2), and (3) respectively, and by amending these sections to read as follows:

§ 157.7 FAA determination.

(a) The Federal Aviation Administration makes aeronautical studies of airport proposals and after consultations are held with interested persons, as appropriate, advises those concerned of the FAA determination. This determination will be based primarily on considerations of the safe and efficient use of airspace by aircraft. In making the determination, the FAA will consider, in addition, matters such as the effects it would have on existing or contemplated traffic patterns of neighboring airports, the effects it would have on the existing airspace structure and projected programs of the FAA and the effects it would have upon existing or proposed man-made objects and natural objects within the affected area. These determinations will fall within one of the following categories:

(1) No objection to the proposal;

(2) No objection to the proposal if certain conditions are met, such as the execution of aircraft operations in VFR weather conditions only, the establishment of traffic patterns compatible with those of adjacent airports, the exclusive use of the airport by the owner and such other conditions as the FAA may require; or

(3) Objectionable, including reasons for the objections.

The FAA may establish void dates for certain determinations to permit orderly planning. Determinations are furnished to the proponent, aviation officials of the State concerned, and, when appropriate, local political bodies and other interested persons.

9. By adding a new § 157.9 to read as follows:

§ 157.9 Notice of completion.

Within 30 days after completion of an airport or heliport project covered by Part 157, the construction proponent shall notify the nearest FAA Area Manager's Office or Regional Office by letter or post card of the fact of completion.

This amendment is proposed under the authority of sections 309 and 313(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1350 and 1354), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on May 7, 1969.

W. M. FLENER,
Director, Air Traffic Service.

[F.R. Doc. 69-5708; Filed, May 13, 1969; 8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Parts 2, 91]

[Docket No. 18539; FCC 69-488]

POWER RADIO SERVICE

Interconnected or Coordinated Utility Systems Command Control Networks

In the matter of amendment of Parts 2 and 91 of the Commission's rules to provide frequencies and other particulars for interconnected or coordinated utility systems command control networks in the power radio service, Docket No. 18539; petitions filed by the National Committee for Utilities Radio to amend Parts 2 and 91 of the Commission's rules to provide for interconnected or coordinated electric utility systems command control networks, RM-1316, RM-1317.

1. Notice is hereby given of proposed rule making in the above entitled matter.

2. The National Committee for Utilities Radio (NCUR) has filed two petitions for rule making (RM-1316 and RM-1317) to amend Parts 2 and 91 of the Commission's rules to provide for interconnected or coordinated utility systems command control networks in the power radio service. Since the two petitions are similar for the most part except for the order of frequency involved, they are being considered jointly in this proceeding.

3. The power failure in Northeast United States in November of 1965 forcibly demonstrated the dependency of cities upon the availability and continuity of electric power and has shown the need for use of all practical techniques insuring an adequate supply of power and increasing the reliability of the power distribution systems. The NCUR has described the importance of electric power relative to the need for establishing interconnected or coordinated utility systems command control networks in the power radio service as follows:

The interruption of electric power constitutes a direct threat to the safety and livelihood of persons and the protection of property. For example, sudden loss of electric power to hospitals, military installations, airports, public safety and subway systems can imperil human life. The demoralizing effect caused by power outages, serious when conditions are normal, can be disastrous during storms, riots and/or periods of national strife.

4. According to the NCUR the increased use of and dependency upon the use of electricity has brought about generation plants of larger and larger capacity. The development of extra high

voltage (EHV) power lines allows for the transmission of greater amounts of power over increasing distances. A need for the establishment of radio communication networks for the coordinated operation and control of inter-connected power systems has arisen. The radio networks would assist in reducing the possibility of wide-spread power outages.

5. NCUR describes the need for long and short to medium range (distances up to 750 miles) radio communication networks in the electric utility industry. The petitioner explains how adjacent power companies have interconnected certain facilities and formed "Power Pools" or "Power Groups." Power Pools have a central control center, while in a Power Group each company acts as a control center. It is necessary to have inter-company communications to insure an uninterrupted and adequate supply of power to the public. In a Power Pool each member is responsible for the generation and transmission of power for his own area. It is necessary that each control center be continually aware of neighboring systems or pools and their possible needs. They must supervise transmissions of power throughout the pool and assure security of the system. Control centers must coordinate scheduled and unscheduled shutdowns, and operations after disturbances, and monitor hydro conditions.

6. NCUR states that command control networks presently consist of private microwave systems, private telephone systems, private carrier systems and circuits leased from common carriers, using diverse routes where possible. Many of the facilities use equipment components which are commonly terminated and housed, and therefore subject to common failures. The frequencies requested by the petitioner would provide a communications system under the sole control of the utilities involved and would be completely independent of other private and common carrier point-to-point facilities. Availability of common frequencies would facilitate coordination after major systems interruptions and would provide instantaneous communications from a given location to multiple addresses, such as generating plants, substations, dispatching centers, and other control centers.

7. Due to the distances involved between stations in power pools and groups, NCUR requests nine frequencies in the frequency range between 3 and 10 MHz in order to achieve 24 hour operation. Three frequencies are requested in each of the frequency ranges 3 through 4 MHz, 5 through 6 MHz, and 7 through 9 MHz, for inter-pool operations, inter-utility operations and intra-utility operations. NCUR estimates that 200 stations will be used, at least initially. Single sideband suppressed carrier modes of transmission for radiotelephony and multichannel radiotelegraph (upper sideband only) are proposed with up to 1000 watts peak envelope power.

8. In the VHF band, NCUR requests assignment of 37.60 MHz (the original

petition RM-1317 was amended on August 26, 1968, to specify 37.60 MHz in lieu of 37.64 MHz) and 37.84 MHz in the Power Radio Service exclusively for the command-control networks. Use of 37 MHz frequencies will serve to relieve demand for high frequencies. These frequencies would be made available for utility command control nets on a power radio servicewide basis to accommodate gas utilities and allow for coordination between gas and electric utilities since they are mutually involved in load shedding, heavy demand problems involved in resumption of service and other problems. NCUR indicates that the utilities will actively explore the possibility of dividing a 37 MHz channel into two, or possibly three, single sideband channels or extremely narrow FM channels to facilitate communication under "skip" conditions and minimize interference as more power pools use the frequencies.

9. The petitioner emphasizes that the frequencies would be used in day-to-day communication and would not be confined to "emergency only" use. To establish and maintain dispatcher familiarity with the use of the frequencies, they would be employed daily in connection with such matters as time and frequency correction instructions, warnings regarding major loss of generating or line capacity, forced outages or maintenance, and warnings of possible danger such as storms and hurricanes. The Commission, in initiating this rule-making proceeding, wishes to make it quite clear that the proposed network is not to be considered as a substitute for the Electric Power Industry Communications Emergency Plan (EPICEP) presently under development in the National Industry Advisory Committee (NIAC) structure. On the contrary, if such a network comes into being, it might serve as a convenient tool to the NIAC in the development of an emergency plan for the industry.

10. In 1947, the Administrative Radio Conference of the International Telecommunication Union (ITU) reduced by approximately one-third the amount of spectrum space allocated to the fixed service in the high frequency range (3-30 MHz). As a consequence it became the policy of the United States to deny the use of frequencies below 30 MHz for domestic fixed operations except where it could be shown that land line facilities did not exist and could not be made available because, for example, of the intervening terrain. This policy was based on the fact that there was an extensive, well-developed common carrier network within the United States to accommodate domestic needs and the fact that the reduced allocation to the fixed service was barely adequate to meet international fixed requirements. The Commission has adhered rigidly to this policy and has denied consistently all requests to permit domestic HF fixed operations. In recent years, however, with the advent of the communication-satellite service and expanding international cable systems, the pressures on the

fixed bands have lessened insofar as non-Government requirements are concerned. It should be noted, however, that the requirements of the Federal Government have not lessened in this regard and are not expected to for some time.

11. Consequently, while we are not generally abandoning in this action at this time, the established policy with respect to domestic fixed operations, we are persuaded that the needs of the electric utility industry are sufficiently pressing to warrant a departure from that policy. Petitioner seeks a total of nine frequencies to provide a family of three frequencies (between 3 and 10 MHz) each for inter-utility, intra-utility and interpower pool communications noting that in addition to the domestic fixed service need, some limited mobile operation may also be required. To the extent practicable, we hope to meet that request. Ideally, such frequencies should be made available on a nationwide basis, but frequencies available in some areas may not be available in others because of existing assignments in this and other countries. The precise frequencies to be employed cannot be specified at this time. It is our intention, however, to amend Parts 2 and 91 to provide for the availability of a maximum of nine high frequencies in any specific power pool area to meet the stated need for three separate families of frequencies for fixed, base and mobile communications in the Power Radio Service for the network operation. A new US footnote will be applied to appropriate fixed service bands between 3 and 10 MHz in § 2.106, The Table of Frequency Allocations, Part 2 of the rules. The terms of that note, with respect to frequency availability, will be dependent upon the results of the study now to be undertaken in an effort to clear suitable frequencies. The high frequencies may be authorized for use by both Government and non-Government stations on a shared, equal access basis for communications pertinent to interconnected or coordinated electric utility systems for inter-utility, intra-utility and inter-power pool use. Emissions shall be limited to type A3J and A7J (upper sideband) with peak envelope power not to exceed 1 kW.

12. In addition, the frequency table in § 91.254(a) of Part 91, frequencies available for assignment in the Power Radio Service would be amended to indicate the availability of frequencies in the bands 3-5, 5-7, and 7-10 MHz for operational fixed, base and mobile stations with the following new limitation to apply in § 91.254(b):

(31) A maximum of nine frequencies, three in each of the bands 3-5, 5-7, and 7-10 MHz may be assigned in any specific power pool area to electric utility stations operating in interconnected or coordinated electric utility systems. Of the three frequencies in each of the bands, one is for inter-utility communications, one for intra-utility communications and one for inter-power pool communications. Frequency assignments will be made only upon the showing that

use will be in accordance with an established operational communications plan which sets forth the purpose for which each frequency is to be used and all points of communication. Authorizations at variance with an established operational communications plan will be made only in those cases where it is demonstrated that interference will not be caused to stations operating in accordance with the established plan.

13. We have not made provision for organizations or associations composed of interconnected electric utilities participating in command control networks to be licensees of stations to operate on the network frequencies as requested by the NCUR. Such a provision would appear to be unnecessary.

14. Existing rules concerning eligibility for and use of power radio stations seem to be adequate, except that there is no provision for use of mobile units installed in power pool vehicles. Accordingly, we propose to add a new rule (section 91.253(d)) which will make such provision.

15. This rule making anticipates that single sideband will be used on a regular licensing basis under Part 91 of the Commission's rules although amendments have not been included to provide suitable technical and operational standards for the use of single sideband emission. Rules to provide for single sideband operations in the Industrial Radio Services are the subject of a separate rule making proceeding (Docket No. 12221). It is expected that further rule making will be initiated in this docket at an early date.

16. The attached appendix contains our specific proposal for allocation of frequencies in the VHF band and other particulars to accommodate the power command control network concept under the Commission's rules. Stations now operating on 37.60 and 37.84 MHz and not participating in the networks would be allowed 1 year from the date of adoption of the rules to shift their operations to different frequencies.

17. U.S. Government stations participating in the power networks, such as those operated by the Bonneville Power Administration, Bureau of Reclamation, Southwestern Power Administration and the Tennessee Valley Authority would be given access to the frequencies proposed for use herein in the power networks. Access would be on an equal basis to the non-Government operations and intercommunication would be permitted as necessary for the command control operations.

18. The petitions filed by the NCUR (RM-1316 and RM-1317) are granted to the extent indicated herein and are denied in all other respects.

19. Authority for the rule amendments proposed herein is contained in sections 4(1) and 303 of the Communications Act of 1934, as amended.

20. Pursuant to applicable procedures set forth in section 1.415 of the Commission's rules, interested persons may file comments on or before June 16, 1969, and reply comments on or before June 26, 1969. All relevant and timely comments

and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision in this proceeding, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

21. In accordance with the provisions of § 1.419 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs or comments shall be furnished the Commission.

Adopted: May 7, 1969.

Released: May 9, 1969.

FEDERAL COMMUNICATIONS
COMMISSION,¹

[SEAL] BEN F. WAPLE,
Secretary.

Part 91 of the Commission's rules is amended as follows:

1. In § 91.253 a new paragraph (d) is added to read as follows:

§ 91.253 Station limitations.

(d) Communication units of a mobile station licensed to an electric utility for operation on one or more of the frequencies in § 91.254(a) that are subject to limitations 31 or 32, may be installed in any vehicle operated by an organization or association comprised of interconnected electric utilities forming interconnections, power pools or power groups, provided that precautions are taken to eliminate effectively the possibility of any licensed transmitter being operated during the period that the vehicle is not under the control of the licensee.

2. In § 91.254, the Frequency Table in paragraph (a) is amended by changing entries for the frequencies 37.60 and 37.84 Mc/s and adding new limitation 32 in proper numerical sequence in paragraph (b) to read:

§ 91.254 Frequencies available.

(a) * * *

POWER RADIO SERVICE FREQUENCY TABLE

Frequency or band	Class of station(s)	Limitations
*** Mc/s	***	***
37.60	Base, mobile or operational fixed.	32
***	***	***
37.84	Base, mobile or operational fixed.	32
***	***	***

(b) * * *

(32) This frequency may be authorized only to utility stations operating in an interconnected or coordinated utility system. Assignment of this frequency will be made only upon the showing that its use will be in accordance with an established operational communications plan which sets forth all points of communications. Authorizations at variance with an established operational communications plan will be made only in those

¹ Commissioner Johnson concurring in the result.

cases where it is demonstrated that interference will not be caused to stations operating in accordance with the established plan. Any station authorized use of this frequency prior to (date of adoption of this rule) must terminate any operation not in accordance with this limitation by (1 year from adoption of this rule).

[F.R., Doc. 69-5724; Filed, May 13, 1969; 8:48 a.m.]

[47 CFR Part 73]

[Docket No. 18453]

VHF TELEVISION BROADCAST CHANNEL

Mount Vernon, Ill.; Order Extending Time for Filing Reply Comments

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

1. The Commission has before it for consideration a request, filed on May 7, 1969, by Sollicom, Inc., the proponent of the above-captioned proposal to allocate VHF Channel 13 to Mount Vernon, Ill., for an extension of time for filing reply comments herein from May 12, 1969, to June 2, 1969. The time for filing comments herein expired April 30, 1969.

2. Sollicom, Inc., in support of its request for this extension of time to file reply comments, states that interested parties had been afforded 2½ months to file initial comments on the above-captioned proposal, and that, in addition to the Sollicom comments, seven other parties filed comments. Sollicom states that in view of the large number of comments and the extensive nature of some of them, an additional period of time is necessary to prepare its reply comments.

3. It appears that good cause exists for the requested extension of time and the public interest would be served thereby. Accordingly, it is ordered, That the time for filing reply comments in this proceeding is extended to June 2, 1969.

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

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] JAMES O. JUNTILLA,
Acting Chief,
Broadcast Bureau.

[F.R., Doc. 69-5726; Filed, May 13, 1969; 8:48 a.m.]

[47 CFR Part 97]

[Docket No. 18540; FCC 69-491]

AMATEUR EXTRA CLASS LICENSE

Licensing and Operating Experience Requirements

In the matter of amendment of Part 97 of the Commission's rules regarding licensing and operating experience requirements for the Amateur Extra Class license, Docket No. 18540, RM-1311.

1. The Commission has under consideration a petition for rule making in the above-entitled matter which has been submitted by Mr. Desmond Roy Hearsom (W8LUZ) of Dayton, Ohio. The petition is concerned with that part of rule § 97.51(a)(5) which provides for issuance of a two-letter station call sign to an Amateur Extra Class licensee first licensed by the Commission at least 25 years prior to the date of his application. Petitioner proposed amendment of § 97.51(a)(5) to extend eligibility for such two-letter call sign assignments to Amateur Extra Class licensees who were first licensed at least 25 years earlier by a foreign government. In most instances, the extended eligibility would apply to naturalized citizens of the United States, but some native born citizens who for various reasons were amateur licensees in foreign countries would also be involved.

2. Under the incentive licensing program and structure in the Amateur Radio Service, the provision for issuance of two-letter call signs to Amateur Extra Class licensees constitutes a special privilege in recognition of both longevity and high achievement in amateur licensing. It appears to the Commission that this longevity standard is satisfied by persons who were licensed at least 25 years earlier as amateur radio operators by any government pursuant to criteria established in international radio regulations. Accordingly, it is proposed that § 97.51(a)(5) be amended as requested by the petitioner to extend the call sign privilege to all such licensees.

