

FEDERAL REGISTER

VOLUME 34 • NUMBER 164

Wednesday, August 27, 1969 • Washington, D.C.

Pages 13693-13723

Agencies in this issue—

Atomic Energy Commission
Business and Defense Services
Administration
Civil Aeronautics Board
Consumer and Marketing Service
Customs Bureau
Federal Aviation Administration
Federal Highway Administration
Federal Maritime Commission
Federal Power Commission
Federal Reserve System
Food and Drug Administration
General Services Administration
Interstate Commerce Commission
Land Management Bureau
State Department
Tariff Commission
Wage and Hour Division

Detailed list of Contents appears inside.



Announcing First 10-Year Cumulation
TABLES OF LAWS AFFECTED
in Volumes 70-79 of the
UNITED STATES STATUTES AT LARGE

Lists all prior laws and other Federal instruments which were amended, repealed, or otherwise affected by the provisions of

public laws enacted during the years 1956-1965. Includes index of popular name acts affected in Volumes 70-79.

Price: \$2.50

Compiled by Office of the Federal Register, National Archives and Records Service, General Services Administration

Order from Superintendent of Documents, U.S. Government Printing Office
Washington, D.C. 20402



(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.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER or the CODE OF FEDERAL REGULATIONS.

Contents

AGRICULTURE DEPARTMENT

See Consumer and Marketing Service.

ATOMIC ENERGY COMMISSION

Proposed Rule Making

Licensing of production and utilization facilities; extension of time for filing comments..... 13704

Notices

Jersey Central Power and Light Co., and Metropolitan Edison Co.; notice of hearing on application for provisional construction permit..... 13708

BUSINESS AND DEFENSE SERVICES ADMINISTRATION

Notices

Kendall School for the Deaf et al.; duty-free entry of scientific articles..... 13706

CIVIL AERONAUTICS BOARD

Notices

Hearings, etc.:
Jet Air Freight, et al..... 13710
Transatlantic and Transpacific Priority Mail..... 13710

COMMERCE DEPARTMENT

See Business and Defense Services Administration.

CONSUMER AND MARKETING SERVICE

Rules and Regulations

Dried prunes produced in California; salable and reserve percentages and handler reserve obligation for 1969-70 crop year..... 13697

Proposed Rule Making

Domestic dates produced or packed in designated area of California; proposed expenses and rate of assessment..... 13704

CUSTOMS BUREAU

Notices

Aminoacetic acid (glycine) from France; withholding of appraisement notice..... 13705

FEDERAL AVIATION ADMINISTRATION

Rules and Regulations

Airworthiness directives:
Fairchild Hiller aircraft..... 13697
General Electric engines..... 13698
Control zone; revocation..... 13698
Federal aid to airports; U.S. share of project costs; in-runway lighting systems..... 13699
Restricted area; alteration..... 13698
Transition area; designation..... 13698

FEDERAL HIGHWAY ADMINISTRATION

Rules and Regulations

Federal motor vehicle safety standards:
New pneumatic tires; passenger cars..... 13701
Tire selection and rims; passenger cars..... 13702

FEDERAL MARITIME COMMISSION

Proposed Rule Making

Mandatory provision to be included in self-policing systems; rescheduling of filing dates..... 13704

Notices

Agreements filed for approval:
Evans Products Co., and Retla Steamship Co..... 13711
Oceanic Steamship Co., et al..... 13711
Sea-Land Service, Inc., and Seaway Lines, Inc..... 13711
Ghezzi Trucking, Inc.; cancellation of inactive tariff; order to show cause..... 13711

FEDERAL POWER COMMISSION

Rules and Regulations

Reliability and adequacy of electric service; reporting of data; participation of regulatory personnel in regional councils..... 13699

Notices

Lands withdrawn in Project No. 1487; order vacating withdrawal..... 13712

FEDERAL RESERVE SYSTEM

Notices

Bank Securities, Inc. (NSL); notice of application for approval of acquisition of shares of bank..... 13712

FOOD AND DRUG ADMINISTRATION

Notices

Petitions regarding food additives:
Chemagro Corp..... 13708
Goodyear Tire & Rubber Co..... 13708
Patterson, C. J. Co..... 13708
Whitmoyer Laboratories, Inc..... 13708

GENERAL SERVICES ADMINISTRATION

Rules and Regulations

Small business and labor surplus area set-asides..... 13700

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

INTERIOR DEPARTMENT

See Land Management Bureau.

INTERSTATE COMMERCE COMMISSION

Notices

Fourth section applications for relief..... 13713
Motor carrier:
Alternate route deviation notices..... 13713
Applications and certain other proceedings..... 13715
Intrastate applications..... 13720
Temporary authority applications..... 13713
Transfer proceedings (2 documents)..... 13719, 13720
Rerouting or diversion of traffic:
Chesapeake and Ohio Railway Co..... 13713
Norfolk and Western Railway Co..... 13713

LABOR DEPARTMENT

See Wage and Hour Division.

LAND MANAGEMENT BUREAU

Notices

California; opening of lands from waterpower withdrawals..... 13705
Colorado; proposed classification of public lands..... 13706

STATE DEPARTMENT

Notices

Certain nonimmigrant visas; validity..... 13705

TARIFF COMMISSION

Notices

Potassium chloride from Canada, France and West Germany; notice of investigation and joint hearing..... 13712

TRANSPORTATION DEPARTMENT

See Federal Aviation Administration; Federal Highway Administration.

TREASURY DEPARTMENT

See Customs Bureau.

WAGE AND HOUR DIVISION

Rules and Regulations

Homeworkers in certain industries in Puerto Rico; minimum piece rate increases..... 13699
13695

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.

7 CFR

993..... 13697
 PROPOSED RULES:
 987..... 13704

10 CFR

PROPOSED RULES:
 50..... 13704

14 CFR

39 (2 documents)..... 13697, 13698
 71 (2 documents)..... 13698
 73..... 13698
 151..... 13699

18 CFR

2..... 13699

29 CFR

681..... 13699

41 CFR

1-1..... 13700

46 CFR

PROPOSED RULES:
 528..... 13704

49 CFR

371 (2 documents)..... 13701, 13702

Rules and Regulations

Title 7—AGRICULTURE

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

PART 993—DRIED PRUNES PRODUCED IN CALIFORNIA

Salable and Reserve Percentages and Handler Reserve Obligation for the 1969-70 Crop Year

Notice was published in the August 7, 1969, issue of the *FEDERAL REGISTER* (34 F.R. 12834) regarding a proposal to establish, for the 1969-70 crop year, salable and reserve percentages for California dried prunes of 80 percent and 20 percent, respectively, and in connection therewith, the required composition of each handler's reserve obligation. The proposal was pursuant to the provisions of the marketing agreement, as amended, and Order No. 993, as amended (7 CFR Part 993), regulating the handling of dried prunes produced in California. The amended agreement and order, hereinafter collectively referred to as the "order", are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The notice afforded interested persons an opportunity to submit written data, views, or arguments with respect to the proposal.

During the period for filing comments, views were submitted by two persons. One person supported the proposal contained in the notice. The other did not take issue with the proposed percentages, so long as the reserve prunes are handled as a "true reserve." However, the handling and disposition of prunes in the reserve pool are the subject of provisions of the order and the administrative rules and regulations, and no proposal to change those provisions was contained in the notice on this rule making which is pursuant to § 993.54. Moreover, it is not evident, either from the comments of the person or other information, that the disposition of reserve prunes will in fact be inconsistent with that favored. Harvest of the 1969 crop is in progress and handlers will be receiving prunes in volume soon. Hence, in the interest of providing the basis for orderly marketing these percentages should be established promptly.

The percentages proposed in the notice were based on the Prune Administrative Committee's estimate that California's 1969 dried prune production would be 130,000 tons. The USDA Crop Reporting Board's estimate, as of August 1, 1969, and released after the notice was published, also is 130,000 tons.

After consideration of all relevant matter presented, including that in the no-

tice, the comments submitted pursuant to the notice, information from the Prune Administrative Committee, and other available information, it is found that to establish the salable and reserve percentages and the required composition of each handler's reserve obligation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

Therefore, the salable and reserve percentages for prunes and handler reserve obligation for the 1969-70 crop year shall be as follows:

§ 993.205 Salable and reserve percentages for prunes and handler reserve obligation for the 1969-70 crop year.

The salable and reserve percentages for the 1969-70 crop year shall be 80 percent and 20 percent, respectively, or such increased salable percentage and decreased reserve percentage as may be established upon delivery of the 1969 crop to provide a supply of salable prunes adequate to meet the estimated trade demand and a desirable carryover. The reserve obligation of each handler shall be a weight of natural condition prunes, by variety and standard or substandard grade, equal to the sum of the results of applying the reserve percentage to the natural condition weight of each lot of prunes received by him from producers and dehydrators, excluding the weight obligation of § 993.49(c). Such reserve obligation as to standard prunes and as to substandard prunes, of each variety, shall be consistent with the receipt by field pricing size categories, and the obligation shall be the weighted average count per pound of all such lots within each such category, as computed from inspection analysis. The field pricing size categories, by variety and grade, expressed in minimum and maximum numbers of prunes per pound for each, are as follows:

Standard French prunes—33 or less, 34/50, 51/60, 61/70, 71/81, 82/101, 102/111, 112/121, and 122 or more.

Substandard French prunes—70 or less, 70/101, and 102 or more.

Standard Non-French prunes (except Robe de Sargent)—24 or less, 25/29, 30/33, 34/50, and 51 or more.

Substandard Non-French prunes (except Robe de Sargent)—51 or less and 52 or more.

Standard Robe de Sargent—33 or less, 34/50, 51/60, and 61 or more.

Substandard Robe de Sargent—61 or less and 62 or more.

It is further found that good cause exists for not postponing the effective time of this action until 30 days after publication in the *FEDERAL REGISTER* (5 U.S.C. 553) in that: (1) The relevant provisions of said amended marketing agreement and this part require that salable and reserve percentages established for a particular crop year shall be applicable to all prunes received dur-

ing the crop year by handlers from producers and dehydrators, excluding the weight obligation of § 993.49(c); and (2) the current crop year began on August 1, 1969, and the percentages established herein will apply automatically to such prunes beginning with such date.

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

Dated: August 22, 1969.

ARTHUR E. BROWNE,
Acting Director,
Fruit and Vegetable Division.

[P.R. Doc. 69-10238; Filed, Aug. 26, 1969; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 69-EA-94; Amdt. 39-821]

PART 39—AIRWORTHINESS DIRECTIVE

Fairchild Hiller Aircraft

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to amend AD 66-28-3 as applicable to Fairchild Hiller Type F-27 airplanes.

Since promulgation of AD 66-28-3 it has been determined that F-27 airplanes which have been fitted with the FH-227 horizontal stabilizer may have the repetitive inspection relaxed from 150 hours to 1,200 hours time in service.

Since the regulation is relaxatory and imposes no burden on any person, notice and public procedure are unnecessary and the regulation may be made effective in less than 30 days.

In view of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.85 (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following paragraphs to AD 66-28-3 as follows:

1. Delete presently lettered paragraph (d).

2. Add the following paragraphs as lettered to AD 66-28-3:

(d) For Model F-27J airplanes having the FH-227 horizontal stabilizer installed, comply with (e) within the next 150 hours' time in service after the effective date of this AD, unless already accomplished within the last 1,050 hours' time in service, and thereafter at intervals not to exceed 1,200 hours' time in service from the last inspection.

(e) Inspect the horizontal stabilizer for cracks using X-ray, or dye penetrant in conjunction with a glass of at least 10 power, or an FAA approved equivalent. Repair cracked parts before further flight, or replace them

with an unused part of the same part number, or an equivalent part.

(f) Upon request with substantiating data submitted through an FAA maintenance inspector, the compliance times specified in this AD may be increased by the Chief, Engineering and Manufacturing Branch, FAA Eastern Region. Equivalent inspections, parts and revisions to service bulletins must be approved by the Chief, Engineering and Manufacturing Branch, FAA Eastern Region.

This amendment is effective September 1, 1969.

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

Issued in Jamaica, N.Y., on August 14, 1969.

GEORGE M. GARY,
Director, Eastern Region.

[F.R. Doc. 69-10205; Filed, Aug. 26, 1969; 8:46 a.m.]

[Docket No. 69-EA-102; Amdt. 39-824]

PART 39—AIRWORTHINESS DIRECTIVES

General Electric Engines

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.89; 31 F.R. 13697), an airworthiness directive was adopted on August 12, 1969, and made effective immediately as to all known U.S. Operators of Boeing Vertol 107 and Sikorsky S61 and S62 aircraft with General Electric Engine Models CT58-100-1, CT58-100-2, CT58-110-1, CT58-110-2, CT58-140-2, T58-GE-1, and T58-GE-5. The directive is as follows:

Applies to General Electric Models CT58-100-1, CT58-100-2, CT58-110-1, CT58-110-2, CT58-140-1, CT58-140-2, T58-GE-1, and T58-GE-5 engines, installed in Boeing Vertol 107 and Sikorsky S61 and S62 aircraft.

To prevent failures of first and second stage turbine rotor discs remove from service General Electric part numbers listed below with more than 10,100 cycles at the time of receipt of this telegram, unless already accomplished.

Stage 1 Discs	Stage 2 Discs
278D978P002	278D979P002
37D400498P101	37D400499P101
37D400010P101	37D400004P102
37D400227P101	37D400228P102
37D400307P101	4002T96P01
4002T17P01	

For the purposes of this airworthiness directive a cycle is considered as any engine operating sequence involving engine start, at least one acceleration to a power required for takeoff and shutdown.

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 for making the airworthiness directive effective immediately as to all known U.S. operators of Boeing Vertol 107 and Sikorsky S61 and S62 aircraft with General Electric Engine Models CT58-100-1, CT58-100-2, CT58-110-1, CT58-110-2, CT58-140-1, CT58-140-2, T58-GE-1, and T58-GE-5, by individual telegrams dated August 12, 1969. These conditions still exist and the airworthiness directive is hereby pub-

lished in the FEDERAL REGISTER as an amendment to section 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

This amendment becomes effective upon publication in the FEDERAL REGISTER for all persons except those to whom it was made effective immediately by telegram dated August 12, 1969.

