FEDERAL REGISTER

VOLUME 34 • NUMBER 142

Saturday, July 26, 1969 • Washington, D.C.

Pages 12321–12365

Agencies in this issue—

Agricultural Research Service
Agricultural Stabilization and Conservation Service
Civil Aeronautics Board
Civil Service Commission
Coast Guard
Commodity Credit Corporation
Consumer and Marketing Service
Customs Bureau
Defense Department
Emergency Preparedness Office
Federal Aviation Administration
Federal Communications Commission
Federal Maritime Commission
Federal Power Commission
Federal Reserve System
Federal Trade Commission
Federal Water Pollution Control Administration
Forest Service
General Services Administration
Interagency Textile Administrative Committee
Internal Revenue Service
Interstate Commerce Commission
National Aeronautics and Space Administration
National Park Service
National Transportation Safety Board
Renegotiation Board
Tariff Commission

Detailed list of Contents appears inside.

FEDERAL REGISTER

Area Code 202 Phone 962-8626

Published daily, Tuesday through Saturday (no publication on Sundays, Mondays, or on the day after an official Federal holiday), by the Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., Ch. 15), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $2.50 per month or $25 per year, payable in advance. The charge for individual copies is 20 cents for each issue, or 20 cents for each group of pages as actually bound. Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended (44 U.S.C. 1510). The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements are listed in the first FEDERAL REGISTER issue of each month.

Contents

AGRICULTURAL RESEARCH SERVICE

Rules and Regulations

Hog cholera and other communicable swine diseases; areas quarantined 12329
Swine destroyed because of hog cholera; payment of indemnities 12329

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

Rules and Regulations

Upland cotton; acreage allotments for 1968 and succeeding crop years 12325

AGRICULTURE DEPARTMENT

See Agricultural Research Service; Agricultural Stabilization and Conservation Service; Commodity Credit Corporation; Consumer and Marketing Service; Forest Service.

CIVIL AERONAUTICS BOARD

Notices

Hearings, etc.:
International Air Transport Association (2 documents) 12348
Mohawk Airlines, Inc. 12348

CIVIL SERVICE COMMISSION

Rules and Regulations

Health, Education, and Welfare Department; excepted service 12325

COAST GUARD

Rules and Regulations

Great Lakes vessels; load lines 12342
Small business concerns; small business program 12342

Notices

Ponce, and Mayaguez, Puerto Rico; revocation of designation as ports of documentation 12347

COMMODITY CREDIT CORPORATION

Rules and Regulations

Flaxseed; 1969 crop loan and purchase program; support rates, premiums, and discounts 12327
Peanuts; 1969 warehouse storage loans and sheller purchases 12327
Rye; 1969 crop loan and purchase program; support rates 12326

Notices

Warehouse storage loans; extension 12347

CONSUMER AND MARKETING SERVICE

Rules and Regulations

Lemons grown in California and Arizona; handling limitations 12325
Prunes grown in designated counties in Washington and in Umatilla County, Oreg.; shipment limitations 12326

CUSTOMS BUREAU

Notices

Aircraft in foreign trade; supplies and equipment for aircraft of foreign registry 12346

DEFENSE DEPARTMENT

Rules and Regulations

Credit unions serving Department of Defense personnel 12337
User charges; miscellaneous amendments 12339

EMERGENCY PREPAREDNESS OFFICE

Notices

Notices of major disaster:
Kansas 12357
Kentucky 12358
Ohio 12358

FEDERAL AVIATION ADMINISTRATION

Rules and Regulations

Airworthiness directives; Beech Model 99 Series airplanes 12332

FEDERAL COMMUNICATIONS COMMISSION

Proposed Rule Making

Telephone companies; applications for channel facilities 12345

Notices

Common carrier services information; domestic public radio services applications accepted for filing 12348
Hearing, etc.:
Jaco, Inc., and KAKE-TV and Radio, Inc. 12350
Silkwood, Ralph J. (2 documents) 12351

FEDERAL MARITIME COMMISSION

Notices

Lykes Bros. Steamship Co., Inc., and Thos. & Jas. Harrison Ltd. (Harrison Line); proposed cancellation of agreements 12352
Sea-Land Service, Inc., and Prudential Lines, Inc.; agreements filed for approval 12353

FEDERAL POWER COMMISSION

Notices

Hearings, etc.:
Atlantic Richfield Co., et al. 12353
Kerr-McGee Corp., et al. 12354
Union Texas Petroleum et al. 12355

FEDERAL RESERVE SYSTEM

Rules and Regulations

Adoption of forms 12330
Truth in lending; procedures and criteria for State exemption from Federal law 12330

Notices

Atlantic Bancorporation and Atlantic National Bank of Jacksonville; order approving acquisition of bank stock by holding companies 12357

FEDERAL TRADE COMMISSION

Rules and Regulations

Prohibited trade practices:
Hobby Mart, Inc., and Irving Feldstein 12334
Majestic Chinchilla, Inc., et al. 12335
Philip Reiner Furs, Inc., and Philip Reiner 12336

FEDERAL WATER POLLUTION CONTROL ADMINISTRATION

Rules and Regulations

State standards; adoption, identification and availability 12336

FOREST SERVICE

Rules and Regulations

Administration; appeals from administrative decisions 12341

GENERAL SERVICES ADMINISTRATION

Rules and Regulations

Depressed industries 12341

INTERIOR DEPARTMENT

See Federal Water Pollution Control Administration; National Park Service.

INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

Notices

Certain cotton textiles and textile products produced or manufactured in Argentine Republic; entry or withdrawal from warehouse for consumption 12357

INTERNAL REVENUE SERVICE

Notices

Granting of relief:
Lutes, John R. 12346
Mills, Thomas Benton 12346
Watkins, Harry R. 12346

(Continued on next page)

INTERSTATE COMMERCE COMMISSION

Rules and Regulations

Tariffs containing joint rates and through routes for transportation of property between points in U.S. and points in foreign countries 12343

Proposed Rule Making

Practices of motor common carriers of household goods; extension of time for filing written representations 12345

Notices

Fourth section applications for relief 12358
Motor carrier:
Temporary authority applications (2 documents) 12359, 12360
Transfer proceedings 12361

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Rules and Regulations

NASA official seal, insignia, official astronaut badges and flags 12332

NATIONAL PARK SERVICE

Rules and Regulations

Yosemite National Park, Calif.; fishing 12341

NATIONAL TRANSPORTATION SAFETY BOARD

Notices

United Air Lines aircraft; investigation of accident 12347

RENEGOTIATION BOARD

Notices

Persons holding prime contracts or subcontracts for transportation by water as common carriers; extension of time for filing financial statements 12358

TARIFF COMMISSION

Notices

Plastic mattress handles from Canada; notice of investigation and hearing 12358

TRANSPORTATION DEPARTMENT

See Coast Guard; Federal Aviation Administration; National Transportation Safety Board.

TREASURY DEPARTMENT

See Customs Bureau; Internal Revenue Service.

List of CFR Parts Affected

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

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

5 CFR

213 12325

7 CFR

722 12325
910 12325
924 12326
1421 (2 documents) 12326, 12327
1446 12327

9 CFR

56 12329
76 12329

12 CFR

207 12330
220 12330
221 12330
226 12330

14 CFR

39 12332
1221 12332

16 CFR

13 (3 documents) 12334–12336

18 CFR

620 12336

32 CFR

230 12337
288 12339

36 CFR

7 12341
211 12341

41 CFR

1–1 12341
1–5 12341
12B–1 12342

46 CFR

45 12342

47 CFR

PROPOSED RULES:
63 12345

49 CFR

1300 12343
1307 12343

PROPOSED RULES:
Ch. X 12345

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Department of Health, Education, and Welfare

Section 213.3316 is amended to show that one position of Special Assistant to the Deputy Assistant Secretary for Legislation (Health) is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (15) is added to paragraph (f) of § 213.3316 as set out below.

§ 213.3316 Department of Health, Education, and Welfare.

* * * * *

(f) *Office of the Assistant Secretary for Legislation.* * * *

(15) One Special Assistant to the Deputy Assistant Secretary for Legislation (Health).

* * * * *

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

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

[F.R. Doc. 69-8848; Filed, July 25, 1969; 8:49 a.m.]

Title 7—AGRICULTURE

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

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 11]

PART 722—COTTON

Subpart—Acreage Allotments for 1968 and Succeeding Crops of Upland Cotton

TRANSFERS WHICH WOULD CREATE SMALL FARM ELIGIBILITY

This amendment is issued pursuant to the Agricultural Adjustment Act of 1938, as amended (52 Stat. 31, as amended; 7 U.S.C. 1281 et seq.).

The purpose of this amendment is to remove, for transfers to take effect for 1970, the requirement that county committees shall not approve a transfer where such transfer will create a small farm under the upland cotton program.

When the regulations for the 1970 upland cotton program (relating to price support and small farm payments) are issued, the definition of a "small farm" will exclude those farms from which allotment transfers made in 1970 would create farms that would otherwise be eligible for small farm benefits.

Since the period for filing applications for transfer to take effect for 1970 is from June 1, 1969 through December 31, 1969, it is essential that this amendment be made effective as soon as possible. It is hereby determined and found that compliance with the notice, public procedure and 30-day effective date requirements of 5 U.S.C. 553 is impracticable and contrary to the public interest. Accordingly, this amendment shall be effective upon filing with the Director, Office of the Federal Register.

Paragraph (m) of § 722.430 of the Subpart—Acreage Allotments for 1968 and Succeeding Crops of Upland Cotton of Part 722, Subchapter B of Chapter VII, Title 7 of the Code of Federal Regulations (33 F.R. 895 and 19823), is revoked.

(Secs. 344a, 375; 79 Stat. 1197, as amended, 52 Stat. 66, as amended; 7 U.S.C. 1344b, 1375)

Signed at Washington, D.C., on July 22, 1969.

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

[F.R. Doc. 69-8822; Filed, July 25, 1969; 8:49 a.m.]

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

[Lemon Reg. 384]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 910.684 Lemon Regulation 384.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act by tending to establish and maintain such orderly marketing conditions for such lemons as will provide, in the interest of producers and consumers, an orderly flow of the supply thereof to market throughout the normal marketing season to avoid unreasonable fluctuations in supplies and prices, and is not for the purpose of maintaining prices to farmers above the level which it is declared to be the policy of Congress to establish under the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held, the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on July 22, 1969.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period July 27, 1969, through August 2, 1969, are hereby fixed as follows:

(i) District 1: Unlimited movement;

(ii) District 2: 302,250 cartons;

(iii) District 3: Unlimited movement.

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

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

Dated: July 24, 1969.

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

[F.R. Doc. 69-8857; Filed, July 25, 1969; 8:49 a.m.]

[Prune Reg. 7]

PART 924—FRESH PRUNES GROWN IN DESIGNATED COUNTIES IN WASHINGTON AND IN UMATILLA COUNTY, OREG.

Limitation of Shipments

Findings. (1) Pursuant to the marketing agreement and Order No. 924 (7 CFR Part 924), regulating the handling of fresh prunes grown in designated counties in Washington and in Umatilla County, Oreg., effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the recommendations of the Washington-Oregon Fresh Prune Marketing Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of fresh prunes, in the manner herein provided, will tend to effectuate the declared policy of the act.

(2) The recommendations by the Washington-Oregon Fresh Prune Marketing Committee reflect its appraisal of the crop and current and prospective market conditions. Shipments of prunes from the production area are expected to begin on or about July 28, 1969. The grade requirements provided herein are necessary to prevent the handling, on and after July 28, 1969, of any prunes grading lower than the grade herein specified, so as to provide consumers with good quality fruit, consistent with (1) the overall quality of the crop, and (2) maximizing returns to the producers pursuant to the declared policy of the act. The Brooks variety of prunes is excluded from regulation because (1) they are consumed in the areas in which they are produced because they are not suitable for shipment, and (2) production has been declining in recent years and is now quite insignificant. Individual shipments, not exceeding 500 pounds, of prunes of the Stanley or Merton varieties of prunes, subject to necessary safeguards, are excepted from these requirements because the production of these varieties is relatively small and those few which are produced are primarily consumed locally for home use and not for resale. Individual shipments, not exceeding 150 pounds, of any variety other than Stanley or Merton varieties of prunes sold for home use and not for resale, subject to necessary safeguards, are excepted from these requirements in that the quantity of prunes so handled is relatively inconsequential when compared with the total quantity handled, and because it would be administratively impractical to regulate the handling of such shipments due to the nearness of the source of supply.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that, as hereinafter set forth, 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 July 28, 1969. A reasonable determination as to the supply of, and the demand for, prunes must await the development of the crop and adequate information thereon was not available to the Washington-Oregon Fresh Prune Marketing Committee until July 15, 1969, recommendation as to the need for, and the extent of, regulation of shipments of such prunes was made at the meeting of said committee on July 15, 1969, after consideration of all available information relative to the supply and demand conditions for such prunes, at which time the recommendation and supporting information were submitted to the Department; shipments of the current crop of such prunes are expected to begin on or about the effective date hereof; this regulation should be applicable, insofar as practicable, to all shipments of such prunes in order to effectuate the declared policy of the act; and compliance with the provisions of this regulation will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

§ 924.308 Prune Regulation 7.

(a) *Order.* (1) Prune Regulation 6 (33 F.R. 10736) is hereby terminated on July 28, 1969.

(2) During the period July 28, 1969, through July 31, 1970, no handler shall handle any lot of prunes, except prunes of the Brooks variety, unless such prunes meet the following applicable requirements, or are handled in accordance with subparagraph (3) of this paragraph:

(i) *Minimum grade requirement.* Such prunes grade at least U.S. No. 1: *Provided,* That any prunes having not less than two-thirds (⅔) of the surface with purplish color may be shipped if they otherwise grade at least U.S. No. 1.

(3) Notwithstanding any other provision of this regulation, any individual shipment which, in the aggregate, does not exceed 500 pounds, net weight, of prunes of the Stanley, or Merton varieties of prunes, or 150 pounds, net weight, of prunes of any variety other than Stanley, or Merton varieties of prunes, which meets each of the following requirements may be handled without regard to the restrictions of this paragraph, of § 924.41 (Assessments), and of § 924.55 (Inspection and certification):

(i) The shipment consists of prunes sold for home use and not for resale, and

(ii) Each container is stamped or marked with the handler's name and address and with the words "not for resale" in letters at least one-half inch in height.

(b) The term "U.S. No. 1" shall have the same meaning as when used in the U.S. Standards for Fresh Plums and Prunes (§ 51.1520–51.1538 of this title; 34 F.R. 5301); the term "purplish color" shall have the same meaning as when used in the Washington State Department of Agriculture Standards for Italian Prunes (May 1954) and in the Oregon State Department of Agriculture Standards for Italian Prunes (July 1965); and, except as otherwise specified, all other terms shall have the same meaning as when used in the marketing agreement and order.

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

Dated: July 23, 1969.

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

[F.R. Doc. 69-8858; Filed, July 25, 1969; 8:49 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Regs., 1969 Crop Rye Supp., Amdt. 1]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1969 Crop Rye Loan and Purchase Program

SUPPORT RATES

The regulations issued by the Commodity Credit Corporation published at 34 F.R. 8290 and 9418 containing provisions for price support loans and purchases applicable to the 1969 crop of rye are amended as follows:

In § 1421.2855, paragraph (b) is amended to change the rates for certain counties in New Mexico. Also paragraph (b) is amended to establish a rate for Crosby County, Tex. Under the center heading "Texas" between the counties of Cottle and Dallam, add the following. Paragraph (b) is amended as follows:

§ 1421.2855 Support rates.

* * * * *

(b) *County support rates.* * * *

NEW MEXICO

County	Rate per bushel
Curry	$0.98
Harding	.94
Lea	.96
Quay	.98
Roosevelt	.97
Union	.96
All other counties	.90

* * * * *

TEXAS

County	Rate per bushel
Crosby	$0.98

* * * * *

(Sec. 4, 62 Stat. 1070 as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat .1072, secs. 105, 401, 63 Stat. 1051 as amended; 15 U.S.C. 714c, 7 U.S.C. 1421, 1441)

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on July 18, 1969.

CARROLL G. BRUNTHAVER,
Acting Executive Vice President, Commodity Credit Corporation.

[F.R. Doc. 69-8787; Filed, July 25, 1969; 8:46 a.m.]

[CCC Grain Price Support Regs., 1969 Crop Flaxseed Supp., Amdt. 1]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1969 Crop Flaxseed Loan and Purchase Program

SUPPORT RATES, PREMIUMS, AND DISCOUNTS

The regulations issued by Commodity Credit Corporation which contain the basic price support rates for the 1969 crop of flaxseed, 34 F.R. 9059, are amended to establish a basic support rate of $2.52 per bushel for all counties in the State of Washington.

Section 1421.3068(b) is amended by inserting, between the listings for South Dakota and Wisconsin the following:

WASHINGTON

All counties $2.52

(Sec. 4, 62 Stat. 1070, as amended; sec. 5, 62 Stat. 1072; secs. 301, 401, 63 Stat. 1054; 15 U.S.C. 714 b and c, 7 U.S.C. 1447, 1421)

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on July 17, 1969.

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

[F.R. Doc. 69-8788; Filed, July 25, 1969; 8:46 a.m.]

PART 1446—PEANUTS

Subpart—1969 Crop Peanut Warehouse Storage Loans and Sheller Purchases

The General Regulations Governing 1967 and Subsequent Crop Peanut Warehouse Storage Loans and Sheller Purchases (32 F.R. 9950) and any amendments thereto (hereinafter called the General Regulations), which contain terms and conditions under which CCC will make warehouse storage loans on and sheller purchases of peanuts, are supplemented by revising §§ 1446.40–1446.44 and 1446.50–1446.52 to read as follows, effective as to the 1969 crop of peanuts. The material previously appearing in these sections remains in full force and effect as to the crops to which it was applicable.

WAREHOUSE STORAGE LOANS

Sec.
1446.40 Associations through which producers may obtain price support.
1446.41 Applicability.
1446.42 National average price.
1446.43 Average support prices by type.
1446.44 Calculation of support prices.

SHELLER PURCHASES

1446.50 Eligible sheller—filing time.
1446.51 Period of offering.
1446.52 CCC purchases of eligible peanuts and prices.

AUTHORITY: The provisions of this subpart issued under secs. 4 and 5, 62 Stat. 1070, as amended; 15 U.S.C. 714 b and c. Interpret or apply secs. 101, 401, 63 Stat. 1051, as amended, 7 U.S.C. 1441, 1421.

WAREHOUSE STORAGE LOANS

§ 1446.40 Associations through which producers may obtain price support.

Eligible producers may obtain price support by means of warehouse storage loans on eligible 1969 crop farmers stock peanuts through, in the Southeastern area, GFA Peanut Association, Camillo, Ga.; Southwestern area, Southwestern Peanut Growers Association, Gorman, Tex.; and Virginia-Carolina area, Peanut Growers Cooperative Marketing Association, Franklin, Va.

§ 1446.41 Applicability.

The support prices specified in this section apply to 1969 crop farmers stock peanuts in bulk or in bags, net weight basis, eligible for price support advances under the General Regulations.

§ 1446.42 National average price.

The national average support price for 1969 crop peanuts is $247.50 per ton.

§ 1446.43 Average support prices by type.

The support prices by type per average grade ton of 1969 crop peanuts are:

Type	Dollars per ton
Virginia	$257.41
Runner	238.00
Southeast Spanish	249.37
Southwest Spanish	245.12
Valencia, suitable for cleaning and roasting	257.41

The price for Valencia type peanuts not suitable for cleaning and roasting will be the same as for Spanish type peanuts in the same area.

§ 1446.44 Calculation of support prices.

The support price per ton for 1969 crop peanuts of a particular type and quality shall be calculated on the basis of the following rates, premiums, and discounts (with no value being assigned to damaged kernels), except that the minimum support value for any lot of eligible peanuts of any type shall be 4 cents per pound of kernels in the lot:

(a) *Kernel value per net ton excluding loose shelled kernels.* (1) Price for each percent of sound mature and sound split kernels shall be:

Type	Dollars per ton
Virginia	$3.564
Runner	3.477
Southeast Spanish	3.516
Southwest Spanish	3.516
Valencia:	
Southwestern area—suitable for cleaning and roasting	3.921
Southwestern area—not suitable for cleaning and roasting	3.516
Areas other than Southwestern	3.516

(2) Price for each percent of other kernels:

All types	$1.40

(3) Premium for each 1 percent extra large kernels in Virginia type peanuts shall be 45 cents, except that no premium shall be applicable to any lot of such peanuts containing more than 7 percent damaged kernels.

(b) *Value of loose shelled kernels per pound.*

All types	$0.07

(c) *Damaged kernel discount.* For all types of peanuts, the discount per ton for damaged kernels shall be as follows:

Peanuts containing damaged kernels of—	Discount
1 percent	None
2 percent	$3.40
3 percent	7.00
4 percent	11.00
5 percent	25.00
6 percent	40.00
7 percent	60.00
8–9 percent	80.00
10 percent and over	100.00

(d) *Sound split kernel discount.* For all types of peanuts, the discount per ton for sound split kernels shall be as follows:

Peanuts containing sound split kernels of—	Discount
1 through 4 percent	None
5 percent	$1.00
6 percent	1.60

Plus 80 cents for each percent of sound split kernels in excess of 6 percent.

(e) *Foreign material discount.* The discount for each full 1 percent foreign material in excess of 4 percent and not over 10 percent shall be $1 per ton.

(f) *Price adjustment for peanuts sampled with other than a pneumatic sampler.* The support price for Virginia type peanuts sampled with other than a pneumatic sampler shall be reduced by $0.0025 per pound net weight including loose shelled kernels.

(g) *Mixed types discount.* Individual lots of farmers stock peanuts containing mixtures of two or more types in which there is less than 90 percent of any one type will be supported at a rate which is $10 per ton less than the support price applicable to the type in the mixture having the lowest support price.

(h) *Location adjustments to support prices.* Farmers stock peanuts delivered to the association for price support advances in the States specified, where peanuts are not customarily shelled or crushed, shall be discounted as follows:

(1) Arizona, $25 per ton.
(2) Arkansas, $10 per ton.
(3) California, $33 per ton.
(4) Louisiana, $7 per ton.
(5) Mississippi, $20 per ton.
(6) Missouri, $10 per ton.
(7) Tennessee, $25 per ton.

(i) *Virginia type peanuts.* Virginia type peanuts, to receive peanut price support as Virginia type, must contain 40 percent or more "fancy" size peanuts, as determined by a presizer with the rollers set at 31/64 inch space. Virginia type peanuts so determined to contain less than 40 percent "fancy" size peanuts will be supported (but not classed) as though they were Runner type.

(j) *Bradford peanuts.* Bradford Big Boy (or Victor Bradford) peanuts will be supported at 50 percent of the support price for Virginia type peanuts of the same quality, with no premium for extra large kernels.

SHELLER PURCHASES

§ 1446.50 Eligible sheller—filing time.

To be eligible to sell 1969 crop peanuts to CCC under this subpart, the sheller shall file with the association not later than February 28, 1970, or such later date as may be approved by CCC, the notice of participation required under § 1446.11 (a).

§ 1446.51 Period of offering.

Unless a later date is approved in writing by CCC, written offers to sell 1969 crop peanuts to CCC, on the form prescribed by CCC, may be filed with the association from time of harvest through:

(a) July 31, 1970, for shelled peanuts not U.S. grade described in § 1446.52(c), and for farmers stock peanuts described in § 1446.52(d).

(d) October 31, 1970, for U.S. grade shelled peanuts described in § 1446.52(b).

§ 1446.52 CCC purchases of eligible peanuts and prices.

(a) *Basis of purchase.* Except as otherwise provided in § 1446.13 of the General Regulations, CCC will purchase from eligible shellers 1969 crop peanuts which meet the specifications contained in this section. The peanuts will be purchased on the basis of the net weight determined at the time of delivery and the prices specified in paragraphs (b), (c), and (d) of this section. CCC will also pay a carrying charge for farmers stock and U.S. grade shelled peanuts which are delivered to CCC after November 1969 in the Southeastern area, and December 1969 in the Southwestern and Virginia-Carolina areas. The carrying charge will commence on December 1, 1969, in the Southeastern area, and January 1, 1970, in the Southwestern and Virginia-Carolina areas, and will accrue at the rate of (1) $1.40 per ton net weight per calendar month or fraction thereof for U.S. grade shelled peanuts, but shall not exceed a total of $7 per ton net weight, and (2) $1 per ton net weight per calendar month or fraction thereof for farmers stock peanuts but shall not exceed a total of $5 per ton net weight.

(b) *U.S. grade shelled peanuts.*

(1) U.S. No. 1 (all types)—18.80 cents per pound.
(2) U.S. Extra Large Virginia—22.40 cents per pound.
(3) U.S. Medium Virginia—20.10 cents per pound.
(4) U.S. Splits (all types)—18.30 cents per pound.

U.S. grade shelled peanuts shall meet the U.S. Standards for such peanuts, except that they shall not contain more than 1.25 percent damaged or unshelled kernels other than minor defects and not more than 2 percent total damaged or unshelled and minor defects.

(c) *Shelled peanuts—not U.S. grade.* (1) No. 1 size; i.e., ride U.S. No. 1 screens—18.00 cents per pound.

(2) Large whole kernels which will not pass through screens with the following size openings—17.20 cents per pound:

Virginia	14/64" x 1"	slot.
Runner	14/64" x 3/4"	slot.
Spanish	13/64" x 3/4"	slot.

(3) Large split kernels (i.e., separated halves) which will not pass through screens with the following size openings—17.70 cents per pound:

Virginia	17/64"	round.
Runner	17/64"	round.
Spanish	16/64"	round.

(4) Small whole kernels which will not pass through screens with the following size openings—12.60 cents per pound:

Virginia	12/64" x 1"	slot.
Runner	12/64" x 3/4"	slot.
Spanish	11/64" x 3/4"	slot.

(5) In addition to the other prices specified in this paragraph (c), CCC shall pay the sheller for "fall through" not exceeding 3 percent at the rate of 6 cents per pound. "Fall through" means all kernels or portions thereof which will pass through screens with the following size openings:

	Whole kernels	Splits and portions
Virginia	13/64" x 1" slot	17/64" round.
Runner	13/64" x 3/4" slot	17/64" round.
Spanish and Valencia	11/64" x 3/4" slot	15/64" round.

(6) Quality conditions: Any lot of shelled peanuts of the sizes described in subparagraphs (1) through (4) of this paragraph (c) shall not contain more than (i) 4 percent damaged or unshelled kernels other than minor defects, (ii) 8 percent total damaged or unshelled and minor defects, (iii) 9 percent moisture in the Southeastern and Southwestern areas, or 10 percent moisture in the Virginia-Carolina area, (iv) 6 percent "fall through," as defined in subparagraph (5) of this paragraph (c) (but CCC will not pay for any "fall through" in excess of 3 percent), and (v) 2 percent foreign material. The peanuts in any bag(s) in any lot of such peanuts shall also meet the quality conditions set forth above in this subparagraph (6). If a sheller offers to CCC any lot of such peanuts which contains peanuts of different sizes (i.e., No. 1 size, large whole, small whole, or large split kernels) bagged separately, the sheller (i) shall mark or tag each bag in the lot to show the size of the peanuts therein, and (ii) shall stack the bags of each size of peanuts separately to make them readily available for sampling.

(7) The prices specified for shelled peanuts described in this paragraph (c) shall be discounted (i) for damaged and unshelled kernels and minor defects at the rates prescribed in the table appearing at the end of this subpart, (ii) for foreign material at the rate of one-tenth of 1 cent per pound for each full one-tenth of 1 percent by which the foreign material is in excess of 1 percent, and (iii) for aflatoxin, in lots containing more than 30 parts per billion, at the rate of 1.25 cents per net pound. The sheller shall cause a representative sample of each lot of peanuts to be drawn by an inspector and sent for aflatoxin assay to a CCC-approved laboratory. The sheller may at his option cause two additional samples from the lot to be drawn at the same time and in the same manner as the first sample. The assay results of the first sample shall be final, except that if such results show the lot to contain more than 30 parts per billion of aflatoxin and the sheller has exercised his option to have the two additional samples drawn, the sheller may send the additional samples to be assayed, in which event results of the three assays shall be averaged to determine the aflatoxin content. The sheller shall pay the laboratory for such assay(s); however, CCC will reimburse the sheller for the cost of the assay of one sample only on each lot of peanuts delivered to and accepted by CCC.

(d) *Farmers stock peanuts.* Farmers stock support price, outweight-outgrade basis, plus $6 per net ton.