3. Another problem concerns § 97.9(a)(1) of the rules. This section requires that an applicant for the Amateur Extra Class license must have held for at least 2 years, a valid Commission-issued amateur operator license of other than the Novice and Technician Class. The purpose of this rule is to help assure that applicants for the highest class amateur operator license have acquired practical operating experience for a reasonable period of time at an intermediate license level. One effect of the rule is to deny recognition for such experience when acquired under amateur licenses issued by other authorities. The Commission does not believe that this is justified any longer. Therefore, it is proposed to amend § 97.9(a)(1) to extend the eligibility for an Extra Class license to Commission licensees who submit proof of having held an amateur license issued by a foreign government equivalent to at least a General Class for a period of 2 years.

4. The specific rule changes proposed herein are set forth below. Authority for these proposed amendments is contained in sections 4(i) and 303 of the Communications Act of 1934, as amended.

5. Pursuant to applicable procedures set forth in section 1.415 of the Commission's rules, interested persons may file comments on or before July 25, 1969, and reply comments on or before August 11, 1969. In accordance with the provisions of § 1.419(b) of the Commission's rules, an original and 14 copies of all statements,

briefs, and comments filed shall be furnished the Commission. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken. The Commission may also take into account other relevant information before it, in addition to specific comments invited by this notice.

Adopted: May 7, 1969.

Released: May 9, 1969.

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

I. Part 97 of the Commission's rules is proposed to be amended as follows:

1. Section 97.9(a)(1) is revised as follows:

§ 97.9 Eligibility for new operator license.

(a) *Amateur extra class.* * * *

(1) At any time prior to receipt of his application by the Commission has held for at least 2 years an amateur operator license of other than the Novice or Technician Class, issued by any agency of the U.S. government, or submits proof that he held for a period of 2 years an amateur operator license at least equivalent to a General Class license issued by a foreign government, or

2. Section 97.51(a)(5) is revised to read as follows:

§ 97.51 Assignment of call signs.

(a) * * *

(5) One unassigned two-letter call sign (a call sign having two letters following the numeral) may be assigned to a previous holder of a two-letter call sign, the prefix of which consisted of not more than a single letter. Additionally, a two-letter call sign may be assigned to an Amateur Extra Class licensee who submits evidence that he held any amateur radio operator or station license, issued by any agency of the U.S. government or by any foreign government, 25 years or more prior to the receipt date of an application for such assignment. Applicants for two-letter call signs are not permitted to select a specific assignment except in accordance with subparagraphs (1) and (2) of this paragraph.

[F.R. Doc. 69-5725; Filed, May 13, 1969;
8:48 a.m.]

FEDERAL TRADE COMMISSION

[16 CFR Part 421]

MAILING OF UNSOLICITED CREDIT CARDS

Notice of Proposed Trade Regulation

Notice is hereby given that the Federal Trade Commission, pursuant to the Fed-

eral Trade Commission Act, as amended, 15 U.S.C. 41, et seq., and the provisions of Part 1, Subpart B of the Commission's procedures and rules of practice, 16 CFR 1.11, et seq., has initiated a proceeding for the promulgation of a Trade Regulation Rule regarding the mailing of unsolicited credit cards.

For purposes of this proceeding:

"Credit card" shall mean any card, plate, coupon book, or other credit device existing for the purpose of establishing the identity and credit of any person in connection with the acquisition of money, property, labor, or services on credit.

"Unsolicited credit card" shall mean a credit card which is mailed to a party without prior request for or consent to the mailing of such card by the recipient.

The Commission has initiated this proceeding having reason to believe that:

(1) Marketers of products and services such as gasoline companies, department stores, and all purpose credit card issuers have attempted to increase the use of credit cards through distribution of credit cards through the mails to persons who have not requested such cards or agreed to accept the same.

(2) A credit card holder is more likely to purchase at a retail outlet honoring his credit card.

(3) Unsolicited credit cards are often lost in the mails and the intended recipient is unaware there is a card or that an account is established in his name.

(4) Such credit cards are often misappropriated and fraudulently used by unknown parties and the intended recipient of the credit card is put to the often considerable burden of demonstrating to the billing company that the goods or services were not ordered or purchased.

(5) Billings resulting from fraudulent use of cards or billing errors cause concern among consumer recipients that their credit reputations may be jeopardized.

(6) As the result of an unsolicited credit card being issued, recipients are put to the burden of returning the unwanted credit card to the sender if they wish to indicate that the card is not desired.

(7) Credit card issuers who resort to the use of unsolicited mailings of credit cards may be placed at a competitive advantage over their competitors who do not utilize the unsolicited mailings, and therefore that:

(8) Such practices constitute unfair acts or practices, and unfair methods of competition in violation of section 5 of the Federal Trade Commission Act.

Accordingly, the Commission therefore proposes the following Trade Regulation Rule:

§ 421.1 The Rule.

The mailing by marketers of products or services or by others of credit cards to any party without first receiving an expressed written request from such party for the cards or expressed written

consent to the mailing of the cards constitutes an unfair act or practice, and an unfair method of competition in violation of section 5 of the Federal Trade Commission Act.

All interested persons are hereby notified that they may file written data, views, or arguments concerning the proposed rule set forth above in this notice, with the Chief, Division of Trade Regulation Rules, Bureau of Industry Guidance, Federal Trade Commission, Pennsylvania Avenue and Sixth Street NW., Washington, D.C. 20580, not later than August 12, 1969. To the extent practicable, persons wishing to file written presentations in excess of two pages should submit 20 copies.

All interested parties are also given notice of opportunity to orally present data, views, or arguments with respect to the proposed rule at a hearing to be held at 10 a.m., e.d.t., September 10, 1969, in Room 532 of the Federal Trade Commission Building, Washington, D.C.

The data, views, or arguments presented orally or in writing with respect to the proposed rule will be available for examination by interested parties at the office of the Assistant Secretary for Legal and Public Records, Federal Trade Commission and will be considered by the Commission in the establishment of a Trade Regulation Rule.

All persons, firms, corporations or others (excluding banks, common and air carriers and others excepted under section 5(a)(6) of the Federal Trade Commission Act, as amended, 15 U.S.C. 41, et seq.) engaged in the distribution through the mails of unsolicited credit cards in commerce, as "commerce" is defined in the Federal Trade Commission Act, would be subject to the requirements of any Trade Regulation Rule promulgated in the course of this proceeding.

Where a Trade Regulation Rule is relevant to any issue involved in an adjudicative proceeding thereafter instituted, the Commission may rely upon the rule to resolve such issue, provided that the respondent shall have been given a fair hearing on the applicability of the rule to the particular case.

Trade Regulation Rules express the experience and judgment of the Commission, based on facts of which it has knowledge derived from studies, reports, investigations, hearings, and other proceedings, or within official notice, concerning the substantive requirements of the statutes which it administers.

The Commission has reason to believe that the practices which would be prohibited by the proposed rule are widespread in the industries involved. This proceeding is designed to inform all industry members of their obligations under the law and assure equitable treatment in complying therewith.

Retail department stores, marketers and retail dealers of gasoline, travel, and

entertainment credit card establishments, other credit card issuers, the consuming public and other interested parties (exclusive of banks, common carriers and air carriers utilizing credit card mailings) are urged to express their approval or disapproval of the proposed rule, or to recommend revisions thereof, and to give a full statement of their views in connection therewith.

Issued: May 13, 1969.

By the Commission,

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69-5688; Filed, May 13, 1969;
8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[17 CFR Part 249]

[Release No. 34-8601]

CERTAIN MEMBERS, BROKERS, AND DEALERS

Amendment to Form Requiring Information

The Securities and Exchange Commission has announced a proposal to amend Note 2 to Question 4 of Form X-17A-5 (17 CFR 249.617) to provide that the list of securities transactions in the "failed to deliver" accounts of broker-dealers which are outstanding 30 calendar days or longer be classified in accordance with the period such transactions have been outstanding. Other minor language changes would also be made in Note 2 to make it clear that the time periods involved are calendar days, and that two or more transactions may be combined if they involve the same security and are within the same aging classification. The proposed action would be taken pursuant to sections 17(a) and 23(a) of the Securities Exchange Act of 1934 (15 U.S.C. 78q(a), 78w(a)).

A full discussion of these changes together with the text of the proposed amendment are set forth in Release No. 34-8601,¹ copies of which are being sent to all registered broker-dealers. Any interested person may obtain a copy of this release by writing to the Commission at the address given below.

All persons are invited to submit their views and comments on the above proposal, in writing, to the Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, on or

¹ Copies of the release have been filed with the Office of the Federal Register; additional copies are obtainable from the Securities and Exchange Commission.

before June 9, 1969. All such comments will be available for public inspection.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

MAY 8, 1969.

AMENDMENT OF BROKER-DEALER FORM X-17A-5 UNDER THE SECURITIES EX- CHANGE ACT OF 1934

The Securities and Exchange Commission has announced that it proposes to amend Note 2 to Question 4 of Form X-17A-5 under the Securities Exchange Act of 1934 to conform its requirements to the recent change in Rule 15c3-1 (the net capital rule) providing for certain specified deductions based on outstanding items in the "failed to deliver" account. Form X-17A-5 specifies certain financial information required to be filed annually by members of national securities exchanges and other brokers and dealers. The amendment would provide that the list of securities transactions in "failed to deliver" accounts outstanding 30 calendar days or longer be classified in accordance with the period such transactions have been outstanding.

On January 30, 1969, the Commission amended Rule 15c3-1 by adding a new subparagraph (c) (2) (I) to provide that, in computing net capital, certain specified deductions should be made based on outstanding items in the "failed to deliver" account, as follows: 10 percent of the contract price on transactions outstanding 40-49 calendar days; 20 percent of the contract price on transactions outstanding 50-59 calendar days; and 30 percent of the contract price on transactions outstanding 60 or more calendar days. National securities exchanges whose members are exempt from Rule 15c3-1 by paragraph (b) (2) thereof, have also amended their rules to require their members to make similar deductions in the computation of net capital.

In order for members, brokers, and dealers to comply with the above requirements, they must necessarily have in their books and records information respecting outstanding items in their "failed to deliver" accounts which would enable them at any given time to make the necessary computations. The amendment of Note 2 to Question 4 of Form X-17A-5 would implement the recent amendments of Rule 15c3-1 and the net capital rules of national securities exchanges by requiring the financial reports filed by members, brokers, and dealers to contain information to indicate whether they are complying with such requirements.

Other minor language changes would also be made in Note 2 to make it clear that the time periods involved are calendar days, and that two or more transactions may be combined if they involve the same security and are within the same aging classification. These changes, however, are not substantive since they merely codify interpretations of existing requirements.

The above action would be taken pursuant to the provisions of the Securities Exchange Act of 1934, and particularly sections 17(a) and 23(a) thereof.

The text of Note 2 to Question 4 of Form X-17A-5, as amended, would read as follows:

2. State separately or in a footnote, description of security; ledger debit balances; ledger credit balances; long security valuations; short security valuations; with respect to each security transaction outstanding 30

calendar days or longer under Question 4. B. (Securities Failed to Receive). Such outstanding transactions included under Question 4. B. (Securities Failed to Deliver) shall be classified in accordance with the period that they have been outstanding: 30 to 39 calendar days; 40 to 49 calendar days; 50 to 59 calendar days; and 60 or more calendar days. Two or more transactions in the same security in any one of the foregoing classifications may be combined.

All interested persons are invited to submit their views and comments on the

above proposal, in writing, to the Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, on or before June 9, 1969. All such comments will be available for public inspection.

By the Commission.

ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 69-5703; Filed, May 13, 1969;
8:46 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Internal Revenue Service

EMMET A. JAMES

Notice of Granting of Relief

Notice is hereby given that Emmet A. James, 306 West Commercial Street, Springfield, Mo., has applied for relief from disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of his conviction on November 18, 1933, in the Circuit Court of Greene County, Mo., of an offense punishable by imprisonment for a term exceeding 1 year, as defined in 18 U.S.C. 925(a)(20). Unless relief is granted, it will be unlawful for Emmet A. James, because of such conviction, to ship, transport, or receive in interstate or foreign commerce any firearm or ammunition, and he would be prevented under chapter 44, title 18, United States Code, from obtaining a license under that chapter as a firearms or ammunition importer, manufacturer, dealer or collector. In addition, under title VII of the Omnibus Crime Control and Safe Streets Act of 1968 (82 Stat. 236; 18 U.S.C. Appendix) it would be unlawful for Mr. James to receive, possess, or transport in commerce or affecting commerce a firearm. Notice is hereby further given that I have considered Emmet A. James' application and have found:

(1) The conviction was made upon a charge which did not involve the use of a firearm or other weapon or a violation of chapter 44, title 18, United States Code, or of the National Firearms Act; and

(2) It has been established to my satisfaction that the circumstances regarding the conviction, and the applicant's record and reputation, are such that the applicant will not be likely to act in a manner dangerous to public safety, and that the granting of the requested relief to Emmet A. James from disabilities incurred by reason of his conviction would not be contrary to the public interest.

It is ordered, Pursuant to the authority vested in the Secretary of the Treasury by section 925(c), of title 18, United States Code, and delegated to me by the regulations in Title 26, Part 178, Code of Federal Regulations, that Emmet A. James be, and he hereby is, granted relief from any and all disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of the conviction hereinabove described. Signed at Washington, D.C., this 8th day of May 1969.

[SEAL] RANDOLPH W. THROWER,
Commissioner of Internal Revenue.

[F.R. Doc. 69-5715; Filed, May 13, 1969;
8:47 a.m.]

DEPARTMENT OF THE INTERIOR

National Park Service

GLACIER BASIN AND MORaine PARK IN ROCKY MOUNTAIN 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 Paul H. Van Horn, authorizing him to continue to provide saddle livery facilities and services for the public at Glacier Basin and Moraine Park in Rocky Mountain National Park, Colo., for a period of five (5) years from January 1, 1969, through December 31, 1973.

The foregoing concessioner has performed his obligations under the 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: May 7, 1969.

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

[F.R. Doc. 69-5700; Filed, May 13, 1969;
8:46 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

2-CHLORO-4-CYCLOPROPYLAMINO- 6-ISOPROPYLAMINO-1,3,5-TRIAZINE

Notice of Establishment of Temporary Tolerance for Pesticide Chemical

At the request of the Gulf Oil Corp., Pittsburgh, Pa. 15230, a temporary toler-

ance of 0.1 part per million is established for residues of the herbicide 2-chloro-4-cyclopropylamino - 6 - isopropylamino-1,3,5-triazine in or on the raw agricultural commodities fresh corn including sweet corn (kernels plus cob with husk removed), corn grain (including popcorn), and corn forage and fodder (including sweet corn, field corn, and popcorn). The Commissioner of Food and Drugs has determined that this temporary tolerance is safe and will protect the public health.

A condition under which this temporary tolerance is established is that the herbicide will be used in accordance with the temporary permit issued by the U.S. Department of Agriculture. Distribution will be under the Gulf Oil Corp. name.

This temporary tolerance will expire May 7, 1970.

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

Dated: May 7, 1969.

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

[F.R. Doc. 69-5690; Filed, May 13, 1969;
8:45 a.m.]

2-CHLORO-N-(ISOBUTOXYMETHYL)- 2',6'-ACETOXYLIDIDE

Notice of Establishment of Temporary Tolerances

At the request of Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, Mo. 63166, temporary tolerances are established for negligible residues of the herbicide 2-chloro-N-(isobutoxymethyl)-2',6'-acetoxylylde and its metabolites calculated as 2-chloro-N-(isobutoxymethyl)-2',6'-acetoxylylde in or on the raw agricultural commodities sugar beet tops at 0.2 part per million and sugar beets at 0.05 part per million.

The Commissioner of Food and Drugs has determined that these temporary tolerances will protect the public health.

A condition under which these temporary tolerances are established is that the herbicide will be used in accordance with the temporary permit issued by the U.S. Department of Agriculture. Distribution will be under the Monsanto Co. name.

These temporary tolerances expire May 7, 1970.

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

delegated to the Commissioner (21 CFR 2.120).

Dated: May 7, 1969.

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

[F.R. Doc. 69-5691; Filed, May 13, 1969;
8:45 a.m.]