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

Issued in Jamaica, N.Y., on August 15, 1969.

GEORGE M. GARY,
Director, Eastern Region.

[F.R. Doc. 69-10206; Filed, Aug. 26, 1969; 8:46 a.m.]

[Airspace Docket No. 69-CE-82]

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

Revocation of Control Zone

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to revoke the Stevens Point, Wis., control zone.

On October 26, 1969, the North Central Airlines Office on the Stevens Point Municipal Airport will be closed with the result that on and after this date no weather reporting services will be available at this airport. Since weather reporting service is required for the designation of a control zone, it is necessary to revoke the Stevens Point control zone designation effective upon closing of the airline office.

Since the revocation will reduce the existing designated Stevens Point control zone, it will not impose any additional burden on any person. Therefore, notice and public procedure hereon are unnecessary.

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

In § 71.171 (34 F.R. 4557), the following control zone is deleted:

Stevens Point, Wis.

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

Issued in Kansas City, Mo., on August 11, 1969.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 69-10209; Filed, Aug. 26, 1969; 8:46 a.m.]

[Airspace Docket No. 69-CE-23]

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

Designation of Transition Area

On page 7976 of the FEDERAL REGISTER dated May 21, 1969, the Federal Aviation Administration published a notice of

proposed rule making which would amend section 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at Jacksonville, Ill.

Interested persons were given 45 days to submit written comments, suggestions, or objections regarding the proposed amendment.

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

This amendment shall be effective 0901 G.m.t., October 16, 1969.

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

Issued in Kansas City, Mo., on August 11, 1969.

EDWARD C. MARSH,
Director, Central Region.

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

JACKSONVILLE, ILL.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Jacksonville Municipal Airport (latitude 39°46'30" N., longitude 90°14'30" W.); and within 3 miles each side of the 309° bearing from Jacksonville Municipal Airport, extending from the 5-mile radius area to 8 miles northwest of the airport, excluding the portion extending upward from 1,200 feet above the surface within 4½ miles southwest and 9½ miles northeast of the 129° and 309° bearings from Jacksonville Municipal Airport, extending from 6 miles southeast to 18½ miles northwest of the airport, excluding the portion which overlies the Springfield, Ill., transition area.

[F.R. Doc. 69-10208; Filed, Aug. 26, 1969; 8:46 a.m.]

[Airspace Docket No. 69-WE-61]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Areas

The purpose of these amendments to Part 73 of the Federal Aviation Regulations is to change the name and using agency of restricted areas R-6402 and R-6407.

In the description of R-6402, the name would be changed from Dugway, Utah, to Deseret Test Center, Dugway, Utah, and the Using Agency from Commanding Officer, Dugway Proving Ground, Dugway, Utah, to Commanding General, Deseret Test Center, Dugway, Utah.

In the description of R-6407, the name would be changed from Dugway West, Utah, to Deseret Test Center, Dugway, Utah, and the Using Agency from Commanding Officer, Dugway Proving Ground, Dugway, Utah, to Commanding General, Deseret Test Center, Dugway, Utah.

Since these amendments are minor in nature and no substantive change in the regulation is effected, notice and public procedure hereon are unnecessary. However, since it is necessary to allow sufficient time to make the appropriate changes to aeronautical charts, these

amendments will become effective more than 30 days after publication.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 16, 1969, as hereinafter set forth.

In § 73.64 (34 F.R. 4847) the following changes are made:

1. "R-6402 Dugway, Utah" is deleted and "R-6402 Deseret Center Test Center, Dugway, Utah" is substituted therefor.

2. In R-6402 Using Agency, "Commanding Officer, Dugway Proving Ground, Dugway, Utah." is deleted and "Commanding General, Deseret Test Center, Dugway, Utah." is substituted therefor.

3. "R-6407 Dugway West, Utah" is deleted and "R-6407 Deseret Test Center, Dugway, Utah" is substituted therefor.

4. In R-6407 Using Agency, "Commanding Officer, Dugway Proving Ground, Dugway, Utah." is deleted and "Commanding General, Deseret Test Center Dugway, Utah." is substituted therefor.

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

Issued in Washington, D.C., on August 21, 1969.

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

[F.R. Doc. 69-10207; Filed, Aug. 26, 1969; 8:46 a.m.]

[Docket No. 9257; Amdt. 151-35]

PART 151—FEDERAL AID TO AIRPORTS

U.S. Share of Project Costs; In-Runway Lighting Systems

The purpose of these amendments to Part 151 of the Federal Aviation Regulations is to (1) delete exit taxiway lighting systems, in § 151.43(d)(2), as part of in-runway lighting that is eligible for 75 percent Federal participation under the Federal-Aid Airport Program; and (2) substitute references to 5 U.S.C., 554, 556, and 557 in § 151.65(c) for prior references to sections of the Administrative Procedure Act, that has been repealed and superseded.

Deletion of the exit taxiway lighting systems as part of in-runway lighting was proposed in Notice 68-31 and published in the FEDERAL REGISTER on November 22, 1968 (33 F.R. 17315). The two public comments received on the notice objected to the proposal because they considered exit taxiway lighting systems, as a useful tool and essential for safe and efficient operations during adverse weather, to be properly eligible for Federal funds on the same basis as is in-runway centerline lighting.

Basically, the reason for 75 percent Federal participation is because the sponsor is required to include the installation of in-runway lighting in its next FAAP project when the FAA determines it is needed for the safe and efficient use of the airport by aircraft.

Exit taxiway lighting is no longer required as part of the in-runway lighting system, therefore the basis for 75 percent participation no longer exists. The reason exit taxiway lighting is no longer required is that the benefit originally anticipated was not achieved—that is, as stated in the notice, it is no longer regarded as necessary to Category II operations.

FAA now considers exit taxiway lighting to be a part of the taxiway centerline lighting system, eligible for 50 percent Federal participation. These amendments therefore delete the item from the parenthetical expressions defining "in-runway lighting" in §§ 151.43(d)(2) and 151.87(e), and in item 2 under the heading "Typical Eligible Items" in Appendix F to Part 151, and it is considered to be taxiway lighting under § 151.87(f) and item 3 under that heading of Appendix F.

Interested persons have been afforded an opportunity to participate in the making of these amendments, and due consideration has been given to all relevant matter presented.

These amendments also change § 151.65(c) to substitute references to 5 U.S.C. 554, 556, and 557 for the prior references to sections of the Administrative Procedure Act that have been repealed and superseded. Notice and public procedure thereon are unnecessary since in this respect these amendments merely reflect changes of law.

In consideration of the foregoing, Part 151 of the Federal Aviation Regulations is amended, effective September 26, 1969, as follows:

1. By amending paragraph (d)(2) of § 151.43 to read as follows:

§ 151.43 U.S. share of project costs.

(d) * * *

(2) The costs of installing in-runway lighting (touchdown zone lighting system, and centerline lighting system).

2. By amending paragraph (e) of § 151.87 to read as follows:

§ 151.87 Lighting and electrical work.

(e) In-runway lighting (touchdown zone lighting system, and centerline lighting system) is eligible on the designated instrument landing runway.

3. By amending item 2 under the heading "Typical Eligible Items" in Appendix F to Part 151 to read as follows:

APPENDIX F

TYPICAL ELIGIBLE ITEMS

2. In-runway lighting (touchdown zone lighting system, and centerline lighting system).

4. By amending the third sentence in paragraph (c) of § 151.65 to read as follows:

§ 151.65 Memoranda and hearings.

(c) * * * They are not hearings for the purposes of 5 U.S.C. §§ 554, 556, and 557, and do not terminate in an adjudication as defined in that Act.

(Secs. 1-15 and 17-21, Federal Airport Act, 49 U.S.C. 1101-1114, 1116-1120, sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c), § 1.4(b)(1), Reg. Office of the Secretary of Transportation)

Issued in Washington, D.C., on August 20, 1969.

D. D. THOMAS,
Acting Administrator.

[F.R. Doc. 69-10210; Filed, Aug. 26, 1969; 8:46 a.m.]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

[Docket No. R-362]

PART 2—GENERAL POLICY AND INTERPRETATIONS

Notice of Extension of Time

AUGUST 20, 1969.

Reliability and adequacy of electric service—reporting of data, participation of regulatory personnel in Regional Councils.

A number of comments, and petitions for rehearing, reconsideration, or clarification, have been filed by various interested parties with respect to the Commission's order issued June 25, 1969, in the above-designated matter asking, inter alia, that the Commission consider various modifications of the several requests set forth therein.

In order to provide an opportunity to evaluate these suggestions in an orderly manner, the Commission is hereby extending until October 9, 1969, the time specified by paragraph (B) of the order issued June 25, 1969, within which interested parties are invited to submit any comments or proposals as to the material set out in the proposed informational report in Appendix A of that order.

By direction of the Commission.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-10195; Filed, Aug. 26, 1969; 8:45 a.m.]

Title 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 681—HOMEWORKERS IN CERTAIN INDUSTRIES IN PUERTO RICO

Minimum Piece Rate Increases

Pursuant to authority in section 6 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206), Reorganization Plan No. 6 of 1950 (3 CFR 1949-53 Comp.,

p. 1004), and Order No. 19-67 of the Secretary of Labor (32 F.R. 12980), § 681.9(c) of Title 29 of the Code of Federal Regulations is amended as set out below.

This amendment merely articulates proportional increases in the minimum piece rates which § 681.9(a) requires to be paid by reason of increases in hourly rates recommended by Industry Committee No. 83-C for the Leather, Leather Goods, and Related Products Industry in Puerto Rico, which are effective August 10, 1969. For this reason, it is hereby found that notice and public procedure thereon are unnecessary. In addition, and for the same reason, good cause is found to curtail the customary delay in the effective date. This amendment shall be effective August 10, 1969.

As amended, 29 CFR 681.9(c) reads as follows:

§ 681.9 Minimum piece rates prescribed by the Administrator.

(c) Piece rates for the hand-lacing of leather wallets, leather wallet covers and plastic wallets. A minimum piece rate of \$1.50 cents per dozen stitches shall be paid to homeworkers in Puerto Rico engaged in the hand-lacing, single stitch, with plastic lacing material, of leather wallets and leather wallet covers; a minimum piece rate of 3.68 cents per dozen stitches shall be paid to homeworkers in Puerto Rico engaged in the hand-lacing, double stitch, with plastic lacing material, of leather wallets and leather wallet covers; and a minimum piece rate of 4.57 cents per dozen stitches shall be paid to homeworkers in Puerto Rico engaged in hand-lacing, double stitch, with plastic lacing material, of plastic wallets. (29 U.S.C. 206)

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

ROBERT D. MORAN,
Administrator, Wage and Hour
and Public Contracts Division.

[F.R. Doc. 69-10234; Filed, Aug. 26, 1969;
8:48 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 1—Federal Procurement Regulations

PART 1-1—GENERAL

Small Business and Labor Surplus Area Set-Asides

This amendment provides that under certain circumstances a special procedure shall be applied in determining (a) the eligibility of a small business or labor surplus area concern to participate in the set-aside portion of a procurement containing a partial small business or labor surplus area set-aside and (b) the price at which the award will be made

on the set-aside portion. Such procedure shall be applied in circumstances where the recipient of the award on the non-set-aside portion of the procurement is a foreign bidder or the supplier of a foreign product. In addition, this amendment liberalizes the limitation regarding eligibility for participation in a partial small business or labor surplus area set-aside by providing that the bid on the non-set-aside portion of the procurement by a small business or labor surplus area concern must be within 130 percent (formerly 120 percent) of the highest award price on the non-set-aside portion to qualify for negotiation for award on the set-aside portion.

Subpart 1-1.7—Small Business Concerns

Section 1-1.706-6(c) is amended by the revision of paragraph (a) of the "Notice of Partial Small Business Set-Aside" set forth therein. As amended, the section reads as follows:

§ 1-1.706-6 Partial set-asides.

(c) * * *

NOTICE OF PARTIAL SMALL BUSINESS SET-ASIDE

(a) *General.* A portion of this procurement, as identified elsewhere in the Schedule, has been set aside for award only to one or more small business concerns. Negotiations for award of this set-aside portion will be conducted only with responsible small business concerns who have submitted responsive bids on the non-set-aside portion at a unit price within 130 percent of the highest award made on the non-set-aside portion. (For the purpose of this paragraph (a), such "unit price" in the case of award of the non-set-aside portion to a foreign bidder or the supplier of a foreign product shall be the evaluated unit price established under applicable Buy American Act procedures. See 41 CFR 1-6.104-4.) Negotiations shall be conducted with such small business concerns in the following order of priority:

Group 1. Small business concerns which are also certified-eligible concerns;

Group 2. Small business concerns which are also persistent labor surplus area concerns;

Group 3. Small business concerns which are also substantial labor surplus area concerns; and

Group 4. Small business concerns which are not labor surplus area concerns.

Within each of the above groups, negotiations with such concerns will be in the order of their bids on the non-set-aside portion, beginning with the lowest responsive bid. The set-aside shall be awarded at the highest unit price awarded on the non-set-aside portion, adjusted to reflect transportation and other cost factors which were considered in evaluating bids on the non-set-aside portion. However, the Government reserves the right not to consider token bids or other devices designed to secure an unfair advantage over other bidders eligible for the set-aside portion. The partial set-aside of this procurement for small business concerns is based on a determination by the Contracting Officer, alone or in conjunction with a representative of the Small Business Administration, that it is in the interest of maintaining or mobilizing the Nation's full productive capacity, or in the interest of war or national defense programs, or in the interest of ensuring that a

fair portion of Government procurement is placed with small business concerns.

Subpart 1-1.8—Labor Surplus Area Concerns

Section 1-1.804-2(b) is amended by the revision of paragraph (a) of the "Notice of Labor Surplus Area Set-Aside" set forth therein. As amended, the section reads as follows:

§ 1-1.804-2 Notice to bidders or offer- ors.