DISCOUNT SCHEDULE FOR 1969-CROP SHELLED PEANUTS

(Cents per pound deduction)

Percent damage of unshelled	Percent minor defects											
	0-1.4	1.5-1.9	2.0-2.4	2.5-2.9	3.0-3.4	3.5-3.9	4.0-4.4	4.5-4.9	5.0-5.4	5.5-5.9	6.0-6.4	6.5-8.0
0-1.0		0.05	0.11	0.17	0.23	0.29	0.36	0.43	0.51	0.60	0.69	1.00
1.1	0.04	.09	.15	.21	.27	.33	.40	.47	.55	.64	.73	1.04
1.2	.08	.13	.19	.25	.31	.37	.44	.51	.59	.68	.77	1.08
1.3	.12	.17	.23	.29	.35	.41	.48	.55	.63	.72	.81	1.12
1.4	.16	.21	.27	.33	.39	.45	.52	.59	.67	.76	.85	1.16
1.5	.20	.25	.31	.37	.43	.49	.56	.63	.71	.80	.89	1.20
1.6	.24	.29	.35	.41	.47	.53	.60	.67	.75	.84	.93	
1.7	.28	.33	.39	.45	.51	.57	.64	.71	.79	.88	.97	
1.8	.32	.37	.43	.49	.55	.61	.68	.75	.83	.92	1.01	
1.9	.36	.41	.47	.53	.59	.65	.72	.79	.87	.96	1.05	
2.0	.40	.45	.51	.57	.63	.69	.76	.83	.91	1.00	1.09	
2.1	.46	.51	.57	.63	.69	.75	.82	.89	.97	1.06		
2.2	.53	.58	.64	.70	.76	.82	.89	.96	1.04	1.13		
2.3	.61	.66	.72	.78	.84	.90	.97	1.04	1.12	1.21		
2.4	.70	.75	.81	.87	.93	.99	1.06	1.13	1.21	1.30		
2.5	.80	.85	.91	.97	1.03	1.09	1.16	1.23	1.31	1.40		
2.6	.90	.95	1.01	1.07	1.13	1.19	1.26	1.33	1.41			
2.7	1.00	1.05	1.11	1.17	1.23	1.29	1.36	1.43	1.51			
2.8	1.10	1.15	1.21	1.27	1.33	1.39	1.46	1.53	1.61			
2.9	1.20	1.25	1.31	1.37	1.43	1.49	1.56	1.63	1.71			
3.0	1.30	1.35	1.41	1.47	1.53	1.59	1.66	1.73	1.81			
3.1	1.40	1.45	1.51	1.57	1.63	1.69	1.76	1.83				
3.2	1.50	1.55	1.61	1.67	1.73	1.79	1.86	1.93				
3.3	1.60	1.65	1.71	1.77	1.83	1.89	1.96	2.03				
3.4	1.70	1.75	1.81	1.87	1.93	1.99	2.06	2.13				
3.5	1.80	1.85	1.91	1.97	2.03	2.09	2.16	2.23				
3.6	1.90	1.95	2.01	2.07	2.13	2.19	2.26					
3.7	2.00	2.05	2.11	2.17	2.23	2.29	2.36					
3.8	2.10	2.15	2.21	2.27	2.33	2.39	2.46					
3.9	2.20	2.25	2.31	2.37	2.43	2.49	2.56					
4.0	2.30	2.35	2.41	2.47	2.53	2.59	2.66					

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on July 17, 1969.

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

[F.R. Doc. 69-8748; Filed, July 25, 1969; 8:45 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER B—COOPERATIVE CONTROL AND ERADICATION OF ANIMAL DISEASES

PART 56—SWINE DESTROYED BECAUSE OF HOG CHOLERA

Payment of Indemnities

Pursuant to the provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111–113, 114, 114a, 114g, 115, 117, 120, 121, 123–126, and 134b), § 56.1(h) of Part 56, Title 9, Code of Federal Regulations, relating to the payment of indemnity for swine destroyed because of hog cholera, is hereby amended to read as follows:

§ 56.1 Definitions.

* * * * *

(h) *Inbred or hybrid swine.* Any breeding swine upon which a certificate of registration has been issued by Inbred Livestock Registry Association or Farmers Hybrid Cos., Inc., or Lucie Hybrid Hog Farms.

(Secs. 3–5, 23 Stat. as amended, sec. 2, 32 Stat. 792, as amended, sec. 3, 33 Stat. 1265, as amended, sec. 11, 58 Stat. 734, as amended, 75 Stat. 481, 76 Stat. 129–132; 21 U.S.C. 111–113, 114, 114a, 114g, 115, 117, 120, 121, 123–126, 134b)

The foregoing amendment adds Lucie Hybrid Hog Farms to the list of those swine associations whose certificates of registration are recognized by the Division for the purpose of payment of indemnity for swine slaughtered at the established rate used for purebred and inbred and hybrid swine.

The amendment will be of benefit to affected persons as it will facilitate the payment of indemnity claims for hybrid and inbred swine destroyed because of hog cholera. Accordingly, under the administrative procedure provisions (5 U.S.C. 553) it is found upon good cause that notice and other public procedure with respect to the foregoing amendment are impracticable and contrary to the public interest and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Effective date. The foregoing amendment shall become effective upon publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 18th day of July 1969.

R. J. ANDERSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 69-8785; Filed, July 25, 1969; 8:46 a.m.]

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

Areas Quarantined

Pursuant to the provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111–113, 114g, 115, 117, 120, 121, 123–126, 134–134h), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

1. In § 76.2, paragraph (e) is amended to read as follows:

§ 76.2 Notices relating to existence of hog cholera; prohibition of movement of virulent virus; spread of disease through raw garbage; regulations; quarantines; eradication States; and free States.

* * * * *

(e) *Notice of quarantine.* Notice is hereby given that because of the existence of hog cholera in the Delmarva Peninsula comprised of portions of the States of Delaware, Maryland, and Virginia and the nature and extent of outbreaks of this disease, the following portions of such States are hereby quarantined because of said disease:

(1) *Delaware.* That portion of the State of Delaware lying south of the Chesapeake and Delaware Canal and north and east of the Delaware-Maryland State line.

(2) *Maryland.* That portion of the State of Maryland lying south of the Chesapeake and Delaware Canal, east of the Chesapeake Bay, and north of the Maryland-Virginia State line.

(3) *Virginia.* That portion of the State of Virginia lying east of the Chesapeake Bay and south of the Maryland-Virginia State line.

2. In § 76.2 paragraph (f) is amended by deleting the references to "Delaware" and "Maryland".

(Secs. 4–7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791–792 as amended, sec. 3, 33 Stat. 1265, as amended, sec. 1, 75 Stat. 481, secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115 117, 120, 121, 123–126, 134b, 134h; 29 F.R. 16210, as amended)

Effective date. The foregoing amendments shall become effective upon issuance.

The amendments quarantine portions of the States of Delaware, Maryland, and Virginia which comprise the Delmarva Peninsula because of the existence of hog cholera. The restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will apply to such portions of those States.

The amendments impose certain further restrictions necessary to prevent the interstate spread of hog cholera and must be made effective immediately to accomplish their purpose in the public interest. Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendments are impracticable and contrary to the public interest, and good cause is found for making them effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 18th day of July 1969.

R. J. ANDERSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 69-8786; Filed, July 25, 1969; 8:46 a.m.]

Title 12—BANKS AND BANKING

Chapter II—Federal Reserve System

SUBCHAPTER A—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

[Regs. G, T, U]

PART 207—SECURITIES CREDIT BY PERSONS OTHER THAN BANKS, BROKERS, OR DEALERS

PART 220—CREDIT BY BROKERS AND DEALERS

PART 221—CREDIT BY BANKS FOR THE PURPOSE OF PURCHASING OR CARRYING MARGIN STOCKS

Adoption of Forms

1. The Board of Governors has adopted the following new and revised forms for use by banks, brokers and dealers, and other persons in fulfilling certain requirements of Parts 207, 220, and 221 of Title 12 (Regulations G, T, and U) that became effective July 8, 1969.[1]

a. Registration Statement for Persons Other Than Commercial Banks and Brokers That Extend Credit Secured by Margin Securities (Federal Reserve Form G-1).

b. Deregistration Statement for Persons Registered Pursuant to Regulation G (Federal Reserve Form G-2).

c. Statement of Purpose of an Extension of Credit by a Person Subject to Registration Under Regulation G Secured by Margin Securities (Federal Reserve Form G-3).

d. Quarterly Report (Federal Reserve Form G-4).

e. Statement of Purpose of an Extension of Credit by a Creditor (Federal Reserve Form T-4).

f. Statement of Purpose of a Stock Secured Extension of Credit by a Bank (Federal Reserve Form U-1).

g. Statement of Purpose of an Extension of Credit Under Section 221.3(w) of Federal Reserve Regulation U (Federal Reserve Form U-2).

2. General notice of the proposed rule making with respect to Parts 207, 220, and 221 was published in the FEDERAL REGISTER of February 15, 1969 (34 F.R. 2257, 2261, and 2268), and notice of adoption thereof in the FEDERAL REGISTER of June 11, 1969 (34 F.R. 9191, 9196, and 9203). The adoption of these forms implements certain requirements of such regulations as revised by the Board, effective July 8, 1969.

Dated at Washington, D.C., this 18th day of July 1969.

By order of the Board of Governors.

[SEAL] ROBERT P. FORRESTAL,
Assistant Secretary.

[F.R. Doc. 69-8769; Filed, July 25, 1969; 8:45 a.m.]

[Reg. Z, Supp. II]

PART 226—TRUTH IN LENDING

Procedures and Criteria for State Exemption From Federal Law

1. Effective July 1, 1969, Supplement II to Part 226 is added as set forth below.

2. On April 9, 1969, notice of proposed rule making regarding Supplement II to Part 226 (Regulation Z) was published in the FEDERAL REGISTER (34 F.R. 6295). Supplement II is incorporated by reference in § 226.12(b) and contain procedures and criteria to be followed by a State seeking an exemption from the Federal Act on the basis of a determination by the Board that under its law a class or classes of credit transactions are subject to requirements substantially similar to the requirements of Chapter 2 of the Federal Truth in Lending Act (15 U.S.C. 1631-1641) and that there is adequate provision for enforcement thereof.

3. After consideration of all such relevant matter presented by interested persons, in addition to editorial and minor structural changes, the following substantive changes have been made in the proposals as published in the notice of proposed rule making:

a. Requirements relating to the submission of documents to support an application were broadened to include information concerning fiscal arrangements for administrative enforcement, the number and qualification of personnel, and procedures for enforcement including enforcement with respect to federally chartered creditors. In this connection although a class of transactions in general may be granted an exemption, federally chartered institutions otherwise included within the class may be treated as a separate class subject to the Federal Act unless appropriate arrangements have been made with Federal authorities to assure effective enforcement of the requirements of State law.

b. Classes of transactions subject to exemption were broadened to include any significant class of credit transactions which is determined by the Board to be readily susceptible to treatment as a separate class of transactions consistent with the purpose of the Act and without undue likelihood of impairing enforcement.

c. The final version of the supplement clarifies the fact that State classes of transactions must encompass all transactions within the dollar amount limits set in the Federal Act. Additionally the supplement makes it clear that no class of transactions which normally involves a security interest in real property which the customer uses or expects to use as his principal residence will be exempted unless that class of transactions is subject to the right of rescission under State law as provided under section 125 of the Federal Act. Classes of transactions which normally do not involve such security interests may be conditionally exempted although not subject to a State right of rescission provided that any transaction within the class which does involve such security interest remains subject to section 125 of the Federal Act.

d. The procedure for consideration of an application has been modified to provide notice in the FEDERAL REGISTER of the filing of any application in advance of Board determination as to possible exemption. A copy of the application will be available for examination at the Board and the Federal Reserve Bank of each Federal Reserve District in which any part of the applicant State is situated.

e. Provision for procedures to be followed in the event of an adverse determination on an exemption are included in the supplement, and procedures for revocation of exemption are expanded.

4. The Board found that the rules contained in Supplement II are essentially procedural in nature. Accordingly, the provisions of section 553 of title 5, United States Code, relating to deferred effective date with respect to changes in substantive rules, were not followed in promulgating this supplement.

(15 U.S.C. 1633)

Dated at Washington, D.C., this 1st day of July 1969.

By order of the Board of Governors.

[SEAL] ROBERT P. FORRESTAL,
Assistant Secretary.

SUPPLEMENT II TO REGULATION Z

PROCEDURES AND CRITERIA UNDER WHICH ANY STATE MAY APPLY FOR EXEMPTION PURSUANT TO PARAGRAPH (A) OF § 226.12

(a) *Application.*—Any State may make application to the Board, pursuant to the terms of this supplement and the Board's Rules of Procedure (12 CFR 262), for a determination that, under the laws of that State,[1] any class

[1] A copy of each form is filed as a part of the original document. Copies are available upon request to the Board of Governors of the Federal Reserve System or any Federal Reserve Bank after July 18, 1969.

[1] Any reference to State law in Supplement II includes a reference to any regulations which implement State law and formal interpretations thereof.

of transactions[2] within that State is subject to requirements substantially similar to those imposed under Chapter 2 of the Act[3] and that there is adequate provision for enforcement of such requirements. Such application shall be:

(1) Made by letter addressed to the Board signed by the Governor, the Attorney General, or any official of the State having responsibilities under the State laws which are applicable to that class of transaction and supported by the documents specified in paragraph (b); and

(2) Made with respect to any class of transactions described in subparagraph (c) (1) under which creditors extend or arrange to extend, or in connection with which creditors offer to extend or offer to arrange to extend, consumer credit within that State.

(b) *Supporting documents.* The application shall be accompanied by:

(1) A copy of the full text of the laws of the State which are claimed by the applicant to impose requirements substantially similar to those imposed under Chapter 2 of the Act with respect to the class of transactions within that State.

(2) A comparison of each requirement of State law with the corresponding requirement of Chapter 2 of the Act, together with reasons to support the claim that applicable requirements of State law are substantially similar to all requirements imposed under Chapter 2 of the Act (including the provisions of § 125) with respect to that class of transactions, and to demonstrate that any differences are not inconsistent with the requirements of Chapter 2 of the Act and that there are no other effective State laws which are inconsistent with the requirements of Chapter 2 of the Act with respect to that class of transactions.

(3) A copy of the full text of the laws of the State which provide for enforcement of the State laws referred to in subparagraph (1) of this paragraph.

(4) A comparison of the provisions of State law with the provisions of §§ 108, 112, 130, and 131 of the Act, together with reasons to support the claim that such State laws provide for:

(i) Administrative enforcement of the State laws referred to in subparagraph (1) of this paragraph which is tantamount to the provisions for enforcement under § 108 of the Act;

(ii) Criminal liability for willful and knowing violation with penalties substantially similar to those prescribed under § 112 of the Act;

(iii) Civil liability for failure to make required disclosures substantially similar to those provided under §§ 130 and 131 of the Act, except that more severe penalties may be provided; and

(iv) A statute of limitations that prescribes a period, with respect to civil liability actions, of substantially similar duration as that provided under paragraph (e) of § 130 of the Act.

(5) A statement identifying the office designated or to be designated to administer the State laws referred to in subparagraph (1) of this paragraph, together with complete information regarding the fiscal arrangements for administrative enforcement (including the amount of funds available or to be provided), the number and qualification of personnel engaged therein, and a description of the procedures under which such State laws are to be administratively enforced, including administrative enforcement with respect to federally chartered creditors.[4] The foregoing statement should include reasons to support the claim that there is adequate provision for enforcement of such State laws.

(c) *Criteria for determination.* The Board will consider the following criteria along with any other relevant information in making a determination of whether the laws of a State impose requirements substantially similar to those imposed under Chapter 2 of the Act with respect to any class of transactions within that State, and whether there is adequate provision for enforcement of such laws:

(1) A class of transactions shall be:

(i) Transactions under open end consumer credit plans which are subject to the requirements of § 127 of the Act;

(ii) Consumer credit sale transactions not under open end credit plans which are subject to the requirements of § 128 of the Act;

(iii) Consumer loan transactions not under open end credit plans which are subject to the requirements of § 129 of the Act; or

(iv) Any significant class of credit transactions which is determined by the Board to be readily susceptible to treatment as a separate class of transactions consistent with the purpose of the Act and without undue likelihood of impairing enforcement. Such class of credit transactions may be identified by reference to the type of creditor or the type of subject matter of the transaction, or both.

(2) In order for requirements of State law to be substantially similar to requirements imposed under Chapter 2 of the Act, the provisions of State law[5] shall require that:

(i) Definitions and rules of construction, as applicable, import the same meaning and have the same application as those prescribed under § 226.2;

(ii) Each class of transactions shall include all consumer credit transactions in that class in which a security interest in real property is or will be retained or acquired irrespective of the amount financed, but may exclude other transactions where the amount financed exceeds $25,000;

(iii) Creditors make required disclosures and deliver required notices in form, content, and terminology as prescribed in this part; however, references to Federal law in the form of notice required under § 226.9(b) may be changed so as to refer to State law;

(iv) Creditors make disclosures of the finance charge determined as prescribed under § 226.4;

(v) Creditors make disclosures of the annual percentage rate determined as prescribed under § 226.5;

(vi) Customers shall have a right to rescind certain transactions as provided under § 125 of the Act and shall also be afforded remedies in event of rescission as provided under that section; [6]

(vii) Creditors make delivery of required disclosures and notices in the circumstances and at a time no later than as prescribed under §§ 226.7, 226.8, and 226.9, as applicable;

(viii) If the Comparative Index of Credit Cost is permitted or required to be disclosed, it is determined and disclosed as prescribed under § 226.11; and

(ix) Creditors comply with general disclosure requirements prescribed in accordance with paragraphs (a), (d), (e), and (i) of § 226.6, and any provision in State law which permits the supplying of additional information or explanations shall be subject to restrictions as provided under the first sentence of § 226.6(c).

(3) In determining whether provision for enforcement of State law referred to in subparagraph (1) of paragraph (b) is adequate, consideration will be given to the extent to which, under the laws of the State, provision is made for:

(i) Administrative enforcement, including necessary facilities, personnel and funding;

(ii) Criminal liability for willful and knowing violation with penalties substantially similar to those prescribed under § 112 of the Act;

(iii) Civil liability for failure to make required disclosures substantially similar to those provided under §§ 130 and 131 of the Act, except that more severe penalties may be provided; and

(iv) A statute of limitations with respect to civil liability of substantially similar duration as that provided under § 130 of the Act.

(d) *Public notice of filing and proposed rule making.* In connection with any application which has been filed in accordance with the requirements of paragraphs (a) and (b), notice of such filing and proposed rule making will be published by the Board in the FEDERAL REGISTER, and a copy of such application will be made available for examination by interested persons during business hours at the Board and at the Federal Reserve Bank of each Federal Reserve District in which any part of the State of the applicant is situated. A period of time will be allowed from the date of such publication for the Board to receive written comments from interested persons with respect to that application.

(e) *Exemption from requirements of Chapter 2.* If the Board determines on the basis of the information before it that under the law of a State any class of transactions is subject to requirements substantially similar to those imposed under Chapter 2 of the Act and that there is adequate provision for enforcement, the Board will exempt such class

---

[2] References to "class of transactions" in Supplement II, as applicable, include two or more of such classes of transactions.

[3] Any reference to Chapter 2 of the Act or any section thereof in Supplement II includes a reference to the implementing provisions of this part and the Board's formal interpretations thereof.

[4] All transactions within an exempt class of transactions in which a federally chartered institution is a creditor shall be treated as a separate class of transactions not subject to the exemption, and such federally chartered creditors shall remain subject to the requirements of the Act and administrative enforcement by the appropriate Federal authority under § 108 of the Act, unless it is established to the satisfaction of the Board that appropriate arrangements have been made with such Federal authorities to assure effective enforcement of the requirements of State laws with respect to such creditors.

[5] This paragraph is not to be construed as indicating that the Board would consider adversely any additional requirements of State law which are not inconsistent with the purpose of the Act or the requirements imposed under Chapter 2 of the Act.

[6] No class of transactions which normally involves a security interest in real property which the customer uses or expects to use as his principal residence will be exempted unless that class of transactions is subject to the right of rescission under State law as provided under § 125 of the Act. However, any other class of transactions which in the opinion of the Board does not normally involve any such security interest may be conditionally exempted although it is not subject to the right of rescission under State law, the conditon being that those transactions within the class which do involve any such security interest shall remain subject to the provisions of § 125 of the Act. In such cases, the right to rescind shall exist until midnight of the third business day following the date of consummation of that transaction or the date of delivery of the disclosures required under § 226.9 and all other material disclosures required under State law, whichever is later.

of transactions in that State from the requirements of Chapter 2 of the Act in the following manner and subject to the following conditions:

(1) Notice of the exemption will be published in the FEDERAL REGISTER, and the Board will furnish a copy of such notice to the official who made application for such exemption and to each Federal authority responsible for administrative enforcement of the requirements of Chapter 2 of the Act.

(2) The appropriate official of any State which receives an exemption shall inform the Board within 30 days of the occurrence of any change in its related law (or regulations). The report of any such change shall contain copies of the full text of that change together with statements setting forth the information and opinions with respect to that change as specified in subparagraphs (2) and (4) of paragraph (b). The appropriate official of any State which has received an exemption shall file with the Board from time to time such reports as the Board may require.

(3) The Board will inform the appropriate official of any State which receives an exemption of any subsequent amendments of Chapter 2 of the Act (including the implementing provisions of this part and the Board's formal interpretations) which might call for amendment of State law, regulations, or formal interpretations.

(f) *Adverse determination.* (1) If after publication of notice in the FEDERAL REGISTER as provided under paragraph (d) the Board finds on the basis of the information before it that it cannot make any favorable determination in connection with the application, the Board will notify the appropriate State official of the facts upon which such findings are based and shall afford that State a reasonable opportunity to demonstrate or achieve compliance.

(2) If, after having afforded the State such opportunity to demonstrate or achieve compliance, the Board finds on the basis of the information before it that it still cannot make any favorable determination in connection with the application, the Board will publish in the FEDERAL REGISTER a notice of its decision with respect to such application and will furnish a copy of such notice to the official who made application for such exemption.

(g) *Revocation of exemption.* (1) The Board reserves the right to revoke any exemption if at any time it determines that the State law does not in fact impose requirements which are substantially similar to those imposed under Chapter 2 of the Act or that there is not in fact adequate provision for enforcement.

(2) Before revoking any State exemption, the Board will notify the appropriate State official of the facts or conduct which in the opinion of the Board warrant such revocation and shall afford that State such opportunity as the Board deems appropriate in the circumstances to demonstrate or achieve compliance.

(3) If, after having been afforded the opportunity to demonstrate or achieve compliance, the Board determines that the State has not done so, notice of the Board's intention to revoke such exemption shall be published as a notice of proposed rule making in the FEDERAL REGISTER. A period of time will be allowed from the date of such publication for the Board to receive written comments from interested persons with respect to the proposed rule making.

(4) In the event of revocation of such exemption, notice of such revocation shall be published by the Board in the FEDERAL REGISTER, and a copy of such notice shall also be furnished to the appropriate State official and to the Federal authorities responsible for enforcement of requirements of Chapter 2 of the Act, and the class of transactions affected within that State shall then be subject to the requirements of Chapter 2 of the Act and subject to administrative enforcement as provided under § 108 of the Act.

[F.R. Doc. 69-8770; Filed, July 25, 1969; 8:45 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 69-CE-13-AD; Amdt. 39-806]

PART 39—AIRWORTHINESS DIRECTIVES

Beech Model 99 Series Airplanes

An airworthiness directive was adopted on July 11, 1969, and made effective immediately as to all known owners of Beech Model 99 series airplanes. The Beech Model 99 series airplanes include the Beech Models 99 and 99A airplanes. This airworthiness directive was issued because recent investigations have established that cracks may exist in the elevator torque tubes in these model airplanes. Failure of these tubes can result in the airplane being uncontrollable. In order to prevent this condition the directive requires before further flight and thereafter at 100 hour intervals on all Beech Model 99 series airplanes with 500 or more hours' time in service and to other Beech Model 99 series airplanes when 500 hours' time in service is accrued, removal of both aluminum elevator torque tubes and inspection of the entire tubes for cracks utilizing dye-penetrant or zyglo inspection methods. If cracks are found, the elevator torque tubes must be replaced with Beech P/N 115-610010-191 steel torque tubes. Both elevator torque tubes must be replaced with Beech P/N 115-610010-191 steel torque tubes within 300 hours' of the initial inspection. In addition, the airworthiness directive requires that notification, in writing, will be given to the Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Central Region, of all cracks found on inspections made pursuant to this airworthiness directive.

Since it was found that immediate corrective action was required, notice and public procedure thereon was impracticable and contrary to the public interest and good cause existed in making the airworthiness directive effective immediately as to the owners of Beech Models 99 and 99A airplanes by individual telegrams dated July 11, 1969. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

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

BEECH. Applies to all Models 99 and 99A (Serial Nos. U-1 through U-128) airplanes with 500 or more hours' time in service and to other Models 99 and 99A (Serial Nos. U-1 through U-128) airplanes when 500 hours' time in service is accrued.

Compliance: Required as indicated, unless already accomplished.

To prevent possible loss of elevator control, accomplish the following:

(a) Before further flight, remove both aluminum elevator torque tubes and inspect the entire tubes for cracks utilizing dye-penetrant or zyglo inspection methods. If cracks are found, replace the elevator torque tubes with Beech P/N 115-610010-191 steel torque tubes. To accomplish this inspection, the airplane may be flown in accordance with FAR 21.197 to a base where the inspection can be performed.

(b) The inspection required by paragraph (a) must be repeated each 100 hours' time in service after the initial inspection and if cracks are found the tubes must be replaced as provided in paragraph (a).

(c) Both elevator torque tubes must be replaced with Beech P/N 115-610010-191 steel torque tubes within 300 hours' of the initial inspection.

(d) When the replacement described in this Airworthiness Directive has been accomplished, the inspections required by this Airworthiness Directive are no longer required.

(e) Notification, in writing, will be given the Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Central Region, of all cracks found on inspections pursuant to this airworthiness directive. (Reporting approved by the Bureau of the Budget under BOB No. 04-R0174.)

This amendment becomes effective July 26, 1969, for all persons except those to whom it was made effective by telegram dated July 11, 1969.

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

Issued in Kansas City, Mo., on July 18, 1969.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 69-8779; Filed, July 25, 1969; 8:46 a.m.]

Chapter V—National Aeronautics and Space Administration

PART 1221—NASA OFFICIAL SEAL, INSIGNIA, OFFICIAL ASTRONAUT BADGES AND FLAGS

1. Part 1221: The title of part and the text is revised in its entirety as follows:

Sec.
1221.100 Scope.
1221.101 Establishment of the NASA Seal.
1221.102 Establishment of the NASA Insignia.
1221.103 Establishment of official NASA Astronaut Badges.
1221.104 Policy.
1221.105 The official NASA Flag.
1221.106 Administrator's, Deputy Administrator's, and Associate Administrator's Flags.
1221.107 Compliance and enforcement.
1221.108 Illustration of the NASA Seal.
1221.109 Illustration of the NASA Insignia.

AUTHORITY: The provisions of this Part 1221 issued pursuant to 42 U.S.C. 2472(a) and 2473(b)(1).

§ 1221.100 Scope.

This part sets forth the policy governing the use of the official National Aeronautics and Space Administration (NASA):

(a) Seal,
(b) Insignia,
(c) Astronaut Badges, and
(d) Flags.

§ 1221.101 Establishment of the NASA Seal.

The official NASA Seal, as illustrated in § 1221.108, was established by Executive Order 10849 (24 F.R. 9559), November 27, 1959, as amended by Executive Order 10942 (24 F.R. 4419), May 22, 1961. The NASA Seal, established by the President, is the official Seal of the Agency and symbolizes the achievements and goals of NASA and the United States in aeronautical and space activities.

§ 1221.102 Establishment of the NASA Insignia.

(a) The NASA Insignia, as illustrated in § 1221.109, was designed by the Army Institute of Heraldry, and approved by the Commission on Fine Arts and the NASA Administrator. It symbolizes NASA's role in aeronautics and space, and is to be used in matters of a general and less formal nature than those reserved for the NASA Seal. Any change to the description of the NASA Insignia requires the written approval of the Administrator, the Army Institute of Heraldry, and the Commission on Fine Arts.

(b) The NASA Insignia as described in paragraph (a) of this section and the NASA Astronaut Badges as described in § 1221.103 are the only official NASA Insignia authorized for use in representing NASA or any of its programs.

(c) Prior to the use of any other insignia, the proposed insignia and its use must be approved in writing by the Administrator and submitted to the Army Institute of Heraldry and the Commission of Fine Arts for approval. If approved, the insignia and use of such insignia must be prescribed in this Part 1221.

§ 1221.103 Establishment of Official NASA Astronaut Badges.

A separate and unique badge shall be designed in connection with or in commemoration of each manned flight mission for the particular astronauts involved. Each such badge shall be approved by the Administrator or his designee and shall be officially identified by its title, such as the "Apollo 8 Badge," etc. Collectively these badges will comprise the official NASA Astronaut Badges. The policy concerning the use of the NASA Astronaut Badges is set forth in § 1221.104(d).

§ 1221.104 Policy.

(a) *Basic.* The official NASA Seal, the NASA Insignia, the official NASA Astronaut Badges, and the NASA Flags, as prescribed in this part, shall be used exclusively to represent NASA and its programs. Such use shall be governed by the policies set forth in this § 1221.104 and in § 1221.105. Any other use is prohibited, and shall be subject to the penalties authorized by statute, as set forth in paragraph (f) of this section.

(b) *The NASA Seal.* The use of the NASA Seal is restricted to the following:

(1) NASA award certificates and medals.

(2) Security credentials and employee identification cards.

(3) NASA letterhead stationery.

(4) Administrator's documents; the seal may be used on documents such as interagency or intergovernmental agreements and special reports to the President and the Congress, and on other documents, at the discretion of the Administrator.

(5) Plaques; the design of the NASA Seal may be incorporated in plaques for display in Agency auditoriums, presentation rooms, lobbies, offices of senior officials, and on the fronts of buildings occupied by NASA (see paragraph (e) of this section).

(6) The NASA Flag, and the Administrator's, Deputy Administrator's, and Associate Administrator's Flags, which incorporate the design of the NASA Seal.

(7) Official films prepared by or for NASA, which are determined to warrant such identification by the Assistant Administrator for Public Affairs, or his designee.

(8) Official NASA prestige publications which represent the achievements or mission of NASA as a whole.