INTRAGEL

Drugs for Veterinary Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated a report received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following preparation: Intragel, a sterile solution of gelatin for intravenous administration; contains 8 grams of pharmaceutical grade gelatin per 100 cubic centimeters in a 0.85 percent sodium chloride solution; marketed by Fort Dodge Laboratories, Inc., Fort Dodge, Iowa 50501.

The Academy concludes that (1) this product is probably not effective for dehydration; (2) it may be effective to restore circulatory volume and maintain blood pressure in large and small animals; (3) it requires most extensive label changes—revise dosage schedule on per pound basis, revise suggestion about subsequent dosage (do not use percent of first dose as guide), rate of administration should be contingent on specie, and side effects should include the possibility of allergic reactions. The Food and Drug Administration concurs with the conclusions of the Academy.

This announcement is published (1) to inform the holders of the new-drug applications of the findings of the Academy and of the Food and Drug Administration and (2) to inform all interested persons that such articles to be marketed must be the subject of approved new-drug applications and otherwise comply with all other requirements of the Federal Food, Drug, and Cosmetic Act.

Holders of the new-drug applications are provided 6 months from the publication of this announcement in the FEDERAL REGISTER to submit revised labeling or adequate documentation in support of the labeling used.

Written comments regarding this announcement, including a request for an informal conference, may be addressed to the Bureau of Veterinary Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

The holder of the new-drug application for the drug listed above has been mailed a copy of the NAS-NRC report. Any manufacturer, packer, or distributor of a drug of similar composition and labeling to that drug or any other interested person may obtain a copy of the report by writing to the Food and Drug Administration, Press Relations Office, 200 C Street SW., Washington, D.C. 20204.

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

and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120).

Dated: May 6, 1969.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-5692; Filed, May 13, 1969;
8:45 a.m.]

HAMPSHIRE CHEMICAL DIVISION OF W. R. GRACE & CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 6A1850) has been filed by Hampshire Chemical Division of W. R. Grace & Co., Poisson Avenue, Nashua, N.H. 03060, proposing that paragraph (d) of § 121.1088 Boiler water additives (21 CFR 121.1088(d)) be amended to provide for the safe use of trisodium nitrilotriacetate as a boiler water additive in the preparation of steam that will contact food except milk and milk products.

Dated: May 6, 1969.

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

[F.R. Doc. 69-5693; Filed, May 13, 1969;
8:45 a.m.]

HUMBLE OIL & REFINING CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 9A2394) has been filed by Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001, proposing the issuance of a food additive regulation (21 CFR Part 121) to provide for the safe use of light petroleum naphtha (with boiling-point range of 125° F.-300° F.) as a solvent for petroleum wax for use as a protective coating on raw fruits and vegetables.

Dated: May 5, 1969.

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

[F.R. Doc. 69-5694; Filed, May 13, 1969;
8:45 a.m.]

Social Security Administration DOMINICAN REPUBLIC

Notice of Finding Regarding Foreign Social Insurance or Pension System

Section 202(t)(1) of the Social Security Act (42 U.S.C. 402(t)(1)) prohibits payment of monthly benefits to aliens, subject to the exceptions described in sections 202(t)(2) through 202(t)(5) of the Social Security Act (42 U.S.C. 402(t)

(2) through 402(t)(5)), for any month after they have been outside the United States for 6 consecutive calendar months.

Section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)) provides that section 202(t)(1) shall not apply to any individual who is a citizen of a foreign country which the Secretary of Health, Education, and Welfare finds has in effect a social insurance or pension system which is of general application in such country and under which (A) periodic benefits, or the actuarial equivalent thereof, are paid on account of old age, retirement, or death, and (B) individuals who are citizens of the United States but not citizens of such foreign country and who qualify for such benefits are permitted to receive such benefits or the actuarial equivalent thereof while outside such foreign country without regard to the duration of the absence.

Pursuant to authority duly vested in him by the Secretary of Health, Education, and Welfare, the Commissioner of Social Security has approved a finding that the Dominican Republic does not have a social insurance system of general application in that a relatively small percentage of the paid labor force is covered under the social insurance system of the Dominican Republic.

Accordingly, it is hereby determined and found that the Dominican Republic does not have in effect a social insurance or pension system of general application which meets the requirements of section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)).

The provisions of subparagraphs (A) and (B) of section 202(t)(4) of the Social Security Act (42 U.S.C. 402(t)(4) (A) and (B)) provide that section 202(t)(1) shall not be applicable to benefits payable on the earnings record of an individual who has 40 quarters of coverage under social security or who has resided in the United States for a period or periods aggregating 10 years or more. However, the provisions of subparagraphs (A) and (B) of section 202(t)(4) shall not apply to an individual who is a citizen of a foreign country that has in effect a social insurance or pension system which is of general application in such country and which satisfies the provisions of subparagraph (A) of section 202(t)(2) but not the provisions of subparagraph (B) of section 202(t)(2).

By virtue of the finding herein, the limitation on payment of monthly benefits to aliens included in section 202(t)(1) does not apply to citizens of the Dominican Republic receiving benefits on the earnings records of individuals who have 40 quarters of coverage under social security or who have resided in the United States for a period or periods aggregating 10 years or more.

This augments the finding with respect to the Dominican Republic published in the FEDERAL REGISTER of July 26, 1958 (23 F.R. 5674).

Dated: May 2, 1969.

ROBERT M. BALL,
Commissioner of Social Security.

[F.R. Doc. 69-5696; Filed, May 13, 1969;
8:45 a.m.]

JAMAICA

Notice of Finding Regarding Foreign Social Insurance or Pension System

Section 202(t)(1) of the Social Security Act (42 U.S.C. 402(t)(1)) prohibits payment of monthly benefits to aliens, subject to the exceptions described in sections 202(t)(2) through 202(t)(5) of the Social Security Act (42 U.S.C. 402(t)(2) through 402(t)(5)), for any month after they have been outside the United States for six consecutive calendar months.

Section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)) provides that section 202(t)(1) shall not apply to any individual who is a citizen of a foreign country which the Secretary of Health, Education, and Welfare finds has in effect a social insurance or pension system which is of general application in such country and under which (A) periodic benefits, or the actuarial equivalent thereof, are paid on account of old age, retirement, or death, and (B) individuals who are citizens of the United States but not citizens of such foreign country and who qualify for such benefits are permitted to receive such benefits or the actuarial equivalent thereof while outside such foreign country without regard to the duration of the absence.

Pursuant to authority duly vested in him by the Secretary of Health, Education, and Welfare, the Commissioner of Social Security has approved a finding that Jamaica has in effect a social insurance system of general application which meets the requirements of section 202(t)(2)(A) in that it pays periodic benefits on account of old age, retirement, or death. On July 31, 1968, pursuant to an order issued by the Government of Jamaica, Jamaica removed all restrictions on the payment of benefits to qualified U.S. citizens, effective as of July 1, 1968, thus permitting payment of benefits to qualified U.S. citizens while outside the country without regard to the duration of the absence. Therefore, the social insurance system of Jamaica meets the requirements of section 202(t)(2)(B).

Accordingly, it is hereby determined and found that Jamaica has in effect beginning with July 1, 1968, a social insurance system of general application which meets the requirements of section 202(t)(2)(A) and (B) of the Social Security Act (42 U.S.C. 402(t)(2)(A) and (B)).

This revises the finding published in the FEDERAL REGISTER of November 29, 1962 (27 F.R. 11778).

Dated: May 2, 1969.

ROBERT M. BALL,
Commissioner of Social Security.

[F.R. Doc. 69-5697; Filed, May 13, 1969;
8:45 a.m.]

LIBYA

Notice of Finding Regarding Foreign Social Insurance or Pension System

Section 202(t)(1) of the Social Security Act (42 U.S.C. 402(t)(1)) pro-

hibits payment of monthly benefits to aliens, subject to the exceptions described in sections 202(t)(2) through 202(t)(5) of the Social Security Act (42 U.S.C. 402(t)(2) through 402(t)(5)), for any month after they have been outside the United States for 6 consecutive calendar months.

Section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)) provides that section 202(t)(1) shall not apply to any individual who is a citizen of a foreign country which the Secretary of Health, Education, and Welfare finds has in effect a social insurance or pension system which is of general application in such country and under which (A) periodic benefits, or the actuarial equivalent thereof, are paid on account of old age, retirement, or death, and (B) individuals who are citizens of the United States but not citizens of such foreign country and who qualify for such benefits are permitted to receive such benefits or the actuarial equivalent thereof while outside such foreign country without regard to the duration of the absence.

Pursuant to authority duly vested in him by the Secretary of Health, Education, and Welfare, the Commissioner of Social Security has approved a finding that Libya has a social insurance system of general application in effect which pays periodic benefits on account of old age, retirement, or death, but that under its social insurance system citizens of the United States, not citizens of Libya, who leave Libya, are not permitted to receive such benefits or their actuarial equivalent at the full rate without qualification or restriction while outside that country.

Accordingly, it is hereby determined and found that Libya has in effect a social insurance system which is of general application in that country and which meets the requirements of section 202(t)(2)(A) of the Social Security Act (42 U.S.C. 402(t)(2)(A)), but not the requirements of section 202(t)(2)(B) of the Act (42 U.S.C. 402(t)(2)(B)).

The provisions of subparagraphs (A) and (B) of section 202(t)(4) of the Social Security Act (42 U.S.C. 402(t)(4)(A) and (B)) provide that section 202(t)(1) shall not be applicable to benefits payable on the earnings record of an individual who has 40 quarters of coverage under social security or who has resided in the United States for a period or periods aggregating 10 years or more. However, the provisions of subparagraphs (A) and (B) of section 202(t)(4) shall not apply to an individual who is a citizen of a foreign country that has in effect a social insurance or pension system which is of general application in such country and which satisfies the provisions of subparagraph (A) of section 202(t)(2) but not the provisions of subparagraph (B) of section 202(t)(2).

By virtue of the finding herein, the provisions of subparagraphs (A) and (B) of section 202(t)(4) do not apply to citizens of Libya.

This augments the finding with respect to Libya published in the FEDERAL REGISTER of July 26, 1958 (23 F.R. 5674).

Dated: May 2, 1969.

ROBERT M. BALL,
Commissioner of Social Security.

[F.R. Doc. 69-5698; Filed, May 13, 1969;
8:46 a.m.]

VENEZUELA

Notice of Finding Regarding Foreign Social Insurance or Pension System

Section 202(t)(1) of the Social Security Act (42 U.S.C. 402(t)(1)) prohibits payment of monthly benefits to aliens, subject to the exceptions described in sections 202(t)(2) through 202(t)(5) of the Social Security Act (42 U.S.C. 402(t)(2) through 402(t)(5)), for any month after they have been outside the United States for 6 consecutive calendar months.

Section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)) provides that section 202(t)(1) shall not apply to any individual who is a citizen of a foreign country which the Secretary of Health, Education, and Welfare finds has in effect a social insurance or pension system which is of general application in such country and under which (A) periodic benefits, or the actuarial equivalent thereof, are paid on account of old age, retirement, or death, and (B) individuals who are citizens of the United States but not citizens of such foreign country and who qualify for such benefits are permitted to receive such benefits or the actuarial equivalent thereof while outside such foreign country without regard to the duration of the absence.

Pursuant to authority duly vested in him by the Secretary of Health, Education, and Welfare, the Commissioner of Social Security has approved a finding that Venezuela does not have a social insurance or pension system of general application in that a relatively small percentage of the paid labor force is covered under the social insurance system of Venezuela.

Accordingly, it is hereby determined and found that Venezuela does not have in effect a social insurance or pension system of general application which meets the requirements of section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)).

The provisions of subparagraphs (A) and (B) of section 202(t)(4) of the Social Security Act (42 U.S.C. 402(t)(4)(A) and (B)) provide that section 202(t)(1) shall not be applicable to benefits payable on the earnings record of an individual who has 40 quarters of coverage under social security or who has resided in the United States for a period or periods aggregating 10 years or more. However, the provisions of subparagraphs (A) and (B) of section 202(t)(4) shall not apply to an individual who is a citizen of a foreign country that has in effect a social insurance or pension system which is of general application in such country and which satisfies the provisions of subparagraph (A) of section 202(t)(2) but not the provisions of subparagraph (B) of section 202(t)(2).

By virtue of the finding herein, the limitation on payment of monthly benefits to aliens included in section 202(t)(1) does not apply to citizens of Venezuela receiving benefits on the earnings records of individuals who have 40 quarters of coverage under social security or who have resided in the United States for a period or periods aggregating 10 years or more.

This augments the finding with respect to Venezuela published in the *FEDERAL REGISTER* of July 26, 1958 (23 F.R. 5674).

Dated: May 2, 1969.

ROBERT M. BALL,
Commissioner of Social Security.

[F.R. Doc. 69-5699; Filed, May 13, 1969;
8:46 a.m.]

DEPARTMENT OF TRANSPORTATION

Coast Guard

[CGFR 69-50]

BEAUMONT, TEX.

Revocation of Designation as Port of Documentation

1. The Commandant, U.S. Coast Guard, is considering a proposal to revoke the designation of Beaumont, Tex., as a port of documentation and to conduct at, and from the office of the Officer in Charge, Marine Inspection, U.S. Coast Guard, Federal Building-Custom House, Fifth and Austin Avenue, Port Arthur, Tex., such documentation activities as have been performed heretofore at Beaumont.

2. Accordingly, notice is given that under authority contained in sec. 1, 63 Stat. 545, sec. 2, 23 Stat. 118, sec. 1, 43 Stat. 947, sec. 6(b), 80 Stat. 937; 14 U.S.C. 633, 46 U.S.C. 2, 46 U.S.C. 18, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2), it is proposed to:

(a) Revoke the designation of Beaumont, Tex., as a port of documentation; and

(b) Transfer the documentation records at Beaumont, to the office of the Officer in Charge, Marine Inspection, United States Coast Guard, Federal Building-Custom House, Fifth and Austin Avenue, Port Arthur, Tex.; and

(c) Make Port Arthur the home port of all vessels now having Beaumont as their home port.

3. Interested persons may submit such written data, views, or arguments as they may desire regarding the proposals set forth in this document. All communications should be submitted in duplicate to the Commandant (CMC), U.S. Coast Guard, Washington, D.C. 20591, as soon as possible. Each communication shall identify the subject to which it is directed, the reason or basis for views expressed, and the name, address, and business firm or organization (if any) of the submitter. Each communication received on or before June 15, 1969, by the Commandant (CMC) will be considered

and evaluated before taking final actions on the proposals in this document. Copies of all written comments received by the Commandant (CMC) will be available for examination and reading by interested persons in Room 4211, Coast Guard Headquarters, Washington, D.C., both before and after the closing date (June 15, 1969). The acknowledgment of the comments received or reasons why the suggested changes were or were not adopted cannot be furnished since personnel are not available to handle the necessary correspondence involved. The proposals contained in this document may be changed in the light of comments received.

4. At this time no hearing is contemplated on the proposals in this document, but arrangements may be made for informal conferences with cognizant Coast Guard officials by contacting the Executive Secretary, Merchant Marine Council, Room 4211, Coast Guard Headquarters, Washington, D.C. 20591. Any data or views presented during such informal conferences must be submitted in writing to the Commandant (CMC) in accordance with this notice in order that they may become part of the record.

Dated: May 6, 1969.

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

[F.R. Doc. 69-5728; Filed, May 13, 1969;
8:48 a.m.]

[CGFR 69-47]

PONCE AND MAYAGUEZ, PUERTO RICO

Revocation of Designations as Parts of Documentation

1. The Commandant, U.S. Coast Guard, is considering a proposal to revoke the designations of Ponce, P.R., and Mayaguez, P.R., as ports of documentation and to conduct at and from the office of the Officer in Charge, Marine Inspection, Federal Building, San Juan, P.R. 00904, such documentation activities as have been performed at Ponce and Mayaguez.

2. Accordingly, a notice is given that, under authority contained in sec. 1, 63 Stat. 545, sec. 2, 23 Stat. 118, sec. 1, 43 Stat. 947, sec. 6(b), 80 Stat. 937; 14 U.S.C. 633, 46 U.S.C. 2, 46 U.S.C. 18, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2), it is proposed to:

(a) Revoke the designations of Ponce, P.R., and Mayaguez, P.R., as parts of documentations; and

(b) Transfer the documentation records at Ponce and Mayaguez, to the office of the Officer in Charge, Marine Inspection, Federal Building, San Juan, P.R. 00904; and

(c) Make San Juan the home port of all vessels now having Ponce and Mayaguez as their home port.