(b) * * *

NOTICE OF LABOR SURPLUS AREA SET-ASIDE

(a) *General.* A portion of this procurement, as identified elsewhere in the Schedule, has been set aside for award only to one or more labor surplus area concerns and, to a limited extent, to small business concerns which do not qualify as labor surplus area concerns. Negotiations for award of the set-aside portion will be conducted only with responsible labor surplus area concerns (and small business concerns to the extent indicated below) which have submitted responsive bids or proposals on the non-set-aside portion at a unit price no greater than 130 percent of the highest award made on the non-set-aside portion. (For the purpose of this paragraph (a), such "unit price" in the case of award of the non-set-aside portion to a foreign bidder or the supplier of a foreign product shall be the evaluated unit price established under applicable Buy American Act procedures. See 41 CFR 1-6.104-4.) Negotiations for the set-aside portion will be conducted with such bidders in the following order of priority:

Group 1. Certified-eligible concerns which are also small business concerns;

Group 2. Other certified-eligible concerns;

Group 3. Persistent labor surplus area concerns which are also small business concerns;

Group 4. Other persistent labor surplus area concerns.

Group 5. Substantial labor surplus area concerns which are also small business concerns;

Group 6. Other substantial labor surplus area concerns; and

Group 7. Small business concerns which are not labor surplus area concerns.

Within each of the above groups, negotiations with such concerns will be in the order of their bids on the non-set-aside portion, beginning with the lowest responsive bid. The set-aside portion shall be awarded at the highest unit price awarded on the non-set-aside portion, adjusted to reflect transportation and other cost factors which were considered in evaluating bids on the non-set-aside portion. However, the Government reserves the right not to consider token bids or other devices designed to secure an unfair advantage over other bidders eligible for the set-aside portion.

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

Effective date. This regulation is effective September 1, 1969, but may be observed earlier.

Dated: August 20, 1969.

ROBERT L. KUNZIG,
Administrator of General Services.

[F.R. Doc. 69-10200; Filed, Aug. 26, 1969;
8:45 a.m.]

Title 49—TRANSPORTATION

Chapter III—Federal Highway Administration, Department of Transportation

SUBCHAPTER A—MOTOR VEHICLE SAFETY STANDARDS

PART 371—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Motor Vehicle Safety Standard No. 109; New Pneumatic Tires—Passenger Cars

The Rubber Manufacturers Association has submitted a petition for rule making requesting amendments to Table I-J of Appendix A of Federal Motor Vehicle Safety Standard No. 109, "New Pneumatic Tires—Passenger Cars".

The petition requests the following changes:

1. In Table I-J for tire size designation B78-14 change the minimum size factor from 30.92 inches to 31.04 inches.

2. In Table I-J for tire size designation B78-14 change the section width from 6.60 inches to 6.65 inches.

3. In Table I-J for tire size designation B78-14 correct the present load/inflation table to read as follows: 20-p.s.i., 890-lbs.; 22-p.s.i., 930-lbs.; 24-p.s.i., 980-lbs.; 26 p.s.i., 1030-lbs.; 28-p.s.i., 1070-lbs.; 30-p.s.i., 1110-lbs.; 32-p.s.i., 1150-lbs.; 34-p.s.i., 1190-lbs.; 36-p.s.i., 1230-lbs.; 38-p.s.i., 1270-lbs.; 40-p.s.i., 1300-lbs. RMA states that the requested changes are based on the official change in the dimensional and load properties of this tire as established at the January 31, 1969 meet-

ing of the Tire and Rim Association. This change now allows the B78-14 tire size designation to have an identical load capacity to other tire sizes bearing the "B" prefix.

Additionally, the European Tyre and Rim Technical Organisation has submitted a petition for rule making requesting the change of Table I-F of Appendix A from a "dash" radial table to an "R" radial table and to change the footnote of Table I-G of Appendix A to include "SR", "HR", or "VR". E.T.R.T.O. states in its petition that the requested title change for Table I-F is needed because: (1) The original submission by ETRTO on July 31, 1968, showing the "R" in the tire size designations was an "unfortunate negligence in the typing of the tables" and (2) that the tires within Table I-F are, in fact, predominantly European tire sizes in radial construction, which have been replaced by more recent tire series, but are still in use on a number of vehicle types.

E.T.R.T.O. also requested the change of the footnote of Table I-G to allow the letter symbol "R" to be used in the combinations with "S", "H", and "V" as prescribed in Europe for reasons of safety.

The Administrator believes that the granting of both petitions is warranted. Since these amendments, to the extent they are other than corrective, make only minor technical changes and are made at the request of the affected industry, the Administrator finds that, for good cause, notice of public procedure thereon is impracticable and unnecessary. In addition, good cause exists for

making this amendment effective upon issuance. Interested parties are advised that, should they object to the actions being taken in this amendment, they should forward their comments, setting forth any reasons they may have why these changes should not be made, to the National Highway Safety Bureau, Rules Docket, Room 512, Federal Highway Administration, Washington, D.C. 20591. If comments objecting to this amendment warrant, the Administration will provide additional rule making pursuant to the Rule Making Procedures for Motor Vehicle Safety Standards (49 CFR Part 353).

In consideration of the foregoing, § 371.21 of Part 371 (formerly § 255.21 of Part 255), Tables I-A and I-B of Appendix A of Federal Motor Vehicle Safety Standard No. 109 as amended (33 F.R. 19714) is amended effective August 20, 1969, as set forth below.

(Secs. 103, 119, National Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. 1392, 1407); delegation of authority contained in § 1.4(c) of Part 1 of the regulations of the Office of the Secretary (49 CFR 1.4(c)))

Issued in Washington, D.C., August 20, 1969.

E. H. HOLMES,
Acting
Federal Highway Administrator.

APPENDIX A—FEDERAL MOTOR VEHICLE SAFETY STANDARD No. 109

Appendix A of Standard No. 109 (33 F.R. 19714) is changed as follows:

1. The existing Table I-F is deleted and in its place the following revised Table I-F is inserted:

TABLE I-F

TIRE LOAD RATINGS, TEST, RIMS, MINIMUM SIZE FACTORS, AND SECTION WIDTHS FOR TYPE "R" RADIAL PLY TIRES

Tire size designation ¹	Maximum tire loads (pounds) at various cold inflation pressures (p.s.i.)													Test rim width (inches)	Minimum size factor (inches)	Section width ² (inches)
	16	18	20	22	24	26	28	30	32	34	36	38	40			
5.20R10	435	460	485	510	535	560	585	615	635	660	685	710	735	3½	24.84	5.20
5.00R12	480	495	515	535	555	575	595	615	635	650	670	690	710	3½	25.62	5.04
5.20R12	515	540	565	590	615	640	665	690	715	740	765	790	815	3½	26.79	5.20
5.80R12	520	545	570	595	620	645	670	705	725	750	775	800	825	4	26.93	5.59
5.60R12	600	630	655	685	715	740	770	800	825	850	875	905	930	4	27.83	5.71
5.00R13	535	555	575	590	615	630	650	670	690	705	725	745	765	3½	26.64	5.04
5.20R13	570	595	620	645	670	695	720	750	770	795	820	845	870	3½	27.72	5.20
5.80R13	575	600	625	650	675	695	725	750	775	795	825	850	875	4	27.95	5.59
5.60R13	655	685	710	740	765	795	825	855	880	905	935	960	990	4	28.92	5.70
5.00R13	675	705	735	760	790	815	845	875	900	925	950	975	1,005	4	29.37	6.00
5.90R13	705	730	755	780	805	830	855	880	905	930	955	980	1,005	4	29.74	5.91
6.40R13	810	840	870	905	940	970	1,005	1,040	1,070	1,100	1,135	1,165	1,200	4½	31.26	6.42
6.20R13	890	920	950	980	1,010	1,040	1,070	1,100	1,130	1,160	1,190	1,220	1,250	4½	30.75	6.60
6.70R13	690	715	740	765	790	815	840	865	890	915	940	965	990	4½	32.14	6.69
7.00R13	870	910	950	985	1,025	1,060	1,100	1,145	1,175	1,215	1,255	1,295	1,335	5	31.88	7.10
7.25R13	940	980	1,020	1,060	1,100	1,135	1,175	1,215	1,255	1,290	1,330	1,370	1,410	5	32.51	7.24
6.20R14	605	640	670	700	730	760	795	830	855	885	915	950	980	3½	28.89	6.20
6.90R14	750	785	815	845	875	905	935	970	995	1,025	1,055	1,085	1,115	4	30.76	6.91
7.00R14	925	960	1,000	1,040	1,075	1,115	1,155	1,195	1,235	1,270	1,305	1,340	1,380	5	32.88	7.10
7.50R14	1,065	1,100	1,140	1,180	1,220	1,260	1,300	1,340	1,380	1,415	1,460	1,500	1,540	5½	34.19	7.65
6.60R15	705	730	755	780	805	830	855	880	905	930	955	980	1,005	4	30.87	6.71
6.40R15	885	925	965	1,005	1,040	1,080	1,120	1,160	1,200	1,235	1,275	1,310	1,350	4½	33.26	6.42
6.70R15	975	1,015	1,055	1,095	1,130	1,170	1,215	1,255	1,290	1,325	1,365	1,405	1,445	4½	33.95	7.00
7.60R15	1,160	1,200	1,245	1,285	1,325	1,370	1,415	1,465	1,500	1,535	1,575	1,610	1,655	5½	36.00	7.90

¹ The letter "H", "S", or "V" may be included in any specified tire size designation adjacent to the "R".

² Actual section width and overall width shall not exceed the specified width by more than 7 percent.

2. The existing Table I-G is deleted and in its place the following revised Table I-G is inserted:

TABLE I-G

TIRE LOAD RATINGS, TEST RIMS, MINIMUM SIZE FACTORS, AND SECTION WIDTHS FOR "70 SERIES" TYPE "R" RADIAL PLY TIRES

Tire size designation ¹	Maximum tire loads (pounds) at various cold inflation pressures (p.s.i.)												Test rim width (inches)	Minimum size factor (inches)	Section width ² (inches)	
	16	18	20	22	24	26	28	30	32	34	36	38				40
DR70-4	1,010	1,070	1,120	1,170	1,220	1,270	1,320	1,360	1,410	1,450	1,490	1,540	1,580	5½	32.78	7.90
ER70-14	1,070	1,130	1,190	1,240	1,300	1,350	1,400	1,440	1,490	1,540	1,580	1,630	1,670	5½	33.42	8.10
FR70-14	1,160	1,220	1,280	1,340	1,400	1,450	1,500	1,550	1,610	1,650	1,700	1,750	1,800	6	34.34	8.55
GR70-14	1,250	1,310	1,380	1,440	1,500	1,560	1,620	1,680	1,730	1,780	1,830	1,880	1,930	6	35.12	8.85
HR70-14	1,360	1,440	1,510	1,580	1,650	1,710	1,770	1,830	1,890	1,950	2,010	2,070	2,130	6½	36.31	9.40
JR70-14	1,430	1,500	1,580	1,650	1,720	1,790	1,860	1,920	1,980	2,040	2,100	2,160	2,220	6½	36.86	9.55
LR70-14	1,520	1,600	1,680	1,750	1,830	1,900	1,970	2,040	2,100	2,170	2,230	2,290	2,350	6½	37.59	9.80
DR70-15	1,010	1,070	1,120	1,170	1,220	1,270	1,320	1,360	1,410	1,450	1,490	1,540	1,580	5½	33.34	7.75
ER70-15	1,070	1,130	1,190	1,240	1,300	1,350	1,400	1,440	1,490	1,540	1,580	1,630	1,670	5½	33.91	7.95
FR70-15	1,160	1,220	1,280	1,340	1,400	1,450	1,500	1,550	1,610	1,650	1,700	1,750	1,800	6	34.87	8.40
GR70-15	1,250	1,310	1,380	1,440	1,500	1,560	1,620	1,680	1,730	1,780	1,830	1,880	1,930	6	35.65	8.65
HR70-15	1,360	1,440	1,510	1,580	1,650	1,710	1,770	1,830	1,890	1,950	2,010	2,070	2,130	6½	36.83	9.20
JR70-15	1,430	1,500	1,580	1,650	1,720	1,790	1,860	1,920	1,980	2,040	2,100	2,160	2,220	6½	37.31	9.40
KR70-15	1,460	1,540	1,620	1,690	1,770	1,830	1,900	1,970	2,030	2,090	2,150	2,210	2,270	6½	37.62	9.50
LR70-15	1,520	1,600	1,680	1,750	1,830	1,900	1,970	2,040	2,100	2,170	2,230	2,290	2,350	6½	38.06	9.65

¹ The letters "HR", "SR", or "VR" may be included in any specified tire size designation adjacent to or in place of the "dash".² Actual section width and overall width shall not exceed the specified section width by more than 7 percent.

3. The existing Table I-J is deleted and in its place the following revised Table I-J is inserted:

TABLE I-J

TIRE LOAD RATING, TEST RIMS, MINIMUM SIZE FACTORS, AND SECTION WIDTHS FOR "78 SERIES" BIAS PLY TIRES

Tire size designation ¹	Maximum tire loads (pounds) at various cold inflation pressures (p.s.i.)													Test rim width (inches)	Minimum size factor (inches)	Section width ² (inches)
	16	18	20	22	24	26	28	30	32	34	36	38	40			
C78-13			950	1,000	1,050	1,100	1,140	1,190	1,230	1,270	1,320	1,360	1,400	5½	31.56	7.45
B78-14			890	930	980	1,030	1,070	1,110	1,150	1,190	1,230	1,270	1,300	4½	31.04	6.65
C78-14			950	1,000	1,050	1,100	1,140	1,190	1,230	1,270	1,320	1,360	1,400	5	31.95	7.05
D78-14			1,010	1,070	1,120	1,170	1,220	1,270	1,320	1,360	1,410	1,450	1,490	5	32.82	7.35
E78-14			1,070	1,130	1,190	1,240	1,300	1,350	1,400	1,440	1,490	1,540	1,580	5½	33.29	7.65
F78-14			1,160	1,220	1,280	1,340	1,400	1,450	1,500	1,550	1,610	1,650	1,700	5½	34.04	7.90
G78-14			1,250	1,310	1,380	1,440	1,500	1,560	1,620	1,680	1,730	1,780	1,830	6	35.02	8.35
H78-14			1,360	1,440	1,510	1,580	1,650	1,710	1,770	1,830	1,890	1,950	2,010	6	36.06	8.70
J78-14			1,430	1,500	1,580	1,650	1,720	1,790	1,860	1,920	1,980	2,040	2,100	6	36.58	8.80
C78-15			950	1,000	1,050	1,100	1,140	1,190	1,230	1,270	1,320	1,360	1,400	5	32.45	6.95
D78-15			1,010	1,070	1,120	1,170	1,220	1,270	1,320	1,360	1,410	1,450	1,490	5	33.05	7.15
E78-15			1,070	1,130	1,190	1,240	1,300	1,350	1,400	1,440	1,490	1,540	1,580	5	33.65	7.35
F78-15			1,160	1,220	1,280	1,340	1,400	1,450	1,500	1,550	1,610	1,650	1,700	5½	34.56	7.70
G78-15			1,250	1,310	1,380	1,440	1,500	1,560	1,620	1,680	1,730	1,780	1,830	5½	35.36	8.05
H78-15			1,360	1,440	1,510	1,580	1,650	1,710	1,770	1,830	1,890	1,950	2,010	6	36.50	8.55
J78-15			1,430	1,500	1,580	1,650	1,720	1,790	1,860	1,920	1,980	2,040	2,100	6	37.02	8.70
L78-15			1,520	1,600	1,680	1,750	1,830	1,900	1,970	2,040	2,100	2,170	2,230	6	37.73	8.85

¹ The letter "H", "S", or "V" may be included in any specified tire size designation adjacent to or in place of the "dash".² Actual section width and overall width shall not exceed the specified section width by more than 7 percent.