(9) Official publications (or documents) involving participation by another Government agency for which the other Government agency has authorized the use of its seal.

(c) *The NASA Insignia.* The NASA Insignia is authorized for use on the following:

(1) *Official NASA Articles.* (i) Wearing apparel and personal property items used by NASA employees in performance of their official duties.

(ii) Required uniforms of contractor employees when performing official guard or fire protection duties within NASA installations or at other assigned NASA duty stations, and on any required contractor-owned vehicles used exclusively in the performance of these official duties, when authorized by NASA contracting officers.

(iii) Aircraft, automobiles, trucks, and similar vehicles owned by, leased to, or contractor-furnished to NASA, or produced for NASA by contractors, but excluding NASA-owned vehicles used and operated by contractors.

(iv) Equipment and facilities owned by, leased to, or contractor-furnished to NASA, such as machinery, major tools, ground handling equipment, office and shop furnishings (if appropriate), and similar items of a permanent nature, including those produced for NASA by contractors.

(v) Official NASA pamphlets, manuals, handbooks, bulletins, general reports, posters, signs, charts, and items of a similar nature for general use, other than those covered in paragraph (b) (8) and (9) of this section.

(vi) Honorary service pins or other official means of recognizing service or meritorious acts other than those described in paragraph (b)(1) of this section.

(vii) Brief cases or dispatch cases issued by NASA.

(viii) Certificates (NASA Forms 699A and 699B) covering authority for NASA and contractor security personnel to carry firearms.

(ix) NASA occupied buildings when the use of the NASA Insignia is more appropriate than use of the NASA Seal.

(2) Personal articles—NASA employees:

(i) Business calling cards of NASA employees may carry the imprint of the NASA Insignia.

(ii) Limited usage on automobiles. If determined appropriate by the cognizant installation official, it is acceptable to place a NASA Insignia sticker on personal automobiles where such identification will facilitate entry or control of such vehicles at NASA installations or parking areas.

(iii) Personal items used in connection with officially recognized NASA employees' recreation association activities.

(iv) Items for sale to NASA employees only through NASA employees' nonappropriated fund activities.

(d) *NASA Astronaut Badges.* Official NASA Astronaut Badges will be restricted to use by the astronauts, and for such other official purposes as the Administrator or his designee may deem appropriate.

(e) *Custody of NASA Seal.* The Executive Secretary shall be responsible for custody of the NASA impression seal and custody of NASA replica (plaques) seals.

(f) *Violations*—(1) *NASA Seal.* Any person who uses the official NASA Seal in a manner other than as authorized in this part shall be subject to the provisions of title 18, U.S.C. section 1017, which provides as follows:

Government seals wrongfully used and instruments wrongfully sealed. Whoever fraudulently or wrongfully affixes or impresses the seal of any department or agency of the United States, to or upon any certificate, instrument, commission, document, or paper or with knowledge or its fraudulent character, with wrongful or fraudulent intent, uses, buys, procures, sells, or transfers to another any such certificate, instrument, commission, document, or paper, to which or upon which said seal has been so fraudulently affixed or impressed, shall be fined not more than $5,000 or imprisoned not more than 5 years, or both. (June 25, 1948, ch. 645, 62 Stat. 753)

(2) *NASA Insignia and Astronaut Badges.* Any person who uses the NASA Insignia or official NASA Astronaut Badges in a manner other than as authorized in this part shall be subject to the provisions of title 18, U.S.C. section 701, which provides as follows:

Official badges, identification cards, other insignia. Whoever manufactures, sells, or possesses any badge, identification card, or other insignia, of the design prescribed by the head of any department or agency of

the United States for use by an officer or employee thereof, or any colorable imitation thereof, or photographs, prints, or in any other manner makes or executes any engraving, photograph, print, or impression in the likeness of any colorable imitation thereof, except as authorized under regulations made pursuant to law, shall be fined not more than $250 or imprisoned not more than 6 months or both. (June 25, 1948, ch. 645, 62 Stat. 731)

§ 1221.105 The Official NASA Flag.

(a) *Establishment.* The official NASA Flag was created by the Administrator in January 1960. The NASA Flag is 4 feet 4 inches by 5 feet 6 inches in size with a 30-inch diameter NASA Seal incorporated in the center of a blue field, and with a yellow fringe (Reference: Army QMG Dwg. 5–1–269, rev. Sept. 14, 1960).

(b) *Policy.* (1) The NASA Flag is authorized for use as follows:

(i) On or in front of NASA installation buildings.

(ii) At NASA ceremonies.

(iii) At conferences (including display in NASA conference rooms).

(iv) At governmental or public appearances of NASA executives.

(v) In private offices of senior officials.

(vi) As otherwise authorized by the Administrator or his designee.

(2) The NASA Flag must always be displayed with the U.S. Flag. When the U.S. Flag and the NASA Flag are displayed on a speaker's platform in an auditorium, the U.S. Flag must occupy the position of honor and be placed at the NASA representative's right as he faces the audience, with the NASA Flag placed at his left.

§ 1221.106 Administrator's, Deputy Administrator's and Associate Administrator's Flags.

Concurrently with the establishment of the official NASA Flag in January 1960, the Administrator also established NASA Flags to represent the Administrator, the Deputy Administrator and the Associate Administrator. Each of these Flags conforms to the basic design of the official NASA Flag except that:

(a) The size of the Flags is 3 feet by 4 feet;

(b) The Administrator's Flag has four stars;

(c) The Deputy Administrator's Flag has three stars; and

(d) The Associate Administrator's Flag has two stars.

These flags shall be displayed with the U.S. Flag in the respective offices but may be temporarily removed for use at the discretion of the incumbent.

§ 1221.107 Compliance and enforcement.

In order to ensure adherence to the authorized uses of the NASA Seal, the NASA Insignia, official NASA Astronaut Badges, and the NASA Flags as provided herein, a report of each suspected violation of this Part 1221 (including the use of unauthorized NASA insignias) or of questionable usages of the NASA Seal, the Insignia, official NASA Astronaut Badges, or the NASA Flags shall be submitted to the Director of Inspections, in accordance with NASA Management Instruction 1960.1.

§ 1221.108 Illustration of the NASA Seal.

§ 1221.109 Illustration of the NASA Insignia.

Effective date: The provisions of this Part 1221 are effective upon publication in the FEDERAL REGISTER.

T. O. PAINE,
Administrator.

[F.R. Doc. 69–8792; Filed, July 25, 1969; 8:49 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C–1558]

PART 13—PROHIBITED TRADE PRACTICES

Hobby Mart, Inc., and Irving Feldstein

Subpart—Importing, selling, or transporting flammable wear: § 13.1060 *Importing, selling, or transporting flammable wear.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 67 Stat. 111, as amended; 15 U.S.C. 45, 1191) [Cease and desist order, The Hobby Mart, Inc., et al., Pittsburgh, Pa., Docket C–1558, July 9, 1969]

In the Matter of The Hobby Mart, Inc., a Corporation, and Irving Feldstein, Individually and as an Officer of Said Corporation

Consent order requiring a Pittsburgh, Pa., seller of various products to cease marketing dangerously flammable fabrics including wood fiber chips.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That the respondents The Hobby Mart, Inc., a corporation, and its officers, and Irving Feldstein, individually and as an officer of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, do forthwith cease and desist from manufacturing for sale, selling, offering for sale, in commerce, or importing into the United States, or introducing, delivering for introduction, transporting or causing to be transported in commerce, or selling or delivering after sale or shipment in commerce, any fabric as "commerce" and "fabric" are defined in the Flammable Fabrics Act, as amended, which fails to conform to an applicable standard or regulation continued in effect, issued or amended under the provisions of the aforesaid Act.

It is further ordered, That the respondents herein shall within ten (10) days after service upon them of this order, file with the Commission an interim special report in writing setting forth the respondents' intention as to compliance with this order. This interim special report shall also advise the Commission fully and specifically concerning the identity of the fabric which gave rise to the complaint, (1) the amount of such fabric in inventory, (2) any action taken to notify customers of the flammability of such fabric and the results thereof and (3) any disposition of such fabrics since August 5, 1968. Such report shall further inform the Commission whether respondents have in inventory any fabric, product or related material having a plain surface and made of silk, rayon, or cotton or combinations thereof in a weight of 2 ounces or less per square yard or made of cotton or rayon or combinations thereof with a raised fiber surface fabric. Respondents will submit samples of any such fabric, product or related material with this report.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: July 9, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 69–8803; Filed, July 25, 1969; 8:47 a.m.]

[Docket No. C-1559]

PART 13—PROHIBITED TRADE PRACTICES

Majestic Chinchilla, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.50 *Dealer or seller assistance;* § 13.60 *Earnings and profits;* § 13.70 *Fictitious or misleading guarantees;* § 13.175 *Quality of product or service.* Subpart—Misrepresenting oneself and goods—Goods: § 13.1608 *Dealer or seller assistance;* § 13.1615 *Earnings and profits;* § 13.1647 *Guarantees;* § 13.1715 *Quality.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Majestic Chinchilla, Inc., et al., Louisville, Ky., Docket C-1559, July 10, 1969]

In the Matter of Majestic Chinchilla, Inc., a Corporation, and Howard M. Withers, Individually and as an Officer of Said Corporation, and John R. Smith and Odie Carman, Individually and as Former Officers of Said Corporation

Consent order requiring a Louisville, Ky., seller of chinchilla breeding stock to cease making exaggerated earning claims, misrepresenting the quality of the stock, deceptively guaranteeing the fertility of the stock, and misrepresenting services to purchasers.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Majestic Chinchilla, Inc., a corporation, and its officers, and Howard M. Withers, individually and as an officer of said corporation, and John R. Smith and Odie Carman, individually and as former officers of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of chinchilla breeding stock or any other products, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

A. Representing, directly or by implication, that:

1. It is commercially feasible to breed or raise chinchillas in homes, basements, closed-in porches or spare buildings, or other quarters or buildings unless in immediate conjunction therewith it is clearly and conspicuously disclosed that the represented quarters or buildings can only be adaptable to and suitable for the breeding and raising of chinchillas on a commercial basis if they have the requisite space, temperature, humidity, ventilation, and other environmental conditions.

2. Breeding chinchillas as a commercially profitable enterprise can be achieved without previous knowledge or experience in the breeding, caring for, and raising of such animals.

3. Chinchillas are hardy animals or are not susceptible to disease.

4. Purchasers of respondents' chinchilla breeding stock will receive high or top quality chinchillas.

5. Each female chinchilla purchased from respondents and each female offspring will produce at least four live young per year.

6. The number of live offspring produced per female chinchilla is any number or range of numbers; or representing, in any manner, the past number or range of numbers of live offspring produced per female chinchilla of purchasers of respondents' breeding stock unless, in fact, the past number or range of numbers represented are those of a substantial number of purchasers and accurately reflect the number or range of numbers of live offspring produced per female chinchilla of these purchasers under circumstances similar to those of the purchaser to whom the representation is made.

7. Each female chinchilla purchased from respondents and each female offspring will produce successive litters of one to five live offspring at 111-day intervals.

8. The number of litters or sizes thereof produced per female chinchilla is any number or range thereof; or representing, in any manner, the past number or range of numbers of litters or sizes produced per female chinchilla of purchasers of respondents' breeding stock unless, in fact, the past number or range of numbers represented are those of a substantial number of purchasers and accurately reflect the number or range of numbers of litters or sizes thereof produced per female chinchilla of these purchasers under circumstances similar to those of the purchaser to whom the representation is made.

9. Pelts from the offspring of respondents' chinchilla breeding stock sell for an average price of $30 per pelt; or that pelts from the offspring of respondents' breeding stock generally sell from $30.90 to $63 each.

10. Chinchilla pelts will sell for any price, average price, or range of prices; or representing, in any manner, the past price, average price or range of prices of pelts of purchasers of respondents' breeding stock unless, in fact, the past price, average price or range of prices represented are those of a substantial number of purchasers and accurately reflect the price, average price or range of prices realized by these purchasers under circumstances similar to those of the purchaser to whom the representation is made.

11. A purchaser starting with one female and one male will have, from the sale of pelts, a net profit, annual income or earnings of $3,865.98 in the sixth year after purchase.

12. Purchasers of respondents' breeding stock will realize earnings, profits or income in any amount or range of amounts; or representing, in any manner, the past earnings, profits or income of purchasers of respondents' breeding stock unless, in fact, the past earnings, profits or income represented are those of a substantial number of purchasers and accurately reflect the average earnings, profits or income of these purchasers under circumstances similar to those of the purchaser to whom the representation is made.

13. Breeding stock purchased from respondents is guaranteed or warranted without clearly and conspicuously disclosing, in immediate conjunction therewith, the nature and extent of the guarantee, the manner in which the guarantor will perform thereunder and the identity of the guarantor.

14. Purchasers of respondents' chinchilla breeding stock will receive service calls from respondents' service personnel four times a year for the first year after purchase of the animals or at any other interval or frequency unless purchasers do in fact receive the represented number of service calls at the represented interval or frequency.

15. Purchasers of respondents' chinchilla breeding stock are given guidance in the care and breeding of chinchillas or are furnished advice by respondents as to the breeding of chinchillas unless purchasers are actually given the represented guidance in the care and breeding of chinchillas and are furnished the represented advice by respondents as to the breeding of chinchillas.

16. Chinchillas or chincilla pelts are in great demand; or that purchasers of respondents' breeding stock can expect to be able to sell the offspring or the pelts of the offspring of respondents' chinchillas because said chincillas or pelts are in great demand.

17. The assistance or advice furnished to purchasers of respondents' chinchilla breeding stock by respondents will enable purchasers to successfully breed or raise chinchillas as a commercially profitable enterprise.

B. 1. Misrepresenting, in any manner, the assistance, training, services or advice supplied by respondents to purchasers of their chinchilla breeding stock.

2. Misrepresenting, in any manner, the earnings or profits to purchasers; or the quality or reproduction capacity of any chinchilla breeding stock.

C. Failing to deliver a copy of this order to cease and desist to all present and future salesmen and other persons engaged in the sale of the respondents' products or services and failing to secure from each such salesman or other person a signed statement acknowledging receipt of said order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: July 10, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 69-8804; Filed, July 25, 1969; 8:47 a.m.]

[Docket No. C-1557]

PART 13—PROHIBITED TRADE PRACTICES

Philip Reiner Furs, Inc., and Philip Reiner

Subpart—Advertising falsely or misleadingly: § 13.30 *Composition of goods:* 13.30–30 Fur Products Labeling Act; § 13.73 *Formal regulatory and statutory requirements:* 13.73–10 Fur Products Labeling Act. Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely:* 13.1108–45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 *Composition:* 13.1185–30 Fur Products Labeling Act; § 13.1212 *Formal regulatory and statutory requirements:* 13.1212–30 Fur Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition:* 13.1845–30 Fur Products Labeling Act; § 13.1852 *Formal regulatory and statutory requirements:* 13.1852–35 Fur Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Philip Reiner Furs, Inc., et al., New York, N.Y., Docket C-1557, July 8, 1969]

In the Matter of Philip Reiner Furs, Inc., a Corporation, and Philip Reiner, Individually and as an Officer of Said Corporation

Consent order requiring a New York City retail furrier to cease misbranding, falsely invoicing, and advertising its fur products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Philip Reiner Furs, Inc., a corporation, and its officers, and Philip Reiner, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or the sale, advertising or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product; or in connection with the sale, advertising, offering for sale, transportation or distribution, of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as the terms "commerce," "fur," and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Misbranding any fur product by:

1. Falsely or deceptively labeling or otherwise falsely or deceptively identifying any such fur product as to the name or designation of the animal or animals that produced the fur contained in the fur product.

2. Failing to affix a label to such fur product showing in words and in figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act.

3. Setting forth on a label attached to such fur product the name or names of any animal or animals other than the name of the animal producing the fur contained in the fur product as specified in the Fur Products Name Guide, and as prescribed by the rules and regulations.

4. Setting forth information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in abbreviated form on a label affixed to such fur product.

5. Failing to set forth the term "Dyed Broadtail-processed Lamb" on a label in the manner required where an election is made to use that term in lieu of the term "Dyed Lamb."

6. Failing to set forth the term "natural" as part of the information required to be disclosed on a label under the Fur Products Labeling Act and the rules and regulations promulgated thereunder to describe such fur product which is not pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

7. Setting forth information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in handwriting on a label affixed to such fur product.

8. Failing to set forth information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder on a label in the sequence required by Rule 30 of the aforesaid rules and regulations.

B. Falsely or deceptively invoicing any fur product by:

1. Failing to furnish an invoice, as the term "invoice" is defined in the Fur Products Labeling Act, showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

2. Setting forth on an invoice pertaining to such fur product the name or names of any animal or animals other than the name of the animal producing the fur contained in the fur product as specified in the Fur Products Name Guide, and as prescribed by the rules and regulations.

3. Setting forth information required under section 5(b)(1) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in abbreviated form on an invoice pertaining to such fur product.

C. Falsely or deceptively advertising any fur product through the use of any advertisement, representation, public announcement or notice which is intended to aid, promote or assist, directly or indirectly, in the sale, or offering for sale of any such fur product, and which:

1. Fails to set forth in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(a) of the Fur Products Labeling Act.

2. Falsely or deceptively identifies such fur product as to the name or designation of the animal or animals that produced the fur contained in the fur product.

3. Fails to set forth the term "Dyed Broadtail-processed Lamb" in the manner required where an election is made to use that term instead of the words "Dyed Lamb".

4. Fails to set forth the term "natural" as part of the information required to be disclosed in advertisements under the Fur Products Labeling Act and the rules and regulations promulgated thereunder to describe such fur product which is not pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

D. Failing to maintain full and adequate records disclosing the facts upon which pricing claims and representations of the types described in subsections (a), (b), (c), and (d) of Rule 44 of the rules and regulations promulgated under the Fur Products Labeling Act, are based.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: July 8, 1969.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc 69-8805; Filed, July 25, 1969; 8:47 a.m.]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter V—Federal Water Pollution Control Administration, Department of the Interior

PART 620—WATER QUALITY STANDARDS

Adoption, Identification, and Availability of State Standards

The document amending § 620.10 of Part 620 of Title 18 of the Code of Federal Regulations, published in the FEDERAL REGISTER on May 16, 1969, at 34 F.R. 7800, is corrected by changing the designation of "Territory of Puerto Rico" to "Commonwealth of Puerto Rico".

Dated: July 18, 1969.

WALTER J. HICKEL, *Secretary of the Interior.*

[F.R. Doc. 69-8774; Filed, July 25, 1969; 8:45 a.m.]

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

SUBCHAPTER M—MISCELLANEOUS

PART 230—CREDIT UNIONS SERVING DEPARTMENT OF DEFENSE PERSONNEL

The following revision to Part 230 was approved by the Deputy Secretary of Defense on July 11, 1969:

Sec.
230.1 Purpose.
230.2 Applicability.
230.3 Definitions.
230.4 General policies.
230.5 Responsibilities.
230.6 Logistical support.
230.7 Stateside DoD Credit Unions.
230.8 Overseas DoD Credit Unions.

AUTHORITY: The provisions of this Part 230 issued under sec. 301, 80 Stat. 379; 5 U.S.C. 301 and sec. 1–28, 48 Stat. 1216; 12 U.S.C. 1751 et seq.

§ 230.1 Purpose.

This part (a) consolidates and updates Department of Defense policies governing the establishment and support of and relationships with credit unions serving DoD military and certain civilian personnel in the United States, the District of Columbia, the territorial possessions of the United States, the Canal Zone, and Puerto Rico, and at overseas operating locations in implementation of 12 U.S.C. 1751 et seq. (and 45 CFR, ch. 3) and (b) assigns responsibility for policy direction of the DoD credit union program.

§ 230.2 Applicability.

The provisions of this Part 230 apply to all DoD components.

§ 230.3 Definitions.

(a) *Federal credit unions.* Federal credit unions are established and operated under the authority granted by the Federal Credit Union Act, as amended (12 U.S.C., 1751 et seq.) as legal entities with specific powers and authorities as approved by law. They are examined periodically by the Bureau of Federal Credit Unions of the Department of Health, Education, and Welfare (45 CFR ch. 3).

(b) *State credit unions.* Credit unions organized under State laws, operate on the same general principles as Federal credit unions and usually are supervised by the State banking departments.

(c) *Regulated overseas credit union.* A federally chartered credit union which furnishes services at U.S. military installations in foreign jurisdictions as suboffices of U.S.-based Federal credit unions. (See § 230.8.)

(d) *Nonregulated overseas credit union.* A credit union which does not fall under the jurisdiction of the Bureau of Federal Credit Unions or of State agencies, but which operates on a military installation and serves DoD personnel in accordance with the provisions of this Part 230. (See § 230.8.)

(e) *Fair rental.* As used in this Part 230 (see § 230.7(d)(2)), fair rental is a reasonable cost for an on-base facility, and should not be compared with civilian market or local economy rental fees.

(f) *Stateside DoD credit unions.* For the purpose of this Part 230, includes the 50 States of the United States, the District of Columbia, the Canal Zone, Puerto Rico, and U.S. Territories and Possessions. (See § 230.7.)

(g) *Full service credit unions.* For the purpose of this Part 230, a full service credit union is nondiscriminatory in nature (by extending equal service to all grades, ranks, races, and components), provides normal counter transaction services, and is staffed with a Loan Officer, a person authorized to sign checks and a full-time Counselor. (Counseling functions may be assumed by the Loan Officer or the person authorized to sign checks of the credit union.)

§ 230.4 General policies.

(a) Credit unions, as stated in Federal Government policy (12 U.S.C. 1751 et seq. and 45 CFR, ch. 3) are recognized as cooperative associations created for the purpose of stimulating systematic savings and creating a source of credit for provident or productive purposes; they emphasize self-help and wise management of resources, thereby raising the standards of living, strengthening the family unit and increasing the self-reliance of the member. They will be recognized and assisted by DoD components at all echelons as important morale and welfare resources which extend mutual benefits to all DoD personnel by (1) inculcating habits of thrift through the accumulation of savings, (2) combating usurious practices by providing money for personal loans at low-cost interest rates, and (3) extending full counseling services on personal and family financial planning problems, true costs of installment buying contracts, and related matters of interest to members and their dependents. Credit unions may offer money orders and travelers checks for sale to their members at all times.

(b) Credit unions services will be made available to DoD personnel of all ranks and grades under conditions and in the manner set forth in §§ 230.7 and 230.8. DoD Components will (1) recognize the right of all military and civilian personnel to organize and/or affiliate with credit unions formed under duly constituted authority; and (2) encourage the application and expansion of the principles of the credit union movement at all DoD installations worldwide.

(c) Existing DoD credit unions worldwide will continue to operate in accordance with present contractual agreements, as applicable.

(d) Policies and procedures governing (1) establishment of new credit unions, and (2) furnishing of space and logistical support to existing and new credit unions are set forth in §§ 230.7 and 230.8.

§ 230.5 Responsibilities.

(a) The Assistant Secretary of Defense (M&RA) shall (1) administer the overall DoD credit union program and assure its effective implementation, (2) maintain liaison with the Bureau of Federal Credit Unions, or an equivalent State agency, in support of management and administrative procedures governed by their directives, (3) maintain liaison with Associations, Leagues of Credit Unions and Councils formed by DoD credit unions to provide guidance and assistance, as desired and required, in the conduct of credit union operations, and (4) take final action on exceptions to the provisions of this Part 230.

(b) The Secretaries of the Military Departments shall:

(1) Have responsibility of recognizing and assisting credit unions in developing and expanding credit union services, where there is a need for such services, for organizations under their jurisdiction located in the United States, the District of Columbia, the Canal Zone, Puerto Rico, and U.S. territories and possessions, consistent with the provisions of this Part 230.

(2) Establish liaison with the Bureau of Federal Credit Unions, the State agencies involved, and associations, leagues, and councils formed by DoD credit unions and representing the credit union community.

(3) Coordinate the development of stateside credit unions with other Military Departments when required; and

(4) Maintain a current listing of all credit unions and such offices thereof serving their Departments.

(c) All DoD Components will:

(1) Recognize the right of military and civilian personnel to organize and/or affiliate with credit unions formed under duly constituted authority, and encourage the application and expansion of the principles of the credit union movement in the DoD worldwide.

(2) Recognize and support credit union Associations, Leagues of Credit Unions and Councils formed by DoD credit unions within the credit union movement to serve individual credit unions.

(3) Encourage DoD personnel who volunteer to serve on credit union boards and committees on a nonreimbursable basis where neither conflict of duty nor interest is involved.

§ 230.6 Logistical support.

Credit unions organized by and for DoD military and civilian personnel stateside and overseas may be provided logistical support as set forth below.

§ 230.7 Stateside DoD credit unions.

(a) *General*—(1) *New DoD credit unions.* (i) Where there is a demonstrated need for credit union services, primary emphasis will be placed on the establishment of a facility chartered by on-site personnel when sufficient personnel capability and interest exists. Otherwise, the possibility of using suboffice services of an existing credit union under the common bond principle (e.g., Army credit unions servicing Army personnel at Army installations) should be explored. However, credit union services

should not be denied or delayed merely because the common-bond principle cannot be satisfied.

(ii) When neither of the conditions in § 230.7(a)(1)(i) prevail, and provided qualified full-time counseling service is available, a suboffice facility employing teletype or other communications liaison with the parent credit union may be established.

(iii) Where none of the possibilities above exist, service by mail is permitted by any credit union whose charter authorizes same.

(2) *Dual credit unions.* At certain installations, two credit unions, each with independent and/or overlapping fields of membership, now exist. These credit unions are encouraged to take voluntary action to request charter amendments which would permit full credit union services without discrimination.

(i) Where charter amendment is neither desired nor deemed appropriate by the officials of the credit union or where such proposed amendment is disapproved by the Bureau of Federal Credit Unions or the appropriate State agency, affected credit unions should be encouraged to consider the advantages of merger. Mergers may not be directed by military officials.

(ii) Where neither charter amendments nor mergers are possible, existing credit unions not offering full services without discrimination because of grade, rank, race, or component may retain but not expand existing facilities or may elect to operate from an off-base location.

(iii) Priority in space allocation and facility support will be tendered to that credit union offering full services without discrimination. However, where neither of two existing credit unions on a military installation offers full services without discrimination and another credit union expresses an interest to operate thereon and provide full credit union services to all personnel without discrimination, the installation commander shall:

(*a*) Withdraw on-base space and support functions for both on termination of existing leases or tenancy agreements; and,

(*b*) Cause their removal to an off-base operating location.

(iv) Excepting for those already in existence, only one credit union on a military installation is permitted.

(b) *Operations*—(1) *Operating policies.* Credit unions organized by and for DoD military and civilian personnel may be provided with the property and logistic support contemplated by § 230.7 (c) below provided operating policies are consistent with the following:

(i) *Lending.* (*a*) In accordance with accepted credit union practice, lending policies will be as liberal as possible and still be consistent with the interests of the credit union and the individual member.

(*b*) To be avoided are unnecessarily restrictive, unreasonable, or out-of-date rules on the size of loans, type and amount of security, or waiting periods before loan eligibility can be granted.

(2) Special attention will be given to assisting the military members in pay grades of E–1, E–2, and E–3 who apply for loans for provident purposes.

(*b*) Credit unions which evidence a policy of excluding certain ranks, grades or classes of personnel from their loan services shall be deemed discriminatory in nature and inconsistent with the recognized spirit of the credit union movement. A continuing failure to reflect a fair proportion of loan service to all ranks, grades, or classes of personnel is one of the factors to be considered in making the above determination.

(ii) *Counseling.* Counseling service will be made available to DoD credit union members without charge, and will include helping members, particularly youthful and inexperienced servicemen and young married families, to solve money problems and to budget.

(iii) *Savings.* Members will be encouraged to participate in a regular savings plan:

(*a*) With only reasonable limitations when dictated by good management principles as to amounts which may be deposited at any one time or the total amount which may be held in shares; and

(*b*) By a reasonable dividend or return on savings.

(iv) *Relations.* (*a*) Cooperation, liaison and exchange of information between credit unions of all DoD components will be encouraged. Credit union associations, credit union leagues, and councils formed by DoD type credit unions within the credit union movement provide an excellent means of communication.

(*b*) Credit unions operating on military installations serving DoD personnel will keep the installation commander advised of the credit union operations and furnish him a copy of the monthly financial report and other credit union publications, and invite him or his designees to attend annual meetings and other appropriate functions. Credit unions will, to the extent resources permit and when so requested, provide the installation commander with lecturers and material on consumer credit matters in support of educational programs for Department of Defense personnel.

(*c*) The support and sympathetic understanding intended by this Part 230 will not be construed as representing control, supervision, or financial responsibility of credit unions by installation commanders or the Department of Defense.

(2) *Facilities and staffing.* Full credit unions services (see § 230.3) shall be provided at on-site facilities staffed by (a) a Loan Officer authorized to act by and for the credit committed, (b) an individual authorized to sign checks, and (c) a qualified full-time counsellor available to the membership during operating hours. Exceptions to this requirement will be considered in the case of newly organized credit unions.

(i) Where an on-site operation requires only minimum staffing, the counsellor duties may be assumed by § 230.7(a)(1) or (2).

(ii) Where an on-site facility extends its services to one or more areas of the same installation and direct courier or message service is available to the main on-site office, a one person operation is authorized.

(c) *Miscellaneous provisions.* (1) Credit unions serving DoD personnel will be afforded advertising space in appropriate publications on a paid-for or no-charge basis consistent with the policies of the media concerned.

(i) The use of bulletin boards for promotional or informational material is authorized.