3. Interested persons may submit such written data, views, or arguments as they may desire regarding the proposals set forth in this document. All communications should be submitted in duplicate

to the Commandant (CMC), U.S. Coast Guard, Washington, D.C. 20591, as soon as possible. Each communication shall identify the subject to which it is directed, the reason or basis for views expressed, and the name, address, and business firm or organization (if any) of the submitter. Each communication received on or before June 9, 1969, by the Commandant (CMC) will be considered and evaluated before taking final actions on the proposals in this document. Copies of all written comments received by the Commandant (CMC) will be available for examination and reading by interested persons in Room 4211, Coast Guard Headquarters, Washington, D.C., both before and after the closing date (June 9, 1969). The acknowledgment of the comments received or reasons why the suggested changes were or were not adopted cannot be furnished since personnel are not available to handle the necessary correspondence involved. The proposals contained in this document may be changed in the light of comments received.

4. At this time no hearing is contemplated on the proposals in this document, but arrangements may be made for informal conferences with cognizant Coast Guard officials by contacting the Executive Secretary, Merchant Marine Council, Room 4211, Coast Guard Headquarters, Washington, D.C. 20591. Any data or views presented during such informal conferences must be submitted in writing to the Commandant (CMC) in accordance with this notice in order that they may become part of the record.

Dated: May 6, 1969.

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

[F.R. Doc. 69-5729; Filed, May 13, 1969;
8:48 a.m.]

Federal Aviation Administration

PLANNING PROCEDURES AND ANNUAL PLANNING REVIEW CONFERENCE

Notice of Extension of Time for Record and Other Announcements

The Secretary of Transportation, John A. Volpe, announced that the record of the First Annual Planning Review Conference held in Washington, April 23-25, 1969, would be held open until May 26, 1969, for the submission of facts, opinions, and extended remarks and studies related to the subjects of aviation policies and plans discussed at the seminars and plenary session of the Conference. The Federal Aviation Administration will review carefully all submissions and prepare appropriate summaries or conclusions for inclusion in the official report of the First Annual Planning Review Conference. Announcement of the Conference and related procedures were issued in 33 F.R. 19205 and 34 F.R. 6019.

The Department announced that the supply of Books 1 and 2 of the National Aviation System Plan was exhausted and

that the public may purchase copies from the Clearinghouse for Federal, Scientific and Technical Information, 5285 Port Royal Road, Springfield, Va. 22154. Transcripts of any plenary session or seminar are available for purchase through private sources on basis of cost per page; for further information on transcripts and availability, write the Office of Information Services, Federal Aviation Administration, Washington, D.C. 20590, mentioning specific subjects.

The Federal Aviation Administration has further announced that the administration is receptive to documented proposals, plans, and studies recommending changes in or additions to the National Aviation System Plan. Deadlines for the submission of studies and proposals are:

September 1, 1969: Submission by interested persons of changes and additions to the National Aviation System Plan, including data and analysis in support thereof.

October 15, 1969: Announcement of date of forthcoming Second Annual Planning Review Conference, the tentative agenda therefor, and distribution of appropriate working documents for circulation to aviation industry.

December 1, 1969: Receipt by FAA of industry comments on proposed agenda and related supporting documents.

January 30, 1970: Publication of changes in National Aviation System policies, issuance of 1970 National Aviation System Plan, and the final Conference agenda including supplemental documentation.

March 1970: Second Annual Planning Review Conference in Washington, D.C.

Issued in Washington, D.C., on May 8, 1969.

OSCAR BAKKE,
Associate Administrator for Plans.

[F.R. Doc. 69-5709; Filed, May 13, 1969; 8:47 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-326]

REGENTS OF UNIVERSITY OF CALIFORNIA AT IRVINE

Notice of Issuance of Construction Permit

No request for a hearing or petition for leave to intervene having been filed following publication of the notice of proposed action in the FEDERAL REGISTER on April 17, 1969 (34 F.R. 6626), the Atomic Energy Commission has issued, in the form set forth in that notice, Construction Permit No. CPRR-107 to The Regents of the University of California at Irvine. The construction permit authorizes the construction of the TRIGA Mark I pulsing research reactor on The University of California's campus at Irvine, California.

Dated at Bethesda, Md., this 5th day of May 1969.

For the Atomic Energy Commission.

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

[F.R. Doc. 69-5689; Filed, May 13, 1969; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 20920]

COMPANIA MEXICANA DE AVIACION, S.A. (CMA) COZUMEL—MIAMI SERVICE

Notice of Hearing

Notice is hereby given, pursuant to the Federal Aviation Act of 1958, as amended, that the above-entitled proceeding is hereby assigned for hearing on May 21, 1969, at 10 a.m., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Associate Chief Examiner Ralph L. Wiser.

Dated at Washington, D.C., May 7, 1969.

[SEAL]

RALPH L. WISER,
Associate Chief Examiner.

[F.R. Doc. 69-5723; Filed, May 13, 1969; 8:48 a.m.]

[Docket No. 20066; Order 69-5-34]

TRANS-TEXAS AIRWAYS, INC.

Order Regarding Certificate of Public Convenience and Necessity

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 9th day of May 1969.

On July 31, 1968, Trans-Texas Airways, Inc., filed an application pursuant to Subpart M of the Board's rules of practice for amendment of its certificate for route 82 so as to permit nonstop service between Dallas and San Antonio, Tex. The carrier is presently authorized to provide air transportation between these two cities over segments 2 and 8 of route 82. Condition 4(c) of the applicant's certificate, however, requires that it schedule service to a minimum of one intermediate point in this market.¹

Answers were received from the Cities and Chambers of Commerce of Austin (the Austin Parties) and San Antonio (the San Antonio Parties), American Airlines, Inc., Braniff Airways, Inc., and Delta Air Lines, Inc. The San Antonio Parties support Trans-Texas' application; the Austin Parties neither support nor oppose the application but express their concern that the applicant may either downgrade service at Austin or fail to be responsive to future service needs of that city; and American, while agreeing with Trans-Texas that the Dallas-San Antonio market needs, and can support, effective competitive service, contends that first consideration should be given to removing the long-haul restriction on its own authority in the market. Braniff and Delta filed answers objecting to approval of the application. Trans-Texas filed a consolidated reply to both answers.²

¹ The Board did not take action to summarily dismiss the application within the 10-day period set forth in § 302.1305(a) and consequently the provisions of Subpart M became automatically applicable.

² Trans-Texas also filed a motion for leave to file an unauthorized document which we will deny.

American also filed a motion for consolidation of its application in Docket 20264 for the addition of a new segment on its route 4 between San Antonio and Dallas/Fort Worth, Tex. Answers opposing the American consolidation motion were filed by Braniff, Delta, and Eastern Air Lines, Inc. Trans-Texas filed an answer which does not oppose the motion for consolidation and the San Antonio parties answered in support of the motion. American filed a consolidated reply to these answers.

Upon consideration of the foregoing pleadings and all the relevant facts, the Board has determined that there is a sufficient basis for setting Trans-Texas' application for hearing.

However, we believe that it would be desirable for Trans-Texas to submit revised traffic forecast exhibits to take account of the route awards made by the Board in the Gulf States Midwest Points Service Investigation, Order 69-5-25.³ A number of these awards may have an impact on the traffic available to support the service proposed by Trans-Texas.

We will also grant American's motion to consolidate its application for a San Antonio-Dallas segment. However, we have determined to impose a pretrial restriction which would prohibit certain beyond-segment services which American could otherwise provide. In its exhibits American proposes to combine a new San Antonio-Dallas segment with existing authority so as to provide single-plane service in a number of markets presently in issue in the Additional Service to San Antonio and Austin Investigation, Docket 19525.⁴ We consider this overlap to be undesirable and, accordingly, we shall impose a pretrial restriction providing that any new authority awarded in this proceeding shall be subject to a restriction prohibiting single-plane service in the following San Antonio markets: New York, Newark, Washington, and Baltimore. American shall be given an opportunity to submit revised exhibits conforming with the amended scope of the proceeding.⁵

In view of the fact that American may be undertaking to revise its exhibits, we shall take this occasion to note that American's exhibits propose service which may be in violation of condition (22) of American's route 4.⁶ This condition would necessarily govern flights over a new San Antonio-Dallas segment

³ Opposing parties will have an opportunity to submit rebuttal exhibits. Dates for exchange of the revised direct and rebuttal exhibits will be set by the examiner assigned to the proceeding.

⁴ American proposes service between San Antonio, on the one hand, and Washington/Baltimore, and the coterminal points New York and Newark, on the other hand, which service is in issue in the Additional Service to San Antonio and Austin Investigation, Docket 19525.

⁵ Opposing parties will be given an opportunity to file exhibits rebutting American's revised exhibits. Dates for these exhibits will be set by the examiner.

⁶ "Flights scheduled to serve San Antonio, Tex., on the one hand, and a point north of Houston, Tex., on the other hand, shall originate or terminate in California."

which proceeded beyond Dallas under American's existing route 4 authority to a point north of Houston (cf. Order E-26224, Jan. 5, 1968), and would appear to require such flights to originate or terminate in California. American's exhibits do not conform to this seeming requirement. If American believes condition (22) should be differently interpreted, it should submit a memorandum of law and a request for ruling to the examiner.

Accordingly, it is ordered, That:

1. The motion of Trans-Texas Airways, Inc., for leave to file an unauthorized document, be and it hereby is denied;

2. The application of Trans-Texas Airways, Inc., in Docket 20066, be and it hereby is set down for hearing before an examiner of the Board at a time and place hereafter designated;

3. The motion to consolidate the application of American Airlines, Inc., in Docket 20264, be and it hereby is granted;

4. Any award in this case will be subject to a restriction prohibiting any new single-plane service in the following San Antonio markets: New York, Newark, Washington, and Baltimore; and

5. Procedural dates not provided for in this order will be established by the examiner assigned to this proceeding.

This order shall be published in the **FEDERAL REGISTER**.

By the Civil Aeronautics Board.

[SEAL]

MABEL McCART,
Acting Secretary.

[F.R. Doc. 69-5722; Filed, May 13, 1969;
8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[FCC 69-490]

FLIGHT TEST FREQUENCY

Coordination

MAY 8, 1969.

By report and order in Docket 18234 released January 14, 1969, the Commission amended Part 87, Aviation Services, to require, effective July 1, 1969, coordination of certain flight test frequencies.

The rules (§ 87.334) provide that this coordination may be effected by a field study made by the applicant or through a recognized frequency advisory committee.

Aerospace and Flight Test Radio Coordinating Council (AFTRCC) has requested the Commission to recognize the Council as a frequency advisory committee for the purposes of § 87.334. The Commission after reviewing the request and the information submitted therewith has determined that AFTRCC, whose membership consists of major companies in the aerospace manufacturing field, meets the criteria set forth in the rules to be a frequency advisory committee and so recognizes it. AFTRCC has

stated that it will provide the service to all parts of the United States.

Persons desiring to have AFTRCC coordinate their flight test frequency matters should address their request to AFTRCC, Post Office Box 718, Hawthorne, Calif. 90250.

Action by the Commission, May 7, 1969. Commissioners Hyde (Chairman), Bartley, Robert E. Lee, Cox, Wadsworth, and H. Rex Lee, with Commissioner Johnson concurring in the result.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL]

BEN F. WAPLE,
Secretary.

[F.R. Doc. 69-5727; Filed, May 13, 1969;
8:48 a.m.]

FEDERAL MARITIME COMMISSION

[Docket No. 69-20; Agreement No. 7616 as Amended]

AFFIDAVITS OF FACT AND MEMORANDA OF LAW

Rescheduling of Filing Dates

At the request of counsel for respondents, and good cause appearing, time within which affidavits of fact and memoranda of law may be filed is enlarged to and including July 15, 1969. Replies thereto shall be filed on or before July 31, 1969.

By the Commission.

[SEAL]

THOMAS LISI,
Secretary.

[F.R. Doc. 69-5716; Filed, May 13, 1969;
8:47 a.m.]

[No. 69-18]

NORTH ATLANTIC/CONTINENT TRADES

Strike Surcharges; Postponement of Filing Date

At the request of counsel for respondent conferences, and good cause appearing, the date for filing requests for hearing, affidavits of fact, and memoranda of law is postponed until further notice, pending disposition of the conferences' motion to dismiss.

By the Commission.

[SEAL]

THOMAS LISI,
Secretary.

[F.R. Doc. 69-5717; Filed, May 13, 1969;
8:47 a.m.]

GENERAL SERVICES ADMINIS- TRATION

[Federal Property Management Regs.,
Temporary Reg. P-48]

SECRETARY OF DEFENSE

Delegation of Authority in Service Rate Proceedings

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to

represent the customer interest of the Federal Government in a telecommunications service rate proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the interests of the executive agencies of the Federal Government before the Public Service Commission of North Dakota in a proceeding involving telecommunications rates of the Northwestern Bell Telephone Co. (Docket No. 7554).

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

Dated: May 7, 1969.

ROBERT L. KUNZIG,
Administrator of General Services.

[F.R. Doc. 69-5718; Filed, May 13, 1969;
8:48 a.m.]

INTERNATIONAL JOINT COMMISSION—UNITED STATES AND CANADA

RAINY AND NAMAKAN LAKES

Regulation of Levels; Public Hearing

Notice is hereby given that the International Joint Commission will conduct a public hearing in the Civic Center, International Falls, Minn., on Tuesday, June 24, 1969, at 10 a.m., local time, on the regulation of the levels of Rainy and Namakan Lakes. All interested persons will be given opportunity to express their views orally or by written statements.

Where possible twenty (20) copies of the written statements will be filed with either Secretary ten (10) days in advance of the hearing, with thirty (30) additional copies to be deposited with them at the hearing.

The Commission has under consideration the modification of the current operating rule curves specified in its orders dated June 8, 1949, and October 1, 1957, in order to further reduce the frequency of extremely high or low levels.

Copies of the report by the International Rainy Lake Board of Control regarding further regulation of the levels of Rainy and Namakan Lakes are avail-

able on request to the Secretaries of the Commission.

W. A. BULLARD,
Secretary, U.S. Section, Inter-
national Joint Commission,
Washington, D.C. 20440.

D. G. CHANCE,
Secretary, Canadian Section,
International Joint Commis-
sion, Room 850, 151 Slater
Street, Ottawa 4, Ontario,
Canada.

MAY 8, 1969.

[P.R. Doc. 69-5712; Filed, May 13, 1969;
8:47 a.m.]

METROPOLITAN CORPORATION OF GREATER WINNIPEG

Diversion of Additional Waters From Shoal Lake and Lake of the Woods

Notice is hereby given that the International Joint Commission received on May 9, 1969, an Application by the Metropolitan Corporation of Greater Winnipeg dated September 27, 1968, for approval of the diversion of additional waters from Shoal Lake and Lake of the Woods. The Applicant proposes to divert an additional 200 million gallons of water per day for domestic and sanitary purposes. The intake for such diversion will be located at Indian Bay, in Shoal Lake and within the Province of Manitoba. On January 14, 1914, this Commission approved an Application by the Applicant's predecessor, the Greater Winnipeg Water District, to divert 100 million gallons of water per day from the same source and for the same purposes.

Governments and interested persons, including municipalities, corporations, partnerships, associations and individuals, may present statements in response to the Commission prior to June 9, 1969, at either of the addresses noted below. Fifty (50) copies should be provided. The statements in response should set forth facts and arguments bearing on the subject matter of the application and tending to oppose or support the application in whole or in part. If it is desired that conditional approval be granted, the statement in response should set forth the particular condition or conditions desired.

Copies of the application are available on request from the Secretaries of the Commission.

The Commission will hold a hearing on the application at which all persons interested will be entitled to be heard. Time and place of such hearing will be announced subsequently.

W. A. BULLARD,
Secretary, U.S. Section, Inter-
national Joint Commission,
Washington, D.C. 20440.

D. G. CHANCE,
Secretary, Canadian Section,
International Joint Commis-
sion, Room 850, 151 Slater
Street, Ottawa 4, Ontario,
Canada.

[P.R. Doc. 69-5767; Filed, May 13, 1969;
8:49 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[70-4751]

WEST PENN POWER CO.

Notice of Proposed Issue and Sale at Competitive Bidding of First Mortgage Bonds

MAY 8, 1969.

Notice is hereby given that West Penn Power Co. ("West Penn"), Cabin Hill, Greensburg, Pa. 15601, an electric utility subsidiary company of Allegheny Power System, Inc. ("Allegheny"), a registered holding company, has filed an application with this Commission, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating section 6 of the Act and Rule 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the application, which is summarized below, for a complete statement of the proposed transaction.