[F.R. Doc. 69-10101; Filed, Aug. 26, 1969; 8:45 a.m.]

[Docket No. 69-28; Notice No. 1]

PART 371—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Motor Vehicle Safety Standards No. 110, Tire Selection and Rims—Passenger Cars

On October 5, 1968, the Federal Highway Administration published guidelines in the FEDERAL REGISTER (33 F.R. 14964) by which routine additions could be added to Appendix A of Standard No. 109 and the Appendix A of Standard No. 110. These guidelines provided an abbreviated rule making procedure for adding tire sizes to Standard No. 109 and alternative rim sizes to Standard No. 110, whereby the addition becomes effective 30 days from date of publication in the FEDERAL REGISTER if no objections to the proposed additions are received. If comments objecting to the amendment warrant, rule making pursuant to the rule making procedures for motor vehicle safety standards (49 CFR Part 353) will be followed.

The Rubber Manufacturers Association has petitioned for the addition of the 5½-J, 5½-JJ, 5½-JK, 6-J, 6-JJ, and 6-JK alternative rim sizes for the D78-14 tire size designation to Table I of Appendix A of Standard No. 110.

Two alternative rim sizes were inadvertently deleted from Table I of Appendix A of Standard No. 110 when published in F.R. Doc. 69-8035, dated Thursday, July 10, 1969. To correct these omissions, the 7-JJ alternative rim size for the G70-14 tire size designation and the 5½-JJ alternative rim size for the C78-13 tire size designation are being reinserted within Table I of Appendix A of Standard No. 110.

On the basis of the data submitted by the Rubber Manufacturers Association indicating compliance with the requirements of Federal Motor Vehicle Safety Standard No. 109 and No. 110 and other information submitted in accordance with the procedural guidelines set forth, Table I of Appendix A of Standard No. 110 is being amended.

In consideration of the foregoing, section 371.21 of Part 371 Federal Motor Vehicle Safety Standards, Appendix A of Standard No. 110 (34 F.R. 16102) is amended as set forth below effective 30 days from date of publication in the FEDERAL REGISTER.

These amendments are issued under authority of sections 103 and 119 of the National Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. 1932, 1407), the delegation from the Secretary of Transportation contained in § 1.4(c) of Part I of the Regulations of the Office of the Secretary (49 CFR 1.4 (c)), and the delegation from the Federal Highway Administrator of October 5, 1968 (33 F.R. 14964).

Issued on August 22, 1969.

H. M. JACKLIN, JR.,
Acting Director, Motor Vehicle
Safety Performance Service.

1. Delete Table I of Appendix A and insert the following new Table I of Appendix A.

FMVSS No. 110
APPENDIX A—TABLE I
(Alternative Rims)

Tire size	Rim ¹
4.80-10-----	3.50D.
6.40-15-----	4-JJ, 4½-JJ, 4½-K, 4.50E, 5.00E, 5-JJ, 5-K, 5½-JJ.
7.00-15-----	5.00F, 5-K.
8.25-15-----	5½-JJ, 6-JJ, 6-K, 6-L.
8.55-15-----	5½-JJ, 6-JJ, 6-K, 6-L.
8.90-15-----	6-JJ, 6½-L, 7-L.
9.15-15-----	5½-JJ.
E50C-16-----	3½.
F50C-16-----	3½.
H50C-17-----	3½.
E90-15-----	6-JJ, 7-JJ.
F60-15-----	6½-JJ, 7-JJ.
G60-15-----	7-JJ.
D70-13-----	5½-JJ, 5½-K.
E70-14-----	7-JJ.
F70-14-----	7-JJ.
G70-14-----	7-JJ.
C70-15-----	5½-JJ.
E70-15-----	7-JJ.
F70-15-----	8-JJ.
G70-15-----	7-JJ.
5.0-15-----	3.50B, 3.50D, 3½-JJ, 4-JJ, 4.00C.
5.5-15-----	3.50D, 3½-JJ, 4-JJ, 4½-JJ.

Tire size	Rim ¹
145-10-----	3.50B.
145-13-----	3½-JJ, 4½-JJ.
165-13-----	4½-JJ.
185-15-----	4½-JJ.
5.20-13-----	4½-JJ.
5.60-13-----	3½-JJ, 4-JJ.
6.00-13-----	4-JJ.
5.60-15-----	5-K.
155R13-----	5-JJ.
155-13/-----	
6.15-13-----	5-JJ.
C78-13-----	5½-JJ.
B78-14-----	4½-JJ, 4½-K, 5-JJ, 5-K.
C78-14-----	4½-JJ, 5-JJ, 5-K, 5½-JJ, 6-JJ.
D78-14-----	5-JJ, 5-K, 5½-JJ, 6-JJ.
E78-14-----	4½-JJ, 5-JJ, 5-K, 5½-JJ, 5½-K, 6-JJ, 6½-JJ.
F78-14-----	5-JJ, 5-K, 5½-JJ, 5½-K, 6-JJ, 6-K, 6½-JJ.
G78-14-----	5-JJ, 5½-JJ, 5½-K, 6-JJ, 6-K, 7-JJ.
H78-14-----	5½-JJ, 6-JJ, 6-K, 6½-JJ, 6½-K.
J78-14-----	6-JJ, 6-K, 6½-JJ.
C78-15-----	4½-JJ, 4½-K, 5-JJ, 5-K.
D78-15-----	5-JJ, 5-K.
E78-15-----	4½-K, 5-JJ, 5-K, 5½-JJ, 5½-K, 6-JJ.

Tire size	Rim ¹
F78-15-----	4½-K, 5-JJ, 5-K, 5½-JJ, 5½-K, 6-JJ.
G78-15-----	5JJ, 5-K, 5½-JJ, 5½-K, 6-JJ, 6-K, 6-L.
H78-15-----	5½-JJ, 5½-K, 6-JJ, 6-K, 6-L, 6½-K.
J78-15-----	6-JJ, 6-K, 6-L, 6½-JJ.
L78-15-----	6-JJ, 6-K, 6-L, 6½-JJ.
BR78-13-----	4½-JJ.
CR78-14-----	5-JJ.
DR78-14-----	5-JJ.
FR78-14-----	5½-JJ.
GR78-14-----	6-JJ.
HR78-14-----	6-JJ.
JR78-14-----	6½-JJ.
FR78-15-----	5½-JJ.
GR78-15-----	6-JJ.
HR78-15-----	6-JJ.
JR78-15-----	6½-JJ.
LR78-15-----	6½-JJ.

NOTE: Where JJ rims are specified in the above table, J and JK rim contours are permissible.

[F.R. Doc. 69-10214; Filed, Aug. 26, 1969; 8:45 a.m.]

¹ Italicized designations denote Test Rims.

Proposed Rule Making

FEDERAL MARITIME COMMISSION

[46 CFR Part 528]

[Docket No. 69-38]

MANDATORY PROVISIONS TO BE INCLUDED IN SELF-POLICING SYSTEMS UNDER GENERAL ORDER 7

Rescheduling of Filing Dates

August 22, 1969.

At the request of counsel for some of the inbound conferences, and good cause appearing, time within which comments on proposed rules in this proceeding may be filed is enlarged to and including October 1, 1969. Reply of Hearing Counsel shall be filed on or before October 20, 1969. Answers to Hearing Counsel's reply may be filed on or before November 3, 1969.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-10219; Filed, Aug. 26, 1969;
8:46 a.m.]

ATOMIC ENERGY COMMISSION

[10 CFR Part 50]

LICENSING OF PRODUCTION AND UTILIZATION FACILITIES

Extension of Time for Filing Comments

By notice of proposed rule making published June 3, 1969 (34 F.R. 8712) the Atomic Energy Commission gave notice that it was considering the establishment of a policy dealing with the siting of commercial fuel reprocessing plants and related waste management facilities. Interested persons were invited to file comments or suggestions within sixty (60) days after publication of the notice in the FEDERAL REGISTER.

The Commission is hereby extending the time for filing comments to September 15, 1969.

Comments received after that period will be considered if it is practicable to do so, but assurance of consideration cannot

be given except as to comments filed within the period specified. Copies of comments received by the Commission may be examined at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

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

Dated at Germantown, Md., this 21st day of August 1969.

For the Atomic Energy Commission.

W. B. McCool,
Secretary.

[F.R. Doc. 69-10193; Filed, Aug. 26, 1969;
8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 987]

DOMESTIC DATES PRODUCED OR PACKED IN DESIGNATED AREA OF CALIFORNIA

Notice of Proposed Expenses of the Date Administrative Committee and Rate of Assessment for the 1969-70 Crop Year

Notice is hereby given of a proposal regarding expenses of the Date Administrative Committee for the 1969-70 crop year and rate of assessment for that crop year. This notice is pursuant to §§ 987.71 and 987.72 of the marketing agreement, as amended, and Order No. 987, as amended (7 CFR Part 987). The amended marketing agreement and order regulate the handling of domestic dates produced or packed in a designated area of California, and are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The Date Administrative Committee has unanimously recommended for the 1969-70 crop year, and the hereinafter proposal sets forth, a budget of administrative expenses in the total amount of \$127,600 (including \$100,000 for a new

item—marketing promotion and advertising) and an assessment rate of 40 cents per hundredweight of assessable dates. The assessable poundage is estimated by the Committee at 33.5 million pounds.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposal should file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than 8 days after publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The proposal is as follows:

§ 987.314 Expenses of the Date Administrative Committee and rate of assessment for the 1969-70 crop year.

(a) *Expenses.* Expenses in the amount of \$127,600 are reasonable and likely to be incurred by the Date Administrative Committee during the 1969-70 crop year beginning August 1, 1969, for its maintenance and functioning and for such other purposes as the Secretary may, pursuant to the applicable provisions of this part, determine to be appropriate.

(b) *Rate of assessment.* The rate of assessment for that crop year which each handler is required, pursuant to § 987.72, to pay to the Date Administrative Committee at his pro rata share of the expenses is fixed at 40 cents per hundredweight on all assessable dates. Assessable dates are dates which the handler has certified during the crop year as meeting the requirements for marketable dates, including the eligible portion of any field-run dates certified and set aside or disposed of pursuant to § 987.45(f).

Dated: August 22, 1969.

ARTHUR E. BROWNE,
Acting Director,
Fruit and Vegetable Division.

[F.R. Doc. 69-10239; Filed, Aug. 26, 1969;
8:48 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Bureau of Customs

AMINOACETIC ACID (GLYCINE) FROM FRANCE

Withholding of Appraisal Notice

AUGUST 20, 1969.

Information was received on March 1, 1968, that Aminoacetic Acid (Glycine) from France was being sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.) (referred to in this notice as "the Act"). This information was the subject of an "Antidumping Proceeding Notice" which was published in the FEDERAL REGISTER of September 17, 1968, on page 14079. The "Antidumping Proceeding Notice" indicated that there was evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States.

Pursuant to section 201(b) of the Act (19 U.S.C. 160(b)) notice is hereby given that there are reasonable grounds to believe or suspect that the purchase price (section 203 of the Act; 19 U.S.C. 162) of such Aminoacetic Acid (Glycine) from France is less, or likely to be less, than the foreign market value (section 205 of the Act; 19 U.S.C. 164).

Statement of Reasons:

The information currently before the Bureau tends to indicate that the probable basis of comparison will be between purchase price and home market price.

Preliminary analysis suggests that purchase price will probably be calculated by deducting ocean freight, insurance and selling commission from the c.i.f. price to the United States and by adding an amount for import duty and TVA taxes not collected or refunded upon exportation of the merchandise to the United States.

It appears that home market price will probably be based on the weighted-average price in the country of exportation. Probable adjustments to be made to this price will be for inland freight, a selling commission included in the price, and packing cost differential. An adjustment for difference in cost of assay certificates between the product sold in the home market and that sold to the United States appears on the basis of present evidence to be warranted.

Using the above criteria, there are reasonable grounds to believe or suspect that purchase price will be lower than home market price.

Customs officers are being directed to withhold appraisal of Aminoacetic Acid (Glycine) from France in accordance with § 53.48, Customs Regulations (19 CFR 53.48).

In accordance with §§ 53.32(b) and 53.37, Customs Regulations (19 CFR 53.32(b), 53.37), interested parties may present written views or arguments, or request in writing that the Secretary of

the Treasury afford an opportunity to present oral views.

Any such written views or arguments, or requests should be addressed to the Commissioner of Customs, 2100 K Street NW., Washington, D.C. 20226, in time to be received by his office not later than 14 days from the date of publication of this notice in the FEDERAL REGISTER.

This notice, which is published pursuant to § 53.34(b), Customs Regulations, shall become effective upon publication in the FEDERAL REGISTER. It shall cease to be effective at the expiration of 6 months from the date of such publication, unless previously revoked.

[SEAL] MYLES J. AMBROSE,
Commissioner of Customs.