(ii) Competitive literature from other credit unions will not be disseminated at that installation. This does not preclude any credit union whose approved charter will permit it to serve its members while stationed overseas from utilizing a direct mail approach or a commercial advertising campaign in the same area. Arrangements for distribution of credit union literature through Military Exchange outlets in areas where an on-base credit union exists, will be discontinued as of December 31, 1969.

(iii) The use of the Armed Forces Radio and Television Service to promote a specific credit union is prohibited.

(2) *Duty hours.* Credit unions will be permitted to conduct operations during normal duty hours providing that there is no undue interference with the performance of official duties. Credit unions are encouraged to establish operating hours consistent with the needs of the military installation to best service the overall needs of the membership within sound management principles.

(3) *Support of pay allotment privileges.* DoD personnel may use the allotment of pay privileges to the credit union of their choice to meet existing obligations and establish sound credit practices.

(i) Under no circumstances will the initiation of an allotment of pay become a prerequisite for a loan approval. Allotments voluntarily initiated to a credit union under DoD Directive 7330.1[1] may continue in force at the pleasure of the allottor.

(ii) Members of credit unions having an outstanding loan balance will contact the credit union on departure from the installation on a permanent change of station, in accordance with clearance procedures established by the appropriate military departments.

(d) *Utilization of military real property and space.* One full service credit union at each DoD installation will be furnished space, when available, without charge. The furnishing of office space and related real property to credit unions will be governed by section 1770 of the Federal Credit Union Act. Credit unions assigned military real property space will reimburse the DoD for all services, such as telephone lines, long distance toll calls, and space alterations.

---

[1] Filed as part of original. Copies may be obtained from U.S. Naval Publications and Forms Center, 5801 Tabor Avenue, Philadelphia, Pa. 19120.

(1) Criteria governing the assignment of existing space facilities to, and construction of new space facilities (when authorized) for credit unions, will be in accordance with the Manual [2] authorized by DoD Directive 4270.1.[1]

(2) Proposals by credit union officials for the erection of structures at credit union expense may be authorized if consistent with guidance contained in DoD Directive 1000.11 [1] and DoD Instruction 1000.12.[1]

(i) In addition, credit unions submitting such plans for consideration must also agree to be financially responsible for the maintenance, utilities, and services furnished.

(ii) Land required for approved construction at credit union expense shall be made available only at fair rental (see definitions in § 230.3) by lease: *Provided*, That at the option of the credit union structures erected thereon will be conveyed to the Government without reimbursement or removed, and the land restored to its original condition in the event of (a) installation inactivation, closing or other disposal action, (b) liquidation of the credit union, or (c) revocation of the credit union lease.

§ 230.8 Overseas DoD credit unions.

(a) *Regulated overseas credit unions* (see definition in § 230.3). Such credit unions established as a suboffice of a U.S.-based Federal credit union, will be limited to on-base operations, and will confine its membership to DoD military and civilian personnel and their dependents who are U.S. citizens.

(1) *Development and supervisory procedures.* Unified Command Commanders and/or Designated Component Commanders and the Military Departments will (a) issue appropriate instructions consistent with this Directive governing existing suboffice credit unions under their jurisdiction, and (b) encourage the suboffice concept consistent with any international arrangements related to the presence of U.S. forces in the country concerned.

(i) The office of the ASD (M&RA) will be notified through military channels where there is a need for a suboffice in an overseas location. This notification will include the name of a designated project officer and a statement that this requirement has been coordinated with the U.S. Chief of Mission or U.S. Embassy involved and that the country involved will permit the operation.

(*a*) The ASD (M&RA) will then notify, or cause to be notified, those stateside DoD credit unions which have expressed an interest in an overseas suboffice operation. Applications resulting from such notification will then be forwarded to the Bureau of Federal Credit Unions for eligibility determination.

(*b*) A list of eligible credit unions will then be forwarded to the unified commander and/or the designated component commander and to the Military Departments advising of the interested credit unions and requesting recommendations.

(ii) Each approved suboffice will be assigned a primary installation from which to operate and a geographical territory for further expansion through additional branches. These may be permanent locations or traveling services through mobile outlets.

(iii) Suboffices will be authorized an exclusive on-site franchise; however, any credit union having an approved charter which authorizes it to serve its members while stationed overseas may continue to do so by direct mail, including the use of available media for commercial solicitation through advertising.

(2) *Organization and control procedures.* See § 230.8(c).

(b) *Nonregulated overseas credit unions.* (1) Such credit unions, which fall under the scope of authority of neither the Bureau of Federal Credit Unions nor of State agencies, serve DoD personnel exclusively on military installations and are entitled to and receive allotments of pay, will comply with the provisions of this Part 230.

(i) Effective with the publication of this Part 230, the formation of new nonregulated credit unions is prohibited.

(ii) Existing nonregulated overseas credit unions will be encouraged to merge with a U.S.-based Federal credit union. Such action must be voluntary and will be subject to any specific requirements levied by the Bureau of Federal Credit Unions.

(2) Unified Command Commanders and/or designated Component Commanders and the Military Departments will continue to monitor and cause to be examined periodically, through procedures outlined below, the existing nonregulated overseas credit unions and will promulgate additional instructions, where required, in support of this Part 230.

(3) Organization and Control Procedures; (See § 230.8(c).)

(c) *Organization and control procedures.* (1) Both regulated and nonregulated overseas credit unions will be organized and conduct business in accordance with this Part 230. Additionally, implementing regulations of the Unified Command Commanders and/or the Designated Component Commander or the Military Departments will govern.

(i) The recommendations and direction of the Bureau of Federal Credit Unions through its rules, regulations, procedural forms, reports and manuals (including the Handbook for Federal Credit Unions) apply directly to all regulated overseas credit union suboffices; for nonregulated credit unions overseas, the same standards for compliance are established by DoD.

(ii) Funds should be deposited and/or invested in accordance with the authority available to Federal credit unions. In the event an authorized depository is not available, nonregulated credit unions overseas may deposit funds in the same manner authorized for nonappropriated funds, such as clubs and post exchanges. Regulated overseas credit unions should deposit funds in accordance with the instructions issued by the Bureau of Federal Credit Unions.

(iii) All overseas credit union transactions must either be in U.S. currency or military script prescribed for the area in which the overseas credit union is operating.

(iv) No credit union loans may be made for the purpose of purchasing real property or for the purpose of purchasing or erecting any type of residence in any foreign country.

(2) Periodic examinations of overseas credit unions will be conducted by examiners from the Bureau of Federal Credit Unions. Regulated overseas credit unions will be examined at the parent office in the United States, nonregulated overseas credit unions at their overseas locations.

(i) All costs incident to examinations of regulated overseas credit unions will be paid by the credit union being examined. Costs incident to examinations of nonregulated overseas credit unions will be paid for by the credit union being examined.

(*a*) To offset travel costs involved, the DoD will authorize Category Z travel by the examiners from port-to-port in each direction at Government expense.

(*b*) The ASD (M&RA) or his designee will act as liaison between the Unified Commander and/or Designated Component Commander or the Military Departments and the Bureau of Federal Credit Unions to complete travel arrangements for periodic examinations of nonregulated credit unions.

(ii) Reports of examinations will be furnished to the ASD (M&RA), the Unified Commander (or the designated component Commander), and to the Military Departments involved. Additionally, distribution as established by the Bureau of Federal Credit Unions will be made.

(*a*) The appropriate commander will assure immediate corrective action is taken when examination reflects deficiences or irregularities.

(*b*) Copies of such actions and a report of final action will be forwarded to the ASD (M&RA).

(d) *Property and logistical support.* Property and logistical support for both regulated and nonregulated credit unions will, to the extent feasible, equate to those for stateside credit unions (see § 230.7).

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

[F.R. Doc. 69-8791; Filed, July 25, 1969; 8:46 a.m.]

[1] Not available to the public.

SUBCHAPTER P—RECORDS

PART 288—USER CHARGES

Miscellaneous Amendments

The following amendments to Part 288 have been approved:

1. Section 288.7(b) has been amended to read as follows:

§ 288.7 Accounting and reporting.

* * * * *

(b) *Reporting requirement.* DoD Instruction 7730.43[1] requires DoD Components to submit reports on user charges to the Assistant Secretary of Defense (Comptroller) for consolidation and transmission to the Bureau of the Budget as provided in BoB Circular A–25.

2. Section 288.9 has been amended by addition of new paragraph (r) to read as follows:

§ 288.9 Examples of benefits not to be charged under the provisions of § 288.3(d).

* * * * *

(r) Administrative services normally provided in reference or reading rooms for public inspection of records, except for copies of records or documents furnished.

3. Section 288.10 *Schedule of fees and rates* (the preamble, and paragraphs (b), (1), (2), (3), (5), (6), (7), (8), (9), (10)) have been amended. Section 288.10, as revised now reads as follows:

§ 288.10 Schedule of fees and rates.

(a) Schedule of fees: This schedule applies to authorized services related to copying, certifying, and searching records rendered to the public by components of the Department of Defense, except when those services are excluded or excepted from charges under § 288.3(d). Except as provided in special cases prescribed below, a minimum of $1.50 will be levied for processing any chargeable case. Normally, only one (1) copy of any record or document will be provided.

(b) Requests involving:

(1) Training and education:

(i) Transcripts:

	Fee
Original copy	$1.50
Each additional copy	.25

(Includes requests for transcripts of graduation from military academies and schools.)

(ii) Certificates:

Original copy	$1.50
Each additional copy	.25

(Includes all requests for certificates, verification of attendance, and course completion from service schools and other facilities.)

(2) Medical and dental records of patients and former patients when requested for purposes other than further treatment: Covers request for information from or copies of medical records, including Clinical Records (inpatient records of military and nonmilitary patients), Health Records (military outpatient records), Outpatient Records (nonmilitary outpatient records), Dental Records, and loan of X-rays.

Searching and processing (per hour)	$5.00
Minimum charge	2.50
Each typewritten page	1.50
Office copy reproductions (per image)	.25
Loan of each X-ray	1.50

(3) Military Membership and Record (excluding Medical and Dental Records):

Address of record, each	$1.50
Copies of releasable military personnel records, such as effectiveness reports for officers and enlisted men, reproduced for the personal use of active, retired, and former members or next of kin of missing in action or deceased member of the Armed Forces:	
Minimum charge (up to six office copy reproductions)	1.50
Each additional image	.25
Statement of verification of service of report of separation, for individuals with other than honorable discharges	2.50

(4) Photography:

(i) Still pictorial or documentary photographic prints, black and white, and not more than three prints may be sold from any individual negative on each order. Unlisted standard sizes of black and white prints may be furnished, if available at proportionate fees.

8 x 10 single weight glossy finish, 1st print	$0.90
2d and 3d prints, each	.40
8 x 10 double weight matte finish, 1st print	.95
2d and 3d prints, each	.45
11 x 14 double weight matte finish, 1st print	1.15
2d and 3d prints, each	.45
16 x 20 double weight matte finish, 1st print	1.35
2d and 3d prints, each	.60
20 x 24 double weight matte finish, 1st print	1.50
2d and 3d prints, each	.70
35mm. color transparencies (cardboard mount), each	1.10
4 x 5 color transparencies or color negative, each	6.00
8 x 10 color transparencies or color negative, each	10.00

(In quantities not to exceed three copies of any one view.) Color prints will not be furnished for public use.

(ii) Aerial photographic prints, contact prints, or exact negative sizes, single weight glossy or double weight semimatte:

7 x 9 or 9 x 9 in quantities:
- 1–5, $1 each print.
- 6–100, $5 plus $0.85 for each print over 5 and up to 100.
- 101–1,000, $85.75 plus $0.65 for each print over 100 and up to 1,000.
- Over 1,000, $670.75 plus $0.60 for each print over 1,000.

9 x 18 in quantities:
- 1–5, $2 for each print.
- 6–100, $10 plus $1.70 for each print over 5 and up to 100.
- 101–1,000, $171.50 plus $1.30 for each print over 100 and up to 1,000.
- Over 1,000, $1,341.50 plus $1.20 for each print over 1,000.

(iii) Aerial Photographic Indexes and Mosaic copies in any number size 20 x 24, each $1.30.

(iv) Reproduction of Cover Overlays:

Transparent foil film overlays, each	$1.50
Transparent paper overlays, each	.60
Transparent paper plot maps, per square foot	.10
Photostat plot maps (maximum size 17½ x 23), each	.65

(v) Motion picture:

16-mm. or 35-mm. black and white unedited footage and/or optical sound track, per foot	$0.10
Color unedited footage:	
16-mm., per foot	.20
16-mm., inter-negative	.25
35-mm., per foot:	
Viewing or release print, each	.25
Separation master positive (3 required)	.75
Color, inter-positive, each	.55
Color, inter-negative, each	.55
Magnetic Tape (per foot):	
16-mm. (Direct Dubb), each	.05
35-mm. (Direct Dubb), each	.05
Searching (including overhead):	
Each hour or fraction thereof (per hour)	7.00
All film used in duplication to furnish a requested end product shall be charged for on a per foot basis.	
Minimum charge (including stock search) per order	10.00

(5) Construction and engineering information: Copies of aerial photographic maps, specifications, permits, charts, blueprints, and other technical engineering documents.

Searching, per hour or fraction thereof (including overhead costs)	$3.00
First print	.50
Each additional print of same document	.25

(6) Copies of medical articles and illustrations: Standards contained in 5 U.S.C. 140 of the basic Instruction will be utilized in computing costs.

(7) Claims, litigation: (Includes court-martial records, furnishing information from Investigative Reports, e.g. automobile collision investigations, safety reports, etc.) Requests pertaining to private litigation and to cases in which the United States is a party and where court rules provide for reproduction of records without cost to the Government (if not covered in 2. or 3., above).

Searching and processing (per hour)	$5.00
Minimum charge	2.50

NOTE: Charges for professional search or research will be made in accordance with paragraph 10b, below.

Office copy reproductions (minimum up to six (6) reproduced images)	1.50
Each additional image	.25
Certification and validation with seal, each	2.50

(8) Publication and forms: A search and/or processing fee as prescribed in 10a, below, will be made for requests requiring extensive time (1 hour or more).

(i) Shelf Stock: (Requestors may be furnished more than one copy of a publication or form if it does not deplete stock levels below projected planned usage.)

Minimum fee per request	$1.50
plus	
Forms, per copy	.05
Publications, per printed page	.01

(Examples: Cost of 20 forms, $2.50; cost of a publication with 100 pages, $2.50.)

(ii) Office copy reproduction (when shelf stock is not available).

[1] Filed as part of original. Copies may be obtained from U.S. Naval Publications and Forms Center, 5801 Tabor Avenue, Philadelphia, Pa. 19120.

Minimum charge (up to six reproduced pages)	$1.50
Each additional image	.25

(9) Engineering data (microfilm):

Aperture cards:	
Silver duplicate negative, per card	$0.35
When key punched and verified, per card	.40
Diazo duplicate negative, per card	.30
When key punched and verified, per card	.35
35-mm. roll film, per frame	.30
16-mm. roll film, per frame	.20
Paper prints (Engineering drawings), each	.50
Paper reprints of microfilm indices, each	.05

(10) General: Charges for any additional services not specifically provided above and consistent with the provisions of the basic instruction will be made by the respective DoD components of the following rates:

Clerical search and processing per hour	$5.00
Minimum charge	2.50
Professional searching or researching (to be established at actual hourly rate prior to search. A minimum charge will be established at ½ the hourly rate.)	
Minimum charge for office copy reproduction (minimum up to six images)	1.50
Each additional image	.25
Each typewritten page	1.50
Certification and validation with seal, each	2.50
Review of application for authorization to solicit members of the military services for the purchase of life insurance on U.S. military installations in foreign areas	125.00
Hand drawn plots and sketches, each hour or fraction thereof	6.00

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

[F.R. Doc. 69-8768; Filed, July 25, 1969; 8:45 a.m.]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 7—SPECIAL REGULATIONS, AREAS OF THE NATIONAL PARK SYSTEM

Yosemite National Park, Calif.; Fishing

A proposal was published at page 6931 of the FEDERAL REGISTER of April 25, 1969, to revise § 7.16 of Title 36 of the Code of Federal Regulations, to establish specific closure to angling of the waters of Delaney Creek and Skelton Lakes in Yosemite National Park, for the protection and preservation of the Piute cutthroat trout.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed revision. No comments, suggestions or objections have been received and the proposed revision is hereby adopted without change and is set forth below. This revision shall take effect 30 days following the date of its publication in the FEDERAL REGISTER.

(5 U.S.C. 553; 39 Stat. 535; 16 U.S.C. 3; 41 Stat. 731, 16 U.S.C. 57)

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

§ 7.16 Yosemite National Park.

* * * * *

(k) *Experimental fish management waters.* * * *

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

LAWRENCE C. HADLEY,
Superintendent, Yosemite National Park.

[F.R. Doc. 69-8773; Filed, July 25, 1969; 8:45 a.m.]

Chapter II—Forest Service, Department of Agriculture

PART 211—ADMINISTRATION

Appeals From Administrative Decisions

Part 211 of Title 36, Code of Federal Regulations, is amended as follows:

1. Section 211.20(b)(1) is revised to read as follows:

§ 211.20 Contract appeals: appeals from decisions on matters other than contract.

* * * * *

(b) *Exclusions.* (1) There are excluded from the application of this subpart appeals from decisions of contracting officers of the Department of Agriculture involving disputed questions of fact under contracts for the construction, alteration, or repair of public buildings or works, or the purchase of administrative supplies, equipment, materials, or services, provided for in 41 CFR 4-50.201 et seq.

* * * * *

2. Section 211.116(c)(3) is revised to read as follows:

§ 211.116 Conduct of hearings.

* * * * *

(c) *Evidence.* * * *

(3) *Depositions.* The deposition of any witness shall be admitted, in the manner provided in § 211.111(e).

(30 Stat. 35, as amended, 16 U.S.C. 551, 50 Stat. 526, 7 U.S.C. 1011(f); R.S. 161 as amended, 5 U.S.C. 22)

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

THOMAS K. COWDEN,
Assistant Secretary of Agriculture.

JULY 23, 1969.

[F.R. Doc. 69-8790; Filed, July 25, 1969; 8:46 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 1—Federal Procurement Regulations

DEPRESSED INDUSTRIES

By revision of Defense Manpower Policy No. 4, published in the FEDERAL REGISTER on July 20, 1968 (33 F.R. 10393), the Office of Emergency Preparedness included the revocation of Notifications Nos. 38, 53, and 57 which provided special requirements for the placement of procurement with the textile, apparel, and shipbuilding industries, respectively. Accordingly, provisions under Subpart 1-1.8, Labor Surplus Area Concerns, which reflected the requirements of the revoked Notifications are deleted by this amendment. In addition, editorial changes are made to correct organizational references.

PART 1-1—GENERAL

The table of contents for Part 1-1 is amended by the deletion of the captions for §§ 1-1.806-2, 1-1.806-4, and 1-1.806-5 and by designating these sections "Reserved," as follows:

Sec.
1-1.806-2 [Reserved]
1-1.806-4 [Reserved]
1-1.806-5 [Reserved]

Subpart 1-1.8—Labor Surplus Area Concerns

Sections 1-1.806-2, 1-1.806-4, and 1-1.806-5 are deleted and the captions thereof designated "Reserved," as follows:

§ 1-1.806-2 [Reserved]

§ 1-1.806-4 [Reserved]

§ 1-1.806-5 [Reserved]

PART 1-5—SPECIAL AND DIRECTED SOURCES OF SUPPLY

Subpart 1-5.10—Use of Excess Aluminum

1. Section 1-5.1001-1(b) is amended as follows:

§ 1-5.1001-1 Government Use Program.

* * * * *

(b) * * *

Director, Stockpile Disposal Division, Property Management and Disposal Service, General Services Administration, Washington, D.C. 20405.

* * * * *

2. Section 1-5.1001-2 is amended by the amendment of paragraph (b) of the contract clause set forth therein, as follows:

§ 1-5.1001-2 Contract clause.

REQUIRED SOURCE FOR ALUMINUM INGOT

* * * * *

(b) * * *

Director, Stockpile Disposal Division, Property Management and Disposal Service, General Services Administration, Washington, D.C. 20405.

* * * * *

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

Effective date. These regulations are effective upon publication in the FEDERAL REGISTER.

Dated: July 18, 1969.

ROBERT L. KUNZIG,
Administrator of General Services.

[F.R. Doc. 69-8772; Filed, July 25, 1969; 8:45 a.m.]

Chapter 12B—Coast Guard, Department of Transportation

[CGFR 69-69]

PART 12B-1—GENERAL

Subpart 12B-1.7—Small Business Concerns

SMALL BUSINESS PROGRAM

The purpose of this document is to amend the Coast Guard Procurement Regulations to conform with recent changes in the Department of Transportation Procurement Regulations and to be consistent with Small Business Administration policies on small business set-asides for proposed construction procurements as published in General Services Administration Bulletin 11 dated March 14, 1969. Since this amendment relates to agency management, and contracts, notice and public procedures thereon is unnecessary under the provision of the Administrative Procedures Act (5 U.S.C. 553).

§§ 12B-1.700, 12B-1.701, 12B-1.702, 12B-1.704-2, 12B-1.706-5, 12B-1.706-51 [Revoked]

1. Subpart 12B-1.7 is amended by revoking §§ 12B-1.700, 12B-1.701, 12B-1.702, 12B-1.704-2, 12B-1.706-5, and 12B-1.706-51.

2. Section 12B-1.706-1 is revised as follows:

§ 12B-1.706-1 General.

(a) The chief officer responsible for procurement on June 27, 1960, entered into a Joint Class Set-Aside for small business (Class Set-Aside No. USCG-C-1) providing that: All construction contracts for the construction, maintenance, or repair of shore structures within the United States, valued at $200,000 or less, entered into by the various contracting officers of the U.S. Coast Guard, be limited to small business concerns, exception being made for those contract requirements wherein the contracting officer makes a written determination that there are less than three small business firms that are available to bid on the required work. This class set-aside has been continued on a unilateral basis.

(1) A decision by the contracting officer not to use Class Set-Aside USCG-C-1 due to a determination that there are less than three small business firms that are available to bid on the required work or any other reasons such as unreasonable cost as set forth in § 1-1.706-3 of this title will be made with concurrence of the Chief, Procurement Branch for procurements originating at Coast Guard Headquarters and of the comptroller or commanding officer as applicable for procurements originating in the field.

(2) In procurements involving Class Set-Aside USCG-C-1, each invitation for bid or request for proposal shall contain the notice set forth in § 1-1.706-5(c) of this title changing the words "contracting officer" to "chief officer responsible for procurement." The face of all copies of the invitations for bids or requests for proposals will clearly and conspicuously indicate "Class Set-Aside USCG-C-1."

(b) A total set-aside preference for participation of small business shall be considered for every procurement for construction including alteration, maintenance, and repairs in excess of $200,000 and under $500,000. When, in the findings of the contracting officer, such preference would not serve the best interests of the Government, the contracting officer, Coast Guard Headquarters shall notify Chief, Supply Division and field contracting officers shall notify the cognizant comptroller or commanding officer as applicable. Unless the aforementioned officer, such as the case may be, disagrees with the contracting officer's findings, the contracting officer shall proceed to process the procurement on an unrestricted basis.

(c) Small business set-aside preferences shall be considered for construction, including alteration, maintenance and repairs in excess of $500,000 on a case-by-case basis, favoring the preferential participation of small business whenever appropriate as determined by the contracting officer.

3. Section 12B-1.706-50 is revised as follows:

§ 12B-1.706-50 Documentation of small business set-aside determinations.

(a) The determination to make a total unilateral set-aside in connection with an individual procurement shall be noted in the procurement contract file. Class set-aside determinations shall be documented substantially in the format set forth below and a copy shall be retained in the "purchase history" file or equivalent record covering the commodity or service involved. Class set-aside determinations will be signed by the contracting officer and approved by: (1) Chief, Supply Division for contracts originating at Coast Guard Headquarters; and (2) by comptroller or commanding officer as applicable for contracts originating in the field.

UNILATERAL SMALL BUSINESS CLASS SET-ASIDE DETERMINATION

In accordance with FPR 1-1.706 and CGPR 12B-1.706, it is hereby determined that procurements by the (name of procuring activity) of the following commodities or services shall be set-aside for small business concerns on a class basis. This determination shall be reviewed on _____, or, in any event, not later than 1 year after the above determinations date. This determination does not apply to any individual procurement for which small purchase procedures are to be used and applies only to the procuring activity named above. (List items or services)

(b) In the case of any individual procurement action where a set-aside is not considered feasible, the reasons for not making a set-aside shall be summarized in the procurement contract file.

(Sec. 633, 63 Stat. 545, sec. 205(c), 63 Stat. 389, as amended, secs. 2301-2314 (Ch 137), 70A Stat. 127-133, as amended, sec. 6(b), 80 Stat. 938; 14 U.S.C. 633, 40 U.S.C. 486(c), 10 U.S.C. 2301-2314, 49 U.S.C 1655(b); 41 CFR 12-1.008)

Effective date. These amendments shall become effective on the date of publication in the FEDERAL REGISTER.

Dated: July 23, 1969.

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

[F.R. Doc. 69-8820; Filed, July 25, 1969; 8:49 a.m.]

Title 46—SHIPPING

Chapter I—Coast Guard, Department of Transportation

SUBCHAPTER E—LOAD LINES

[CGFR 69-82]

PART 45—MERCHANT VESSELS WHEN ENGAGED IN A VOYAGE ON THE GREAT LAKES

Great Lakes Vessels; Load Lines

On June 24, 1969, a notice of proposed rule making regarding an amendment to Subpart 45.15 of Part 45, Subchapter E, Title 46, Code of Federal Regulations, by adding a new § 45.15-100 was published in the FEDERAL REGISTER (34 F.R. 9754). Interested persons were given 30 days in which to submit written comments, suggestions, or objections regarding the proposed amendment.

No objections have been received and the proposed regulations are hereby adopted without change and are set forth below. Since this amendment is a substantive change which relieves a restriction, the Administrative Procedure Act (5 U.S.C. 553(d)) grants an exception to the 30 days effective date requirement.

(Sec. 2, 45 Stat. 1493, sec. 2, 49 Stat. 888, as amended, sec. 6(b), 80 Stat. 937; 46 U.S.C. 85a, 88a, 49 U.S.C. 1655(b); 49 CFR 1.4(a)(2))

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

Dated: July 25, 1969.

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

§ 45.15-100 Reduced freeboards for steamers having superior design and operational features engaged on Great Lakes voyages.

(a) Subject to compliance with the additional conditions in paragraph (b) of this section but otherwise in accordance with the usual conditions of assignment, freeboards of steamers over 440 feet in length engaged on Great Lakes

voyages, may be computed from the lesser tabular values given by the Table 45.15–100(a) in lieu of those given by Table 45.15–97(a).

TABLE 45.15–100(a)—REDUCED BASIC MINIMUM SUMMER FREEBOARDS FOR STEAMERS ON GREAT LAKES VOYAGES

Length of ship (feet)	*Freeboard (inches)*
440	78.2
450	80.7
460	83.1
470	85.6
480	88.1
490	90.6
500	93.1
510	95.6
520	98.1
530	100.6
540	103.0
550	105.4
560	107.7
570	110.0
580	112.3
590	114.6
600	116.8
610	119.0
620	121.1
630	123.2
640	125.3
650	127.3
660	129.3
670	131.3
680	133.3
690	135.3
700	137.1
710	139.0
720	140.9
730	142.7
740	144.5
750	146.3
760	148.1
770	149.8
780	151.5
790	153.2
800	154.8
810	156.4
820	158.0
830	159.6
840	161.2
850	162.8
860	164.3
870	165.9
880	167.4
890	168.9
900	170.4
910	171.8
920	173.3
930	174.7
940	176.1
950	177.5
960	178.9
970	180.3
980	181.7
990	183.1
1000	184.4

Freeboards at intermediate lengths of ship shall be obtained by linear interpolation.

(b) In order to be eligible for the reduced freeboards permitted by this section, vessels shall comply with following supplementary conditions:

(1) Vessels shall be built of steel complying with the amended classification society specifications issued in 1948, or thereafter.

(2) Hatch covers shall be one piece weathertight steel or equivalent material.

(3) A protected underdeck fore and aft passage shall be provided.

(4) Deck houses and superstructures shall be of steel or equivalent material.

(5) Vessels shall be structurally suitable for the resulting load draft in all operating conditions.

[F.R. Doc. 69-8864; Filed, July 25, 1969; 8:49 a.m.]

Title 49—TRANSPORTATION

Chapter X—Interstate Commerce Commission

SUBCHAPTER D—TARIFFS AND SCHEDULES

[Special Permission 70-275]

PART 1300—FREIGHT SCHEDULES; RAILROADS

PART 1307—FREIGHT RATE TARIFFS, SCHEDULES, AND CLASSIFICATIONS OF MOTOR CARRIERS

Tariffs Containing Joint Rates and Through Routes for Transportation of Property Between Points in the U.S. and Foreign Countries

At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D.C., on the 15th day of July 1969.

It appearing, that Rule 67 of Tariff Circular No. 20 (47 CFR 1300.67) does not permit the filing of joint rates and through routes for the transportation of property between points in the United States and points in foreign countries embracing common carriers by water and common carriers subject to the Interstate Commerce Act:

And it further appearing, that the proposed rule making required by section 553 of the Administrative Procedure Act (5 U.S.C. 553) is unnecessary since the change in existing regulations to be effectuated by this order will permit common carriers by water to enter into arrangements with common carriers subject to the Interstate Commerce Act for joint rates and through routes covering the transportation of property between points in the United States and points in foreign countries, thus constituting a relaxation of the regulations heretofore prescribed:

It is ordered, That § 1300.67 of Chapter X of Title 49 of the Code of Federal Regulations be, and the same is hereby, revised to read as follows:

§ 1300.67 Export and import traffic—ocean carriers.