West Penn proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, \$25 million principal amount of its First Mortgage Bonds, Series X, ----- percent due July 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 West Penn (which will be not less than 100 percent nor more than 102 3/4 percent of the principal amount thereof) will be determined by the competitive bidding. The bonds will be issued under the indenture dated March 1, 1916, between West Penn and The Chase Manhattan Bank, as trustee, as heretofore supplemented and as to be further supplemented by a supplemental indenture to be dated as of July 1, 1969.

The net proceeds realized from the sale of the bonds will be used to finance, in part, the construction program of West Penn and its subsidiary companies, including payment of \$24 million of short-term notes incurred, or to be incurred, therefor. Construction expenditures for 1969, 1970, and 1971 are presently \$81 million, \$56 million, and \$73 million respectively.

It is stated that registration by the Pennsylvania Public Utility Commission of a securities certificate with respect to the bonds is required for their issue and sale, that such securities certificate is being filed with that Commission, and that a copy of the securities certificate and order of that Commission will be filed herein by amendment. It is further stated 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 \$51,000, including accountants' fees of \$3,700 and legal fees of \$10,000. The fees of counsel for the underwriters, to be paid by the successful bidders, are estimated at \$9,000.

Notice is further given that any interested person may, not later than June 13,

1969, request in writing that a hearing be held on such matter, stating the nature of his interest the reasons for such request and the issues of fact or law raised by said application 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 applicant at the above-stated address, and proof of service (by affidavit or, in case of any attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as filed, or as it may be amended, may be granted 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.

[P.R. Doc. 69-5704; Filed, May 13, 1969;
8:46 a.m.]

[70-4750]

WEST PENN POWER CO.

Notice of Proposed Issue and Sale of Notes to Banks

MAY 8, 1969.

Notice is hereby given that West Penn Power Co. ("West Penn"), 800 Cabin Hill Drive, Greensburg, Pa. 15601, an electric utility subsidiary company of Allegheny Power System, Inc., a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) and 7 thereof as applicable to the proposed transactions. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transactions.

West Penn proposes to issue and sell, from time to time prior to June 1, 1970, to the banks named below its promissory notes, each of which will mature not later than 1 year from the date of issue, will be prepayable at any time without premium, and will bear interest at the prime rate in effect for commercial borrowings at the date of issue of the note at the bank from which such borrowing is made. The borrowings listed below exclude \$17 million which may be issued pursuant to the 5 percent exemptive provision of section 6(b) of the Act.

Although no commitments or agreements for such borrowings have been made, West Penn expects that, as and

[812-2490]

STEIN ROE & FARNHAM BALANCED FUND, INC.**Notice of Filing of Application Exempting Sale by an Open-End Company of Its Securities at Other Than Public Offering Price**

MAY 8, 1969.

Notice is hereby given that Stein Roe & Farnham Balanced Fund, Inc., 135 South La Salle Street, Chicago, Ill. 60603 ("Applicant"), a Maryland corporation registered under the Investment Company Act of 1940 ("Act") as an open-end diversified management investment company, has filed an application pursuant to section 6(c) of the Act requesting an order of the Commission exempting from the provisions of section 22(d) of the Act a proposed transaction in which Applicant's redeemable securities may be issued at a price other than the current public offering price described in the prospectus in exchange for substantially all the assets of Hathaway Brothers Co. ("Hathaway"). All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

Hathaway is a corporation organized and existing under the laws of Illinois, all of whose outstanding stock is owned beneficially by two individuals. Prior to December 31, 1958, Hathaway was engaged in the production and sale of bottled pickled products under the name of Budlong Pickle Co. On that date it sold its operating assets to Green Bay Food Co., Green Bay, Wis., and changed its name to its present one. Since then, Hathaway has been primarily engaged in managing its securities portfolio. It is exempt from registration under the Act by reason of the provisions of section 3(c)(1) thereof. Pursuant to an agreement between Applicant and Hathaway, substantially all of Hathaway's assets, with a value of approximately \$1,572,146 as of February 14, 1969 (less a cash reserve not to exceed \$85,000), will be transferred to Applicant in exchange for shares of its capital stock.

Applicant issues its shares to the public at net asset value without a sales charge. The number of its shares to be issued to Hathaway is to be determined by dividing the aggregate market value of the assets of Hathaway to be transferred to Applicant by Applicant's net asset value per share. Both are to be determined as of the valuation time, as defined in the agreement. Applicant represents that the transfer will be a tax-free reorganization and that Applicant's tax basis of the assets acquired from Hathaway will be the same as Hathaway's. Shares of Applicant to be received by Hathaway are to be distributed to Hathaway stockholders upon liquidation of Hathaway.

The agreement provides that if Hathaway has any unrealized net capital gain at the time of transfer, the value of its assets will be reduced by 25 percent of

the amount, if any, by which such net unrealized capital gain exceeds the amount produced by multiplying the value of its assets by the ratio of Applicant's net unrealized gain to Applicant's value, and the number of Applicant's shares to be exchanged will be reduced accordingly. The agreement further provides that the value of Hathaway's assets, and accordingly, the number of Applicant's shares to be exchanged, will be reduced by an amount equal to the expenses of sale if certain portfolio securities which Hathaway has agreed to sell have not in fact been sold prior to the transfer.

If either of these adjustments are made, Applicant would be issuing shares to Hathaway at other than their public offering price. Had the transaction taken place on March 11, 1969, the date of the application, no tax adjustment would have been necessary.

Applicant represents that no affiliation exists between Hathaway, its officers, directors or stockholders and Applicant, its officers or directors, and that the agreement was negotiated at arm's length by the two companies. Stein Roe & Farnham acts as investment adviser to both Applicant and Hathaway. The Board of Directors of Applicant and the Board of Directors and shareholders of Hathaway have approved the agreement.

Section 22(d) of the Act provides that registered open-end investment companies may sell their shares only at the current public offering price as described in the prospectus. Section 6(c) permits the Commission, upon application, to exempt such a transaction if it finds that such exemption is necessary or 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.

Notice is further given that any interested person may, not later than May 23, 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 should 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 (air mail 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 the extent that its cash needs require, borrowings will be effected from among the following banks in an aggregate principal amount not to exceed \$21 million, the maximum to be borrowed and outstanding at any one time from each such bank being as follows: First National City Bank, New York, N.Y., \$10 million; Mellon National Bank & Trust Company, Pittsburgh, Pa., \$8 million; and Pittsburgh National Bank, Pittsburgh, Pa., \$3 million.

West Penn intends to utilize the proceeds from the sale of the proposed notes to aid in the financing of its construction program for 1969 and 1970, estimated to cost approximately \$137 million.

The declaration states that the net proceeds from any permanent debt financing effected prior to the maturity of any of the \$21 million of notes will be used to pay part or all of the notes then outstanding, and the maximum amount of indebtedness which may be incurred by Med-Ed under this declaration will be reduced by an amount equal to the net proceeds of the permanent debt financing.

The fees and expenses to be paid by West Penn in connection with the issue and sale of the notes are estimated at \$500. It is stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than May 29, 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 (air mail 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. 69-5705; Filed, May 13, 1969;
8:46 a.m.]

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. 69-5706; Filed, May 13, 1969;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[S.O. 1002; Car Distribution Direction No. 46;
Amtd. 1]

SOUTHERN RAILWAY CO. AND MIS- SOURI PACIFIC RAILROAD CO.

Car Distribution

Upon further consideration of Car Distribution Direction No. 46, and good cause appearing therefor:

It is ordered, That:

Car Distribution Direction No. 46 be, and it is hereby amended by substituting the following paragraph (4) for paragraph (4) thereof:

(4) Expiration date: This direction shall expire at 11:59 p.m., June 15, 1969, unless otherwise modified, changed, or suspended.

It is further ordered, That this amendment shall become effective at 11:59 p.m., May 11, 1969, and that it shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., May 9, 1969.

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

[F.R. Doc. 69-5731; Filed, May 13, 1969;
8:49 a.m.]

[Notice 1293]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

MAY 9, 1969.

The following publications are governed by the new Special Rule 1.247 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of December 3, 1963, which became effective January 1, 1964.

The publications hereinafter set forth reflect the scope of the applications as filed by applicant, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth

in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

APPLICATIONS ASSIGNED FOR ORAL HEARING MOTOR CARRIERS OF PROPERTY

No. MC 3252 (Sub-No. 52) (Republication), filed December 27, 1968, published in the FEDERAL REGISTER issue of January 24, 1969, and republished this issue. Applicant: PAUL E. MERRILL, doing business as MERRILL TRANSPORT CO., 1037 Forest Avenue, Portland, Maine 04104. Applicant's representative: Francis E. Barrett, Jr., Investors Building, 536 Granite Street, Braintree, Mass. 02184. By application filed December 27, 1968, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier, by motor vehicle, over irregular routes, of wet lap woodpulp, from Berlin, N.H., to Gilman, Vt. An order of the Commission, Operating Rights Board, dated April 17, 1969, and served April 30, 1969, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier, by motor vehicle, over irregular routes, of woodpulp, from Berlin, N.H., to Gilman, Vt.; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 115871 (Sub-No. 3) (Republication), filed December 18, 1968, published FEDERAL REGISTER issue of January 9, 1969, and republished this issue. Applicant: EVART ISAAC, doing business as EVART ISAAC TRUCK LINE, Fort Dodge Road, Dodge City, Kans. 67801. Applicant's representative: J. J. Keller, 145 West Wisconsin Avenue, Neenah, Wis. 54956. By application filed December 18, 1968, as amended, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce as a common carrier, by motor vehicles, over irregular routes, transporting: Animal fat (tallow), from Dodge City, Garden City, Great Bend, Kansas City, and Pratt, Kans., to points in Arkansas, Colorado, Iowa, Missouri, Nebraska, New Mexico, Oklahoma, and Texas. An order of the Commission, Operating Rights Board, dated April 18, 1969, and served May 7, 1969, finds that the present and future public convenience and necessity

require operation by applicant, in interstate or foreign commerce, as a common carrier, by motor vehicle, over irregular routes, transporting: of liquid tallow, in bulk, in tank vehicles, (1) from Dodge City, Garden City, Great Bend, and Pratt, Kans., to those points in that part of Arkansas on or West of U.S. Highway 65, and points in Missouri, and (2) from Dodge City, Garden City, Great Bend, Pratt, and Kansas City, Kans., to points in Colorado, Nebraska, New Mexico, Oklahoma, and Texas that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other persons, who have relied upon the notice of the application as published may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this report, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 133318 (Republication), filed December 2, 1968, published FEDERAL REGISTER issue of December 28, 1968, and republished this issue. Applicant: VAN DE HOGEN CARTAGE LIMITED, Route 4, Chatham, Ontario, Canada. Applicant's representative: William J. Hirsch, 43 Niagara Street, Buffalo, N.Y. 14202. By application filed December 2, 1968, as amended, applicant seeks a permit authorizing operations, in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes, of the commodities and from and to the points substantially as indicated below. An order of the Commission, Operating Rights Board, dated April 17, 1969, and served May 1, 1969, finds that operation by applicant, in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes, of (1) building brick, stone, and tile, from Brazil, Ind., Princess, Ky., Detroit, Mich., and points in Beaver County, Pa., to those ports of entry on the international boundary line between the United States and Canada located in Michigan and New York; (2) building brick and tile, from points in Ohio to those ports of entry on the international boundary line between the United States and Canada located in Michigan and New York; (3) stone, from Cleveland and Amherst, Ohio, to those ports of entry on the international boundary line between the United States and Canada located in Michigan and New York; and (4) building brick, stone, and tile, from those ports of entry on the international boundary line between the United States and Canada located in Michigan, to points in Michigan, under a continuing contract with Windsor Builders Supply Ltd., doing business as Canadian

Builders Supply, of Windsor, Ontario, Canada; Ryancrete Products of Windsor, Ontario, Canada; and Geo. E. White and Son, Ltd., of Windsor, Ontario, Canada, will be consistent with the public interest and the national transportation policy; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other persons, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a permit in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

NOTICE OF FILING OF PETITION

No. MC 119898 (Notice of Filing of Petition for Modification of Permit), filed April 3, 1969. Petitioner: W. G. McCARTY, 300 Locust Street, Trumann, Ark. Applicant's representatives James W. Wrape and Louis I. Dalley, 2111 Sterick Building, Memphis, Tenn. 38103. Petitioner holds a permit in No. MC 119898 (that part here pertinent) authorizing the transportation, over irregular routes, of sewing machine desks, cabinets, carrying cases, tables, and parts thereof, woodwork, stools and chairs, from the plantsite of The Singer Company of New York, N.Y., in Trumann, Ark., to the warehouses of The Singer Company of New York, N.Y., at Forest Park, Ga., Dallas, Tex., Moberly, Mo., and Mokena, Ill., and returned shipments of the above-described commodities, on return, under contract, or contract, with The Singer Company of New York, N.Y. By the instant petition, petitioner prays that this Commission modify his permit by substituting "Atlanta, Ga." for "Forest Park, Ga." where same appears in said permit. Any interested person desiring to participate, may file an original and six copies of his written representations, views or argument in support of, or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

APPLICATION FOR CERTIFICATES OR PERMITS WHICH IS TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5 GOVERNED BY SPECIAL RULE 1.240 TO THE EXTENT APPLICABLE

No. MC 107478 (Sub-No. 11), filed April 28, 1969. Applicant: OLD DOMINION FREIGHT LINE, a corporation, Post Office Box 1189, High Point, N.C. 27261. Applicant's representative: Thomas F. Kilroy, 2111 Jefferson Davis Highway, Arlington, Va. 22202. Authority sought to operate as a common carrier, by motor vehicle, over irregular

routes, transporting: (1) *General commodities* (except petroleum products in bulk, in tank trucks, high explosives, and other dangerous commodities, and household goods as defined by the Commission), (a) between points in Anderson, Greenville, Laurens, and Spartanburg Counties, S.C., and points in South Carolina; and (b) from Charleston, S.C., to points in Oconee and Pickens Counties, S.C.; (2) *fertilizer and fertilizer material*, between points in Anderson, Charleston, Greenville, and Spartanburg Counties, S.C., and points in South Carolina; (3) *farm products and livestock*, between points in South Carolina; (4) *electrical equipment, fixtures, tools, materials and supplies*, between points in South Carolina; (5) *sizing compounds and materials*, from Charleston, S.C., to points in South Carolina, and return of drums and barrels to Charleston; and (6) *canned goods*, from points in Beaufort, Charleston, Georgetown, Marlboro, Richland, and Sumter Counties, S.C., to points in Cherokee, Chester, Greenwood, Oconee, Pickens, Union, and York Counties, S.C. **NOTE:** (1) Applicant states that this application is being filed to convert the registration certificate of White Transport Corp., to a certificate of public convenience and necessity to be issued to Old Dominion Freight Lines. A joint section 5 application is concurrently filed with this application for the merger of White Transport Corp., into Old Dominion Freight Lines. This application is a matter directly related to the section 5 application in MC-F-10466, published in the FEDERAL REGISTER issue of May 7, 1969. (2) Applicant states it intends to tack with present authority in Virginia, North Carolina, and Maryland. (3) Applicant further states no duplicating authority sought or held. (4) If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240.)

MOTOR CARRIERS OF PROPERTY

No. MC-F-10329 (Supplement) (YELLOW TRANSIT FREIGHT LINES, INC.—Purchase (portion)—TRANSPORT MOTOR EXPRESS, INC.), published in the December 11, 1968, issue of the FEDERAL REGISTER, on page 18419. This notice to show that pursuant to supplemental order, dated April 24, 1969, by Review Board Number 5, YELLOW TRANSIT FREIGHT LINES, INC., is authorized to include the following additional authority: *Classes A, B, and C explosives*, as a common carrier, over regular routes, between Chicago, Ill., and Terre Haute, Ind., via U.S. Highway 41.