[F.R. Doc. 69-10215; Filed, Aug. 26, 1969;
8:46 a.m.]

DEPARTMENT OF STATE

Office of the Secretary

[312]

CERTAIN NONIMMIGRANT VISAS

Validity

Notice is hereby given that consular officers are authorized to issue, in their discretion, nonimmigrant visas under section 101(a)(15)(B) of the Immigration and Nationality Act (temporary visitors for business or pleasure) valid for an indefinite period of time to otherwise eligible nationals of the following countries, inclusive of British subjects resident in the Bahamas and Netherlands nationals resident in Surinam, which offer reciprocal or more liberal treatment to nationals of the United States who are in a similar class. This order will be amended from time to time to include other countries which have agreed to accord similar privileges to U.S. citizens.

Austria.	Malta.
Bahamas.	Monaco.
Barbados.	Morocco.
Belgium.	Netherlands.
Botswana.	Netherlands Antilles.
British Honduras.	Norway.
Chile.	Paraguay.
Cyprus.	Portugal.
Denmark.	Saint Pierre &
Fiji.	Miquelon.
Finland.	San Marino.
France.	Singapore.
Germany.	Spain.
Greece.	Surinam.
Guyana.	Sweden.
Iceland.	Switzerland.
Ireland.	Thailand.
Israel.	Trinidad and
Italy.	Tobago.
Jamaica.	Tunisia.
Liechtenstein.	Turkey.
Luxembourg.	United Kingdom.
Malawi.	Uruguay.
Maldives.	
Republic of	

Public Notice 261 of April 6, 1967, issued at 32 F.R. 5643 and amendments thereto are hereby superseded.

Dated: August 21, 1969.

[SEAL] FREDERICK SMITH, Jr.,
Acting Administrator, Bureau of
Security and Consular Affairs.

[F.R. Doc. 69-10235; Filed, Aug. 26, 1969;
8:48 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Sacramento 2370]

CALIFORNIA

Opening of Lands From Waterpower Withdrawals

AUGUST 18, 1969.

By virtue of the authority contained in section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and pursuant to Bureau Order No. 701 of July 23, 1964, as amended, and pursuant to the authority redelegated to me by the Acting Manager, November 18, 1965 (30 F.R. 14444), it is ordered as follows:

1. In an order issued June 30, 1969, the Federal Power Commission vacated the withdrawal created pursuant to the filing on March 14, 1921, of an application for preliminary permit for Power Project No. 187 of the following described land:

MOUNT DIABLO MERIDIAN

T. 20 N., R. 10 E.,
Sec. 35, lot 5.

The area described contains approximately 0.76 acre in the Tahoe National Forest in Sierra County.

2. At 10 a.m., on September 17, 1969, the land described herein shall be open to such forms of disposition as may by law be made of national forest land subject to valid existing rights, the provisions of existing withdrawals, the requirements of applicable law, rules, and regulations.

The State of California has waived the preference right allowed it under section 24 of the Federal Power Act of June 10, 1920, supra.

The lands have been open to application and offers under the mineral leasing laws. Inquiries concerning the land should be addressed to the Manager, Land Office, Bureau of Land Management, Sacramento, Calif.

ELIZABETH H. MIDTBY,
Chief, Lands Adjudication Section.

[F.R. Doc. 69-10198; Filed, Aug. 26, 1969;
8:45 a.m.]

[C-3658]

COLORADO

Notice of Proposed Classification of Public Lands

AUGUST 18, 1969.

1. Notice is hereby given of a proposal to classify the public lands described below for disposal through exchange under section 8 of the Taylor Grazing Act (43 U.S.C. 315g) for lands within the Bureau of Land Management Montrose District, Colo., or through public sale under Revised Statute 2455. This publication is made pursuant to the Act of September 19, 1964 (78 Stat. 986; 43 U.S.C. 1412). As used herein "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269) as amended, which are not otherwise withdrawn or reserved for Federal use or purpose.

2. Publication of this notice has the effect of segregating the public lands described from all forms of appropriation except exchanges under section 8 of the Taylor Grazing Act, 43 U.S.C. 315g, public sale under 2455 Revised Statutes 43 U.S.C. 1171 and leasing under the mineral leasing laws.

3. This proposal has been discussed with the District Advisory Board, local governmental officials and other interested parties. Information derived from field data, discussions with the public and from other sources indicates that these lands meet the criterion of 43 CFR 2410.1-3 which authorized classification of lands for disposal under appropriate authority where they are found to be chiefly valuable for exchange or public sale for grazing use and other values and which lands are not needed for the support of a Federal program.

4. Information concerning the lands, including the record of public discussions, is available for inspection and study at the Montrose District Office, Bureau of Land Management, Highway 550 South, Montrose, Colo. For a period of 60 days from the date of this publication, interested parties may submit comments to the District Manager of the Montrose, Colo., district.

5. Lands affected by this proposal are located in Delta and Gunnison Counties, Colo., and are described as follows:

SIXTH PRINCIPAL MERIDIAN, COLORADO

- T. 12 S., R. 89 W.
 Sec. 28, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 29, SE $\frac{1}{4}$ NE $\frac{1}{4}$.
 T. 12 S., R. 90 W.
 Sec. 7, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
 Sec. 11, SW $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 12, SW $\frac{1}{4}$ SW $\frac{1}{4}$.
 T. 12 S., R. 91 W.
 Sec. 3, lot 5;
 Sec. 12, NE $\frac{1}{4}$ NE $\frac{1}{4}$.
 T. 12 S., R. 94 W.
 Sec. 32, lot 14;
 Sec. 34, lot 17;
 Sec. 35, lot 4.
 T. 13 S., R. 89 W.
 Sec. 11, lot 3.

- T. 13 S., R. 90 W.
 Sec. 20, lots 7 and 8.
 T. 13 S., R. 91 W.
 Sec. 22, lots 2 and 3.
 T. 13 S., R. 94 W.
 Sec. 15, NW $\frac{1}{4}$ NW $\frac{1}{4}$.
 T. 14 S., R. 91 W.
 Sec. 17, N $\frac{1}{2}$ SW $\frac{1}{4}$.
 T. 14 S., R. 92 W.
 Sec. 18, lot 4;
 Sec. 28, N $\frac{1}{2}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$;
 Sec. 31, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 32, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 33, SW $\frac{1}{4}$ SW $\frac{1}{4}$.
 T. 14 S., R. 93 W.
 Sec. 16, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 31, SE $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 14 S., R. 94 W.
 Sec. 16, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 17, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 20, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 21, W $\frac{1}{2}$ SW $\frac{1}{4}$.
 T. 15 S., R. 91 W.
 Sec. 21, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 23, NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 26, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$.
 T. 15 S., R. 92 W.
 Sec. 4, lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 5, lots 1 and 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 6, lots 1, 2, and 5, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 23, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 26, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

The tracts described aggregate approximately 2,593 acres of public land.

E. I. ROWLAND,
 State Director.

[F.R. Doc. 69-10199; Filed, Aug. 26, 1969;
 8:45 a.m.]

DEPARTMENT OF COMMERCE

Business and Defense Services Administration

KENDALL SCHOOL FOR THE DEAF

Notice of Applications for Duty-Free Entry of Scientific Articles

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

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

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

A copy of each comment filed with the Director of the Scientific Instrument Evaluation Division must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 70-00069-33-01200. Applicant: Kendall School for the Deaf, Gallaudet College, Seventh Street and Florida Avenue NE., Washington, D.C. 20002. Article: Acoustic apparatus (pitch intonation indicator). Manufacturer: Special Instrument AB, Sweden. Intended use of article: The article will be used to stimulate and improve the quality and quantity of speech production in deaf school age children. Application received by Commissioner of Customs: July 24, 1969.

Docket No. 70-00070-33-01200. Applicant: Kendall School for the Deaf, Gallaudet College, Seventh Street and Florida Avenue NE., Washington, D.C. 20002. Article: Acoustic apparatus (visual spectrum indicator). Manufacturer: Special Instrument AB, Sweden. Intended use of article: The article will be used to stimulate and improve the quality and quantity of speech production in deaf school age children. Application received by Commissioner of Customs: July 24, 1969.

Docket No. 70-00071-33-01200. Applicant: Kendall School for the Deaf, Gallaudet College, Seventh Street and Florida Avenue NE., Washington, D.C. 20002. Article: Acoustic apparatus (visual intonation indicators). Manufacturer: Special Instrument AB, Sweden. Intended use of article: The article will be used to stimulate and improve the quality and quantity of speech production in deaf school age children. Application received by Commissioner of Customs: July 24, 1969.

Docket No. 70-00072-33-01200. Applicant: Kendall School for the Deaf, Gallaudet College, Seventh Street and Florida Avenue NE., Washington, D.C. 20002. Article: Acoustic apparatus (S indicators). Manufacturer: Special Instrument AB, Sweden. Intended use of article: The article will be used to stimulate and improve the quality and quantity of speech production in deaf school age children. Application received by Commissioner of Customs: July 24, 1969.

Docket No. 70-00073-88-46040. Applicant: University of California at Santa Barbara, Santa Barbara, Calif. 93106. Article: Electron microscope, Model JEM-100U. Manufacturer: Japan Electron Optics Laboratory Co., Ltd., Japan. Intended use of article: The article will be used for the instruction and thesis research of graduate and qualified undergraduate geology majors, and for postdoctoral fellows. Geology faculty research projects include:

1. Studies of the ultrastructure of the microbiotas of the primitive earth.

2. Study the morphological relationship of these fossil organisms with the present living genera and families at the molecular level.

3. Search for still smaller fossil remains than have yet been found in the sediments of the sediments of the primitive earth and for connections between them, the viruses, and possible pre-biotic structures.

Application received by Commissioner of Customs: July 24, 1969.

Docket No. 70-00075-33-46500. Applicant: Harbor General Hospital, 1000 West Carson Street, Torrance, Calif. 90509. Article: Ultramicrotome, LKB 8800 Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to produce ultrathin sections for electron microscopic examination. Liver, heart, and skeletal muscle will be examined, as well as pellets of centrifuged homogenates of subcellular fractions. These will be embedded in various resin mixtures to alter block hardness to match the hardness or toughness of the specimen. In studies of pellets, it is necessary to be able to cut samples in three directions. The reason is that the pellets of subcellular organelles are not homogenous but are rather stratified because of the different densities of centrifuged homogenate organelles. Application received by Commissioner of Customs: July 25, 1969.

Docket No. 70-00076-33-46500. Applicant: Veterans Administration Hospital, 113 Holland Avenue, Albany, N.Y. 12208. Article: Ultramicrotome, LKB 8800 Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to produce ultrathin sections for electron microscopic examination. The primary uses are for the investigation of arterial disease and the ultrastructure of the components of the normal and diseased arteries under experimental conditions. Low magnification electron microscopy has so far revealed no changes which can indubitably be linked with the initial alterations of arterial disease and more detailed examination of the interrelationships of endothelium and muscle fibers on one hand and collagen, elastic tissue, basement membrane and microfibrils on the other, are required including the use of several sections of selected parts and cells of the arterial wall. Application received by Commissioner of Customs: July 25, 1969.

Docket No. 70-00077-33-46500. Applicant: University of Southern California, School of Medicine, 2025 Zonal Avenue, Los Angeles, Calif. 90033. Article: Ultramicrotome, LKB 8800A Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to produce both serial ultrathin sections and 1 micron thick sections of a wide variety of human, animal, and avian tumors and tissues. The investigator will make electron microscopic examination of the serial ultrathin sections for 110 millimicron diameter C type virus particles, budding C type particles

and conjugated cytochemical and antibody labels. Since a budding particle is indicative of a replicating virus, it is very important that the investigator demonstrates this in the serial ultrathin sections. Application received by Commissioner of Customs: July 25, 1969.

Docket No. 70-00078-33-46500. Applicant: Vanderbilt University, 21st Avenue South, Nashville, Tenn. 37203. Article: Ultramicrotome, LKB 8800A Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to produce ultrathin sections of plastic embedded tissue, cells, or fractions of cells for electron microscopic examination. Certain of the studies will entail examination of cells for the presence of small viruses and will require extremely thin sections for the highest resolution possible. In addition, in order to study the relationship of virus production to various cell organelles, it will be necessary to cut long series of equal thickness serial sections which should be varied by the operator between 50 angstroms and 2 microns. Application received by Commissioner of Customs: July 25, 1969.

Docket No. 70-00079-33-46500. Applicant: University of Alabama in Birmingham, 1919 Seventh Avenue, South, Birmingham, Ala. 35233. Article: Ultramicrotome, LKB 8800 Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used for morphological and histochemical study of hard tissue. In this study, a major emphasis in the morphological study is on cellular interrelationships. Because of the close topographical continuity between some of the cellular elements, there is a need for extremely thin sections, between 50 angstroms and 2 microns, to determine their specific relationship. Application received by Commissioner of Customs: July 25, 1969.

Docket No. 70-00081-33-46500. Applicant: Sinai Hospital of Baltimore, Inc., Belvedere Avenue at Greenspring, Baltimore, Md. 21215. Article: Ultramicrotome, Model LKB 8800A Ultratome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to develop new histochemical methods for a variety of enzymes and functional groups of macromolecules that can be used with the electron microscope. It is hoped to develop methods that will enable scientists to relate enzymatic activity to the ultrastructure of tissue, thus creating new tools for biological science. Since some of the methods under investigation require evaluation of the location of the product of enzyme action on the surface of the membranes, section thickness less than 100 angstroms will be required. Application received by Commissioner of Customs: July 28, 1969.

Docket No. 70-00082-33-46040. Applicant: University of South Alabama, 307 Gallard Drive, Mobile, Ala. 36609. Article: Electron microscope, Model EM 98

and spare parts. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article will be utilized in three major areas:

1. It will serve as a teaching instrument in graduate courses and undergraduate courses involving structures at a subcellular level.

2. It will be used to demonstrate such cellular structures to noncollege associated audiences in the Mobile area. There is no other EM in the area.

3. It will be used in individual research by members of the Department of Biological Sciences. The areas of research will be (a) algalogy, (b) vascular morphology, (c) embryology (d) parasitology, (e) protozoology, (f) microbiology and (g) physiology.

Application received by Commissioner of Customs: July 28, 1969.