(a) *Through routes and joint rates.* When a common carrier by water enters into an arrangement with a common carrier subject to the Interstate Commerce Act for joint rates and through routes covering the transportation of property subject to the Act between points in the United States and points in foreign countries, tariffs naming such joint rates and through routes must be filed with this Commission, and must be published, filed, and posted in conformity with the provisions of the Act and the rules of this tariff circular.

(b) *Port combination basis.* When the carriers do not enter into joint rate and through route arrangements as provided in paragraph (a) of this section, but desire to handle traffic on basis of combinations of rates to and from the ports, the ocean carrier is not subject to the Interstate Commerce Act or the jurisdiction of the Commission and the following will apply:

(1) *Export and import tariffs.* (i) The carriers subject to the Interstate Commerce Act transporting property exported or imported from a foreign country by water must file their rates to the ports and from the ports, and such rates must be the same for all, regardless of what ocean carrier may be designated by the shipper except as otherwise provided by section 28 of the Merchant Marine Act (41 Stat. 999; 46 U.S.C. 884).

(ii) When rates are published to apply on export or import traffic, the tariffs containing such rates shall specify by inclusion or exclusion the countries to or from which traffic subject to such rates shall move, whether such countries are, or are not, adjacent to the United States.

(iii) In the interest of clearness the tariffs should also specify whether or not property destined to or coming from Cuba, the Philippine Islands, Puerto Rico, the Hawaiian Islands, or the Canal Zone are included. For convenience, and without regard to the political status and relation of the Philippines, Puerto Rico, the Hawaiian Islands, and the Canal Zone to the United States, they together with Cuba, are for these purposes, to be classed with foreign countries, and in the absence of statement in tariffs limiting the application of export and import rates, export and import rates will apply on traffic destined to or coming from the above-named territories.

(2) *Steamship charges may be shown.* As a matter of convenience to the public, said carriers may also publish as information in their tariffs in connection with the rate as above provided, the steamship charges to or from foreign destinations. When this is done, such steamship charges may be changed without notice, but the rates of the carriers to (or from) ports are subject to all provisions of the Interstate Commerce Act and of the Commission's rules with respect to notice and form of publication. Tariffs containing such steamship charges must not be concurred in by the ocean carriers.

(c) *Through export and import billing.* Export and import shipments may be forwarded under through billing, but through bills of lading must clearly separate the liability of the carriers included therein where different, and must show (1) the tariff rate of the carrier or carriers subject to the Act to or from the port, or (2) joint rates or charges when such rates are established and are named in tariffs on file with the Commission as provided in paragraph (a) of this section.

It is further ordered, That § 1307.22 of Chapter X of Title 49 of the Code of

Federal Regulations be, and the same is hereby, revised to read as follows:

§ 1307.22 Application of regulations.

(a) The regulations in this Subpart B will also apply to tariffs containing joint rates of common carriers of property by motor vehicle and common carriers by water, other than railroad-owned or railroad-controlled water carriers, and except as provided in paragraph (c) of this section.

(b) The regulations in this Subpart B will not apply to tariffs containing joint rates between motor carriers and common carriers by rail or by water when such water carriers are railroad-owned or railroad-controlled and operate under the provisions of section 5(21) of the Interstate Commerce Act or to tariffs containing joint motor-rail-water rates whether or not the water carrier is railroad owned or controlled..

(c) The regulations in this Subpart B will not apply to tariffs containing joint rates and through routes between common carriers by water and common carriers by motor vehicle for the transportation of property between points in the United States and points in foreign countries. For regulations to apply see Rule 67 of Tariff Circular No. 20 (§ 1300.67 of this chapter).

It is further ordered, That this revision shall become effective upon publication in the FEDERAL REGISTER.

And it is further ordered, That notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

(Secs. 5, 6, 24 Stat. 380, as amended, 12, 24 Stat. 383, as amended, 204, 49 Stat. 546, as amended, 217, 49 Stat. 560, as amended. 49 U.S.C. 5, 6, 12, 304, 317)

By the Commission, Division 2.

[SEAL] ANDREW ANTHONY, Jr.
Acting Secretary.

[F.R. Doc. 69-8806; Filed, July 25, 1969; 8:47 a.m.]

Proposed Rule Making

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 63]

[Docket No. 18509]

CHANNEL FACILITIES FURNISHED TO AFFILIATED CATV SYSTEMS

Applications of Telephone Companies for Certificates

In the matter of applications of telephone companies for section 214 certificates for channel facilities furnished to affiliated community antenna television systems; Docket No. 18509.

1. The Commission has before it motions by the United Telephone System (United), filed July 16, 1969, and by the American Telephone & Telegraph Co. (A.T. & T.), filed July 17, 1969, requesting that the time for filing reply comments in the above-captioned matter be extended until August 18, 1969, and August 1, 1969, respectively. Reply comments are presently due on July 18, 1969.

2. In support, it is stated that due to the number and extent of the comments filed, the period of time allowed under the present filing date of July 18, 1969, "does not provide sufficient time to analyze these documents and adequately prepare replies thereto." In addition, United alleges that as of the time of filing its present motion, it had not received a copy of the text of an order by the Commission, deciding certain prior related motions in this proceeding, which decision may affect the substance of its reply comments.

3. We are desirous of concluding this matter as quickly as possible because of the important public interest issues involved. However, we recognize that numerous, extensive and complex comments have been filed by the parties. Under these circumstances we believe that the public interest will be served by this one final extension of the filing period for reply comments in this proceeding for all interested parties to August 1, 1969.

4. In view of the foregoing, United's request for an extension of the filing date of reply comments to August 18, 1969, will be denied to the extent it requests an extension beyond August 1, 1969.

5. *Accordingly, it is ordered*, Pursuant to authority delegated by § 0.303(c) of the Commission's rules, that the American Telephone and Telegraph Co.'s motion for the extension of time for filing reply comments to the above-captioned proceedings to August 1, 1969, is hereby granted; and that the United Telephone System's motion for extension to August 18, 1969, is hereby denied insofar as it requests an extension beyond August 1, 1969.

Adopted: July 18, 1969.

Released: July 22, 1969.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] ASHER H. ENDE,
Acting Chief,
Common Carrier Bureau.

[F.R. Doc. 69-8815; Filed, July 25, 1969; 8:48 a.m.]

INTERSTATE COMMERCE COMMISSION

[49 CFR Ch. X]

[Ex Parte No. MC 19 (Sub-No. 9)]

PRACTICES OF MOTOR COMMON CARRIERS OF HOUSEHOLD GOODS (AGENCY RELATIONSHIPS)

Extension of Time

JULY 23, 1969.

At the request of certain respondents, the time for filing initial written representations in the above-entitled proceeding has been extended to September 15, 1969, and the date for notifying the Commission of intention to participate has been extended to October 6, 1969.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-8807; Filed, July 25, 1969; 8:48 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Bureau of Customs

[T.D. 69-176]

AIRCRAFT IN FOREIGN TRADE

Supplies and Equipment for Aircraft of Foreign Registry

JULY 18, 1969.

Treasury decision 49914(7) dated July 8, 1939, stated that in accordance with section 309(d) of the Tariff Act of 1930, as amended (19 U.S.C. 1309(d)) the Department of Commerce had found and advised the Secretary of the Treasury that the United Kingdom allows to aircraft registered in the United States and engaged in foreign trade privileges substantially reciprocal to the privileges referred to in sections 309(a) and 317 of the Tariff Act of 1930, as amended (19 U.S.C. 1309(a), 1317) in respect of aircraft registered in a foreign country and actually engaged in foreign trade.

The Department of Commerce now advises that its finding did not include ground equipment since it was not included in the exemptions allowable under section 309 of the tariff act prior to its amendment by the Customs Simplification Act of 1953 (sec. 11(a), 67 Stat. 514). On June 24, 1969, the Department of Commerce issued a finding that the United Kingdom does not allow exemption from duty or tax on ground equipment brought into that country for aircraft of U.S. registry engaged in foreign trade.

Accordingly, effective June 25, 1969, ground equipment may not be withdrawn under section 309(a)(3) of the Tariff Act of 1930, as amended, for aircraft registered in the United Kingdom.

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

[F.R. Doc. 69-8793; Filed, July 25, 1969; 8:47 a.m.]

Internal Revenue Service

JOHN R. LUTES

Notice of Granting of Relief

Notice is hereby given that John R. Lutes, 203 Courtland Street, Dowagiac, Mich., 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 September 30, 1948, by the Circuit Court of St. Joseph County, Ind., of a crime punishable by imprisonment for a term exceeding 1 year. Unless relief is granted, it will be unlawful for John R. Lutes, because of such conviction, to ship, transport, or receive in interstate or foreign commerce any firearm or ammunition, and he would be ineligible for a license under chapter 44, title 18, United States Code 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) because of such conviction, it would be unlawful for Mr. Lutes to receive, possess, or transport in commerce or affecting commerce, any firearm.

Notice is hereby given that I have considered John R. Lutes' 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 relief would not be contrary to the public interest.

Therefore, pursuant to the authority vested in the Secretary of the Treasury by section 925(c), title 18, United States Code and delegated to me by 26 CFR 178.144, it is ordered that John R. Lutes 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 and incurred by reason of the conviction hereinabove described.

Signed at Washington, D.C., this 18th day of July 1969.

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

[F.R. Doc. 69-8795; Filed, July 25, 1969; 8:47 a.m.]

THOMAS BENTON MILLS

Notice of Granting of Relief

Notice is hereby given that Thomas Benton Mills, 617 Southeast Avenue H, Idabel, Okla., 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 December 6, 1933, in the District Court of Choctaw County, Okla., of a crime punishable by imprisonment for a term exceeding 1 year. Unless relief is granted, it will be unlawful for Thomas Benton Mills, 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) because of such conviction it would be unlawful for Mr. Mills, to receive, possess, or transport in commerce a firearm. Notice is hereby further given that I have considered Thomas Benton Mills' 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 Thomas Benton Mills 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 Thomas Benton Mills 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 22d day of July 1969.

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

[F.R. Doc. 69-8794; Filed, July 25, 1969; 8:47 a.m.]

HARRY R. WATKINS

Notice of Granting of Relief

Notice is hereby given that Henry R. Watkins, 5290 Jonestown Road, Harrisburg, Pa., 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 20, 1950, of two crimes, one in the Court of Quarter Sessions, Dauphin County, Pa., and the other in the Court of Oyer and Terminer, Dauphin County, Pa., both of which were punishable by imprisonment for a term exceeding 1 year. Unless relief is granted, it will be unlawful for Harry R. Watkins, because of such convictions 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) because of such convictions it would be unlawful for Mr. Watkins to receive, possess, or transport in commerce, a firearm. Notice is hereby further given that I have considered Harry R. Watkins' application and have found:

(1) The convictions were 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 convictions, 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 Harry R. Watkins from disabilities incurred by reason of his convictions, 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 Harry R. Watkins 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 convictions hereinabove described. Signed at Washington, D.C., this 22d day of July 1969.

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

[F.R. Doc. 69-8796; Filed, July 25, 1969; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

[Amdt. 1]

GRAINS AND SIMILARLY HANDLED COMMODITIES

Notice of Extension of Warehouse Storage Loans

The Notice of Extension of Warehouse Storage Loans, published on January 18, 1969, in 34 F.R. 874, is amended to delete therefrom all references to corn and to maturity dates applicable to corn. The effect of this amendment notice is to remove corn from the list of 1967 and 1968 crop commodities eligible for the extended warehouse storage loan program. The amended notice reads as follows:

Pursuant to the provisions of § 1421.55 of the General Regulations Governing Price Support for the 1964 and Subsequent Crops of Grains and Similarly Handled Commodities, as amended, CCC hereby gives notice that, subject to earlier demand for payment, the loan maturity dates of price support warehouse-storage loans on the 1967 and 1968 crops of barley, grain sorghum, oats, soybeans, and wheat are extended for an additional 1-year period from the current maturity dates for such loans, as provided below, with respect to producers who prior to the current original maturity dates of loans secured by the 1968 crops of such commodities or the current extended maturity date of loans secured by the 1967 crops thereof, or such later dates that may be authorized for good cause by the Deputy Administrator, State and County Operations, ASCS, notify in writing the ASCS county office through which they obtained such loans that they wish to have such maturity dates extended; loans with respect to which no request for extensions are received will mature on the current original and extended maturity dates of loans secured by the 1968 and 1967 crops of the commodities designated in this notice.

Commodity	1967 Crop		1968 Crop	
	From current extended maturity date	To re-extended maturity date	From current original loan maturity date	To extended loan maturity date
Barley in Alaska, Idaho, Minnesota, Montana, North Dakota, Oregon, South Dakota, Washington, Wisconsin, and Wyoming	May 31, 1969	May 31, 1970	May 31, 1969	May 31, 1970
Barley in all other States	Apr. 30, 1969	Apr. 30, 1970	Apr. 30, 1969	Apr. 30, 1970
Grain sorghum in Oklahoma and Texas	June 30, 1969	June 30, 1970	June 30, 1969	June 30, 1970
Grain sorghum in all other States	July 31, 1969	July 31, 1970	July 31, 1969	July 31, 1970
Oats in Alaska, Idaho, Maine, Michigan, Minnesota, Montana, North Dakota, Oregon, South Dakota, Washington, Wisconsin, and Wyoming	May 31, 1969	May 31, 1970	May 31, 1969	May 31, 1970
Oats in all other States	Apr. 30, 1969	Apr. 30, 1970	Apr. 30, 1969	Apr. 30, 1970
Soybeans in all States	July 31, 1969	July 31, 1970	July 31, 1969	July 31, 1970
Wheat in Idaho, Minnesota, Montana, North Dakota, Oregon, Washington, and Wyoming	May 31, 1969	May 31, 1970	May 31, 1969	May 31, 1970
Wheat in all other States	Apr. 30, 1969	Apr. 30, 1970	Apr. 30, 1969	Apr. 30, 1970

(Secs. 4, 5, 62 Stat. 1070, as amended; secs. 101, 401, 403, 405, 63 Stat. 1051, as amended; 15 U.S.C. 714 b and c; 7 U.S.C. 1441, 1421, 1423, 1425)

Effective date: Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on July 17, 1969.

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

[F.R. Doc. 69-8789; Filed, July 25, 1969; 8:45 a.m.]

DEPARTMENT OF TRANSPORTATION

Coast Guard

[CGFR 69-64]

PONCE, P.R. AND MAYAGUEZ, P.R.

Revocation of Designations as Ports of Documentation

1. Notice of the proposed revocation of the designations of Ponce, P.R., and Mayaguez, P.R., as ports of documentation and the transfer of the documentation records to the office of the Officer in Charge, Marine Inspection, Federal Building, San Juan, P.R. 00904, was published in the FEDERAL REGISTER of May 14, 1969 (34 F.R. 7667) as CGFR 69-47.

2. By virtue of the 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), the following action is hereby taken effective August 20, 1969:

(a) The designations of Ponce, P.R., and Mayaguez, P.R., as ports of documentation are revoked;

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

(c) San Juan is designated as home port of all vessels now having Ponce and Mayaguez as home port.

3. Vessels marked with the name of Ponce or Mayaguez as home port shall be deemed to be properly marked within the meaning of section 4178 of the Revised Statutes, as amended (46 U.S.C. 46), and the regulations issued thereunder, for a period of 2 years from the effective date of this order.

Dated: July 17, 1969.

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

[F.R. Doc. 69-8821; Filed, July 25, 1969; 8:49 a.m.]

National Transportation Safety Board

[Docket No. SA-413]

INVESTIGATION OF ACCIDENT INVOLVING UNITED AIR LINES AIRCRAFT

Notice of Hearing

In the matter of investigation of accident involving United Air Lines Aircraft, Boeing 727-22C, of U.S. Registry N7434U, which occurred in Santa Monica Bay, 11.3 miles west of Los Angeles International Airport, Los Angeles, Calif., January 18, 1969.

Notice is hereby given that an Accident Investigation Hearing on the above matter will be held commencing at 9 a.m. (local time), on August 13, 1969, at the Hotel Miramar, Wilshire Boulevard and Ocean Avenue, Santa Monica, Calif.

Dated this 22d day of July 1969.

[SEAL] JOHN M. STUHLDREHER,
Hearing Officer.

[F.R. Doc. 69-8797; Filed, July 25, 1969; 8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 18650; Order 69-7-93]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Relating to Specific Commodity Rates

Issued under delegated authority, July 18, 1969.

Agreement adopted by Joint Conference 1-2-3 of the International Air Transport Association relating to specific commodity rates.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's economic regulations, between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of the Joint Conferences of the International Air Transport Association (IATA), and adopted pursuant to the provisions of Resolution 590 dealing with specific commodity rates.

The agreement, adopted pursuant to unprotested notices to the carriers and promulgated in an IATA letter dated June 19, 1969, names additional specific commodity rates, as set forth below, which reflect significant reductions from the general cargo rates.

R-82:
Commodity Item 1410—Bulbs, 59 cents per kg., minimum weight 500 kgs., Ankara to New York.

R-83:
Commodity Item 1231—Handbags, Pocketbooks, Wallets, Purses, 100 cents per kg., minimum weight 300 kgs., Tel Aviv to New York.

Pursuant to authority duly delegated by the Board in the Board's regulations, 14 CFR 385.14, it tentatively is not found that the subject agreement is adverse to the public interest or in violation of the Act: *Provided*, That tentative approval thereof is conditioned as hereinafter ordered.

Accordingly, it is ordered, That:

Action on Agreement CAB 20745, R-82 and R-83, be and hereby is deferred with a view toward eventual approval: *Provided*, That approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publication.

Persons entitled to petition the Board for review of this order, pursuant to the Board's regulations, 14 CFR 385.50, may, within 10 days after the date of service of this order, file such petitions in support of or in opposition to our proposed action herein.

This order will be published in the FEDERAL REGISTER.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-8812; Filed, July 25, 1969; 8:48 a.m.]

[Docket No. 18650; Order 69-7-94]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Relating to Specific Commodity Rates

Issued under delegated authority, July 18, 1969.

Agreement adopted by Traffic Conference 1 of the International Air Transport Association relating to specific commodity rates.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's economic regulations, between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of Traffic Conference 1 of the International Air Transport Association (IATA), and adopted pursuant to the provisions of Resolution 590 dealing with specific commodity rates.

The agreement, adopted pursuant to unprotested notices to the carriers and promulgated in an IATA letter dated June 19, 1969, names additional specific commodity rates, as set forth below, which reflect significant reductions from the general cargo rates.

R-32:
Commodity Item 7177—Printed Promotional Material, 28 cents per kg., minimum weight 2,000 kgs., St. Lucia to New York.

Pursuant to authority duly delegated by the Board in the Board's regulations, 14 CFR 385.14, it tentatively is not found that the subject agreement is adverse to the public interest or in violation of the Act; *Provided*, That tentative approval thereof is conditioned as hereinafter ordered.

Accordingly, it is ordered, That:

Action on Agreement CAB 20806, R-32, be and hereby is deferred with a view toward eventual approval: *Provided*, That approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publication.

Persons entitled to petition the Board for review of this order, pursuant to the Board's regulations, 14 CFR 385.50, may, within 10 days after the date of service of this order, file such petitions in support of or in opposition to our proposed action herein.

This order will be published in the FEDERAL REGISTER.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-8813; Filed, July 25, 1969; 8:48 a.m.]

MOHAWK AIRLINES, INC.

Notice of Application for Amendment of Certificate of Public Convenience and Necessity

JULY 23, 1969.

Notice is hereby given that the Civil Aeronautics Board on July 22, 1969, received an application, Docket 21219, from Mohawk Airlines, Inc., for amendment of its certificate of public convenience and necessity for route 94 to authorize it to engage in nonstop service between Albany, N.Y., and Washington, D.C. The applicant requests that its application be processed under the expedited procedures set forth in Subpart M of Part 302 (14 CFR Part 302).

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-8814; Filed, July 25, 1969; 8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Report 449]

COMMON CARRIER SERVICES INFORMATION [1]

Domestic Public Radio Services Applications Accepted for Filing [2]

JULY 22, 1969.

Pursuant to §§ 1.227(b)(3) and 21.26(b) of the Commission's rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) The close of business 1 business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cutoff dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60-day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

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

[1] All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

[2] The above alternative cutoff rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio, and Local Television Transmission Services (Part 21 of the rules).

APPENDIX

APPLICATIONS ACCEPTED FOR FILING

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

File No., applicant, call sign, and nature of application

95-C2-P-70—The Pacific Telephone & Telegraph Co. (New), C.P. for new 2-way station to be located at Point Carbrillo, 1.2 miles south of Casper, Calif., to operate on frequency 152.69 MHz.

96-C2-P-70—Southern Bell Telephone & Telegraph Co. (KIG295), C.P. for an additional fourth channel to operate on base frequency 152.57 MHz at station located at South Carolina on Paris Mountain, 6 miles north of Greenville, S.C.

97-C2-P-70—Mobilfone Communications, Inc. (KKX714), C.P. for an additional base channel to operate on frequency 152.21 MHz at location No. 2: On Highway No. 183, 3 miles north of Austin, Tex.

240-C2-R-70—New York Telephone Co. (KEA770), Renewal of (Developmental) expiring Sept. 10, 1969. Term: Sept. 10, 1969 to Sept. 10, 1970.

105-C2-P-70—Telephone Answering Service, Inc. (New), C.P. for new 1-way station to be located at 60 Monroe Avenue, Grand Rapids, Mich., to operate on frequency 152.24 MHz.

106-C2-P-70—Harrisonville Telephone Co. (New), C.P. for new 1-way station to be located at 212 North Church Street, Waterloo, Ill., to operate on frequency 152.84 MHz.

107-C2-P-70—Mueller Electronics, Inc. (KEC746), C.P. to change antenna system and relocate facilities to: Off Highway 9, approximately 1 mile north of Cape May, N.J., operating on base frequency 152.09 MHz; replace transmitter for same.

117-C2-P-70—Land of Lincoln Mobile Telephone Co. (New), C.P. for a new 2-way station to be located at La Salle Building, 1 North La Salle Street, Chicago, Ill., to operate on freqeuncy 454.025 MHz.

118-C2-P-70—Mobile Telephone Co. of New Jersey (New), C.P. for a new 2-way station to be located at Stone Hedge House, 8200 Boulevard East, North Bergen, N.J., to operate on frequency 454.175 MHz.

119-C2-P-(3)-70—Evergreen State Mobile Telephone Co. (New), C.P. for new 2-way station to be located at Rateleo Antenna Farm, Antenna No. 5, Cougar Mountain, Issaquah, Wash., to operate on frequencies 454.100, 454.175, 454.225 MHz.

120-C2-P-70—Tele-Comm, Inc. (KON925), C.P. to change antenna system for base frequency 152.12 MHz at location No. 1: 4.5 miles west of Bremerton, Wash.

492-C2-R-70—Michigan Bell Telephone Co. (KQD306), Renewal of (Developmental) expiring Sept. 10, 1969. Term: Sept. 10, 1969 to Sept. 10, 1970.

127-C2-P-70—Eugene M. Thomas doing business as Thomas Telephone Answering Service (New), C.P. for new 2-way station to be located at end of Mine Road, top of Lee Hill Mountain, 5.5 miles northwest of Boulder, Colo., to operate on frequency 454.10 MHz.

128-C2-P-70—Carford Corp. (KMA219), C.P. to change antenna system for base frequency 152.03 MHz at station located at 1501 McHenry Street, Modesto, Calif.

129-C2-P-70—General Telephone Co. of Florida (KIY397), C.P. to change antenna system for base frequencies 152.78, 152.81 MHz at station located at 525 feet south of Proctor Road and 125 feet east of Honore Road, Bee Ridge, Fla. Also add auxiliary test frequency 158.01 MHz at existing location northwest corner of Constitution Avenue and Swift Road, Sarasota, Fla.

153-C2-P-70—Radio Relay Corp. (New), C.P. for new 1-way station to be located at Lincoln Rochester Trust Building, Rochester, N.Y., to operate on frequency 35.58 MHz.

154-C2-P-(3)-70—Oklahoma Mobile Telephone Co. (New), C.P. for new 2-way station to be located at KOCO-TV, North Kelley Avenue and Britton Road, Oklahoma City, Okla., to operate on frequencies 454.125, 454.22, 454.325 MHz.

155-C2-P-70—Tim G. Burgman (New), C.P. for new 1-way station to be located at Seventh and Division Streets, Tumwater, Wash., to operate on freqeuncy 158.70 MHz.

157-C1/C2-AL-(2)-70—Karl's Radio Service Co. (KFL921), Consent to assignment of license from: Karl's Radio Service Co., Assignor, to: Karl M. Bachman and Margaret E. Bachman, doing business as Telco Answering Service, Assignee.

Major Amendments

6862-C2-P-69—The Lincoln Telephone & Telegraph Co. (New), Amend to change antenna location from 321 North Street, Joseph Avenue, Hastings, Nebr., to 1602 West B Street, Hastings, Nebr. Also amend to change transmitter and antenna system. Application reported on public notice dated May 19, 1969, Report No. 440.

2125-C2-P-69—Capital Telephone Co., Inc. (KEC937), Amend to change base frequency to 152.18 MHz. All other particulars to remain the same as reported on public notice dated Oct. 14, 1968, Report No. 409.

4435-C2-P-69—Tel-Car, Inc. (New), Amend to read: Repeater frequency 459.150 MHz and at location No. 2: 0.5 mile east of Meridian, Idaho, to operate on control frequency 454.150 MHz. All other particulars to remain the same as reported on public notice dated Feb. 10, 1969, Report No. 426.

RURAL RADIO SERVICE

157-C1/C2-AL-(2)-70—Karl's Radio Service Co. (KVI21), Consent to assignment of license from: Karl's Radio Service Co., Assignor, to: Karl M. Bachman and Margaret E. Bachman, doing business as Telco Answering Service, Assignee.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIER)

98-C1-P-70—California Interstate Telephone Co. (KMQ75), C.P. to add frequencies 5945.2, 6063.8, and 6167.6 MHz toward Lane Mountain, Calif. Station location: 1.4 miles southwest of Randsburg, Calif., on Government Peak.

99-C1-P-70—California Interstate Telephone Co. (KNZ59), C.P. to add frequencies 6226.9, 6301.0, and 6345.5 MHz toward Government Peak, near Randsburg, Calif.; 6330.7 MHz toward Barstow, Calif., and 6197.2 and 11,245.0 MHz toward Bicycle Hill, Calif. Station location: Lane Mountain, 14 miles north-northeast of Barstow, Calif.

100-C1-P-70—California Interstate Telephone Co. (KMW61), C.P. to add 6108.3 MHz toward Lane Mountain, Calif. Station location: On State Highway No. 66, between May and Otis Street, extended, Barstow, Calif.

101-C1-P-70—California Interstate Telephone Co. (KYR95), C.P. to add frequencies 6093.5 and 10,715.0 MHz toward Lane Mountain, Calif., and add 6078.6 and 10,935.0 MHz toward Turquoise, Calif. Station location: Bicycle Hill, 7.7 miles northeast of Camp Irwin, Calif.

102-C1-P-70—Matanuska Telephone Association, Inc. (New), C.P. for a new fixed station to be located at 4 kilometers east of Talkeetna, Alaska, to operate on frequencies 11,365, 11,525, and 11,685 MHz toward Scotty, Alaska.

103-C1-P-70—Matanuska Telephone Association, Inc. (New), C.P. for a new fixed station to be located at Scotty Lake, 9.5 kilometers west of Talkeetna, Alaska, to operate on frequencies 10,755, 10,915, and 11,075 MHz toward Talkeetna, Alaska, and 6595, 6675, and 6835 MHz toward Twelvemile, Alaska.

104-C1-P-70—Matanuska Telephone Association, Inc. (New), C.P. for a new fixed station to be located at Twelvemile, 1.6 kilometers west of Twelvemile Lake, Alaska, to operate on frequencies 6776, 6855, and 6815 MHz toward Scotty, Alaska, and 6063.8, 6123.1, and 6093.5 MHz toward Anchorage, Alaska.

108-C1-P-70—The Ohio Bell Telephone Co. (KQL27), C.P. to add frequencies 13,212.5 and 13,287.5 MHz toward Parma, Ohio, and change the antenna system. Station location: 750 Huron Road, Cleveland, Ohio.

121-C1-P/L-70—Illinois Bell Telephone Co. (New), C.P. and license for a new Developmental temporary-fixed station to operate within the territory of the applicant, to operate on frequencies in the 2110-2130, 2160-2180, 3700-4200, 5925-6425, and 10,700-11,700 MHz frequency bands.

Major Amendment

5963-C1-P-69—The Lincoln Telephone & Telegraph Co. (New), Change operating frequencies from 6204.7 and 6323.3 MHz to 11,525 and 11,685 MHz. All other particulars the same as reported in public notice dated Apr. 14, 1969.

5964-C1-P-69—The Lincoln Telephone & Telegraph Co. (KBC94), Change operating frequencies from 6011.9 and 6103.5 MHz to 10,995 and 11,075 MHz. All other particulars same as above.

POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE)

141-C1-P-70—American Microwave & Communications, Inc. (New), C.P. for a new station 3 miles southeast of De Pere, Wis., at lat. 44°24'21" N., long. 88°00'19" W. Frequency 6062.5 MHz on azimuth 5°53'.