No. MC-F-10472. Authority sought for purchase by H. C. GABLER, INC., Rural Delivery 3, Chambersburg, Pa. 17201, of

the operating rights of THE J. P. BRESLIN TRUCKING & TERMINAL CORPORATION (Preston A. Pairo, Trustee), 800 Court Square Building, Baltimore, Md. 21202, and for acquisition by HAROLD C. GABLER, also of Chambersburg, Pa., of control of such rights through the purchase. Applicants' attorney: Christian V. Graf, 407 North Front St., Harrisburg, Pa. 17101. Operating rights sought to be transferred: *Canned goods, dried fruit and matches*, as a common carrier over irregular routes, between Baltimore, Md., on the one hand, and, on the other, points in Delaware, Maryland, Pennsylvania, Virginia, West Virginia, and the District of Columbia, within 300 miles of Baltimore. Vendee is authorized to operate as a common carrier in Pennsylvania, Maryland, District of Columbia, Virginia, West Virginia, New Jersey, New York, Iowa, Kentucky, Massachusetts, Michigan, Missouri, New Hampshire, Rhode Island, Vermont, Maine, Connecticut, Delaware, Ohio, Indiana, Illinois, North Carolina, Alabama, Mississippi, Louisiana, Tennessee, Wisconsin, and South Carolina. Application has been filed for temporary authority under section 210a(b).

No. MC-F-10473. Authority sought for purchase by P. LIEDTKA TRUCKING, INC., 110 Patterson Avenue, Trenton, N.J. 08610, of a portion of the operating rights of PROSPECT TRUCKING CO., INC., 2129 Nottingham Way, Trenton, N.J. 08619, and for acquisition by PHILIP LIEDTKA, also of 110 Patterson Avenue, Trenton, N.J., of control of such rights through the purchase. Applicants' representative: Philip Liedtka, 110 Patterson Avenue, Trenton, N.J. 08610. Operating rights sought to be transferred: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, as a common carrier, over regular routes, between Trenton, N.J., and New York, N.Y., serving all intermediate points, between Trenton, N.J., and Burlington, N.J., serving the intermediate point of White Horse, N.J., and the off-route points of Bordentown, Fieldsboro, Groveville, Crosswicks, Yardville, Florence, and Roebing, N.J. Vendee is authorized to operate as a common carrier in Pennsylvania, New Jersey, and New York. Application has been filed for temporary authority under section 210a(b). **NOTE:** See also MC-F-10459 (MAIN TRUCKING & RIGGING CO., INC.—PURCHASE (Portion)—PROSPECT TRUCKING CO., INC.), published in the April 30, 1969, issue of the FEDERAL REGISTER, on page 7109.

No. MC-F-10474. Authority sought for purchase by MURPHY TRUCKING CO., INC., Post Office Box 65, Peru, Ind. 46970, of the operating rights of TRAYLOR GRAIN SALES, INC., 909 North Line, Loogootee, Ind. 47553, and for acquisition by EDWIN L. TIDD and PATRICIA TIDD, both of Rural Route No. 2, Lebanon, Ind., of control of such rights through the purchase. Applicants' attorney: Alki E. Scopelitis, 816 Merchants

Bank Building, Indianapolis, Ind. 46204, and Lesow & Lesh, 3737 North Meridian Street, Indianapolis, Ind. 46208. Operating rights sought to be transferred: *Malt beverages*, as a *common carrier*, over irregular routes, from South Bend, Fort Wayne, and Evansville, Ind., Detroit, Mich., Peoria, Ill., Milwaukee, Wis., Louisville, Ky., and St. Louis, Mo., to points in that part of Indiana south of U.S. Highway 40, with restrictions. Vendee is authorized to operate as a *common carrier*, in Ohio, Indiana, Illinois, and Michigan. Application has been filed for temporary authority under section 210a(b).

No. MC-F-10475. Authority sought for purchase by N & N TRANSPORTATION CO., INC., 827 Ridgewood Avenue, North Brunswick, N.J. 08902, of a portion of the operating rights of PROSPECT TRUCKING CO., INC., 2129 Nottingham Way, Trenton, N.J., and for acquisition by CARMINE LUIZZA, also of North Brunswick, N.J., of control of such rights through the purchase. Applicants' attorney: William J. Augello, Jr., 38 West 44th Street, New York, N.Y. 10036. Operating rights sought to be transferred: *Mineral and rock wool*, as a *common carrier*, over irregular routes, from West Stockbridge, Mass., and points within 3 miles thereof, to points in Connecticut, Delaware, Maryland, New Jersey, New York, Pennsylvania, Rhode Island, and the District of Columbia; *mineral or rock wool, insulating materials, fiberboard and wallboard*, from Trenton, N.J., to Washington, D.C., and points in Connecticut, Delaware, Maryland, Massachusetts, New York, Pennsylvania, and Rhode Island; *refrigerators, store and restaurant fixtures and equipment*, from Trenton, N.J., to points in Connecticut, Maryland, Massachusetts, and New York; *potatoes*, from Trenton, N.J., to points in the New York, N.Y., commercial zone, as defined by the Commission; *fruits and vegetables*, from New York, N.Y., to Trenton, N.J.; *bituminous waterproofing materials and equipment* used in applying such materials, from Philadelphia, Pa., to New Haven, Conn., Wilmington, Del., Baltimore and Sparrows Point, Md., Charlestown and Quincy, Mass., Chicago, Ill., Whiting, Ind., Marietta, Ohio, Newport News, Norfolk, and Richmond, Va., and points in New Jersey and New York; *equipment* used in applying bituminous waterproofing materials, from the destination points specified immediately above, to Philadelphia, Pa.; *broomsticks, broomsticks, oil in barrels and in drums, grease, dyestuffs, waterproofing compounds and salt fish*, between Philadelphia, Pa., on the one hand, and, on the other, Baltimore, Md., Wilmington, Del., Amsterdam and New York, N.Y., points in New Jersey, and that part of Pennsylvania east of U.S. Highway 15, and the District of Columbia; and *structural steel and iron, and wire and iron products*, between Philadelphia, Pa., on the one hand, and, on the other, Wilmington, Del., and points in New Jersey. Vendee is authorized to operate as a *common carrier* in

Ohio, West Virginia, Maryland, Pennsylvania, New York, and the District of Columbia; and as a *contract carrier* in New York, New Jersey, Connecticut, Delaware, Maryland, Massachusetts, Pennsylvania, Rhode Island, Maine, New Hampshire, Ohio, Vermont, West Virginia, Virginia, North Carolina, Texas, Iowa, Kentucky, Michigan, Minnesota, Missouri, Tennessee, Wisconsin, and the District of Columbia. Application has been filed for temporary authority under section 210a(b). Note: See also MC-F-10473 (P. LIEDTKA TRUCKING, INC.—Purchase (Portion)—PROSPECT TRUCKING CO., INC.) published this same issue; and MC-F-10459 (MAIN TRUCKING & RIGGING CO., INC.—Purchase (Portion)—PROSPECT TRUCKING CO., INC.), published in the April 30, 1969, issue of the FEDERAL REGISTER, on page 7109.

No. MC-F-10476. Authority sought for purchase by J. E. COX AND SONS, INC., Post Office Box 2874, Abilene, Tex. 79604, of the operating rights of S & W TRUCKS, INC., Post Office Box 580, Hobbs, N. Mex. 88240. Applicants' attorney and representative: Jerry Prestridge and Richard Kissinger, both of Post Office Box 1148, Austin, Tex. 78767. Operating rights sought to be transferred: *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 byproducts; and *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 the stringing or picking up of pipe in connection with main or trunk pipelines, as a *common carrier*, over irregular routes, between points in Lea and Eddy Counties, N. Mex., and certain specified points in Texas; *oilfield and oil refinery machinery, materials, supplies, and equipment*, between certain specified points in New Mexico, on the one hand, and, on the other, points in New Mexico on and east of U.S. Highway 285, and certain specified points in Texas; *oilfield supplies and equipment*, between points in New Mexico and Texas within 200 miles of Hobbs, N. Mex.; and *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage and transmission of commodities resulting from drilling operations at well or hole sites and (d) the injection or removal of commodities into or from holes or wells, between certain specified points in New Mexico, on the one hand, and, on the other, points in New Mexico on and east of U.S. Highway 285, and certain specified points in Texas, between certain specified points

in New Mexico and Texas. Vendee is authorized to operate as a *common carrier* in Texas, New Mexico, Louisiana, and Oklahoma. Application has been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-5732; Filed, May 13, 1969;
8:49 a.m.]

[Notice 550]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

MAY 9, 1969.

The following letter-notices of proposals to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR 211.1(c)(8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1(d)(4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(e)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC 42487 (Deviation No. 78), CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. 94025, filed May 1, 1969. Carrier's representative: V. R. Oldenburg, Post Office Box 5138, Chicago, Ill. 60680. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: Between St. Louis, Mo., and Oklahoma City, Okla., over Interstate Highway 44, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From St. Louis, Mo., over U.S. Highway 66 to junction Missouri Highway 17 (formerly U.S. Highway 66), thence over Missouri Highway 17 to Waynesville, Mo., thence over unnumbered highway (formerly U.S. Highway 66) via Buckhorn, Mo., to junction U.S. Highway 66 at or near Hazelgreen, Mo., thence over U.S. Highway 66 to junction unnumbered highway (formerly U.S. Highway 66), near Conway, Mo., thence over unnumbered highway via Conway to junction U.S. Highway 66 at or near Marshfield, Mo., thence over U.S. Highway 66 to Tulsa, Okla., and (2) from Oklahoma City, Okla., over U.S.

Highway 66 to junction Oklahoma Highway 77 (formerly U.S. Highway 66), thence over Oklahoma Highway 77 to Edmond, Okla., thence over unnumbered highway (formerly U.S. Highway 66) to junction U.S. Highway 66, thence over U.S. Highway 66 to Tulsa, Okla., thence over U.S. Highway 75 to junction Oklahoma Highway 23A (formerly U.S. Highway 75), thence over Oklahoma Highway 23A to Bartlesville, Okla., thence over Oklahoma Highway 75D (formerly U.S. Highway 75) to junction U.S. Highway 75, thence over U.S. Highway 75 to Independence, Kans., thence over U.S. Highway 169 to Cherryvale, Kans., thence over U.S. Highway 169 to junction U.S. Highway 59, thence over U.S. Highway 59 to junction U.S. Highway 50, thence over U.S. Highway 50 to junction U.S. Highway 169, thence over U.S. Highway 169 to junction Kansas Highway 7 (formerly U.S. Highway 169), thence over Kansas Highway 7 to Olathe, Kans., thence over Kansas Highway 150 (formerly U.S. Highway 169) to junction U.S. Highway 169, thence over U.S. Highway 169 to Kansas City, Mo. (also from junction U.S. Highways 59 and 169 near Garnett, Kans., over U.S. Highway 169 to junction Kansas Highway 7 (formerly U.S. Highway 169), thence as specified above to Kansas City, Mo., and return over the same routes.

No. MC 109847 (Deviation No. 2), BOSS-LINCO LINES, INC., 450 Genesee Building, 1 West Genesee Street, Buffalo, N.Y. 14240, filed May 1, 1969. Carrier proposes to operate as a common carrier, by motor vehicle, of general commodities, with certain exceptions, over a deviation route as follows: From Rochester, N.Y., over Interstate Highway 490 to junction New York Highway 96, thence over New York Highway 96 to junction New York Highway 14, thence over New York Highway 14 to junction New York Highway 224, thence over New York Highway 224 to junction New York Highway 96, thence over New York Highway 96 to junction New York Highway 17 at Owego, N.Y., thence over New York Highway 17 to junction New York Highway 32, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Rochester, N.Y., over New York Highway 31 to junction New York Highway 173, thence over New York Highway 173 to Syracuse, N.Y., (2) from Perth Amboy, N.J., over New Jersey Highway 35 (formerly U.S. Highway 9) to junction U.S. Highway 1, thence over U.S. Highway 1 to New York, N.Y., thence over U.S. Highway 9 to Albany, N.Y., thence over New York Highway 5 to Herkimer, N.Y., thence over New York Highway 28 to junction New York Highway 5S, thence over New York Highway 5S to Utica, N.Y., thence over New York Highway 5 to Syracuse, N.Y., and (3) from junction New York Highways 17 and 32 over New York Highway 32 to junction U.S. Highway 9W, thence over U.S. Highway 9W to Albany, N.Y., and return over the same routes.

No. MC 109847 (Deviation No. 3), BOSS-LINCO LINES, INC., 450 Genesee Building, 1 West Genesee Street, Buffalo, N.Y. 14240, filed May 1, 1969. Carrier proposes to operate as a common carrier, by motor vehicle, of general commodities, with certain exceptions, over a deviation route as follows: From Syracuse, N.Y., over U.S. Highway 11 to junction New York Highway 17, thence over New York Highway 17 to junction New York Highway 32, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Perth Amboy, N.J., over New Jersey Highway 35 (formerly U.S. Highway 9) to junction U.S. Highway 1, thence over U.S. Highway 1 to New York, N.Y., thence over U.S. Highway 9 to Albany, N.Y., thence over New York Highway 5 to Herkimer, N.Y., thence over New York Highway 28 to junction New York Highway 5S, thence over New York Highway 5S to Utica, N.Y., thence over New York Highway 5 to Syracuse, N.Y., and (2) from junction New York Highways 17 and 32 over New York Highway 32 to junction U.S. Highway 9W, thence over U.S. Highway 9W to Albany, N.Y., and return over the same routes.

No. MC 109847 (Deviation No. 4), BOSS-LINCO LINES, INC., 450 Genesee Building, 1 West Genesee Street, Buffalo, N.Y. 14240, filed May 1, 1969. Carrier proposes to operate as a common carrier, by motor vehicle, of general commodities, with certain exceptions, over a deviation route as follows: From Syracuse, N.Y., over Interstate Highway 81 to junction New York Highway 17, thence over New York Highway 17 to junction New York Highway 32, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Perth Amboy, N.J., New Jersey Highway 35 (formerly U.S. Highway 9) to junction U.S. Highway 1, thence over U.S. Highway 1 to New York, N.Y., thence over U.S. Highway 9 to Albany, N.Y., thence over New York Highway 5 to Herkimer, N.Y., thence over New York Highway 28 to junction New York Highway 5S, thence over New York Highway 5S to Utica, N.Y., thence over New York Highway 5 to Syracuse, N.Y., and (2) from junction New York Highways 17 and 32 over New York Highway 32 to junction U.S. Highway 9W, thence over U.S. Highway 9W to Albany, N.Y., and return over the same routes.

No. MC 111594 (Deviation No. 14), C W TRANSPORT, INC., Hight Street, Wisconsin Rapids, Wis. 54494, filed May 2, 1969. Carrier proposes to operate as a common carrier, by motor vehicle, of general commodities, with certain exceptions, over deviation routes as follows: (1) From junction U.S. Highway 12 and Wisconsin Highway 29 over Wisconsin Highway 29 to junction Wisconsin Highway 22 near Shawano, Wis., thence over Wisconsin Highway 22 to

Oconto, Wis., and (2) from junction U.S. Highway 12 and Wisconsin Highway 29, over Wisconsin Highway 29 to junction Wisconsin Highway 22 near Shawano, Wis., thence over Wisconsin Highway 22 to junction U.S. Highway 141, thence over U.S. Highway 141 to Iron Mountain, Mich., and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Minneapolis, Minn., over U.S. Highway 12 to Fairchild, Wis., thence over U.S. Highway 10 to junction Wisconsin Highway 13, thence over Wisconsin Highway 13 to junction Wisconsin Highway 73, thence over Wisconsin Highway 73 to junction U.S. Highway 51, thence over U.S. Highway 51 to Portage, Wis., thence over Wisconsin Highway 33 to Addison, Wis., thence over Wisconsin Highway 175 to Milwaukee, Wis., thence over Wisconsin Highway 32 to the Wisconsin-Illinois State line, thence over Illinois Highway 42 to Chicago, Ill., (2) from Marshfield, Wis., over Wisconsin Highway 13 to junction U.S. Highway 10, thence over U.S. Highway 10 to Stevens Point, Wis., thence over U.S. Highway 51 to Plainfield, Wis., thence over Wisconsin Highway 73 to Wautoma, Wis., thence over Wisconsin Highway 21 to Oshkosh, Wis., thence over Wisconsin Highway 175 to Fond du Lac, Wis. (also from Oshkosh, Wis., over U.S. Highway 45 to Fond du Lac, Wis.), thence over U.S. Highway 45 to Milwaukee, Wis., thence over U.S. Highway 41 to Chicago, Ill., (3) from Green Bay, Wis., over Wisconsin Highway 54 to junction U.S. Highway 51, (4) from Green Bay, Wis., over U.S. Highway 41 via Menominee, Mich., to Escanaba, Mich. (also from Menominee over Michigan Highway 35 to Escanaba), thence over U.S. Highway 41 to Trenary, Mich., thence over Michigan Highway 67 to Chatham, Mich., thence over Michigan Highway 94 (formerly Michigan Highway 28) to Munising, Mich., and (5) from Iron Mountain, Mich., over U.S. Highway 2 to Spalding, Mich., and return over the same routes.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-5733; Filed, May 13, 1969;
8:49 a.m.]