Docket No. 70-00083-01-77030. Applicant: University of Virginia, Charlottesville, Va. 22901. Article: NMR Spectrometer, Model R-20. Manufacturer: Hitachi-Perkin-Elmer, Japan. Intended use of article: The article will be used for research and teaching. Teaching purposes include the following courses: Chem 14a Organic Laboratory, Chem 101a Advanced Organic Laboratory, Chem 104 Modern Organic Techniques, and Chem 207 Instrumental Theory and Techniques in Organic Chemistry. Research will include structure determination of natural products, proof of structure of new compounds, conformational analysis, determination of equilibrium constants of charge transfer complexes, interaction of proteins with small molecules, kinetics of reactions in fused salts, studies in silicon, phosphorus, boron and fluorine chemistry. Application received by Commissioner of Customs: July 28, 1969.

Docket No. 70-00084-33-46040. Applicant: Albert Einstein College of Medicine, 1300 Morris Park Avenue, Bronx, N.Y. 10461. Article: Electron microscope, Model Elmiskop 101. Manufacturer: Siemens AG, West Germany. Intended use of article: The article will be used to investigate ultrastructural changes occurring within diseased nervous tissues and within cultures of mammalian nervous tissue. Essentially, the latter involves the exposure of healthy organized cultures to sera, cells, cell fractions, viruses and ferritin or isotope-labeled material from diseased tissue. The early changes occurring within the myelin sheath, the plasma membrane, ribosomes, microtubules, extracellular space and synaptic complexes will be observed. These changes will be compared with those known to occur in the central nervous system of man and animals in several neurological disorders. Application received by Commissioner of Customs: July 28, 1969.

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

[P.R. Doc. 69-10194; Filed, Aug. 26, 1969; 8:45 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration
CHEMAGRO CORP.

Notice of Withdrawal of Petition for Food Additive Naphthalophos

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Chemagro Corp., Post Office Box 4913, Hawthorn Road, Kansas City, Mo. 64120, has withdrawn its petition (33-928V), notice of which was published in the FEDERAL REGISTER of February 21, 1968 (33 F.R. 3239), proposing the issuance of a food additive regulation to provide for the safe use of naphthalophos (N-hydroxynaphthalimide diethyl phosphate) as an oral drench for the control of certain stomach and intestinal roundworms of cattle and sheep.

Dated: August 20, 1969.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-10201; Filed, Aug. 26, 1969;
8:45 a.m.]

THE GOODYEAR TIRE & RUBBER CO. Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348 (b) (5)), notice is given that a petition (FAP 9B2417) has been filed by The Goodyear Tire & Rubber Co., Akron, Ohio 44316, proposing that paragraph (b) of § 121.2566 *Antioxidants and/or stabilizers for polymers* (21 CFR 121.2566 (b)), be amended to revise the identification and specifications for the item "Butylated, styrenated cresols produced when * * *" to read as follows: "Butylated, styrenated cresols produced when equal moles of isobutylene, styrene, and a metacresol-paracresol mixture having a no more than 3° C. distillation range including 202° C. are made to react so that the final product meets the following specifications: Not less than 95 percent by weight of total alkylated phenols consisting of 13-25 percent by weight of butylated cresols, 26-38 percent by weight of styrenated cresols, 37-49 percent by weight of butylated, styrenated cresols, and not more than 10 percent by weight total of all other alkylated phenols; acidity not more than 0.003 percent; and refractive index at 25° C. of 1.5550-1.5650, as determined by ASTM Method D 1218-61."

Dated: August 20, 1969.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-10202; Filed, Aug. 26, 1969;
8:45 a.m.]

C. J. PATTERSON CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348 (b) (5)), notice is given that a petition (FAP OA2448) has been filed by C. J. Patterson Co., 3947 Broadway, Kansas City, Mo. 64111, proposing that § 121.1211 *Sodium stearoyl-2-lactylate* (21 CFR 121.1211) be amended to provide for the safe use of sodium stearoyl-2-lactylate as a stabilizer, texturizing agent, viscosity-controlling agent, or processing aid in starch-thickened or flour-thickened foods, processed cereals, and prepared mixes thereof.

Dated: August 20, 1969.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-10203; Filed, Aug. 26, 1969;
8:45 a.m.]

WHITMOYER LABORATORIES, INC.

Notice of Withdrawal of Petition for Food Additive Carbarsone (Not U.S.P.)

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Whitmoyer Laboratories, Inc., 19 North Railroad Street, Myers-town, Pa. 17067, has withdrawn its petition (10-285V), notice of which was published in the FEDERAL REGISTER of June 25, 1968 (33 F.R. 9313), proposing that § 121.310 *Carbarsone (not U.S.P.)* (21 CFR 121.310) be amended to provide for the safe use of carbarsone (not U.S.P.) in the feed of chickens as an aid in the prevention of blackhead.

Dated: August 20, 1969.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-10204; Filed, Aug. 26, 1969;
8:46 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-320]

JERSEY CENTRAL POWER AND LIGHT CO. AND METROPOLITAN EDISON CO.

Notice of Hearing on Application for Provisional Construction Permit

Pursuant to the Atomic Energy Act of 1954, as amended (the Act) and the regulations in Title 10, Code of Federal Regulations, Part 50, "Licensing of Production and Utilization Facilities," and Part 2, "Rules of Practice," notice is hereby given that a hearing will be held at 10 a.m., local time, on October 6, 1969, in the Middletown Area High

School Auditorium, 1155 North Union Street, Middletown, Dauphin County, Pa., to consider the application filed under § 104b. of the Act by Jersey Central Power and Light Co. and Metropolitan Edison Co. (Three Mile Island Nuclear Station, Unit 2) (the applicants), for a provisional construction permit for a pressurized water nuclear reactor designed to operate initially at 2,452 megawatts (thermal) located on the applicants' site on Three Mile Island, an island in the Susquehanna River, in Londonderry Township, Dauphin County, Pa., about 10 miles southeast of Harrisburg, Pa.

The hearing will be conducted by the Atomic Safety and Licensing Board designated by the Atomic Energy Commission, consisting of Dr. Clarke Williams, Upton, Long Island, N.Y.; Dr. Abel Wolman, Baltimore, Md.; and J. D. Bond, Esq., Chairman, Washington, D.C. Mr. R. B. Briggs, Oak Ridge, Tenn., has been designated as a technically qualified alternate, and Jack M. Campbell, Esq., Santa Fe, N. Mex., has been designated as an alternate qualified in the conduct of administrative proceedings.

A prehearing conference will be held by the Board in Room 2008, Federal Office Building No. 7, 17th and H Streets NW., Washington, D.C., September 19, 1969, at 1:30 p.m., local time, to consider the matters provided for consideration by § 2.752 of 10 CFR Part 2 and section II of Appendix A to 10 CFR Part 2.

The Director of Regulation proposes to make affirmative findings of Item Nos. 1-3 and a negative finding on Item 4 specified below as the basis for the issuance of a provisional construction permit to the applicants substantially in the form proposed in Appendix A hereto.

1. Whether in accordance with the provisions of 10 CFR § 50.35(a):

(a) The applicants have described the proposed design of the facility including, but not limited to, the principal architectural and engineering criteria for the design, and have identified the major features or components incorporated therein for the protection of the health and safety of the public;

(b) Such further technical or design information as may be required to complete the safety analysis and which can reasonably be left for later consideration, will be supplied in the final safety analysis report;

(c) Safety features or components, if any, which require research and development have been described by the applicants and the applicants have identified, and there will be conducted, a research and development program reasonably designed to resolve any safety questions associated with such features or components; and

(d) On the basis of the foregoing, there is reasonable assurance that (i) such safety questions will be satisfactorily resolved at or before the latest dates stated in the application for completion of construction of the proposed facility, and (ii) taking into consideration the site criteria contained in 10 CFR Part 100, the proposed facility can be constructed and operated at the proposed

location without undue risk to the health and safety of the public;

2. Whether the applicants are technically qualified to design and construct the proposed facility;

3. Whether the applicants are financially qualified to design and construct the proposed facility; and

4. Whether the issuance of a permit for the construction of the facility will be inimical to the common defense and security or to the health and safety of the public.

In the event that this proceeding is not a contested proceeding, as defined by § 2.4 of the Commission's "Rules of Practice," 10 CFR Part 2, the Board will, without conducting a de novo evaluation of the application, consider the issues of whether the application and the record of the proceeding contain sufficient information, and the review by the Commission's regulatory staff has been adequate, to support the findings proposed to be made and the provisional construction permit proposed to be issued by the Director of Regulation.

In the event that this proceeding becomes a contested proceeding, the Board will consider and initially decide, as the issues in this proceeding, Item Nos. 1 through 4 above as the basis for determining whether a provisional construction permit should be issued to the applicants.

As they become available, the application, the applicants' summary of the application, the report of the Commission's Advisory Committee on Reactor Safeguards (ACRS) and the Safety Evaluation by the Commission's regulatory staff will be placed in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C., where they will be available for inspection by members of the public. Copies of this notice of hearing, the ACRS report, the applicants' summary of the application and the regulatory staff's Safety Evaluation will also be available at the Middletown Borough Community Building, 60 West Emaus Street, Middletown, Pa., for inspection by members of the public each weekday between the hours of 8:30 a.m. to 4:30 p.m. Copies of the ACRS report and the regulatory staff's Safety Evaluation may be obtained by request to the Director of the Division of Reactor Licensing, U.S. Atomic Energy Commission, Washington, D.C. 20545.

Any person who wishes to make an oral or written statement in this proceeding setting forth his position on the issues specified, but who does not wish to file a petition for leave to intervene, may request permission to make a limited appearance pursuant to the provisions of § 2.715 of the Commission's "Rules of Practice." Limited appearances will be permitted at the time of the hearing in the discretion of the Board, within such limits and on such conditions as may be fixed by the Board. Persons desiring to make a limited appearance are requested to inform the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, by September 16, 1969.

Any person whose interest may be affected by the proceeding who does not

wish to make a limited appearance and who wishes to participate as a party in the proceeding must file a petition for leave to intervene.

Petitions for leave to intervene, pursuant to the provisions of § 2.714 of the Commission's "Rules of Practice," must be received in the Office of the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Branch, or the Commission's Public Document Room, 1717 H Street NW., Washington, D.C., not later than September 16, 1969, or in the event of a postponement of the prehearing conference, at such time as the Board may specify. The petition shall set forth the interest of the petitioner in the proceeding, how that interest may be affected by Commission action, and the contentions of the petitioner in reasonably specific detail. A petition which sets forth contentions relating only to matters outside the Commission's jurisdiction will be denied. A petition for leave to intervene which is not timely filed will be denied unless the petitioner shows good cause for failure to file it on time.

A person permitted to intervene becomes a party to the proceeding, and has all the rights of the applicants and the regulatory staff to participate fully in the conduct of the hearing. For example, he may examine and cross-examine witnesses. A person permitted to make a limited appearance does not become a party, but may state his position and raise questions which he would like to have answered to the extent that the questions are within the scope of the hearing as specified in the issues set out above. A member of the public does not have the right to participate unless he has been granted the right to intervene as a party or the right of limited appearance.

An answer to this notice, pursuant to the provisions of § 2.705 of the Commission's "Rules of Practice," must be filed by the applicants on or before September 16, 1969.

Papers required to be filed in this proceeding may be filed by mail or telegram addressed to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Branch, or may be filed by delivery to the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Pending further order of the Board, parties are required to file, pursuant to the provisions of § 2.708 of the Commission's "Rules of Practice," an original and 20 conformed copies of each such paper with the Commission.

With respect to this proceeding, the Commission has delegated to the Atomic Safety and Licensing Appeal Board the authority and the review function which would otherwise be exercised and performed by the Commission. The Commission has established the Appeal Board pursuant to § 2.785, 10 CFR Part 2, which will become effective 30 days after publication in the *FEDERAL REGISTER* on August 19, 1969, and has made the delegation pursuant to subparagraph (a) (1) of this section. The Appeal Board

is composed of the Chairman and Vice Chairman of the Atomic Safety and Licensing Board Panel and a third member who is technically qualified and designated by the Commission. The Commission has designated Dr. Lawrence Quarles, Dean of the School of Engineering and Applied Science, The University of Virginia, as this third member.

Dated at Germantown, Md. this 22d day of August 1969.

UNITED STATES ATOMIC
ENERGY COMMISSION,
[SEAL] W. B. McCool,
Secretary.

PROVISIONAL CONSTRUCTION PERMIT

Construction Permit No. -----

1. Pursuant to § 104b, of the Atomic Energy Act of 1954, as amended (the Act), and Title 10, Chapter 1, Code of Federal Regulations, Part 50, "Licensing of Production and Utilization Facilities," and pursuant to the order of the Atomic Safety and Licensing Board, the Atomic Energy Commission (the Commission) hereby issues a provisional construction permit to Jersey Central Power and Light Co. and Metropolitan Edison Co. (the applicants) for a utilization facility (the facility), designed to operate at 2,452 megawatts (thermal) described in the application and amendments thereto (the application) filed in this matter by the applicants and as more fully described in the evidence received at the public hearing upon that application. The facility, known as Three Mile Island Nuclear Station, Unit 2, will be located at the applicants' site on Three Mile Island, an island in the Susquehanna River, in Londonderry Township, Dauphin County, Pa., about 10 miles southeast of Harrisburg, Pa.

2. This permit shall be deemed to contain and be subject to the conditions specified in §§ 50.54 and 50.55 of said regulations; is subject to all applicable provisions of the Act, and rules, regulations, and orders of the Commission now or hereafter in effect; and is subject to the conditions specified or incorporated below:

A. The earliest date for the completion of the facility is December 1, 1972, and the latest date for completion of the facility is December 1, 1973.

B. The facility shall be constructed and located at the site as described in the application on Three Mile Island, Londonderry Township, Dauphin County, Pa.

C. This construction permit authorizes the applicants to construct the facility described in the application and the hearing record in accordance with the principal architectural and engineering criteria set forth therein.

3. This permit is provisional to the extent that a license authorizing operation of the facility will not be issued by the Commission unless (a) the applicants submit to the Commission, by amendment to the application, the complete final safety analysis report, portions of which may be submitted and evaluated from time to time; (b) the Commission finds that the final design provides reasonable assurance that the health and safety of the public will not be endangered by the operation of the facility in accordance with procedures approved by it in connection with the issuance of said license; and (c) the applicants submit proof of financial protection and the execution of an indemnity agreement as required by § 170 of the Act.