142-C1-P-70—American Microwave & Communications, Inc. (KSJ60), C.P. to add frequency 6262.5 MHz on azimuth 32°35'. Location: 4 miles west of Harmony Corners, Wis., at lat. 45°04'53" N., long. 87°54'25" W.

143-C1-P-70—American Microwave & Communications, Inc. (KQN52), C.P. to add frequency 6027.5 MHz on azimuth 47°00'. Location: 3.5 miles east-southeast of Talbot, Mich., at lat. 45°29'40" N., long. 87°31'50" W.

144-C1-P-70—American Microwave & Communications, Inc. (New), C.P. for a new station 2 miles west of Escanaba, Mich., at lat. 45°45'40" N., long. 87°07'30" W. Frequency 6367.7 MHz on azimuth 18°15". (Informative: Applicant proposes to provide the television signal from the WFRV-TV transmitter site near De Pere, Wis., to the WFRV-TV Channel 3 satellite television broadcast station near Trenary, Mich.)

145-C1-P-70—West Texas Microwave Co. (KLU86), C.P. to change transmitters to Collins, type MW-609E having power output of 5 watts and emission 30,000F9. Location: 4.5 miles west of Aldo, Tex. Frequencies 11,265 and 11,505 MHz on azimuth 388°00'.

146-C1-P-70—United Video, Inc. (New), C.P. for a new station 1 mile northwest of Louisiana, Mo., at lat. 39°27'30" N., long. 91°03'44" W. Frequencies: 10,775, 10,935, 11,015, 11,095, and 11,175 MHz on azimuth 313°24'. (Informative: Applicant proposes to provide the television signals of Stations KETC, KPLR-TV, KST-TV, KTVI, and KMOX-TV of St. Louis, Mo., to Hannibal, Mo., for delivery to Hannibal Cable T.V., Inc.)

147-C1-P-70—Newhouse Alabama Microwave, Inc. (New), C.P. for a new station at Radio Park in Birmingham, Ala., at lat. 33°29'28" N., long. 86°47'47" W. Frequencies 5974.8 and 6093.5 MHz on azimuth 69°57'.

148-C1-P-70—Newhouse Alabama Microwave, Inc. (New), C.P. for a new station 7 miles west of Pell City, Ala., at lat. 33°26'21" N., long. 86°25'07" W. Frequencies 6226.9 and 6345.5 MHz on azimuth 81°23'.

149-C1-P-70—Newhouse Alabama Microwave, Inc. (New), C.P. for a new station on Blue Mountain near Anniston, Ala., at lat. 33°40'51" N., long. 85°48'56" W. Frequency 5974.8 MHz on azimuth 212°06'. (Informative: Applicant proposes to provide the television signals on the CBS and NBC networks to television station WHMA-TV in Anniston, Ala.)

150-C1-ML-70—West Texas Microwave Co. (KTQ81), Modification of license for station located at Colorado City, Tex., to permit carriage of audio programing of KIXL-FM to Snyder, Tex., for delivery to Snyder Community Antenna Television, Inc.

151-C1-ML-70—West Texas Microwave Co. (KZI26), Modification of license for station located at Abernathy, Tex., to permit carriage of audio programing of KIXL-FM to Plainview, Tex., for delivery to Plain View Cable Television.

152-C1-ML-70—West Texas Microwave Co. (KTR35), Modification of license for station located at Pleasant Valley, Tex., to permit carriage of audio programing of KIXL-FM to Lubbock, Tex., for delivery to Lubbock Television Cable Co., Inc.

[F.R. Doc. 69-8816; Filed, July 25, 1969; 8:48 a.m.]

[Dockets Nos. 18515, 18516; FCC 69R-308]

JACO, INC., AND KAKE-TV AND RADIO, INC.

Memorandum Opinion and Order Clarifying Issues

In reapplications of Jaco, Inc., Wichita, Kans., docket No. 18515, file No. BPH-6430; KAKE-TV and Radio, Inc., Wichita, Kans., docket No. 18516, file No. BPH-6500; for construction permits.

1. This proceeding involves the applications of Jaco, Inc. (Jaco), and KAKE-TV and Radio, Inc. (KAKE), each requesting an authorization to construct a new FM broadcast station in Wichita, Kans. By Order, FCC 69-326, 34 F.R. 6403, released April 8, 1969, these mutually exclusive applications were designated for hearing under various issues, including a standard comparative issue. Presently before the Review Board is a petition to construe or enlarge issues, filed by Jaco on April 28, 1969, requesting the Board to construe or enlarge the hearing issues in order to assure consideration of comparative coverage evidence at the hearing.[1]

2. Petitioner first notes that it is uncertain as to whether the question of comparative coverage can be explored under the general comparative issue, or whether a petition to enlarge issues must be filed before such evidence may be adduced. Therefore, Jaco states, the instant petition is being filed as "a cautionary measure." With regard to the merits of its request, petitioner alleges (supported by an engineering affidavit) that its 1 mv/m contour encompasses an area of 7,150 square miles and 527,451 persons, whereas KAKE's 1 mv/m contour would cover 5,410 square miles and 513,300 persons. Jaco further alleges that its proposal would serve a white area embracing 1,175 square miles, whereas KAKE would provide service to a white area of only 335 square miles. These differences, petitioner contends, are substantial and therefore sufficient to permit consideration of comparative coverage evidence at the hearing.

3. The Broadcast Bureau, in its comments, supports Jaco's request. It contends, however, that in light of recent Review Board precedent, the appropriate procedure for obtaining an authorization to adduce comparative coverage evidence is unclear. Thus, the Bureau states, in a recent Decision, Athens Broadcasting, Inc., FCC 69R-191, 17 FCC 2d 452, the Review Board appears to have indicated that the Examiner can, upon a threshold showing, authorize the adduction of comparative coverage evidence. However, the Bureau asserts, in Atlantic Video Corp., FCC 69R-195, 17 FCC 2d 565, the Board granted a request to permit the adduction of such evidence. In light of this precedent, the Bureau seeks a clarification regarding the procedure to be utilized for such requests.

4. The Review Board is of the view that the difference in white area coverage alleged by the petitioner could be significant, and therefore will authorize the Examiner to adduce coverage evidence under the standard comparative issue. Cf. Roswell Television, FCC 69R-374, 3 RR 2d 569. As to the procedure to be used for such requests, the Board notes first that in the Policy Statement on Comparative Broadcast Hearings,[2] the Commission stated that where one of two or more competing applicants proposes an operation which, for engineering reasons, would be more efficient, this fact can and should be considered. The Commission did not, however, indicate the authority to which a prima facie showing of significant difference should be made.[3] In the Athens Broadcasting, Inc., case, supra, the Board indicated that, notwithstanding the fact that it had acted upon a number of requests for authorization to adduce coverage evidence, it would not preclude a Hearing Examiner from receiving such evidence where the Examiner is convinced by a threshold showing that a substantial difference between the applicants' coverage exists. This holding was based on our view that such requests and appropriate supporting showings could be made to the Examiner during prehearing conferences, thereby avoiding time-consuming pleadings, and expediting the hearing process. The only difficulty the Board perceives with this procedure stems from the fact that the Broadcast Bureau does not ordinarily participate in the comparative aspects of hearing cases. However, with reasonable notice, the Bureau's views regarding the merits of such showings could and should be obtained. Thus, in order to assure a clear and uniform procedure for future requests, the Board holds that Hearing Examiners have authority to rule on requests for permission to adduce comparative coverage evidence, and, in the future the Board will require that all such requests be directed to the Examiner in the first instance.

5. *Accordingly, it is ordered,* That the petition to construe or enlarge issues, filed on April 28, 1969, by Jaco, Inc., is granted, and that the Hearing Examiner is authorized to receive evidence of

[1] Also before the Board are the Broadcast Bureau's comments, filed on May 13, 1969. No responsive pleading has been filed by KAKE.

[2] 1 FCC 2d 393, 5 RR 2d 1901 (1965).

[3] Prior to the adoption of the Policy Statement, a separate issue was ordinarily specified under which comparative coverage evidence could be received. See, e.g., Roswell Television, supra. Subsequently, the Commission stated that it would specify no issue, but that, upon a proper showing, such evidence could be received under the general comparative issue. Harriscope, Inc., 2 FCC 2d 223 (1965).

coverage under the standard comparative issue.

Adopted: July 18, 1969.

Released: July 23, 1969.

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

[F.R. Doc. 69-8817; Filed, July 25, 1969; 8:49 a.m.]

[Dockets Nos. 18349-18353; FCC 69R-309]

RALPH J. SILKWOOD AND K. C. LAURANCE ET AL.

Memorandum Opinion and Order Enlarging Issues

In re applications of Ralph J. Silkwood and K. C. Laurance (Transferors), and W. H. Hansen (Transferee), for transfer of control of Medford Broadcasters, Inc. (KDOV), Medford, Oreg., Docket No. 18349, File No. BTC-4244; R. W. Hansen (KCNO), Alturas, Calif., Docket No. 18350, File No. BR-2641, for renewal of license; Medford Broadcasters, Inc. (KDOV), Medford, Oreg., Docket No. 18351, File No. BR-3775, for renewal of license; W. H. Hansen, Medford, Oreg., Docket No. 18352, File No. BPH-4424, for construction permit; Radio Medford, Inc., Medford, Oreg., Docket No. 18353, File No. BPH-5429, for construction permit.

1. This proceeding involves the mutually-exclusive applications of Radio Medford, Inc. (Radio), and W. H. Hansen for a new FM facility at Medford, Oreg.; the applications were consolidated for hearing with, inter alia, an application for transfer of control of the licensee of KDOV, Medford, to W. H. Hansen, and an application for renewal of the license of that facility (FCC 68-1013, released October 17, 1969). Now before the Board is a petition to enlarge issues, filed June 2, 1969, by Radio requesting addition of a Rule 1.65 issue against W. H. Hansen.[1]

2. Radio asserts that its request for enlargement, which is concededly untimely within the purview of Rule 1.229, is predicated on the following circumstances. The application for transfer of control of KDOV, as originally filed, contemplated that Hansen, who owns 25 percent of the KDOV stock, would obtain the balance of the outstanding stock of the licensee, 50 percent from Ralph J. Silkwood pursuant to a settlement agreement dated July 31, 1962, and 25 percent from K. C. Laurance. Due to earlier transactions in the stock of KDOV, the Commission specified the transfer and renewal applications for hearing on § 310(b) (unauthorized transfer of control) and Rule 1.613(b) (failure to file agreements) issues, noting that hearing was necessary "to untangle the chain" of the licensee's ownership. On April 28, 1969, Silkwood and Hansen filed a petition to dismiss that portion of the transfer application relating to the transfer of Silkwood's 50 percent interest in KDOV. This petition to dismiss, asserts Radio, disclosed for the first time the existence of a contract dated June 21, 1967, between Silkwood and W. H. Hansen whereby the parties agreed to nullify the stock transfer arrangements entered into in July 1962. The affidavits supporting the petition to dismiss, petitioner notes, further state that Silkwood and W. H. Hansen had "recently reached" an understanding to effectuate the June 1967 agreement but do not indicate when this understanding was arrived at. The June 1967 agreement, Radio asserts, and the "recently reached" understanding completely change the nature of the pending transfer application because execution of such agreements would result in Hansen's holding 50 percent (negative control) rather than 100 percent of KDOV's stock. Therefore, concludes Radio, since these agreements were but recently disclosed, "good cause" is shown for the late filing of its petition to enlarge; since the undisclosed agreements render the transfer application "no longer substantially accurate" such agreements should have been disclosed pursuant to Rule 1.65, and, consequently, a substantial question as to Hansen's compliance with such rule has been raised.[2] The Bureau supports the request for the issue. Hansen, "while not admitting that there was an intentional violation" of the rule, does not oppose a grant of the petition.

3. The Review Board is not satisfied that good cause for the late filing of the petition to enlarge has been shown: There is a 4-week lapse between the first disclosure of the June 1967 agreement, in the petition to dismiss filed April 28, 1969, and Radio's petition to enlarge, filed June 2, 1969. No adequate explanation of this lapse has been given. Nevertheless, the petition does raise a public interest question of substantial magnitude and enlargement of the issues will not unduly disrupt the proceedings. Thus, consistent with our practice, Dewitt Radio, FCC 69R-292, released July 7, 1969; WSTE-TV, Inc., 16 FCC 2d 625, 15 RR 2d 677 (1969); Edgefield-Saluda, 5 FCC 2d 148, 8 RR 2d 611 (1965), we have considered the petition on the merits and have concluded that the issue should be added. The June 1967 agreement and the "recently reached" understanding clearly effect substantial changes in the transfer applications. These changes are of particular significance here because the application was designated for hearing due to the uncertainty regarding the ownership and control of KDOV, circumstances to which the June 1967, and "recently reached" agreements directly relate. Hansen offers no cogent reason for his failure to keep the transfer application current. Nor does he attempt to explain the circumstances surrounding the recently reached understanding, and, least of all does he explain his claim that the failure to file the agreement was unintentional. A substantial question has been raised and the issue will be added. Finally, the absence of any explanation by Hansen makes it impossible to determine whether such issue should be considered only in the comparative context, and the issue will therefore be framed to encompass the applicant's basic and comparative qualifications. Ultravision Broadcasting, 3 FCC 2d 66, 7 RR 2d 554 (1966).

4. *Accordingly, it is ordered*, That the motion to enlarge issues, filed June 2, 1969, by Radio Medford, Inc., in all respects is granted; and

5. *It is further ordered*, That the issues in this proceeding are enlarged by the addition of the following issue:

To determine whether W. H. Hansen has failed to keep the pending transfer of control of KDOV application substantially accurate and complete in all significant respects as required by § 1.65 of the Commission's rules and regulations; and, if not, to determine the effect of such failure on the basic and comparative qualifications of W. H. Hansen to be a Commission licensee; and

6. *It is further ordered*, That the burden of proceeding with the introduction of evidence under the issue added herein will be upon Radio Medford, Inc., and the burden of proof will be on W. H. Hansen.

Adopted: July 18, 1969.

Released: July 23, 1969.

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

[F.R. Doc. 69-8818; Filed, July 25, 1969; 8:49 a.m.]

[Dockets Nos. 18349-18353; FCC 69R-310]

RALPH J. SILKWOOD AND K. C. LAURANCE ET AL.

Memorandum Opinion and Order Enlarging Issues

In re applications of Ralph J. Silkwood and K. C. Laurance (Transferors) and W. H. Hansen (Transferee), for transfer of control of Medford Broadcasters, Inc. (KDOV), Docket No. 18349, File No. BTC-4244; R. W. Hansen (KCNO), Alturas, Calif., Docket No. 18350, File No. BR-2641, for renewal of license; Medford Broadcasters, Inc. (KDOV), Medford, Oreg., Docket No. 18351, File No. BR-3775, for renewal of license; W. H. Hansen, Medford, Oreg., Docket No. 18352, File No. BPH-4424, for construction permit; Radio Medford, Inc., Medford, Oreg., Docket No. 18353, File No. BPH-5429, for construction permit.

1. This proceeding involves, inter alia, the applications of (a) R. W. Hansen for renewal of license of standard broadcast

[1] Related pleadings before the Board are: Statement regarding motion to enlarge issues, filed June 9, 1969, by W. H. Hansen; Broadcast Bureau comments, filed June 9, 1969.

[2] Radio asserts that nondisclosure of the agreements results in violation of Rule 1.613 (b); however, since the Commission has already designated a broad issue under this rule, Radio contends that this aspect of nondisclosure is already provided for.

Station KCNO, Alturas, Calif.; (b) Medford Broadcasters, Inc., for renewal of license of standard broadcast Station KDOV, Medford, Oreg., and (c) W. H. Hansen for transfer of control of Medford Broadcasters. The applications were consolidated and designated for hearing by Memorandum Opinion and Order, FCC 68-1013, released October 17, 1968, on several issues, which include unauthorized transfer of control, misrepresentation and undisclosed principals issues. Now before the Review Board is a petition to enlarge issues, filed May 26, 1969, by Ralph J. Silkwood, W. H. Hansen, R. W. Hansen, and Medford Broadcasters.[1]

2. The petitioners request the addition of an issue to determine whether the programing of Stations KCNO and KDOV has met significant needs and interests of the communities and areas they are licensed to serve. They argue that such evidence would be in mitigation of any adverse findings under the character qualifications issues specified by the Commission; and that addition of such an issue would be consistent with the action taken by the Review Board in Wagoner Radio Co., 12 FCC 2d 978, 13 RR 2d 114 (1968). The petitioners point out that some evidence concerning the programing of KCNO and KDOV has already been received by the Examiner; that the Examiner has further ruled that additional programing evidence may be received in affidavit form; but that the Examiner has also ruled that all such evidence shall be stricken unless the issues are appropriately enlarged. The petitioners conclude that because enlargement of issues will produce no delay in the conduct of the proceeding, will require no additional oral testimony, will cause no prejudice to any party and is supported by precedent, the request should be granted.

3. The Broadcast Bureau interposes no objection to the requested enlargement noting that, although the petition is untimely, the proceeding will not be delayed by the addition of the issue requested. The Bureau points out, however, that in Wagoner, supra, the Review Board imposed certain limitations upon the use of the evidence as to past program record in regard to mitigation of qualifications issues in renewal proceedings (Wagoner, supra, at 799, 13 RR 2d at 116). The Bureau urges that such limitations are applicable with equal force in the instant proceeding. Radio Medford, Inc.[2] urges that the petition is untimely and, good cause for the delay not having been shown, it should be denied; alternatively, Radio Medford argues that if the petition is granted, the use of the evidence should be limited in a manner consistent with the restrictions imposed in Wagoner, supra.

4. The Review Board is of the view that the petition is untimely and that good cause for the delay has not been shown. Nevertheless, because enlargement will not necessitate further oral testimony, will not unduly disrupt the proceeding, and will not prejudice any party—indeed, no claim of prejudice is made—the Board has considered the petition on its merits. The Commission has, in the past, permitted the adduction of evidence as to past program record of licensees in renewal proceedings involving character qualifications issues. Such evidence is allowed on the theory that a meritorious program record may mitigate the significance of adverse findings under those issues, see Wagoner, supra, Blue Grass Broadcasting, Inc., 14 FCC 2d 788, 14 RR 2d 448 (1968). Although the qualifications issues specified here are somewhat different than those involved in Wagoner, supra, and in Blue Grass, supra, a meritorious program record might mitigate adverse findings under the issues here. Thus, the rationale of those cases applies, in our view, and an appropriate issue will be added.[3] However, we agree with the Bureau and Radio Medford that the evidence as to past programing should be used in a manner consistent with the theory upon which its adduction is permitted; accordingly, we point out that allegedly meritorious programing instituted after the licensee has received notice that the Commission is contemplating action against it, is not relevant to the issue; and that the issue is added without prejudice to the parties to argue, subsequently, as to the weight to be given the evidence adduced under the issue and the extent to which such evidence mitigates any adverse findings under the qualifications issues. With these limitations, then, the petition to enlarge issues will be granted.

5. *Accordingly, it is ordered*, That the petition to enlarge issues, filed May 26, 1969, by Ralph J. Silkwood, W. H. Hanson, R. W. Hansen, and Medford Broadcasters, Inc., is granted, to the extent hereinafter indicated and is denied in all other respects; and

6. *It is further ordered*, That the issues in this proceeding are enlarged by the addition of the following issue:

To determine whether the programing of Stations KCNO and KDOV has been meritorious, particularly with regard to public service program; and

7. *It is further ordered*, That the burden of proceeding with the introduction of evidence and burden of proof under the issue added herein will be upon the respective applicants who have requested the said issue.

Adopted: July 22, 1969.

Released: July 23, 1969.

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

[F.R. Doc. 69-8819; Filed, July 25, 1969; 8:49 a.m.]

[1] Related pleadings before the Board are: (a) Opposition, filed June 10, 1969, by Radio Medford, and (b) comments, filed June 2, 1969, by Broadcast Bureau.

[2] Radio Medford, Inc., is an applicant for a new FM facility at Medford, Oreg. Its application is mutually-exclusive with an application of W. H. Hansen for such facility; the FM applications were consolidated and designated for hearing with the renewal and transfer of control applications here in question.

[3] The petitioners ask that the issue be framed in terms of whether the licensees have "met the needs and interests" of the communities they serve. However, in cases such as Wagoner, supra, the issue has been cast in terms of whether the licensee's "programing * * * has been meritorious, particularly with regard to public-service programing." Because the formulation of the issue in Wagoner, supra, more nearly accords with the theory upon which the evidence is permitted, we will adhere to that approach.

FEDERAL MARITIME COMMISSION

LYKES BROS. STEAMSHIP CO., INC. AND THOS. & JAS. HARRISON, LTD. (HARRISON LINE)

Notice of Proposed Cancellation of Agreement

Notice is hereby given that the following Agreement will be canceled by the Commission pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1202; or may inspect agreement at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 10 days after publication of this notice in the FEDERAL REGISTER.

Notice of Cancellation of Agreement filed by:

Mr. Edward S. Bagley, Terriberry, Carroll, Yancey & Farrell, 2141 International Trade Mart Building, 2 Canal Street, New Orleans, La. 70130.

Agreement No. 7616-4 between Lykes Bros. Steamship Co., Inc., and Thos. & Jas. Harrison, Ltd., to cancel Agreement No. 7616, as amended, was filed on July 14, 1969. The suspension of the operation of this agreement which provided for the spacings of sailings and the pooling and apportionment of revenue in the trade from U.S. Gulf ports to United Kingdom ports was approved by the Commission with effect from May 31, 1965.

In view of the continuing inability of Lykes Bros. Steamship Co., Inc., to carry its share of cargoes and failure to supply the required tonnage in the Pool trade, the parties agree to cancel and terminate Agreement No. 7616 in its entirety, such cancellation to become effective upon Commission approval thereof. Each party grants full release, remise and discharge to the other for any and all claims, indebtedness or obligations which might otherwise be claimed or due thereunder.

Dated: July 22, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8780; Filed, July 25, 1969; 8:46 a.m.]

SEA-LAND SERVICE, INC. AND PRUDENTIAL LINES, INC.

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

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

Notice of Agreement Filed by:

Mr. F. Hiljer, Commerce Manager, Sea-Land Service Inc., Corbin and Fleet Streets, Post Office Box 1050, Elizabeth, N.J. 07207.

Agreement No. 9808, between Sea-Land Service, Inc., and Prudential Lines, Inc., covers the transportation of general cargo under through bills of lading from ports in Puerto Rico to ports on the Mediterranean Sea, on the Sea of Marmara and the Black Sea, with transshipment at New York, N.Y.

By Order of the Federal Maritime Commission.

Dated: July 22, 1969.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-8781; Filed, July 25, 1969; 8:46 a.m.]

FEDERAL POWER COMMISSION

[Docket Nos. RI70-3 etc.]

ATLANTIC RICHFIELD CO. ET AL.

Order Accepting Contract Amendments, Providing for Hearings on and Suspension of Proposed Changes in Rates [1]

JULY 16, 1969.

The above-named Respondents have tendered for filing proposed changes in presently effective rate schedules for sales of natural gas subject to the jurisdiction of the Commission. The proposed changes, which constitute increased rates and charges, are designated as follows:

[1] Does not consolidate for hearing or dispose of the several matters herein.

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed increased rate	Rate in effect subject to refund in dockets Nos.
RI70-3	Atlantic Richfield Co., Post Office Box 521, Tulsa, Okla. 74102.	435	4	Natural Gas Pipeline Co. of America (Spearman Field, Hansford County, Tex.) (RR. District No. 10).	$135	6-17-69	[2] 7-18-69	12-18-69	[3] 17.5	[3] [4] [5] 18.6	RI68-249.
RI70-4	Caroline Hunt Sands (Operator) et al., 1401 Elm St., Dallas, Tex. 75202.	12	4	Northern Natural Gas Co. (Weaber Unit, Beaver County Okla.) (Panhandle Area).	300	6-20-69	[6] 8-7-69	1-7-70	[6] 17.015	[6] [7] 18.015	RI68-88.
RI70-5	Sohio Petroleum Co., 970 First National Annex, Oklahoma City, Okla. 73102.	93	1	Northern Natural Gas Co. (Follet Field, Lipscomb County, Tex.) (RR. District No. 10).	702	6-20-69	[6] 8-1-69	1-1-70	[3] 17.0	[6] [7] 18.0	
RI70-6	Sun Oil Co., Post Office Box 2880, Dallas, Tex. 75221.	168	4	Northern Natural Gas Co. (Northeast Dower Field, Beaver County, Okla. (Panhandle Area) and Lipscomb County, Tex.) (RR. District No. 10).	470	6-19-69	[6] 8-1-69	1-1-70	[3] [8] 17.015	[6] [7] [8] 18.015	RI68-43.
					720	.....	.....	.....	[3] [9] 17.0	[6] [7] [8] 18.0	
	Sun Oil Co., Post Office Box, Tulsa, Okla. 74101.	236	2	Cities Service Gas Co. (Richfield Area, Morton County, Kans.).	140	6-19-69	[2] 7-20-69	12-20-69	[3] 12.0	[6] [7] 13.0	
RI70-7	Howard H. Drew & Weldon H. Littell, Hugoton, Kans. 67951.	1	8	Colorado Interstate Gas Co. (Greenwood Field, Morton County, Kans.).	419	6-16-69	[2] 7-17-69	12-17-69	[10] 17.0	[6] [7] [10] 18.0	RI64-709.
RI70-8	Marathon Oil Co., 539 South Main St., Findlay, Ohio 45840.	48	3	Natural Gas Pipeline Co. of America (Southeast Boyd Field, Beaver County, Okla.) (Panhandle Area).	360	6-16-69	[6] 7-17-69	12-17-69	[3] [11] 17.015	[6] [7] [11] 18.015	RI68-509.
RI70-9	John V. Oxley et al., 800-A Enterprise Bldg., Tulsa, Okla. 74103.	1	[12] 11	Arkansas Louisiana Gas Co. (Arkoma Basin Area, Latimer and Pittsburg County, Okla.) (Oklahoma "Other" Area).	18,270	6-18-69	[2] 7-19-69	12-19-69	15.0	[6] [7] [11] 16.015	
RI70-10	do	3	[12] 6	Arkansas Louisiana Gas Co. (Arkoma Basin Area, Pittsburg County, Okla.) (Oklahoma "Other" Area).	8,660	6-18-69	[2] 7-19-69	12-19-69	15.0	[6] [7] [11] 16.015	
RI70-11	Graham-Michaelis Drilling Co., 211 North Broadway, Wichita, Kans. 67202.	62	[12] 4	Colorado Interstate Gas Co. (Mocane Field, Beaver County, Okla.) (Panhandle Area).	.....	6-18-69	[2] 7-19-69	(Accepted)	.....	.....	
					1,055	6-18-69	[2] 7-19-69	12-19-69	[10] 17.584	[6] [10] [13] 18.683	RI64-707.
RI70-12	Secure Trusts, 1401 Elm St., Dallas, Tex. 79070.	7	1	Northern Natural Gas Co. (McKinney (Council Grove) Area, Mead County, Kans.).	80	6-20-69	[6] 8-17-69	1-17-70	[3] 16.0	[6] [7] 17.0	
RI70-13	Alma Oringderff, Post Office Box 926, Perryton, Tex. 79070.	1	3	Michigan Wisconsin Pipe Line Co. (Lovedale Field, Harper County, Okla.).	15,000	6-17-69	[2] 7-18-69	12-18-69	[10] 17.68	[6] [7] [10] 20.18	
	do	2	1	Northern Natural Gas Co. (Bradford Tonkawa and Bradford Cleveland Fields, Lipscomb County, Tex.) (RR. District No. 10).	2,920	6-17-69	[2] 7-18-69	12-18-69	[3] 17.0	[6] [7] 18.0	

See footnotes at end of table.

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed increased rate	Rate in effect subject to refund in dockets Nos.
R170-14...	William H. Allen et al., Post Office Box 926, Perryton, Tex. 79070.	2	1	Northern Natural Gas Co. (R.H.F. Morrow Field, Ochiltree County, Tex.) (R.R. District No. 10).	$3,400	6-17-69	[2] 7-18-69	12-18-69	[3] 16.5	[4] [5] 17.5	
	....do	3	2	Northern Natural Gas Co. (Ellis Ranch Cleveland Field, Ochiltree County, Tex.) (R.R. District No. 10).	350	6-17-69	[2] 7-18-69	12-18-69	[3] 17.0	[4] [5] 18.0	
	....do	4	2	Northern Natural Gas Co. (Kiowa Creek Field, Lipscomb County, Tex.) (R.R. District No. 10).	1,200	6-17-69	[2] 7-18-69	12-18-69	[3] 17.0	[4] [5] 18.0	
R170-15...	Forest Oil Corp., 1300 National Bank of Commerce Bldg., San Antonio, Tex. 78205.	6	11	United Gas Pipe Line Co. (Slick Wilcox Field, De Witt and Goliad Counties, Tex.) (R.R. District No. 2).	105	6-16-69	[2] 7-17-69	12-17-69	13.2002	[7] [10] 14.2156	

[2] The stated effective date is the first day after expiration of the statutory notice.
[3] Filing from fractured rate to contractually due rate.
[4] Pressure base is 14.65 p.s.i.a.
[5] Subject to a downward B.t.u. adjustment.
[6] The stated effective date is the effective date requested by Respondent.
[7] Periodic rate increase.
[8] Oklahoma production.
[9] Texas production.
[10] Subject to upward and downward B.t.u. adjustment.
[11] Includes 0.015-cent tax reimbursement.
[12] Applicable to acreage added by Supplement No. 9 (Hughes Royalty Unit, Emma White Unit and Hughes Fuel Co. No. 1 Unit).
[13] Applicable to acreage added by Supplement No. 5 (portion of Hughes Royalty Unit).
[14] Contract Amendment dated Oct. 5, 1967, which deletes indefinite pricing provisions and provides for base rate of 17 cents for 5-year period beginning June 1, 1967 and 1-cent periodic increase for each 5-year period thereafter for remaining term of contract.
[15] Renegotiated rate increase.
[16] Includes base rate of 16 cents plus upward B.t.u. adjustment before increase (1,009 B.t.u. gas) and 17 cents plus upward B.t.u. adjustment after increase. Base rate subject to upward and downward B.t.u. adjustment.
[17] Includes 0.68-cent upward B.t.u. adjustment (1,068 B.t.u. gas). Base rate subject to upward and downward B.t.u. adjustment.
[18] Pressure base is 15.025 p.s.i.a.