[Notice 830]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

MAY 9, 1969.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 340) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official

named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

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

MOTOR CARRIERS OF PROPERTY

No. MC 11207 (Sub-No. 283 TA), filed May 5, 1969. Applicant: DEATON, INC., Post Office Box 1271, Birmingham, Ala. 35201. Applicant's representative: C. N. Knox (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Boxes, fiberboard, other than corrugated, and bottle carrying cartons*, from the plantsite and warehouses of the Mead Packaging Division of Mead Corp., in Fulton County, Ga., to points in Mississippi, Arkansas, Oklahoma, Louisiana, and Texas, for 180 days. Supporting shipper: Mead Packaging, Post Office Box 4417, Atlanta, Ga. 30302. Send protests to: B. R. McKenzie, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 814, 2121 Building, Birmingham, Ala. 35203.

No. MC 51146 (Sub-No. 133 TA), filed May 5, 1969. Applicant: SCHNEIDER TRANSPORT & STORAGE, INC., 817 McDonald Street, Green Bay, Wis. 54306. Applicant's representative: D. F. Martin (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Metal containers and metal container parts and accessories* used in connection with the distribution of metal containers and metal container ends when moving with metal containers, from Hamilton, Ohio, to Port Ivory, Staten Island, N.Y., for 120 days. Supporting shipper: National Can Corp., Midway Center, 5959 South Cicero Avenue, Chicago, Ill. 60638 (Roger F. Hermann, Central Area Traffic Manager). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 52579 (Sub-No. 117 TA), filed May 5, 1969. Applicant: GILBERT CARRIER CORP., 1 Gilbert Drive, Secaucus, N.J. 07094. Applicant's representative: W. Abel (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Wearing apparel, and materials and supplies* used in the manufacture of wearing apparel, between Island Pond, Vt., and New York, N.Y., commercial zone, for 150 days. Supporting shipper: Island Pond Manufacturing Co., Island Pond, Vt. Send protests to: District Supervisor Walter J.

Grossmann, Bureau of Operations, Interstate Commerce Commission, 970 Broad St., Newark, N.J. 07102.

No. MC 107064 (Sub-No. 72 TA), filed May 5, 1969. Applicant: STEERE TANK LINES, INC., 2808 Fairmount Street, Dallas, Tex. 75221. Applicant's representative: Hugh T. Matthews, 630 Fidelity Union Tower, Dallas, Tex. 75201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Crude oil*, in bulk, between points in Eddy, Lea, Chaves, and Roosevelt Counties, N. Mex., for 150 days. NOTE: Applicant does not intend to tack with existing authority. Supporting shipper: Mobil Oil Corp., Post Office Box 900, Dallas, Tex. 75221. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood St., Dallas Tex. 75202.

No. MC 109397 (Sub-No. 168 TA), filed May 5, 1969. Applicant: TRI-STATE MOTOR TRANSIT CO., Post Office Box 113, Joplin, Mo. 64801. Applicant's representative: Max G. Morgan, 600 Leininger Building, Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Explosives, nitro-carbo-nitrate, blasting materials and supplies*, from Biwabik, Minn., to points in Alabama, Arizona, Arkansas, California, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Missouri, Nebraska, Nevada, New Mexico, Ohio, Oklahoma, Oregon, Tennessee, Texas, Utah, Washington, and Wisconsin, for 150 days. Supporting shipper: The Dow Chemical Co., General Office Building, 2030 Abbott Road Center, Midland, Mich. 48640. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 111729 (Sub-No. 28 TA), filed April 22, 1969. Applicant: AMERICAN COURIER CORPORATION, 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: Gerard L. Peace (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Business papers, records and audit and accounting media of all kinds, and advertising material moving therewith*, (a) between points in Baldwin, Bartow, Catoosa, Chattooga, Cherokee, Cobb, Dawson, De Kalb, Floyd, Forsyth, Fulton, Gilmer, Gordon, Hall, Murray, Pickens, Walker, and Whitfield Counties, Ga., on the one hand, and, on the other, points in Tennessee east of the westerly crossing of the Tennessee River bound on the north by Kentucky and Virginia, on the east by North Carolina, and on the south by Alabama and Georgia; (b) between Anderson, Ind., on the one hand, and, on the other, Paris and Carbondale, Ill.; Oxford and Lucasville, Ohio; (c) between Akron, Ohio, on the other, points in Butler, Lawrence, and Mercer Counties, Pa.; (d) between points in New Haven County, Conn., on the one hand, and, on the other, points in Cumberland County, Maine; Hillsboro County, N.H.; Suffolk County, Mass.;

Allegheny County, Pa.; and Union County, N.J.; (e) between points in Litchfield County, Conn., on the one hand, and, on the other, New York, N.Y.; and points in Dutchess, Nassau, and Westchester Counties, N.Y.; (f) between New York, N.Y., on the one hand, and, on the other, points in Blair County, Pa.; (g) between Pittsburgh, Pa., on the one hand, and, on the other, points in Blair County, Pa., restricted to shipments having an immediately prior or subsequent movement by air. (2) *Radio-pharmaceuticals, radioactive drugs, and medical isotopes*, between Jacksonville, Orlando, and Tampa, Fla., on the one hand, and, on the other, points in Florida, restricted to shipments having an immediately prior or subsequent movement by air. (3) *Exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies and advertising literature moving therewith* (except motion picture film used primarily for theater and television exhibition), between Findlay, Ohio, on the one hand, and, on the other, points in Whitley County, Ind. (4) *Cameras, projectors, tape recorders, electronic flash units, light meters, and other electronic components related to the photographic business*, restricted against the transportation of packages or articles weighing in the aggregate more than 90 pounds from one consignor to one consignee on any 1 day, between Findlay, Ohio, on the one hand, and, on the other, points in Whitley County, Ind. (5) *Sample syrups, sample bottles, and machinery replacement parts—such as small gears, gaskets, precision tools, bearings, shims, pistons, and cylinders*, restricted against the transportation of packages or articles weighing in the aggregate more than 75 pounds from one consignor to one consignee on any 1 day, between points in New Haven County, Conn., on the one hand, and, on the other, points in Allegheny County, Pa.; Cumberland County, Maine; Hillsboro County, N.H.; Providence County, R.I.; Suffolk County, Mass.; and Union County, N.J. (6) *Small computer parts*, restricted against the transportation of packages or articles weighing in the aggregate more than 75 pounds from one consignor to one consignee on any 1 day, (a) between New York, N.Y., on the one hand, and, on the other, points in Blair County, Pa.; (b) between Pittsburgh, Pa., on the one hand, and, on the other, points in Blair County, Pa., restricted to shipments having an immediately prior or subsequent movement by air, for 180 days. Supporting shippers: There are approximately 10 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Anthony Chlusano, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 114533 (Sub-No. 189 TA), filed May 2, 1969. Applicant: BANKERS DISPATCH CORPORATION, 4970 South

Archer Avenue, Chicago, Ill. 60632. Applicant's representative: Stanley Komosa (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (a) *Proofs, cuts, copy, and other graphic arts material*, between Kansas City, Mo., on the one hand, and, on the other, points in Kansas, except Parsons and Lawrence, and (b) *audit media and other business records*, between Hutchinson, Kans., on the one hand, and, on the other, Omaha, Nebr., and St. Joseph, Mo., for 180 days. Supporting shippers: Heisler Engraving Co., Keystone Building, 1320-22 Main Street, Kansas City, Mo.; and Far-Mar-Co., Inc., 303 Kansas City Board of Trade, 4800 Main, Kansas City, Mo. 64112. Send protests to: District Supervisor Roger L. Buchanan, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Room 1086, Chicago, Ill. 60604.

No. MC 116077 (Sub-No. 265 TA), filed May 5, 1969. Applicant: ROBERTSON TANK LINES, INC., 5700 Polk Avenue, Post Office Box 1505, Houston, Tex. 77001. Applicant's representative: J. C. Browder (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid livestock feedstuff*, in bulk, from Houston, Tex., to points in Arkansas, Arizona, Louisiana, New Mexico, and Oklahoma, for 180 days. Note: Applicant does not intend to tack authority with presently authorized routes. Supporting shipper: Red Barn Chemicals, Inc. (Mr. C. D. Owen, Traffic Coordinator), Post Office Box 141, Tulsa, Okla. 74102. Send protests to: District Supervisor John C. Redus, Interstate Commerce Commission, Bureau of Operations, Post Office Box 61212, Houston, Tex. 77061.

No. MC 116325 (Sub-No. 61 TA), filed May 5, 1969. Applicant: JENNINGS BOND, doing business as BOND ENTERPRISES, Box 8, Lutesville, Mo. 63762. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel highway guard rail, guard rail posts, and other related products*, from Lima, Ohio, to points in Iowa, Missouri, Texas, Oklahoma, Arkansas, Colorado, Kansas, Nebraska, South Dakota, and New Mexico, for 180 days. Supporting shipper: Anderson "Safeway" Guard Rail Corp., 2610 North Dort Highway, Flint, Mich. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 3248, 1520 Market Street, St. Louis, Mo. 63103.

No. MC 117119 (Sub-No. 414 TA), filed May 5, 1969. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. 72728. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen cooked diced eggs*, from Monroe City, Mo., to points in Massachusetts, New York, Pennsylvania, Maryland, Washington, D.C., Ohio, Indiana, Kentucky, Michigan, Illinois, Wisconsin, Minnesota, Iowa, Oklahoma, Texas,

Louisiana, Colorado, Arizona, California, Oregon, and Washington, for 180 days. Supporting shipper: Seymour Foods Co., Division of Norris Grain Co., P.O. Box 116, Topeka, Kans. 66601. Send protest to: District Supervisor William H. Land, Jr., Interstate Commerce Commission, Bureau of Operations, 2519 Federal Office Building, Little Rock, Ark. 72201.

No. MC 119226 (Sub-No. 73 TA), filed May 5, 1969. Applicant: LIQUID TRANSPORT CORP., 3901 Madison Avenue, Indianapolis, Ind. 46227. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid emulsifier*, in bulk, in tank vehicles; from Cincinnati, Ohio, to Midland, Mich., for 180 days. Supporting shipper: The Procter & Gamble Co., Post Office Box 599, Cincinnati, Ohio 45201. 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 128279 (Sub-No. 9 TA) (Correction), filed April 11, 1969, published FEDERAL REGISTER, issue of April 23, 1969, and republished as corrected this issue. Applicant: ARROW FREIGHTWAYS, INC., Post Office Box 3783, Albuquerque, N. Mex. 87110. Applicant's representative: Jerry R. Murphy, 708 La Veta Drive NE, Albuquerque, N. Mex. 87108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Single or concentric cylinders or containers*, loaded or empty, which because of size, or construction, require special equipment or handling, and accessories, components, and related parts thereof moving in connection therewith, except such of the foregoing commodities as are 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 byproducts, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof, between the Nevada test site of the U.S. Atomic Energy Commission located near Mercury, Nev., on the one hand, and, on the other, Los Alamos, N. Mex., for 180 days. Supporting shipper: Previous publication shows Atomic Energy Commission, Los Alamos, N. Mex., as the supporting shipper. This statement is not complete. That agency notes its position as follows: "... it is AEC policy that participation in proceedings related to carrier applications to regulatory bodies for temporary or permanent operating authority to operate in specified geographical locations shall be confined to statements and testimony in support of a need for service and shall not extend to the support of individual carriers or groups of carriers." Send protests to: William R. Murdoch, District Supervisor, Interstate Commerce Commission, 10515 Federal Building, U.S. Courthouse, Albuquerque, N. Mex. 87101.

No. MC 133656 TA (Correction), filed April 24, 1969, published FEDERAL REGIS-

TER Notice No. 827, and republished as corrected this issue. Applicant: REA BROTHERS LIMITED, 322 Queen Street, S., Streetsville, Ontario, Canada. Applicant's representative: William J. Hirsch, 43 Niagara Street, Buffalo, N.Y. 14202. Note: The purpose of this republication is to show applicants correct name as above in lieu of REA BROTHERS TRANSPORT LTD. shown in previous publication.

No. MC 133688 TA, filed May 2, 1969. Applicant: CHARLES I. HERMAN, doing business as S. P. D. DELIVERY SERVICE, 754 Lyons Avenue, Irvington, N.J. 07111. Applicant's representative: Edward Bowes, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Astray passenger baggage*, including but not limited to luggage, clothing, clothing bags, skis, pets, hair dryers, and cartons, having a prior or subsequent movement by air, between Newark Airport, N.J., and points in New Jersey and Connecticut, and the counties of Bucks, Monroe, Montgomery, and Northampton, Pa.; and the counties of Dutchess, Nassau, Orange, Putnam, Rockland, Suffolk, Sullivan, Ulster, and Westchester, N.Y., for 150 days. Supporting shippers: Pan American World Airways, Newark Airport, Newark, N.J. 07114, Thomas H. Clark, Airport Manager; Braniff International, Newark Airport, Newark, N.J. 07114; Eastern Air Lines Incorporated, Newark Airport, Newark, N.J. 07114; Delta Air Lines, Inc., Newark Airport, Newark, N.J. 07114; Allegheny Airlines, Newark Airport, Newark, N.J. 07114; Northwest Airlines, Inc., Newark Airport, Newark, N.J. 07114; National Airlines, Inc., Newark Airport, Newark, N.J. 07114. Send protests to: District Supervisor Robert S. H. Vance, Interstate Commerce Commission, Bureau of Operations, 970 Broad St., Newark, N.J. 07102.

No. MC 133696 TA, filed May 5, 1969. Applicant: ANTELOPE VALLEY VAN & STORAGE CO., 602 East Avenue R, Palmdale, Calif. 93550. Applicant's representative: Ernest D. Salm, 3826 Evans Street, Los Angeles, Calif. 90027. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in Kern and Los Angeles Counties, Calif., for 180 days. Supporting shippers: Furniture Forwarding, Inc., Post Office Box 55191, Indianapolis, Ind.; American Ensign Van Service, Inc., Post Office Box 2270, Wilmington, Calif. 90744; Getz Bros. & Co., Getzpak Division, Post Office Box 2230, Wilmington, Calif. Send protests to: District Supervisor John E. Nance, Interstate Commerce Commission, Bureau of Operations, Room 7708, Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

MOTOR CARRIER OF PASSENGERS

No. MC 133693 TA, filed May 5, 1969. Applicant: JOHN C. CAFFEY, doing business as VETERAN'S BUS CO., 54 North Main Street, Port Deposit, Md. 21904. Applicant's representative: John

C. Caffrey (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* (Navy Personnel), in charter service, from U.S. Naval Training Center, Bainbridge, Md., to points in Delaware, District of Columbia, New Jersey, New York, Pennsylvania, Virginia, and West Virginia, and return, for 180 days. Supporting shipper: U.S. Naval Training Center, Bainbridge, Md. 21905; R. P. Bergeron, Commander, U.S. Navy, Chief Staff Officer. Send protests to: Paul J. Lowry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 206 Old Post Office Building, Salisbury, Md. 21801.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[P.R. Doc. 69-5734; Filed, May 13, 1969;
8:49 a.m.]

NOTICE OF FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

MAY 9, 1969.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of

the intrastate authority sought, pursuant to section 206(a)(6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by Special Rule 1.245 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State commission hearings or other proceedings, any subsequent changes therein, any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

State Docket No. MC 3616 Sub 1, filed April 24, 1969. Applicant: HORTON AUSTIN KEY, doing business as, CARTHAGE FREIGHT LINE, Carthage, Tenn. 37030. Applicant's representative: Walter Harwood, 1822 Parkway Towers, Nashville, Tenn. 37219. Certificate of public convenience and necessity sought to operate a freight service as follows: General commodities (except household goods as defined by the Commission, class A and B explosives, commodities in bulk, and articles which because of their size or weight require special equipment), (1) between junction U.S. Highway 70 and Tennessee Highway 141 and Lancaster, Tenn., serving all intermedi-

ate points beyond the city limits of Lebanon, Tenn., and serving the off-route point of Hickman; (2) from the junction of Tennessee Highway 141 and Tennessee Highway 53 via Tennessee Highway 53 to Brush Creek, and return over the same route, serving all intermediate points; and (3) from Chestnut Mount over unnumbered road via Stonewall Junction with Tennessee Highway 141, and return over the same route, serving all intermediate points. All of said authority to be used in conjunction with all of applicant's presently authorized routes. Both intrastate and interstate authority sought.