For the Atomic Energy Commission.

[F.R. Doc. 69-10240; Filed, Aug. 26, 1969;
8:49 a.m.]

CIVIL AERONAUTICS BOARD

JET AIR FREIGHT ET AL.

Notice of Proposed Approval of Application

Application of Jet Air Freight et al. for approval of certain control relationships pursuant to section 408 of the Federal Aviation Act of 1958, as amended, Docket 20990.

Notice is hereby given, pursuant to the statutory requirements of section 408(b) of the Federal Aviation Act of 1958, as amended, that the undersigned intends to issue the attached order under delegated authority. Interested persons are hereby afforded a period of 10 days from the date of service within which to file comments or request a hearing with respect to the action proposed in the order.

Dated at Washington, D.C., August 21, 1969.

A. M. ANDREWS,
Director,
Bureau of Operating Rights.

[Docket No. 20990]

ORDER APPROVING CONTROL RELATIONSHIPS

Issued under delegated authority.

Application of Jet Air Freight et al. for approval of certain control relationships pursuant to section 408 of the Federal Aviation Act of 1958, as amended.

By application filed May 12, 1969, as amended on June 26, 1969, Jet Air Freight (Jet) requests approval without hearing pursuant to section 408 of the Federal Aviation Act of 1958, as amended (the Act), of its proposed acquisition of Accurate Cartage & Warehousing, Inc. (Accurate) and of its consummated acquisitions of Royal Air Freight Service, Inc. (Royal), a Hawaii corporation, on November 1, 1968, and Jet Air Freight of Puerto Rico, Inc. (Jet-PR), incorporated in Puerto Rico by Jet and Jose A. Fernandez on September 19, 1968.

Jet is a domestic and international air freight forwarder. Accurate is a California intrastate trucking corporation, and an operator, on a private contractual basis, in Los Angeles and San Francisco of warehousing facilities and associated services. Jet proposes to acquire all the outstanding shares of Accurate's stock in exchange for a minimum of 19,250 shares of previously unissued Jet common stock. Royal performed local pickup and delivery by truck in the State of Hawaii for air freight forwarders, and prior to its acquisition by Jet, operated as Jet's agent in Hawaii. In a transaction consummated November 1, 1968, Jet acquired Royal by means of an exchange of 5000 shares of Jet stock for all outstanding shares of Royal's stock. Also, Jet, holding a 75 percent interest, participated with Mr. Fernandez in the incorporation on September 19, 1968 of Jet-PR. Both Royal and Jet-PR now operate as subsidiaries of Jet, acting as its agents in the pickup and delivery of air freight and in the origination and receipt, in Hawaii and Puerto Rico, respectively, of air freight in the name and at the tariffs of Jet.

No comments relative to the application or requests for a hearing have been received.

Notice of intent to dispose of the application without a hearing has been published in the FEDERAL REGISTER and a copy of such notice has been furnished by the Board to

the Attorney General not later than 1 day following such publication, both in accordance with section 408(a) of the Act.

Upon consideration of the application, it is concluded that Jet is an air carrier, Accurate, Royal and Jet-PR are common carriers within the meaning of section 408 of the Act, and the control by Jet of Accurate, Royal and Jet-PR is subject to that section of the Act. However, it has been further concluded that such control relationships do not affect the control of an air carrier directly engaged in the operation of aircraft in air transportation, do not result in creating a monopoly and do not tend to restrain competition. Furthermore, no person disclosing a substantial interest in the proceeding is currently requesting a hearing and it is concluded that the public interest does not require a hearing. The control relationships are similar to others which have been approved by the Board and do not essentially present any new substantive issues.¹ It therefore appears that approval of the control relationships would be consistent with the public interest.² However, should Accurate's intrastate trucking authority be expanded, new issues would be raised which could only be resolved upon the filing of a further application for prior Board approval. Accordingly, approval of the instant relationships will be conditioned so that it will be effective only so long as the operation of motor vehicles by Accurate is limited to the state of California.

We also find that interlocking relationships within the meaning of section 409(a) will result from the holdings by Julius Wagner, Gertrude Moldave and Gary L. Zimmerman of positions as officers and/or directors in Jet, and one or more of them in the three proposed subsidiary corporations. However, we have concluded that such relationships come within the scope of the exemption from the provisions of section 409 of the Act afforded by § 287.2 of the Board's regulations. Thus, to the extent that the application requests approval of the aforementioned interlocking relationships, it will be dismissed.

Pursuant to authority duly delegated by the Board in the Board's regulations, 14 CFR 385.13 and 385.3, it is found that the foregoing control relationships should be approved under section 408(b) of the Act, and that the application, to the extent that it requests approval of the aforementioned interlocking relationships, should be dismissed.

Accordingly, it is ordered:

1. That the control by Jet of Accurate, Royal and Jet-PR be and it hereby is approved; and

2. That, to the extent that approval of interlocking relationships is sought under section 409 of the Act, the amended application be and it hereby is dismissed; and

3. That the approval herein shall remain effective as to Accurate only so long as the operation of motor vehicles by Accurate is limited to the State of California.

Persons entitled to petition the Board for review of this order pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within 3 days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review is

¹ See, WTC Air Freight et al., Order 69-2-74, Feb. 14, 1969; and Profit-By-Air et al., Order 69-7-113, July 22, 1969.

² With regard to Royal and Jet-PR, it has been decided not to enforce the doctrine expressed in Sherman, Control and Interlocking Relationships, 15 CAB 876 (1952), and to consider the application on its merits.

filed, or the Board gives notice that it will review this order on its own motion.

[SEAL]

HAROLD R. SANDERSON,
Secretary.

[P.R. Doc. 69-10236; Filed, Aug. 26, 1969; 8:48 a.m.]

[Docket No. 18078; Order 69-8-110]

TRANSATLANTIC AND TRANSPACIFIC PRIORITY MAIL

Mail Rates; Order Fixing Standard Mileages

Issued under delegated authority August 19, 1969.

By Order 69-8-27, dated August 5, 1969, the Board directed all interested persons to show cause why the Board should not adopt the additional standard mileages proposed therein for Northwest Airlines, Inc.

The time designated for filing notice of objection has elapsed, and no notice of objection or answer to the order has been filed by any party.¹ All parties have therefore waived the right to a hearing and all other procedural steps short of a final decision.

For the reasons stated in the order to show cause it has been decided to adopt the proposed findings and conclusions.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, the Board's procedural regulations, 14 CFR Part 302, and the authority duly delegated by the Board in its Organization Regulations, 14 CFR 385.15(g),

It is ordered, That:

1. Effective August 1, 1969, Order 68-9-9, as amended by Order 69-7-11, is further amended by adding to page 11 of Appendix A of Order 69-7-11 the standard mileages for Northwest Airlines, Inc., which are appended to this order.²

2. This order shall be served on the Postmaster General, Northwest Airlines, Inc., American Airlines, Inc., The Flying Tiger Line, Inc., Pan American World Airways, Inc., and Trans World Airlines, Inc.

Persons entitled to petition the Board for review of this order pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within 10 days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review thereof is filed or the Board gives notice that it will review this order on its own motion.

This order will be published in the FEDERAL REGISTER.

[SEAL]

HAROLD R. SANDERSON,
Secretary.

[P.R. Doc. 69-10237; Filed, Aug. 26, 1969; 8:48 a.m.]

¹ A letter has been received from the Postmaster General pointing out a typographical error in one of the proposed standard mileages. That mileage has been corrected in the appendix to the instant order.

² Filed as part of the original document.

FEDERAL MARITIME COMMISSION

EVANS PRODUCTS CO. AND RETLA STEAMSHIP CO.

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 agreements 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:

Amy Scupl, Esq., Galland, Kharasch, Calkins & Lippman, 1824 R Street NW., Washington, D.C. 20009.

Agreement Number 9549-4 between Retla Steamship Co. and Evans Products Co. restates in its entirety the basic agreement, as amended, and adds an indemnity clause as a new paragraph 18 thereto.

Dated: August 22, 1969.

By order of the Federal Maritime Commission.

THOMAS LIST,
Secretary.

[F.R. Doc. 69-10220; Filed, Aug. 26, 1969;
8:47 a.m.]

[Docket No. 69-44]

GHEZZI TRUCKING, INC., CANCELLATION OF INACTIVE TARIFF

Order To Show Cause

On June 27, 1969, the Commission published in the FEDERAL REGISTER a notice of intent to cancel the inactive tariff of Ghezzi Trucking, Inc. (Ghezzi), among others. In response to the said notice, the carrier advised the Commission that it did not want its tariff canceled because it has held itself out to perform service under the tariff should the need exist; and that in late years, due to changing traffic patterns, freight has not been available in large enough quantities to justify operation.

The carrier's Tariff, FMB-F No. 1, became effective June 28, 1961, and has never been amended. The Commission's records contain correspondence from Ghezzi advising us that only one voyage was completed in April 1962; and that

no further voyages have been made to date.

Further, the carrier's tariff contains certain deficiencies which tend to indicate lack of current activity. For example:

1. The FMB-F number has not been changed to FMC-F as required by Commission rules since 1961; and

2. Ghezzi's address as tariff issuing officer is incorrect. According to Commission records, Ghezzi has changed his address several times since 1961, and as a result, official papers and correspondence have been returned to the Commission stamped "Addressee Unknown". Shippers are not able to properly deal with a carrier of unknown address.

Rule 18(g) of the Commission's Domestic Tariff Circular No. 3, as amended, requires a carrier to cancel its tariff if it is not performing any services thereunder.

Now, therefore it is ordered, That pursuant to section 22 of the Shipping Act, 1916, and section 2 of the Intercoastal Shipping Act, 1933, Ghezzi Trucking, Inc., show cause why the Commission should not, in accordance with Rule 18(g) of Domestic Tariff Circular No. 3, as amended, direct the said carrier to cancel its inactive tariff, or in the alternative, cancel the said tariff.

It is further ordered, That this proceeding shall be limited to the submission of affidavits of fact, memoranda of law, replies, and oral argument. Should the carrier feel that an evidentiary hearing be required, the carrier must accompany any request for such hearing with a statement setting forth in detail the facts to be proven, their relevance to the issues in this proceeding, and why such proof cannot be submitted through affidavit. Request for hearing shall be filed on or before September 15, 1969. Affidavits of fact and memoranda of law shall be filed by the respondent, unless otherwise ordered by the Commission, no later than close of business September 15, 1969. Replies thereto shall be filed by Hearing Counsel and intervenors, if any, no later than the close of business September 29, 1969. An original and 15 copies of affidavits of fact, memoranda of law, and replies are required to be filed with the Secretary, Federal Maritime Commission, Washington, D.C. 20573. Copies of any papers filed with the Secretary should also be served upon all parties hereto. Time and date of oral argument will be announced at a later date.

It is further ordered, That Ghezzi Trucking, Inc., be, and it is hereby made respondent in this proceeding;

It is further ordered, That this order be published in the FEDERAL REGISTER and served upon Alfred J. Ghezzi, Jr., President, Ghezzi Trucking, Inc., 2200 6th Avenue, Room 941, Seattle, Wash. 98121.

Persons other than respondents and Hearing Counsel who desire to become a party to this proceeding shall file a petition for leave to intervene in accordance with Rule 5(1) (46 CFR § 502.72)

of the Commission's rules of practice and procedure.

By the Commission.

[SEAL]

THOMAS LIST,
Secretary.

[F.R. Doc. 69-10221; Filed, Aug. 26, 1969;
8:47 a.m.]

THE OCEANIC STEAMSHIP CO., PACIFIC ISLANDS TRANSPORT LINE, AND POLYNESIA LINE, LTD.

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 agreements 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. David F. Anderson, Senior Counsel, Matson Lines, 100 Mission Street, San Francisco, Calif. 94105.

Agreement No. 9811, between The Oceanic Steamship Co., Pacific Islands Transport Line, and Polynesia Line, Ltd., provides for the establishment of a rate agreement between the parties in the trade between Pacific coast ports of Canada and American Samoa, and between Pacific coast ports of Canada and the United States, including Hawaii, on the one hand, and Tahiti, on the other.

Dated: August 21, 1969.

By order of the Federal Maritime Commission.

THOMAS LIST,
Secretary.

[F.R. Doc. 69-10222; Filed, Aug. 26, 1969;
8:47 a.m.]

SEA-LAND SERVICE, INC., AND SEAWAY 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 agreements 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, Jr., Commerce Manager, Sea-Land Service, Inc., Post Office Box 1050, Elizabeth, N.J. 07207.

Agreement No. 9814, between Sea-Land Service, Inc., and Seaway Lines, Inc., establishes a through billing arrangement for the transportation of general cargo from ports of call of Sea-Land Service, Inc. on the U.S. Pacific coast to ports of call of Seaway Lines, Inc., in the Leeward and Windward Islands, the British Virgin Islands, Tobago and Trinidad, French Guiana, Guayana, Surinam, and Venezuela, with transshipment at San Juan, P.R.

Dated: August 22, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-10223; Filed, Aug. 26, 1969;
8:47 a.m.]

FEDERAL POWER COMMISSION

[Lands Withdrawn in Project No. 1487]

OLYMPIC NATIONAL FOREST

Order Vacating Withdrawal Under the Federal Power Act

AUGUST 20, 1969.

Application has been filed by the U.S. Forest Service (Applicant) for vacation of the power withdrawal pertaining to the following described lands of the United States:

WILLAMETTE MERIDIAN, WASHINGTON

T. 23 N., R. 9 W.,
Sec. 14, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, unsurveyed.

5 acres.

All portions of the following described subdivisions lying within 15 feet of the center line of the proposed pipe line location as shown on a map designated "Exhibit C & F" and entitled "Quinault Light Company, R.E.A. Project, Washington—23—Grays Harbor; Map of 250 kw. Hydro-electric Project," and filed in the office of the Federal Power Commission on March 19, 1938.

T. 23 N., R. 9 W.,
Sec. 10, E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, unsurveyed;
Sec. 14, NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, unsurveyed.