Atlantic Richfield Co. requests waiver of the statutory notice to permit its proposed rate increase to become effective as of June 17, 1969. Howard H. Drew and Weldon H. Littell request a retroactive effective date of January 1, 1969, for their proposed rate increase. John C. Oxley et al., and John C. Oxley request an effective date of July 18, 1969, for their rate increases. Alma Oringderff and William H. Allen et al., request that their proposed rate increases be permitted to become effective "immediately". Forest Oil Corp. requests waiver of the statutory notice to permit an effective date of June 19, 1969, for its rate increase. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit earlier effective dates for the aforementioned producers rate filings and such requests are denied.

Concurrently with the filing of its rate increase, Graham-Michaelis Drilling Co. (Graham-Michaelis) submitted a contract amendment dated October 5, 1967, designated as Supplement No. 4 to Graham-Michaelis' FPS Gas Rate Schedule No. 62, which provides the basis for Graham-Michaelis' proposed rate increase. We believe that it would be in the public interest to accept for filing Graham-Michaelis' contract amendment to become effective as of July 19, 1969, the expiration date of the statutory notice, but not the proposed rate contained therein which is suspended as hereinafter ordered.

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR ch. I, Part 2, § 2.56).

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds:

(1) Good cause has been shown for accepting for filing Graham-Michaelis' contract amendment dated October 5, 1967, designated as Supplement No. 4 to Graham-Michaelis' FPC Gas Rate Schedule No. 62, and for permitting such supplement to become effective as of July 19, 1969, the expiration date of the statutory notice.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon hearings concerning the lawfulness of the proposed changes, and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered (except for the supplements referred to in paragraph (1) above).

The Commission orders:

(A) Supplement No. 4 to Graham-Michaelis' FPC Gas Rate Schedule No. 62 is accepted for filing and permitted to become effective as of July 19, 1969, the expiration date of the statutory notice.

(B) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR ch. I), public hearings shall be held upon dates to be fixed by notices from the Secretary concerning the lawfulness of the proposed increased rates and charges contained in the above-designated supplements (except the supplement set forth in paragraph (A) above).

(C) Pending hearings and decisions thereon, the above-designated rate supplements are hereby suspended and the use thereof deferred until the date indicated in the "Date Suspended Until" column, and thereafter until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(D) Neither the supplements hereby suspended, nor the rate schedules sought to be altered thereby, shall be changed until these proceedings have been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.

(E) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 137 (f)) on or before August 11, 1969.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Acting Secretary.*

[F.R. Doc. 69-8681; Filed, July 25, 1969; 8:45 a.m.]

[Docket Nos. RI70-27 etc.]

KERR-McGEE CORP. ET AL.

Order Providing for Hearings on and Suspension of Proposed Changes in Rates [1]

JULY 17, 1969.

The Respondents named herein have filed proposed increased rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders: (A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertain-

[1] Does not consolidate for hearing or dispose of the several matters herein.

ing thereto (18 CFR ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act.

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before September 3, 1969.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed increased rate	Rate in effect subject to refund in dockets Nos.
RI70-27...	Kerr-McGee Corp., Kerr-McGee Bldg., Oklahoma City, Okla. 73102.	8	16	Phillips Petroleum Co.[2] (Texas-Hugoton Field, Sherman County, Tex. (RR. District No. 10) and Guymon-Hugoton Field, Texas County, Okla.) (Panhandle Area).	$4,496	6-18-69	[3] 7-19-69	12-19-69	[5] [7] 10.41708	[4] [6] [7] 10.82472	RI61-163.
					501				[7] [8] 10.29332	[4] [6] [8] 10.71053	RI61-163.
					523				[7] [9] 9.74727	[4] [6] [9] 10.14766	RI61-163.
RI70-28...	Phillips Petroleum Co. (Operator) Bartlesville, Okla. 74003.	4	26	Michigan Wisconsin Pipe Line Co. (Sherman Plant, Hugoton Field, Hansford County, Tex.) (RR. District No. 10).	843,232	6-30-69	[3] 8-1-69	1-1-70	[11] 15.42547	[10] [11] 16.43897	RI65-526.

[1] Phillips gathers and processes the gas and resells the residue gas under its FPC Gas Rate Schedule No. 4.

[2] The stated effective date is the effective date requested by Respondent.

[3] The proposed rates reflect increases in Kerr-McGee's base rates from 4.24313 cents to 4.46645 cents for sweet gas and 3.70648 cents to 4.01981 cents for sour gas and percentage escalation adjustments based upon settlement rates of Michigan Wisconsin Pipe Line Co. approved by the Commission in Docket No. RP68-20 effective as of Dec. 1, 1968. Kerr-McGee's underlying base rate increases became contractually due on Apr. 5, 1969. The proposed increases also include proportionate increase in production tax reimbursement and increase in excise tax reimbursement from 0.015 cent to 0.03 cent for Oklahoma Production.

[4] Pressure base is 14.65 p.s.i.a.

[5] Sweet gas rate for Texas production.

[6] Subject to downward B.t.u. and supercompressibility adjustments.

[7] Sweet gas rate for Oklahoma production (filing indicates that there is no sour gas being delivered from Oklahoma production—rate would be subject to base rate deduction of 0.44665 cents at 14.65 p.s.i.a. if gas is sour).

[8] Sour gas rate for Texas production.

[9] Periodic rate increase.

[10] Rates shown include maximum tax reimbursement. Actual tax reimbursement will range from high of 0.20547 cent (before increase) and 0.21897 cent (after increase) for sweet gas produced in Texas to low of 0.015 cent for gas produced in Oklahoma. The weighted average tax reimbursement will fluctuate from month to month as the production of sweet and sour Texas gas and Oklahoma gas varies in relation to total.

Kerr-McGee Corp. (Kerr-McGee) proposes increases from 9.74727 cents to 10.14766 cents for sour gas and from 10.41708 cents to 10.82472 cents for sweet gas produced in Texas Railroad District No. 10 and from 10.29332 cents to 10.71053 cents for sweet gas produced in the Oklahoma Panhandle Area for sales to Phillips Petroleum Co. (Phillips). Phillips gathers and processes the gas through its Sherman Plant in Hansford County, Tex. (Railroad District No. 10), and resells the residue gas under its FPC Gas Rate Schedule No. 4 to Michigan Wisconsin Pipe Line Co. (Michigan Wisconsin). Phillips proposes a periodic increase in base rate for such sale from 15.22 cents to 16.22 cents plus a proportional increase in tax reimbursement. The increased rate ceilings set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR Ch. I, Part 2 § 2.56) apply to sales to pipelines. The ceiling is thus applicable to the resale by Phillips to Michigan Wisconsin but not to the sales by Kerr-McGee to Phillips. Since Phillips' proposed rate exceeds the applicable increased rate ceiling of 11 cents per Mcf, we shall suspend it for 5 months from August 1, 1969, the proposed effective date. Consistent therewith, we shall also suspend Kerr-McGee's proposed rates which also exceed the increased rate ceilings for 5 months from July 19, 1969, the proposed effective date.

[F.R. Doc. 69-8684; Filed, July 25, 1969; 8:45 a.m.]

[Docket Nos. CI69-1065, etc.]

UNION TEXAS PETROLEUM ET AL.

Findings and Order After Statutory Hearing Permitting and Approving Abandonment of Service, Terminating Certificates, Amending Orders Issuing Certificates, and Accepting Supplements to FPC Gas Rate Schedules for Filing

JULY 18, 1969.

Union Texas Petroleum, a division of Allied Chemical Corp. and other Applicants listed herein.

Each of the Applicants listed herein has filed an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon the sale of natural gas to Cities Service Gas Co. (Cities) produced in the West Edmond Field, in various counties in Oklahoma, and processed in the Trindle Plant in Kingfisher County, Okla., all as more fully set forth in the tabulation herein and in the respective applications.

Applicants, including Sohio Petroleum Co., the plant operator, are owners of the Trindle Plant and state that the volume of natural gas available for processing has declined to the point where it is no longer economically feasible to continue operation of the plant. Applicants state further that the plant has been operating at a loss due to the declining volumes of natural gas available for processing and that it is anticipated that expenditures for plant maintenance and repairs will increase rapidly in the near future for which there will be no additional revenues.[1]

Applicants' contracts (all dated Sept. 12, 1949) also covered sales of gas from the Hunton Plant. However, this plant has been shut down and the remaining gas diverted through the nearby Edmond Plant. Cities purchases residue gas from the Edmond Plant from Phillips Petroleum Co. and Continental Oil Co., co-owners of said plant, under a 1945 contract. Phillips is the operator and is marketing gas attributable to Applicants' interests under its FPC Gas Rate Schedule No. 68.

Concurrently with the applications each Applicant submitted a notice of cancellation of its related FPC gas rate

[1] By letter dated Apr. 30, 1969, Cities advised all sellers from the plant that it concurred in the abandonment.

schedule. These will be accepted for filing to be effective on the date of this order or date of cessation of service, whichever is later.

In each case in which the sale proposed to be abandoned is the only sale authorized by a certificate, the certificate will be terminated. In each case in which other sales are also authorized by a certificate, the order issuing the certificate will be amended by deleting therefrom authorization to make the sale proposed to be abandoned.

After due notice, no petition to intervene, notice of intervention or protest to the granting of the applications has been received.

At a hearing held on July 17, 1969, the Commission on its own motion received and made a part of the record in this proceeding all evidence, including the applications, submitted in support of the authorizations sought herein, and upon consideration of the record.

The Commission finds:

(1) Applicants are engaged in the sale of natural gas in interstate commerce for resale for ultimate public consumption, subject to the jurisdiction of the Commission, and each Applicant is, therefore, a "natural-gas company" within the meaning of the Natural Gas Act.

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

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

(4) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the orders issuing certificates for sales proposed to be abandoned in Dockets Nos. CI69–1122, CI69–1123, CI69–1187, and CI69–1196 should be amended by deleting therefrom authorization to make said sales and that the certificates authorizing all other sales herein proposed to be abandoned should be terminated.

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the notices of cancellation of the FPC gas rate schedules for the sales herein proposed to be abandoned should be accepted for filing.

The Commission orders:

(A) Permission for and approval of the abandonments of service by the respective Applicants, as hereinbefore described and as more fully described in the respective applications and in the tabulation herein, are granted.

(B) The orders issuing certificates in Dockets Nos. G–3894, G–4579, G–6613, and G–7550 are amended by deleting therefrom authorization to make the sales herein proposed to be abandoned, and in all other respects said orders shall remain in full force and effect.

(C) The certificates heretofore issued in Dockets Nos. G–3360, G–3816, G–4362, G–4677, G–4910, G–5364, G–6046, G–6200, G–6261, G–6313, G–6957, G–7487, G–8328, G–9675, and G–12103 are terminated.

(D) The notices of cancellation of FPC gas rate schedules submitted by Applicants herein are accepted for filing as supplements to said rate schedules and are designated as shown in the tabulation herein to be effective on the date of this order or date of cessation of service, whichever is later.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
CI69–1065 (G–8328) B 5–19–69	Union Texas Petroleum, a division of Allied Chemical Corp.	Cities Service Gas Co., Trindle Plant, West Edmond Field, Kingfisher County, Okla.	Notice of cancellation 5–16–69.	17	3
CI69–1103 (G–3360) B 5–26–69	Phillips Petroleum Co. (Operator) et al.	do	Notice of partial cancellation 4–9–68.[1]	69	4
			Notice of cancellation 5–21–69.	69	5
CI69–1104 (G–4362) B 5–26–69	Sohio Petroleum Co.	do	Notice of cancellation 5–7–69.	8	7
CI69–1105 (G–7487) B 5–27–69	Pan American Petroleum Corp.	do	Notice of cancellation 5–29–69.[2]	137	8
CI69–1111 (G–4677) B 5–26–69	Atlantic Richfield Co.	do	Notice of cancellation 5–13–69.	350	4
CI69–1116 (G–6046) B 5–28–69	Sun Oil Co. (DX Division).	do	Notice of cancellation 5–26–69.	69	5
CI69–1118 (G–3816) B 5–28–69	do	do	Notice of cancellation 5–26–69.	106	4
CI69–1119 (G–6261) B 5–28–69	Getty Oil Co.	do	Notice of cancellation 5–26–69.	40	3
CI69–1120 (G–12103) B 5–28–69	Mobile Oil Corp.	do	Notice of cancellation 5–26–69.	75	5
CI69–1121 (G–6957) B 5–28–69	Continental Oil Co.	do	Notice of cancellation 5–26–69.	101	2
CI69–1122 (G–6613)[3] B 5–27–69	Champlin Petroleum Co.	do	Notice of cancellation 5–26–69.	52	3
CI69–1123 (G–4579)[3] B 5–28–69	Cities Service Oil Co.	do	Notice of cancellation 5–26–69.	67	4
CI69–1135 (G–6200) B 6–4–69	Gulf Oil Corp.	do	Notice of cancellation 6–2–69.	231	3
CI69–1150 (G–4910) B 6–6–69	Humble Oil & Refining Co.	do	Notice of cancellation 6–2–69.	180	7
CI69–1181 (G–9675) B 6–13–69	Consolidated Oil & Gas, Inc.	do	Notice of cancellation 6–11–69.	30	2
CI69–1185 (G–6313) B 6–16–69	Amerada Petroleum Corp.	do	Notice of cancellation 6–12–69.	24	8
CI69–1186 (G–5364) B 6–16–69	Skelly Oil Co.	do	Notice of cancellation 6–11–69.	76	1
CI69–1187 (G–7550)[4] B 6–16–69	Rudco Oil & Gas Co.	do	Notice of cancellation 6–10–69.		2
CI69–1196 (G–3894)[4] B 5–27–69	Atlantic Richfield Co.	do	Notice of cancellation 5–26–69.	52	10

[1] Filed Apr. 11, 1968, to reflect abandonment of the Hunton Plant and diverting Hunton gas to the Edmond Plant.
[2] Date of May 29, 1969, appears on notice of cancellation; however, it was filed with the Commission on May 27, 1969.
[3] Other sales covered under the certificates, therefore, the orders issuing certificates in Docket Nos. G–6613 and G–4579 will be amended by deleting therefrom authorization to make the sale proposed to be abandoned.
[4] Other sales covered under the certificates, therefore, the orders issuing certificates in Docket Nos. G–7550 and G–3894 will be amended by deleting therefrom authorization to make the sale proposed to be abandoned.

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

[F.R. Doc. 69–8685; Filed, July 25, 1969; 8:45 a.m.]

FEDERAL RESERVE SYSTEM

ATLANTIC BANCORPORATION AND THE ATLANTIC NATIONAL BANK OF JACKSONVILLE

Order Approving Acquisition of Bank Stock by Bank Holding Companies

In the matter of the applications of Atlantic Bancorporation and The Atlantic National Bank of Jacksonville, both of Jacksonville, Fla., for approval of acquisition of 60 percent or more of the voting shares of Normandy Atlantic Bank, Jacksonville, Fla., a proposed new bank.

There have come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and section 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), applications by Atlantic Bancorporation, and The Atlantic National Bank of Jacksonville, both of which are registered bank holding companies located in Jacksonville, Fla., for the Board's prior approval of the acquisition of 60 percent or more of the voting shares of Normandy Atlantic Bank, Jacksonville, Fla., a proposed new bank.

Inasmuch as one of the Applicants is a national bank and the proposed bank is to be a State bank, pursuant to section 3(b) of the Act, written notices of the applications were given to, and views and recommendations requested of, the Comptroller of the Currency and the Commissioner of Banking of the State of Florida. Each recommended approval of the applications.

Notice of receipt of the applications was published in the FEDERAL REGISTER on April 5, 1969 (34 F.R. 6214), providing an opportunity for interested persons to submit comments and views with respect to the proposed transaction. A copy of each of the applications was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

It is hereby ordered, For the reasons set forth in the Board's Statement[1] of this date, that said applications be and hereby are approved: *Provided*, That the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Atlanta, pursuant to delegated authority, and that Normandy Atlantic Bank shall be open for business not later than 6 months after the date of this order.

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

By order of the Board of Governors.[2]

[SEAL] ROBERT P. FORRESTAL,
Assistant Secretary.

[F.R. Doc. 69-8771; Filed, July 25, 1969; 8:45 a.m.]

[1] Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Atlanta.

INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

CERTAIN COTTON TEXTILES PRODUCED OR MANUFACTURED IN ARGENTINE REPUBLIC

Entry or Withdrawal From Warehouse for Consumption

On July 18, 1969, the U.S. Government, in furtherance of the objectives of, and under the terms of, the Long-Term Arrangement Regarding International Trade in Cotton Textiles done at Geneva on February 9, 1962, including Article 6(c) thereof relating to nonparticipants, informed the Government of the Argentine Republic that it was renewing for an additional 12-month period beginning July 19, 1969, and extending through July 18, 1970, the restraint on imports into the United States of cotton textiles in Category 9, produced or manufactured in Argentina. Pursuant to Annex B, paragraph 2, of the Long-Term Arrangement the level of restraint for this 12-month period is 5 percent greater than the level of restraint applicable to Category 9 for the preceding 12-month period. There is published below a letter of July 18, 1969, from the Chairman of the President's Cabinet Textile Advisory Committee to the Commissioner of Customs, directing that the amount of cotton textiles in Category 9, produced or manufactured in Argentina, which may be entered or withdrawn from warehouse for consumption in the United States for the 12-month period beginning July 19, 1969, be limited to the designated level.

STANLEY NEHMER,
Chairman, Interagency Textile Administrative Committee, and Deputy Assistant Secretary for Resources.

THE SECRETARY OF COMMERCE

PRESIDENT'S CABINET TEXTILE ADVISORY COMMITTEE

COMMISSIONER OF CUSTOMS,
Department of the Treasury,
Washington, D.C. 20226.

JULY 18, 1969.

DEAR MR. COMMISSIONER: Under the terms of the Long-Term Agreement Regarding International Trade in Cotton Textile done at Geneva on February 9, 1962, including Article 6(c) thereof relating to nonparticipants, and in accordance with the procedures outlined in Executive Order 11052 of September 28, 1962, as amended by Exectuive Order 11214 of April 7, 1965, you are directed to prohibit, effective July 19, 1969, and for the 12-month period extending through July 18, 1970, entry into the United States for consumption and withdrawal from warehouse for consumption of cotton textiles in Category 9, produced or manufactured in Argentina, in excess of a level of restraint for the period of 638,141 square yards.

In carrying out this directive, entries of cotton textiles in Category 9 produced or manufactured in Argentina, which have been exported to the United States from Argentina prior to July 19, 1969, shall, to the extent of any unfilled balance be charged against the level of restraint established for such goods during the period July 19, 1968 through July 18, 1969. In the event that the level of restraint established for such goods for that period has been exhausted by previous entries, such goods shall be subject to the directives set forth in this letter.

A detailed description of Category 9 in terms of T.S.U.S.A. numbers was published in the FEDERAL REGISTER on January 17, 1968 (33 F.R. 582), and amendments thereto on March 15, 1968 (33 F.R. 4600).

In carrying out the above directions, entry into the United States for consumption shall be construed to include entry for consumption into the Commonwealth of Puerto Rico.

The actions taken with respect to the Government of the Argentine Republic and with respect to imports of cotton textiles and cotton textile products from Argentina have been determined by the President's Cabinet Textile Advisory Committee to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs being necessary to the implementation of such actions, fall within the foreign affairs exception to the notice provisions of 5 U.S.C. 553 (Supp. IV, 1965-68). This letter will be published in the FEDERAL REGISTER.

Sincerely yours,

MAURICE H. STANS,
Secretary of Commerce, Chairman, President's Cabinet Textile Advisory Committee.

[F.R. Doc. 69-8802; Filed, July 25, 1969; 8:47 a.m.]

[2] Voting for this action: Chairman Martin and Governors Robertson, Mitchell, Daane, Maisel, Brimmer, and Sherrill.

OFFICE OF EMERGENCY PREPAREDNESS

KANSAS

Notice of Major Disaster

Pursuant to the authority vested in me by the President under Executive Order 10427 of January 16, 1953, Executive Order 10737 of October 29, 1957, and Executive Order 11051 of September 27, 1962 (18 F.R. 407, 22 F.R. 8799, 27 F.R. 9683); and by virtue of the Act of September 30, 1950, entitled "An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes" (42 U.S.C. 1855-1855g); notice is hereby given that on July 15, 1969, the President declared a major disaster as follows:

I have determined that the damages in those areas of the State of Kansas adversely affected by tornadoes, severe storms and flooding beginning on or about June 21, 1969, are of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 81-875. I, therefore, declare that such a major disaster exists in Kansas.

I do hereby determine the following areas in the State of Kansas to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of July 15, 1969:

The counties of:
Allen.
Anderson.
Bourbon
Crawford.
Dickinson.
Douglas.
Ellsworth.
Franklin.
Leavenworth.
Linn.
Lyon.
McPherson.
Miami.
Morris.
Neosho.
Osage.
Saline.
Woodson.
Wyandotte.

Dated: July 19, 1969.

G. A. LINCOLN,
Director,
Office of Emergency Preparedness.

[F.R. Doc. 69-8775; Filed, July 25, 1969; 8:45 a.m.]

KENTUCKY

Notice of Major Disaster

Pursuant to the authority vested in me by the President under Executive Order 10427 of January 16, 1953, Executive Order 10737 of October 29, 1957, and Executive Order 11051 of September 27, 1962 (18 F.R. 407, 22 F.R. 8799, 27 F.R. 9683); and by virtue of the Act of September 30, 1950, entitled "An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes" (42 U.S.C. 1855–1855g); notice is hereby given that on July 15, 1969, the President declared a major disaster as follows:

I have determined that the damages in those areas of the Commonwealth of Kentucky adversely affected by severe storms and flooding beginning on or about June 22, 1969, are of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 81-875. I, therefore, declare that such a major disaster exists in Kentucky.

I do hereby determine the following areas in the Commonwealth of Kentucky to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of July 15, 1969:

The counties of:
Allen.
Butler.
Cumberland.
Hopkins.
Logan.
Monroe.
Muhlenberg.
Simpson.
Todd.
Warren.
Webster.

Dated: July 19, 1969.

G. A. LINCOLN,
Director,
Office of Emergency Preparedness.

[F.R. Doc. 69-8776; Filed, July 25, 1969; 8:45 a.m.]

OHIO

Notice of Major Disaster

Pursuant to the authority vested in me by the President under Executive Order 10427 of January 16, 1953, Executive Order 10737 of October 29, 1957, and Executive Order 11051 of September 27, 1962 (18 F.R. 407, 22 F.R. 8799, 27 F.R. 9683); and by virtue of the Act of September 30, 1950, entitled "An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes" (42 U.S.C. 1855–1855g); notice is hereby given that on July 15, 1969, the President declared a major disaster as follows:

I have determined that the damages in those areas of the State of Ohio adversely affected by tornadoes, severe storms, and flooding beginning on or about July 4, 1969, are of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 81-875. I, therefore, declare that such a major disaster exists in Ohio.

I do hereby determine the following areas in the State of Ohio to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of July 15, 1969:

The counties of:
Ashland.
Ashtabula.
Coshocton.
Cuyahoga.
Erie.
Harrison.
Holmes.
Huron.
Lake.
Lorain.
Lucas.
Medina.
Morgan.
Muskingum.
Ottawa.
Richland.
Sandusky.
Seneca.
Stark.
Trumbull.
Tuscarawas.
Wayne.
Wood.

Dated: July 17, 1969.

G. A. LINCOLN,
Director,
Office of Emergency Preparedness.

[F.R. Doc. 69-8777; Filed, July 25, 1969; 8:45 a.m.]

RENEGOTIATION BOARD

PERSONS HOLDING PRIME CONTRACTS OR SUBCONTRACTS FOR TRANSPORTATION BY WATER AS COMMON CARRIERS

Extension of Time for Filing Financial Statements

Every person who held a prime contract or subcontract for transportation by water as a common carrier at any time during the calendar year 1968 is hereby granted an extension of time until October 1, 1969, for filing a financial statement for such year pursuant to § 105(e)(1) of the Renegotiation Act of 1951, as amended.

Dated: July 23, 1969.

LAWRENCE E. HARTWIG,
Chairman.

[F.R. Doc. 69-8823; Filed, July 25, 1969; 8:49 a.m.]

TARIFF COMMISSION

[AA1921-57]

PLASTIC MATTRESS HANDLES FROM CANADA

Notice of Investigation and Hearing

Having received advice from the Treasury Department on July 17, 1969, that plastic mattress handles manufactured by Fibre Conversion Co., Ltd., Toronto, Canada, are being, and are likely to be, sold in the United States at less than fair value, the U.S. Tariff Commission has instituted an investigation under section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

Hearing. A public hearing in connection with the investigation will be held in the Tariff Commission's Hearing Room, Tariff Commission Building, Eighth and E Street NW., Washington, D.C., beginning at 10 a.m., e.d.s.t., on September 4, 1969. All parties will be given opportunity to be present, to produce evidence, and to be heard at such hearing. Interested parties desiring to appear at the public hearing should notify the Secretary of the Tariff Commission, in writing, at its offices in Washington, D.C., at least 5 days in advance of the date set for the hearing.

Issued: July 22, 1969.

By order of the Commission.

DONN N. BENT,
Secretary.

[F.R. Doc. 69-8778; Filed, July 25, 1969; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

JULY 23, 1969.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41698—*Superphosphate from Florida producing points.* Filed by O. W. South, Jr., agent (No. A6116), for interested rail carriers. Rates on superphosphate, not defluorinated superphosphate, nor feed grade superphosphate, in bulk, in carloads, as described in the application, from specified points in Florida, to Stella, Nebr., King City, Lathrop, Lawson, Osborn, Plattsburg, and Weston, Mo., also Kansas City, Mo.-Kan.

Grounds for relief—Rail-barge-rail and rail-barge-truck competition.

Tariff—Supplement 10 to Southern Freight Association, agent, tariff ICC, S–847.

FSA No. 41699—*Superphosphate from Florida producing points.* Filed by O. W. South, Jr., agent (No. A6117), for interested rail carriers. Rates on superphosphate, not defluorinated superphosphate, nor feed grade superphosphate, in bulk, in box cars, in carloads, as described in the application, from specified producing points in Florida, to Prescott, Wis.

Grounds for relief—Rail-barge-rail competition.

Tariff—Supplement 10 to Southern Freight Association, agent, tariff ICC, S–847.

FSA No. 41700—*LCL class rates between points on the Seaboard Coast Line Railroad Co.* Filed by O. W. South, Jr., agent (No. A6115), for interested rail carriers. Rates on various LCL class rates, as described in the application, between points on the Seaboard Coast Line Railroad Co.

Grounds for relief—Motor-truck competition.

Tariff—Supplement 120 to Southern Freight Association, agent, tariff ICC, S–100.

FSA No. 41701—*Fish meal from points in Canada to points in southern territory.* Filed by O. W. South, Jr., agent (No. A6118), for interested rail carriers. Rates on fish meal, in carloads, from points in provinces of New Brunswick, Nova Scotia, Prince Edward Island, and Quebec, Canada, to points in Southern Freight Association territory.

Grounds for relief—Short-line distance formula and grouping.

Tariff—Canadian Freight Association, agent, tariff ICC 309.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69–8808; Filed, July 25, 1969; 8:48 a.m.]

[Notice 872]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 22, 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 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 protests 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 field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 2934 (Sub-No. 15 TA), filed July 10, 1969. Applicant: AERO MAYFLOWER TRANSIT COMPANY, INC., Post Office Box 107, Indianapolis, Ind. 46206. Applicant's representative: James L. Beattey, 130 East Washington Street, No. 1019, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission; from between points in the continental United States and the State of Hawaii, for 180 days. Supporting shipper: No individual supporting shippers noted; however, applicant has submitted with the application a computerized list of transportation performed for various persons. 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 32050 (Sub-No. 2 TA), filed July 15, 1969. Applicant: J. MITCHELL TRUCKING CO., INC., 1 Scout Avenue, Kearny, N.J. 07032. Applicant's representative: Robert B. Pepper, 297 Academy Street, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, coconuts, pineapples, and plantains* in straight or mixed shipments, from Wilmington, Del., to points in Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Virginia, and District of Columbia, for 180 days. Supporting shipper: West Indies Fruit Co., Post Office Box 1940, Miami, Fla. 33101. Send protests to: District Supervisor W. J. Grossmann, Bureau of Operations, Interstate Commerce Commission, 970 Broad Street, Newark, N.J. 07102.