HEARING: Thursday, May 29, 1969, at 10:30 a.m., at the Commission's Court Room, C-1 Cordell Hull Building, Nashville, Tenn. Requests for procedural information including the time for filing protests concerning this application should be addressed to the Tennessee Public Service Commission, Cordell Hull Building, Nashville, Tenn. 37219, and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[P.R. Doc. 69-5735; Filed, May 13, 1969;
8:49 a.m.]

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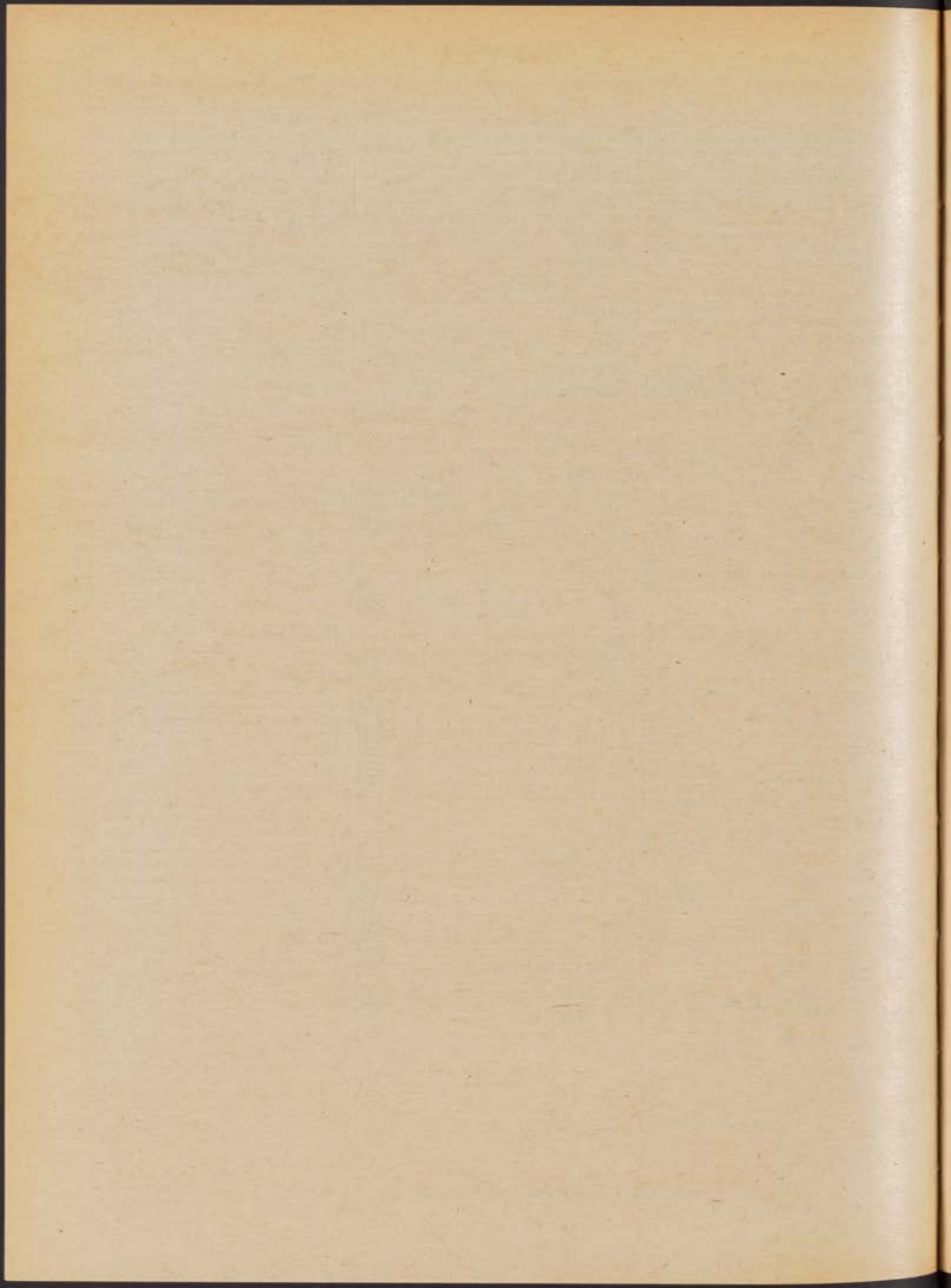
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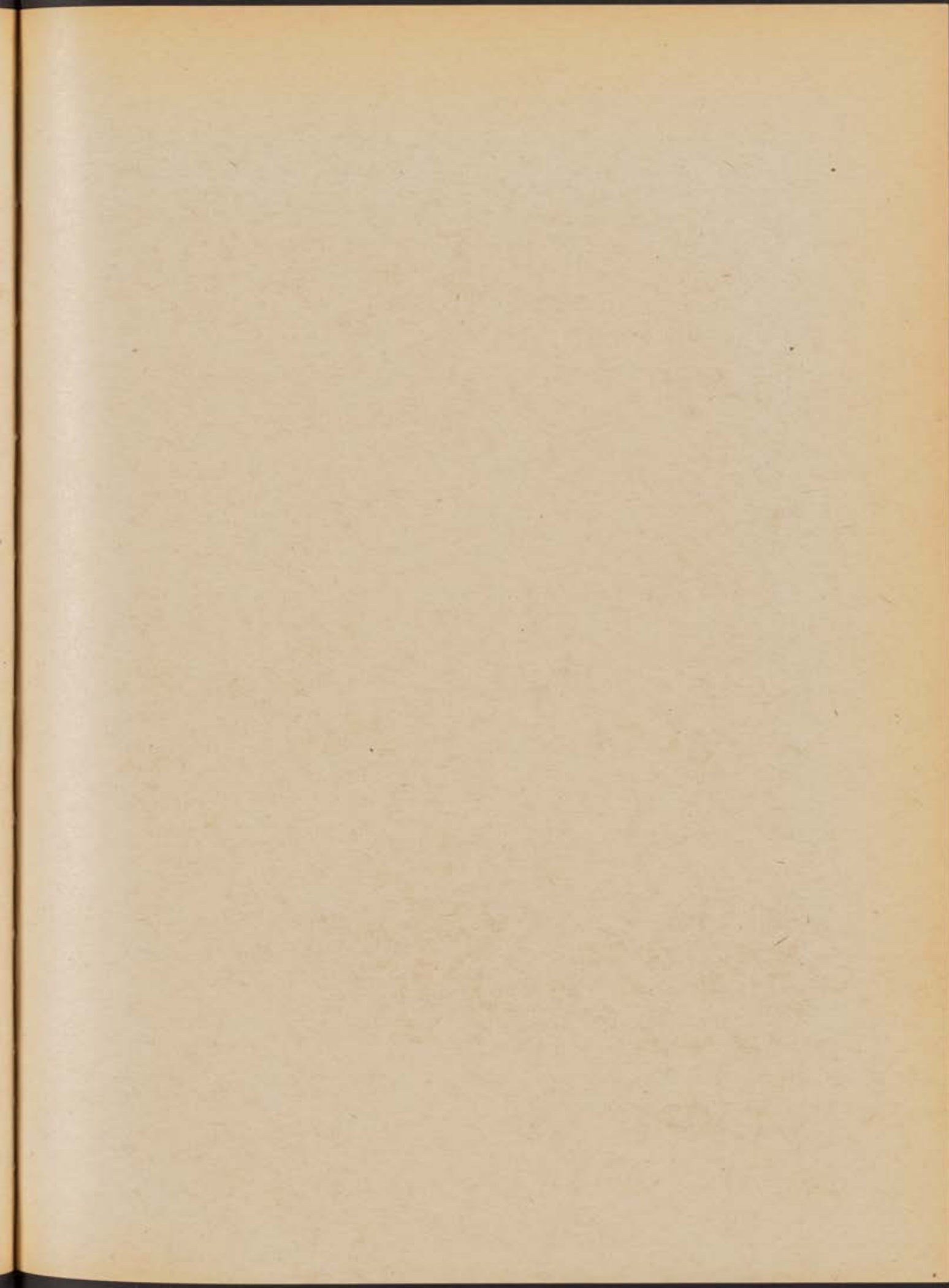
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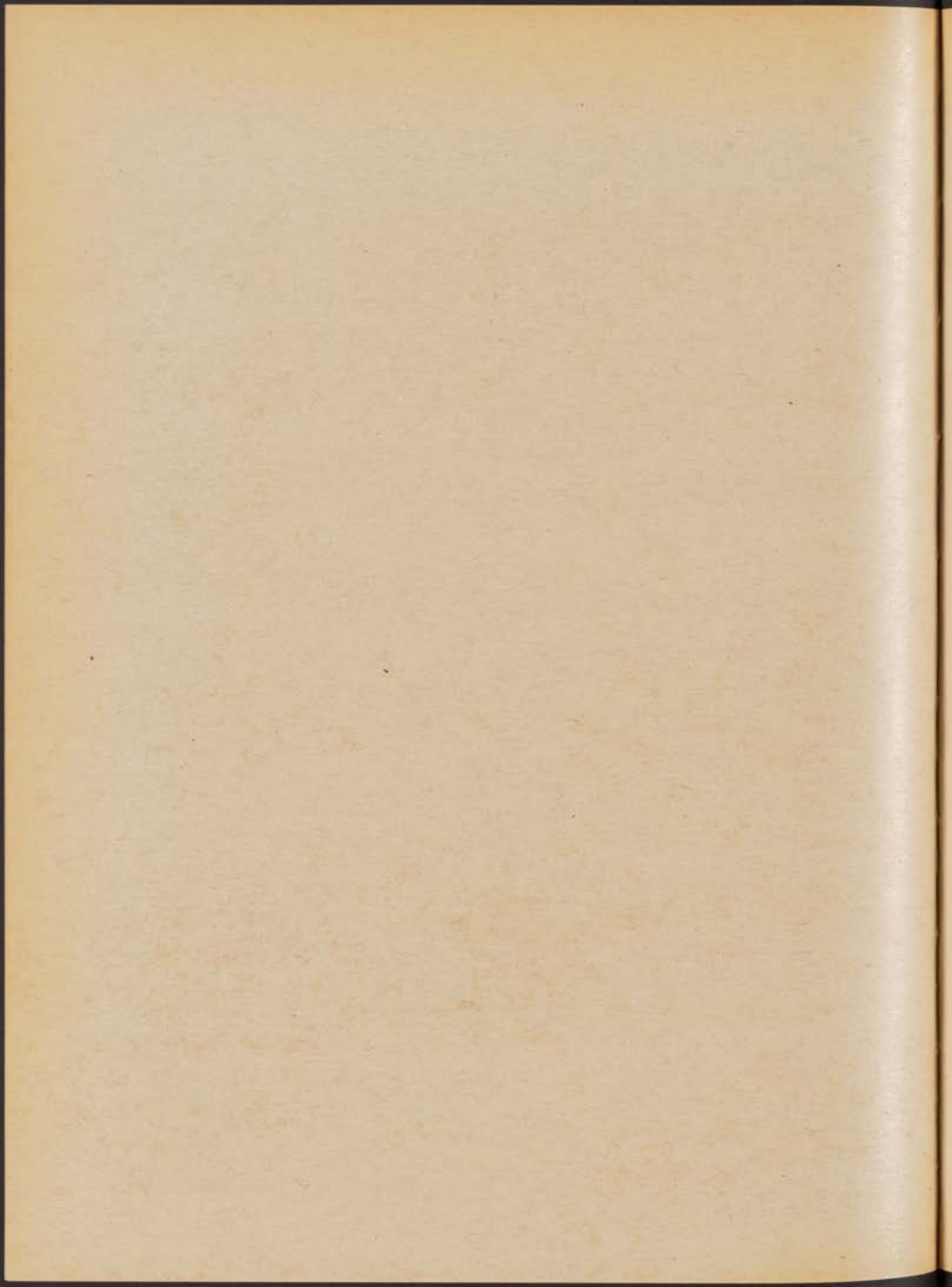
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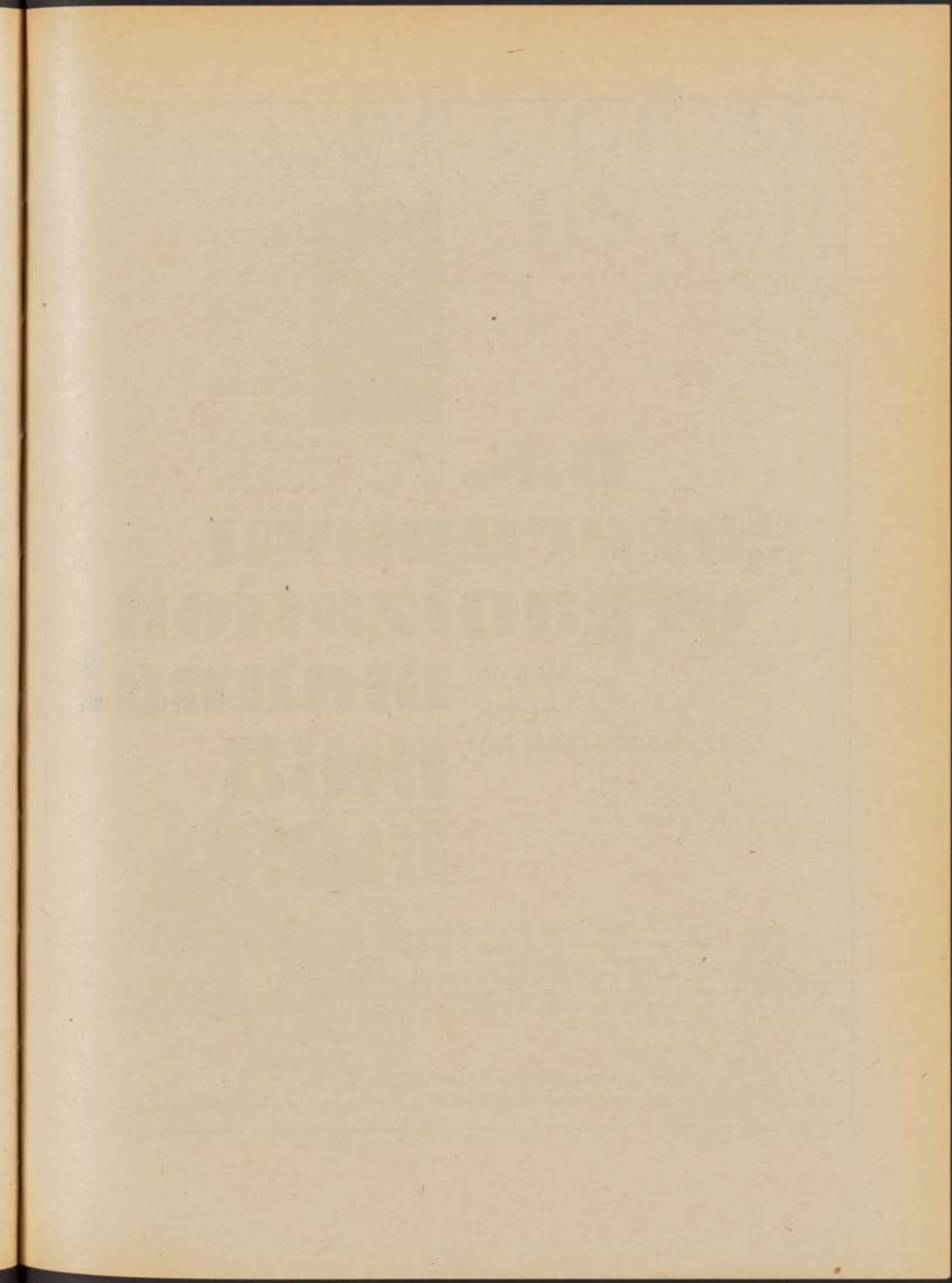
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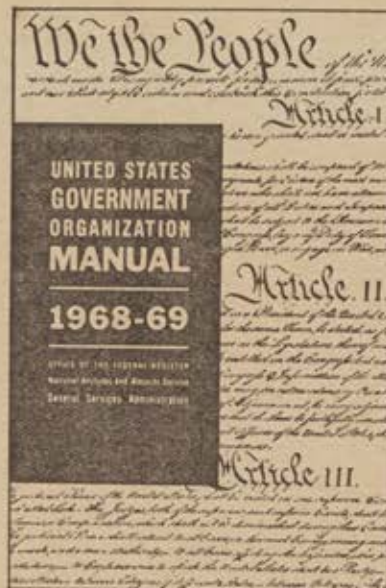
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