No. MC 33953 (Sub-No. 7 TA), filed July 11, 1969. Applicant: RED LINE TRANSFER CO., INC., 2320 Monumental Road, Baltimore, Md. 21227. Applicant's representative: James W. Patterson, 123 South Broad Street, Philadelphia, Pa. 19109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, plantains, pineapples, coconuts, and agricultural commodities*, otherwise exempt, from economic regulation under section 203(b)(6) of the Interstate Commerce Act when transported in mixed shipments with bananas, plantains, pineapples, and coconuts, from Wilmington, Del., to points in Connecticut, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia, and the District of Columbia, for 180 days. Supporting shipper: Samuel Gordon, West Indies Fruit Co., Post Office Box 1940, Miami, Fla. 33101. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1125 Federal Building, Baltimore, Md. 21201.

No. MC 76436 (Sub-No. 37 TA), filed July 10, 1969. Applicant: SKAGGS TRANSFER, INC., 2400 Ralph Avenue, Louisville, Ky. 40216. Applicant's representative: Rudy Yessin, McClure Building, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between the plantsite and warehouses of the George Koch Co., Inc., at Evansville, Ind., and Nashville, Tenn., with right to interline with other carriers at Nashville, Tenn., from Evansville over U.S. Highway 41 to Nashville and return over the same route serving no intermediate points, for 180 days. NOTE: Applicant intends to interline at Nashville, Tenn. Supporting shipper: George Koch Sons, Inc., Post Office Box 358, Evansville, Ind. 47704. Send protests to: Wayne L. Marilatt, District Supervisor, Bureau of Operations, interstate Commerce Commission, 426 Post Office Building, Louisville, Ky. 40202.

No. MC 83885 (Sub-No. 11 TA), filed July 15, 1969. Applicant: UNITED STATES TRUCKING CORPORATION, 66 Murray Street, New York, N.Y. 10038. Applicant's representatives: Zelby and Burstein, 160 Broadway, New York, N.Y. 10038. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Silver bars*, from Philadelphia, Pa., to New York, N.Y., having a subsequent movement by water, under a continuing contract with J. D. Smith Inter-Ocean, Inc., for 150 days. Supporting shipper: J. D. Smith Inter-Ocean, Inc., 50 Broadway, New York, N.Y. 10004. Send protests to: Paul W. Assenza, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 116077 (Sub-No. 268 TA), filed July 10, 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: *Petroleum lubricating oil*, in bulk, in heater equipped tank vehicles, from Texaco, Inc., Refinery, Port Neches, Tex., to a Texaco Terminal Facility, Cleveland, Ohio, for 180 days. NOTE: Applicant does not intend to tack authority with presently authorized routes. Supporting shipper: Texaco, Inc. (Mr. Harry E. Colwell, Traffic Manager), 1111 Rusk Avenue, Post Office Box 52332, Houston, Tex. 77052. Send protests to: District Supervisor John C. Redus, Interstate Commerce Commission, Bureau of Operations, Post Office Box 61212, Houston, Tex. 77061.

No. MC 116077 (Sub-No. 268 TA), filed July 10, 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: *Petroleum lubricating oil*, in bulk, in heater equipped tank vehicles, from Texaco, Inc., Refinery, Port Neches, Tex., to a Texaco Terminal Facility, Cleveland, Ohio, for 180 days. NOTE: Applicant does not intend to tack authority with presently authorized routes. Supporting shipper: Texaco, Inc. (Mr. Harry E. Colwell, Traffic Manager), 1111 Rusk Avenue, Post Office Box 52332, Houston, Tex. 77052. Send protests to: District Supervisor John C. Redus, Interstate Commerce Commission, Bureau of Operations, Post Office Box 61212, Houston, Tex. 77061.

No. MC 118776 (Sub-No. 11 TA), filed July 14, 1969. Applicant: C. L. CONNORS, INC., Post Office Box 712, Quincy, Ill. 62301. Applicant's representative: Mack Stephenson, 301 North Second Street, Springfield, Ill. 62702. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Moulding sand*, bonded, in sacks, from Aurora, Ill., to points in the United States (except Hawaii, Alaska, Washington, Oregon, California, Arizona, Utah, Idaho, Nevada, and Illinois); for 180 days. Supporting shipper: Aurora Metal Co., Faskure Division, Aurora, Ill. Send protests to: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

No. MC 119829 (Sub-No. 31 TA), filed July 11, 1969. Applicant: F. J. EGNER & SON, INC., 3969 Congress Parkway, West Richfield, Ohio 44286. Applicant's representative: W. P. Fromm (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Natural latex*, in bulk, in tank vehicles, from Lorain, Ohio, to points in Ohio, Illinois, Michigan, Indiana, Wisconsin, Minnesota, Missouri, Oklahoma, Virginia, Georgia, North Carolina, Tennessee, New Jersey, Massachusetts, Rhode Island, New York, and California, for 180 days. Supporting shipper: Stein, Hall & Co., Inc., 605 Third Avenue, New York, N.Y. 10016. Send protests to: G. J. Baccei, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Building, 1240 East Ninth Street, Cleveland, Ohio 44199.

No. MC 119880 (Sub-No. 33 TA), filed July 15, 1969. Applicant: DRUM TRANSPORT, INC., Post Office Box 2056, East Peoria, Ill. 61611. Applicant's representative: Bud N. Drum (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alcoholic liquors*, in bulk, in tank vehicles, from Buffalo and Niagara Falls, N.Y., to Louisville and Owensboro, Ky., for 180 days. Supporting shipper: Foreign Vintages, Inc., International Building, 45 Rockefeller Plaza, New York, N.Y. 10020. Send protests to: Raymond E. Mauk, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1086 U.S. Courthouse and Federal Office Building, Chicago, Ill. 60604.

No. MC 124522 (Sub-No. 6 TA), filed July 15, 1969. Applicant: CARLO C. DROGO, Delaware Avenue, Landisville, N.J. 08326. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Concrete products*, from Berlin, Millville (Cumberland County), Vineland and Williamstown Junction, N.J., to points in Massachusetts, for 180 days. Supporting shipper: Formigli Corp., Post Office Box F, Berlin, N.J. 08009. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 410 Post Office Building, Trenton, N.J. 08608.

No. MC 133807 (Sub-No. 1 TA), filed July 14, 1969. Applicant: MORGAN TRUCKING, INC., 520 South Walnut, Anaheim, Calif. 92802. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gypsum wallboard and related gypsum products*, from Long Beach, Santa Ana, and Pico Rivera, Calif., to job site location of a new family housing project at the Marine Corps Air Station near Yuma, Ariz., for 150 days. Supporting shipper: Kaiser Gypsum Co., Inc., Kaiser Center-200 Lakeside Drive, Oakland, Calif. 94604. Send protests to: District Supervisor R. G. Harrison, Bureau of Operations, Interstate Commerce Commission, Room 7708, Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary*.

[F.R. Doc. 69-8809; Filed, July 25, 1969; 8:48 a.m.]

[Notice 873]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 23, 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 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 protests 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 field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 29886 (Sub-No. 250 TA), filed July 17, 1969. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind. Applicant's representative: Charles Pieroni (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles*, in initial driveaway service, from Scotia, N.Y., to New Cumberland Army Depot, Pa., for 150 days. Supporting shipper: Military Traffic Management Terminal Service (Mr. Leonard Hines), Washington, D.C. Send protests to: District Supervisor J. H. Gray, Bureau of Operations, Interstate Commerce Commission, Room 204, 345 West Wayne Street, Fort Wayne, Ind. 46802.

No. MC 31564 (Sub-No. 6 TA), filed July 17, 1969. Applicant: FRANK CORSO, INC., 270 Woodin Street, Hamden, Conn. 06514. Applicant's representative: William J. Meuser, 101 River Street, Milford, Conn. 06460. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Wilmington, Del., to points in Connecticut and Massachusetts, for 180 days. Supporting shippers: Mariano Cianciolo, 509 South Main Street, Torrington, Conn. 06790; Beck Bros., 101 Reserve Road, Hartford, Conn. 06114; John Martinelli, Inc., 105 Avocado Street, Springfield, Mass. 01104. Send protests to: District Supervisor David J. Kiernan, Bureau of Operations, Interstate Commerce Commission, 324 U.S. Post Office Building, 135 High Street, Hartford, Conn. 06101.

No. MC 107496 (Sub-No. 741 TA), filed July 15, 1969. Applicant: RUAN TRANSPORT CORPORATION, Third and Keosauqua Way, Des Moines, Iowa 50309. Applicant's representative: H. L. Fabritz (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Precast concrete (architectural wall panels and precast-prestressed structural concrete roof and floor members)*, on flatbed trailers, from Nebraska Prestressed Concrete Co., plantsite at Lincoln, Nebr., to points in Iowa, Kansas, Minnesota, and Missouri, for 150 days. Supporting shipper: Nebraska Pre-stressed Concrete Co., 6300 Cornhusker Highway, Lincoln, Nebr. 68507. Send protests to: Ellis L. Annett, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 113024 (Sub-No. 75 TA), filed July 14, 1969. Applicant: ARLINGTON J. WILLIAMS, INC., Rural Delivery No. 2, Smyrna, Del. 19977. Applicant's representative: Samuel W. Earnshaw, 833 Washington Building, Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over

irregular routes, transporting: *Wet nitocellulose*, in containers, from the plantsite of Hercules, Inc., Parlin, N.J., to Radford Army Ammunition Plant, Radford, Va., for account of Hercules, Inc., for 150 days. Supporting shipper: Hercules, Inc., Wilmington, Del. 19899, D.B. Moore, Assistant Manager, Rate Division, Traffic Department. Send protests to: Paul J. Lowry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 206 Old Post Office Building, 129 East Main Street, Salisbury, Md. 21801.

No. MC 113524 (Sub-No. 26 TA), filed July 14, 1969. Applicant: JAMES F. BLACK, doing business as PARKVILLE TRUCKING COMPANY, 3641 Pulaski Highway, Baltimore, Md. 21224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal hides and skins, inedible packinghouse offal and byproducts, animal food and tannery byproducts*, between points in Maryland, Pennsylvania, Delaware, Virginia, District of Columbia, North Carolina, Tennessee, West Virginia, Ohio, Illinois, Wisconsin, New York, New Jersey, Massachusetts, Maine, Vermont, and New Hampshire, for 180 days. Supporting shipper: Sands & Leckie, 226 Salem Street, Woburn, Mass. 01801; The Westminster Hide & Tallow Co., Inc., Westminster, Md.; Peter Cooper Corps., Gowanda, N.Y.; Quaker City Hide Co., Valley and Mill Roads, Philadelphia, Pa. 19126. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1125 Federal Building, Baltimore, Md. 21201.

No. MC 113908 (Sub-No. 199 TA), filed July 17, 1969. Applicant: ERICKSON TRANSPORT CORPORATION, Post Office Box 3180, 2105 East Dale Street, Springfield, Mo. 65804. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Beverage base*, in bulk, in tank vehicles, from Cicero, Ill., to Chattanooga, Tenn., for 180 days. Supporting shipper: Wagner Industries, 1331 South 55th Court, Cicero, Ill. 60650. 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 114084 (Sub-No. 12 TA), filed July 14, 1969. Applicant: S AND S TRUCKING COMPANY, Post Office Box 1392, Statesville, N.C. 28687. Applicant's representative: Francis J. Ortman, 1700 Pennsylvania Avenue NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, from points in Buncombe, Burke, Cleveland, Haywood, Lincoln, and Wilkes Counties, N.C., to points in Maine, New Hampshire, and Vermont, for 150 days. Supporting shippers: American/Drew Furniture Cos., Post Office Drawer 458, North Wilkesboro, N.C. 28659; Drexel Furniture Co., Drexel, N.C. 28619; Unagusta Manufacturing Corp., 1002 Welch Street, Waynesville, N.C.; Burris Manufacturing Co., Post Office Box 698, Lincolnton, N.C. 28092; Cochrane Furniture Co., Inc., Lincolnton, N.C. 28092. Send protests to: Jack K. Huff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 316 East Morehead, Suite 417 (BSR Building), Charlotte, N.C. 28202.

No. MC 114211 (Sub-No. 126 TA), filed July 10, 1969. Applicant: WARREN TRANSPORT, INC., 324 Manhard, Post Office Box 420, Waterloo, Iowa 50704. Applicant's representative: Robert J. Molinaro (same address above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors* (except those with vehicle beds, bed frames, and fifth wheels), *equipment designed for use in conjunction with tractors, agricultural, industrial, and construction on machinery, and equipment, trailers designed for the transportation of the above described commodities* (except those for the transportation of the above described commodities, except those trailers designed to be drawn by passenger auotmobiles), *attachments* for the above described commodities, *internal combusion engines, and parts* of the above described commodities when moving in mixed loads with such commodities, from the plant and warehouse sites of Deere & Co. in Dodge County, Wis., to points in Connecticut, Delaware, District of Columbia, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia, for 180 days. Supporting shipper: Deere & Co., Moline, Ill. 61265. Send protests to: Chas. C. Biggers, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 332 Federal Building, Davenport, Iowa 52801.

No. MC 115826 (Sub-No. 194 TA), filed July 17, 1969. Applicant: W. J. DIGBY, INC., Post Office Box 5088, T.A., Denver, Colo. 80217. Applicant's representative: James F. Digby (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the *Report in the Description in Motor Carriers Certificates*, 61 M.C.C. 209 and 766, from Amarillo, Tex., to points in North Carolina, Georgia, and Alabama, for 180 days. Supporting shipper: Glover Packing Co., Post Office Box 92, 100 Grand Street, Amarillo, Tex. Send protests to: District Supervisor Herbert C. Ruoff, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, Denver, Colo. 80202.

No. MC 133876 (Sub-No. 1 TA), filed July 14, 1969. Applicant: NORTHWESTERN TRADING COMPANY, INC., 1111 Casco, Milton-Freewater, Oreg. 97862. Applicant's representative: Paul E. Hochelle, 423 Terminal Sales Building, Portland, Oreg. 97205. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Frozen vegetables* in tote bins, from Milton-Freewater, Oreg., to Terminal Ice & Cold Storage Co., Walla Walla, Wash., over Washington State Highway No. 125, for 180 days. Supporting shipper: Lynden-Umatilla Division, Western Farmers Association, Post Office Box 26, Milton-Freewater, Oreg. 97862. Send protests to: District Supervisor W. J. Huetig, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Building, 120 Southwest Fourth Avenue, Portland, Oreg. 97204.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary*.

[F.R. Doc. 69-8810; Filed, July 25, 1969; 8:48 a.m.]

[Notice 353]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 23, 1969.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-71512. By order of July 14, 1969, the Motor Carrier Board approved the transfer to Rayburn Trucking, Inc., Elizabeth, N.J., of permit No. MC-76901 issued June 25, 1941, to Peter Brown, doing business as P. Brown Trucking, New York, N.Y., authorizing the transportation of: Groceries, from New York, N.Y., to Philadelphia, Pa., and points in New Jersey and Connecticut. Robert B. Pepper, 297 Academy Street, Jersey City, N.J. 07306, practitioner for applicants.

No. MC-FC-71246. By order of July 15, 1969, the Motor Carrier Board approved the transfer to Grieser Trucking Co., a corporation, Archbold, Ohio, of the operating rights in certificates Nos. MC-116465 and MC-116465 (Sub-No. 2) issued September 6, 1957, and June 13, 1961, respectively, to Yoder & Frey, Inc., Archbold, Ohio, authorizing the transportation, over irregular routes, of agricultural machinery, implements, and parts, except those requiring the use of special equipment, between the site of the Yoder & Frey, Inc., auction yard located near Archbold, Ohio, on the one hand, and, on the other, points in Arkansas, Indiana, Iowa, Kentucky, Michigan, Missouri, New York, North Carolina, Tennessee, West Virginia, Illinois, Pennsylvania, and Wisconsin. Dual operations were authorized. Paul F.

Beery, 88 East Broad Street, Columbus, Ohio 43215, attorney for applicants.

No. MC–FC–71494. By order of July 15, 1969, the Motor Carrier Board approved the transfer to Norton-Ramsey Motor Lines, Inc., Old Fort, N.C., of those portions of the operating rights in certificates Nos. MC–106074 (Sub-No. 2), MC–106074 (Sub-No. 12), MC–106074 (Sub-No. 13), and MC–106074 (Sub-No. 14) (corrected) issued July 9, 1958, January 19, 1962, January 18, 1965, and June 30, 1966, respectively, to B & P Motor Lines, Inc., Hazelwood, N.C., authorizing the transportation, over irregular routes, of furniture (and related items in some instances) from Hazelwood, N.C., to points in Arizona, California, Nevada, New Mexico, Oklahoma, and Texas, from Shelby and Forest City, N.C., and points in Catawba and Burke Counties, N.C., to points in Arizona, California, Colorado, Idaho, Iowa, Kansas, Maine, Minnesota, Montana, Nebraska, Nevada, New Hampshire, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Vermont, Washington, and Wyoming, from points in Alexander, Burke, Caldwell, Catawba, Davidson, Iredell, and McDowell Counties, N.C., to points in Arizona, California, Nevada, New Mexico, Oklahoma, and Texas, and from points in Henry County, Va., to points in Arizona, Arkansas, California, Colorado, Idaho, Louisiana, Minnesota, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming; and new pianos from Granite Falls, N.C., to points in Arizona, California, Nevada, New Mexico, Oklahoma, and Texas, and from Marion, N.C., to points in Alabama, Arizona, Arkansas, California, Colorado, Delaware, Florida, Kentucky (in part), Louisiana, Maryland, Michigan (in part), Mississippi, New Jersey, New Mexico, New York, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, and the District of Columbia. James N. Golding, 4 South Pack Square, Asheville, N.C. 28802, attorney for applicants.

No. MC–FC–71513. By order of July 16, 1969, the Motor Carrier Board approved the transfer to Thompson Brothers Moving, Inc., North Hackensack, N.J., of the remaining portion of certificate No. MC–41688, issued March 27, 1943, to Robert E. Thompson and Charles C. Thompson, a partnership, doing business as Thompson Bros., North Hackensack, N.J., authorizing the transportation of: Household goods as defined by the Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, between points and places in Bergen, Passaic, Hudson, Union, Essex, and Morris Counties, N.J., on the one hand, and, on the other, points and places in New Jersey, New York, Pennsylvania, Connecticut, Massachusetts, Ohio, Maryland, and the District of Columbia, traversing Delaware, Rhode Island, and West Virginia for operating convenience only. Robert B. Pepper, 297 Academy Street, Jersey City, N.J. 07306, registered practitioner for applicants.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69–8811; Filed, July 25, 1969; 8:48 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—JULY

The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during July

3 CFR

Page

PROCLAMATIONS:

3918 ... 12013
3919 ... 12079

5 CFR

213 ... 11135, 11181, 11259, 11362, 11363, 11409, 11537, 11965, 12015, 12127, 12213, 12325
352 ... 11537
353 ... 11537
511 ... 11537
532 ... 11537
550 ... 11083
713 ... 11537
772 ... 11537

7 CFR

17 ... 12015
55 ... 11297
56 ... 11355
61 ... 12162
68 ... 12162
81 ... 12015
251 ... 11181
354 ... 11547, 11548
362 ... 11297, 12081
401 ... 11259
719 ... 11410
722 ... 11082, 12325
724 ... 12127
777 ... 11412
905 ... 11082, 11297
908 ... 11182, 11413, 12016, 12223, 12224
909 ... 11135
910 ... 11259, 11548, 12128, 12164, 12325
911 ... 11549, 12164
916 ... 11413
917 ... 11259, 12165
919 ... 11549
924 ... 12326
944 ... 11135, 11965, 12165
945 ... 11260
946 ... 11550
947 ... 11136
948 ... 11261
991 ... 11414
1032 ... 11463
1050 ... 12253
1063 ... 12253
1421 ... 11414, 11583, 12081, 12128, 12326, 12327
1427 ... 11584, 12224
1434 ... 11589
1446 ... 12327
1464 ... 12129, 12253

PROPOSED RULES:

51 ... 11306, 11311, 12181
68 ... 11147
101 ... 11272
102 ... 11272
103 ... 11272
104 ... 11272
105 ... 11272
106 ... 11272
107 ... 11272
108 ... 11272
111 ... 11272
301 ... 11306
908 ... 12182

7 CFR—Continued

Page

PROPOSED RULES—Continued

919 ... 11316
922 ... 11552
967 ... 11213
Ch. X ... 12102
1001 ... 11814
1002 ... 11816
1003 ... 11364, 11816
1004 ... 11364, 11819
1005 ... 11822
1006 ... 11824
1011 ... 11826
1012 ... 11828
1013 ... 11213, 11830
1015 ... 11832
1016 ... 11364, 11833
1030 ... 11836
1032 ... 11839
1033 ... 11841
1034 ... 11844
1035 ... 11846
1036 ... 11849, 12043
1040 ... 11851
1041 ... 11853
1043 ... 11856
1044 ... 11858
1046 ... 11859
1049 ... 11862
1050 ... 11099, 11864
1060 ... 11867
1062 ... 11869
1063 ... 11378, 11872
1064 ... 11874
1065 ... 11876
1068 ... 11878
1069 ... 11881
1070 ... 11884
1071 ... 11886
1073 ... 11888
1075 ... 11890
1076 ... 11893
1078 ... 11896
1079 ... 11897
1090 ... 11899
1094 ... 11901
1096 ... 11903
1097 ... 11905
1098 ... 11907
1099 ... 11909
1101 ... 11912
1102 ... 11914
1103 ... 11915
1104 ... 11918
1106 ... 11920
1108 ... 11922
1120 ... 11924
1121 ... 11927
1125 ... 11930, 12284
1126 ... 11933
1127 ... 11936
1128 ... 11938
1129 ... 11940
1130 ... 11942
1131 ... 11802, 12102
1132 ... 11099, 11944
1133 ... 11147, 11947
1134 ... 11949
1136 ... 11952
1137 ... 11954
1138 ... 11956

8 CFR

Page

1 ... 12213
292 ... 12213

9 CFR

56 ... 12329
72 ... 12214
76 ... 12329
78 ... 11538
97 ... 11081, 11539
112 ... 11490
113 ... 11490
114 ... 11491
307 ... 12016
310 ... 11491
317 ... 11262
318 ... 11262, 12084
340 ... 12016
355 ... 12016

PROPOSED RULES:

71 ... 11593
112 ... 12042
113 ... 12042
114 ... 12042

10 CFR

2 ... 12254

PROPOSED RULES:

40 ... 12107

12 CFR

207 ... 12255, 12330
220 ... 12132, 12330
221 ... 12330
226 ... 11083, 12255, 12330
250 ... 11414
545 ... 11464, 11465, 12025

PROPOSED RULES:

204 ... 11214, 11384
213 ... 11214
217 ... 11384

13 CFR

PROPOSED RULES:

121 ... 12049

14 CFR

39 ... 11137, 11415, 11465, 12025, 12026, 12085, 12159, 12160, 12214, 12256, 12257, 12332
47 ... 12214
71 ... 11085, 11182, 11355, 11415, 11465, 11589, 12026, 12027, 12085, 12086, 12133, 12160, 12161, 12215, 12257, 12258
73 ... 12258
75 ... 12133, 12258
95 ... 11137, 12258
97 ... 11183, 11466, 12261
121 ... 11488, 11489
225 ... 11198
288 ... 11085
378 ... 11263
389 ... 12266
1204 ... 11974
1211 ... 11975
1221 ... 12332

14 CFR—Continued

PROPOSED RULES:

37 ... 12287
39 ... 11424, 12048, 12102, 12103, 12225
71 ... 11100–11103, 11379–11381, 11500, 12103–12106, 12186, 12225, 12289–12291
73 ... 11103
75 ... 12186
218 ... 11424

15 CFR

30 ... 11463
373 ... 12165
386 ... 12165
1000 ... 12171

PROPOSED RULES:

602 ... 12043

16 CFR

13 ... 11087–11089, 11298, 11299, 11415–11417, 11579, 11580, 12216–12218, 12267–12269, 12334–12336
15 ... 11140, 11199, 11418, 11492
303 ... 11141, 12133
500 ... 11089
503 ... 11199

17 CFR

231 ... 11581
239 ... 12176
240 ... 11539
241 ... 11581
249 ... 11539, 12176

18 CFR

2 ... 11200, 11464, 12177, 12274
4 ... 12274
16 ... 12272
620 ... 12336

PROPOSED RULES:

2 ... 11318
101 ... 11382
141 ... 11106, 11382, 12109

19 CFR

4 ... 12028
16 ... 12028
19 ... 12086
31 ... 12087

20 CFR

405 ... 11201, 12275

21 CFR

Ch. I ... 11090
1 ... 11357, 11541
8 ... 11542
14 ... 12177
17 ... 11090
19 ... 12279
31 ... 12087
120 ... 11589–11591, 12028, 12088
121 ... 11542, 11543, 11589, 12088–12090, 12178
138 ... 12178
146 ... 12091
146a ... 12029
147 ... 11592, 12279
148 ... 12091

PROPOSED RULES:

1 ... 11423
15 ... 11423, 11552
53 ... 11099
141 ... 12286

21 CFR—Continued

PROPOSED RULES—Continued

141c ... 12184
146c ... 12184
148n ... 12184
191 ... 11423

22 CFR

121 ... 12029
122 ... 12031
123 ... 12032
124 ... 12036
125 ... 12037
126 ... 12039
127 ... 12040
128 ... 12040

24 CFR

15 ... 11543
200 ... 11091
203 ... 11092, 11094, 12092
207 ... 11092, 11094
213 ... 11092
220 ... 11093, 11094
221 ... 11093
232 ... 11093
234 ... 11093
241 ... 11093
242 ... 11094

25 CFR

151 ... 11263, 11544
221 ... 12041, 12280

PROPOSED RULES:

221 ... 11424

28 CFR

0 ... 11493, 11545
42 ... 12280

29 CFR

602 ... 12281
603 ... 12281
608 ... 11141
609 ... 12135
687 ... 12282
1500 ... 11263
1504 ... 11182

30 CFR

201 ... 11299

31 CFR

316 ... 11545
500 ... 12179

32 CFR

1 ... 12017
2 ... 12018
3 ... 12018
7 ... 12019
15 ... 12022
16 ... 12023
19 ... 12024
30 ... 12024
48 ... 12092
52 ... 12097
62 ... 11299
80 ... 12097
80a ... 12097
100 ... 11356
104 ... 11966
156 ... 11544
230 ... 12337
278 ... 11966
288 ... 12339
801 ... 11967
826 ... 11300
830 ... 11301
905 ... 11967
920 ... 11968
1464 ... 11464
1471 ... 11264
1472 ... 11264
1701 ... 12098
1713 ... 12098
1801 ... 11544
1807 ... 11544

33 CFR

92 ... 11265
110 ... 11582, 12255
117 ... 11095, 11582
207 ... 11544

36 CFR

7 ... 11301, 11545, 11969, 12341
211 ... 12341

PROPOSED RULES:

7 ... 11306, 12140

38 CFR

3 ... 11970
21 ... 11551, 12015
36 ... 11095

39 CFR

742 ... 11582

41 CFR

1–1 ... 11970, 12341
1–5 ... 12341
1–8 ... 11357
1–15 ... 11493
1–16 ... 11358
5–3 ... 11142
5–53 ... 11142
6–1 ... 11143
8–3 ... 11095
12B–1 ... 12342
14–8 ... 11494
101–42 ... 11494
101–47 ... 11209

42 CFR

54 ... 11419
76 ... 11419
81 ... 12135

PROPOSED RULES:

78 ... 11273
81 ... 11317, 11552, 12185

43 CFR

2240 ... 11420

PUBLIC LAND ORDERS:

950 (see PLO 4673) ... 12135
4665 (amended by PLO 4672) ... 11095
4672 ... 11095
4673 ... 12135

PROPOSED RULES:

417 ... 11499

45 CFR

85 ... 11096
234 ... 11302
250 ... 11098
1068 ... 11496
1069 ... 11546

46 CFR

45 ... 12342
105 ... 11265
206 ... 12127
222 ... 11497

47 CFR

Page

0 ... 11144
1 ... 12136, 12218
2 ... 11302, 12137
21 ... 12137
31 ... 11971
43 ... 12137
73 ... 11144, 11358, 11359, 12219
74 ... 12099
95 ... 11211, 12220
97 ... 12218

PROPOSED RULES:

1 ... 11981
2 ... 11150, 11425
63 ... 12345
73 ... 11273, 11381, 11982, 11984, 12226
74 ... 12108, 12140
81 ... 11103, 11148, 11150
83 ... 11103, 11105, 11148, 11150
85 ... 11103, 11105, 11148
87 ... 11148, 11150
89 ... 11148
91 ... 11148, 11150
93 ... 11148

47 CFR—Continued

Page

PROPOSED RULES—Continued

95 ... 11148
99 ... 11148

49 CFR

1 ... 11360
9 ... 11972
174 ... 12282
177 ... 12282
178 ... 12282
225 ... 11973
230 ... 11973
231 ... 11974
233 ... 11974
234 ... 11974
236 ... 11974
367 ... 11360
371 ... 11420, 12138, 12283
375 ... 11974
1004 ... 12221
1033 ... 11145, 11146, 11211, 11362, 12179, 12180
1048 ... 12041, 12221
1300 ... 12343
1307 ... 12343

49 CFR—Continued

Page

PROPOSED RULES:

71 ... 11980
172 ... 12291
173 ... 11977, 11978, 12187, 12188, 12291
177 ... 11977
178 ... 11978
191 ... 11979
231 ... 11381
Ch. III ... 11148, 12107
Ch. X ... 12345
371 ... 11501
375 ... 11501
1041 ... 11151, 11384
1048 ... 11984–11986
1050 ... 11986

50 CFR

10 ... 12255
32 ... 11271, 11422, 11498, 12222, 12223
33 ... 12099, 12180

PROPOSED RULES:

32 ... 11593, 12284