Approximately 2.26 acres.

The lands lie within the Olympic National Forest and are located along or near Ziegler Creek, a small tributary of the Quinault River, which drains into the Pacific Ocean in Grays Harbor County, Wash.

The subject lands are withdrawn pursuant to the filing, on March 19, 1938, of an application for license for Project No. 1487. The project consisted of a low diversion dam across Ziegler Creek, approximately 4,000 feet of conduit, and a powerhouse with installed capacity of 375 horsepower. Quinault Light Co., licensee for the project, operated it until 1957 when it began purchasing power from the Bonneville Power Administration. The project works were later removed and surrender of the license for the project was accepted by Commission order issued January 17, 1966.

Ziegler Creek is about 4 miles long and has a drainage area of about 3 square miles. Project No. 1487 utilized a flow of 4.65 c.f.s. through a static head of 876.5 feet. The growth of electric power requirements, the trend toward interconnected transmission systems, and the economic advantages of larger generating units render the power value of the Ziegler Creek site negligible. Vacation of the power withdrawal will enable Applicant to bring the subject lands under full multiple-use management.

The Commission finds: The withdrawal for Project No. 1487 serves no useful purpose and should be vacated in its entirety.

The Commission orders: The withdrawal of the subject lands pursuant to the application for Project No. 1487 is hereby vacated.

By the Commission.

[SEAL] GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-10196; Filed, Aug. 26, 1969;
8:45 a.m.]

FEDERAL RESERVE SYSTEM

BANK SECURITIES, INC. (NSL)

Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made to the Board of Governors of the Federal Reserve System pursuant to section 3(a) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)), by Bank Securities, Inc. (NSL), which is a bank holding company located in Alamogordo, N. Mex., for the prior approval of the Board of the acquisition by Applicant of 77 percent or more of the voting shares of American Bank of Carlsbad, Carlsbad, N. Mex.

Section 3(c) of the Act provides that the Board shall not approve (1) any acquisition or merger or consolidation under this section which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or (2) any other proposed acquisition or merger or consolidation under this section whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless it finds that the anti-competitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the *FEDERAL REGISTER*, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of Dallas.

Dated at Washington, D.C., this 20th day of August, 1969.

By order of the Board of Governors.

[SEAL] KENNETH A. KENYON,
Deputy Secretary.

[F.R. Doc. 69-10197; Filed, Aug. 26, 1969;
8:45 a.m.]

TARIFF COMMISSION

[AA1921-58/60]

POTASSIUM CHLORIDE FROM CANADA, FRANCE, AND WEST GERMANY

Notice of Investigation and Joint Hearing

Having received advice from the Treasury Department on August 22, 1969, that potassium chloride, otherwise known as muriate of potash, from Canada, France, and West Germany is being, and is likely to be, sold in the United States at less than fair value, the U.S. Tariff Commission has instituted three investigations 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. Imports from Canada shall be considered under investigation AA1921-58, from France under AA1921-59, and from West Germany under AA1921-60.

Hearing. A joint public hearing in connection with these investigations will be held in the Tariff Commission's Hearing Room, Tariff Commission Building, Eighth and E Streets NW., Washington, D.C. beginning at 10 a.m. e.d.s.t., on October 7, 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.

By order of the Commission.

[SEAL] WILLARD W. KANE,
Acting Secretary.

[F.R. Doc. 69-10217; Filed, Aug. 26, 1969;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[S.O. 994; ICC Order No. 33]

CHESAPEAKE AND OHIO RAILWAY CO.

Rerouting or Diversion of Traffic

In the opinion of R. D. Pfahler, agent, The Chesapeake and Ohio Railway Co. is unable to transport traffic over certain of its lines in Virginia, because of floods and track damage.

It is ordered, That:

(a) The Chesapeake and Ohio Railway Co., being unable to transport traffic over certain of its lines in Virginia, because of floods and track damage, that line is hereby authorized to reroute or divert such traffic over any available route to expedite the movement.

(b) Concurrence of receiving road to be obtained: The Chesapeake and Ohio Railway Co. shall receive the concurrence of other railroads to which such traffic is to be diverted or rerouted before the rerouting or diversion is ordered.

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

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

(e) In executing the directions of the Commission and of such agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions

shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 12:01 a.m., August 21, 1969.

(g) Expiration date: This order shall expire at 11:59 p.m., August 28, 1969, unless otherwise modified, changed, or suspended.

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

Issued at Washington, D.C., August 21, 1969.

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

[F.R. Doc. 69-10224; Filed, Aug. 26, 1969;
8:47 a.m.]

[S.O. 994; ICC Order No. 34]

NORFOLK AND WESTERN RAILWAY CO.

Rerouting or Diversion of Traffic

In the opinion of R. D. Pfahler, agent, the Norfolk and Western Railway Co. is unable to transport traffic over certain of its lines in Virginia, because of floods and track damage.

It is ordered, That:

(a) The Norfolk and Western Railway Co., being unable to transport traffic over certain of its lines in Virginia, because of floods and track damage, that line is hereby authorized to reroute or divert such traffic over any available route to expedite the movement. Billing covering all such cars rerouted shall carry a reference to this order as authority for rerouting.

(b) Concurrence of receiving road to be obtained: The Norfolk and Western Railway Co. shall receive the concurrence of other railroads to which such traffic is to be diverted or rerouted before the rerouting or diversion is ordered.

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

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

(e) In executing the directions of the Commission and of such agent provided for in this order, the common carriers involved shall proceed even though no

contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 12:01 a.m., August 21, 1969.

(g) Expiration date: This order shall expire at 11:59 p.m., August 28, 1969, unless otherwise modified, changed, or suspended.

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

Issued at Washington, D.C., August 21, 1969.

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

[F.R. Doc. 69-10225; Filed, Aug. 26, 1969;
8:47 a.m.]

FOURTH SECTION APPLICATION FOR RELIEF

AUGUST 22, 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. 41725—Chlorine from Charleston, Tenn. Filed by O. W. South, Jr., agent (No. A6124), for interested rail carriers. Rates on chlorine, in tank carloads, as described in the application, from Charleston, Tenn., to Alton, East Alton, Federal, and Wood River, Ill.

Grounds for relief—Market competition.

Tariff—Supplement 41 to Southern Freight Association, Agent, tariff ICC S-800.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-10226; Filed, Aug. 26, 1969;
8:47 a.m.]

[Notice 505]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

AUGUST 22, 1969.

The following letter-notices of proposals to operate over deviation routes for operating convenience only have

been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR Part 1042.1(e) (8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR Part 1042.1(d) (4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR Part 1042.1(e)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

MOTOR CARRIERS OF PASSENGERS

No. MC 1515 (Deviation No. 530) (Cancels Deviation No. 398) GREYHOUND LINES, INC. (Eastern Division), 1400 West Third Street, Cleveland, Ohio 44113, filed August 12, 1969. Carrier proposes to operate as a common carrier, by motor vehicle, of passengers, and their baggage, and express and newspapers in the same vehicle with passengers, over deviation routes as follows: (1) From Erie, Pa., over Interstate Highway 79 to junction Pennsylvania Highway 198 thence over Pennsylvania Highway 198 to junction Pennsylvania Highway 98 at Little Corners, Pa., thence over Pennsylvania Highway 98 to junction U.S. Highway 6; (2) from junction U.S. Highway 19 and access road, near Cutsard, Pa., over access road to junction Interstate Highway 79, thence over Interstate Highway 79 to junction Pennsylvania Legislative Route 10001 (Mars Road), thence over Pennsylvania Legislative Route 10001 to junction U.S. Highway 19; (3) from Edinboro, Pa., over U.S. Highway 6N to junction Interstate Highway 79; (4) from junction Pennsylvania Highway 358 and U.S. Highway 19, over Pennsylvania Highway 358 to junction Interstate Highway 79; (5) from Mercer, Pa., over U.S. Highway 62 to junction Interstate Highway 79; (6) from junction U.S. Highway 19 and Interstate Highway 80 (approximately 2 miles south of Mercer, Pa.), over Interstate Highway 80 to junction Interstate Highway 79; (7) from junction U.S. Highway 19 and Pennsylvania Highway 208 (at Leesburg, Pa.), over Pennsylvania Highway 208 to junction Interstate Highway 79; (8) from junction U.S. Highway 19 and Pennsylvania Highway 108 (at Harlansburg, Pa.), over Pennsylvania Highway 108 to junction Interstate Highway 79; (9) from junction U.S. Highways 19 and 422 over U.S. Highway 422 to junction Interstate Highway 79; (10) from junction U.S. Highway 19 and Pennsylvania Highway 488 (at Portersville, Pa.), over Pennsylvania Highway 488 to junction Interstate Highway 79; and (11) from junction U.S. Highway 19 and Pennsylvania Highway 68 (at Zellenople, Pa.), over Pennsylvania Highway

68 to junction Interstate Highway 79, and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over pertinent service routes as follows: (1) From junction U.S. Highways 422 and 19 at a point approximately 11 miles east of New Castle, Pa., over U.S. Highway 19 via Portersville and Zellenople, Pa., to Pittsburgh, Pa.; (2) from Erie, Pa., over U.S. Highway 19 to Kearsarge, Pa., thence over Pennsylvania Highway 99 to Cambridge Springs, Pa., thence over U.S. Highway 6 to Conneaut Lake, Pa.; (3) from Pittsburgh, Pa., over U.S. Highway 19 to junction Pennsylvania Turnpike, at the Perry Highway Interchange near Warrendale, Pa.; and (4) from junction U.S. Highways 19 and 422 approximately 11 miles east of New Castle, Pa., over U.S. Highway 19 to junction U.S. Highway 6, thence over combined U.S. Highways 19 and 6 to junction U.S. Highway 322 approximately 4 miles west of Meadville, Pa., and return over the same routes.

No. MC 89037 (Deviation No. 8), CONTINENTAL PACIFIC LINES, INC., 1501 South Central Avenue, Los Angeles, Calif. 90021, filed August 11, 1969. Carrier proposes to operate as a common carrier, by motor vehicles, of passengers and their baggage, and express and newspapers in the same vehicle with passengers, over deviation routes as follows: (1) Between Arbuckle Junction, Calif., and Dunnigan Junction, Calif., over Interstate Highway 5; with the following access routes, from junction Interstate Highway 5 and access road, over access road to Dunnigan, Calif.; and (2) between Woodland, Calif., and Sacramento, Calif., over Interstate Highway 5, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over a pertinent service route as follows: From San Francisco, Calif., over U.S. Highway 40 to Sacramento, Calif., thence over California Highway 16 to Woodland, Calif., thence over U.S. Highway 99W to Red Bluff, Calif., thence over U.S. Highway 99 to Seattle, Wash., and return over the same route.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-10227; Filed, Aug. 26, 1969;
8:47 a.m.]

[Notice 893]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 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 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an applica-

tion 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 30887 (Sub-No. 162 TA), filed August 18, 1969. Applicant: SHIPLEY TRANSFER, INC., 49 Main Street, Reisterstown, Md. 21136. Applicant's representative: W. Wilson Corbun (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Natural latex*, in bulk, from Baltimore, Md., to Dothan, Ala., and Westminster, S.C., for 150 days. Supporting shipper: The Firestone Tire & Rubber Co., Akron, Ohio 44317. Attention: Mr. W. B. Inman, Assistant GTM. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1125 Federal Building, Baltimore, Md. 21201.

No. MC 66121 (Sub-No. 14 TA), filed August 15, 1969. Applicant: INDIAN BOW TRUCK LINES, LTD., 103 Harvard Avenue, Smithtown, N.Y. 11787. Applicant's representative: Morton E. Kell, 140 Cedar Street, New York, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Refuse containers*, from Deer Park and Copiague, N.Y., to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Maryland, Delaware, the District of Columbia, Virginia, Ohio, Indiana, Illinois, Michigan, Florida, Louisiana, and Oklahoma, returned shipments in the opposite direction, for 150 days. Supporting shipper: New York Sani-Can Corp., 225 Marcus Boulevard, Deer Park, N.Y. 11729. Send protests to: District Supervisor Anthony Chiusano, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 102982 (Sub-No. 18 TA), filed August 15, 1969. Applicant: GEORGE W. KUGLER, INC., 2800 East Waterloo Road, Akron, Ohio 44312. Applicant's representative: John P. McMahon, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Clay and refractory products and materials and supplies used in the installation thereof* (except commodities in bulk), from Carol Stream and Streator, Ill., and the com-

mercial zones thereof, to points in Indiana, Iowa, Michigan, Missouri, and Wisconsin, for 180 days. Supporting shipper: Clow Corp., 300 South Gary Avenue, Carol Stream, Ill., Post Office Box 825, Wheaton, Ill. Send protests to: G. J. Baccell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Building, 1240 East Ninth Street, Cleveland, Ohio 44199.

No. MC 103494 (Sub-No. 16 TA), filed August 18, 1969. Applicant: EASLEY HAULING SERVICE, INC., 902 North First Avenue, Yakima, Wash. 98902. Applicant's representative: Norman Richardson (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper shipping containers*, corrugated and not corrugated, from Yakima, Wash., to points in Nez Perce County, Idaho, under a continuing contract with Longview Fibre Co. of Longview, Wash., for 90 days. Supporting shipper: Erwin S. Rosenzweig, Traffic Manager, Longview Fibre Co., Longview, Wash. 98632. Send protests to: District Supervisor W. J. Huetig, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Building, 120 Southwest Fourth Avenue, Portland, Ore. 97204.

No. MC 112854 (Sub-No. 27 TA), filed August 18, 1969. Applicant: HOLLEBRAND TRUCKING, INC., Post Office Box 164, Ontario Center, N.Y. 14520. Applicant's representative: Raymond A. Richards, 23 West Main Street, Post Office Box 25, Webster, N.Y. 14580. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, plantains, pineapples, and coconuts*, from Wilmington, Del., to points in New York, for 180 days. Supporting shipper: Samuel Gordon, Vice President, West Indies Fruit Co., Post Office Box 1940, Miami, Fla. 33101. Send protests to: District Supervisor Morris H. Gross, Interstate Commerce Commission, Bureau of Operations, Room 104, O'Donnell Building, 301 Erie Boulevard W., Syracuse, N.Y. 13202.

No. MC 119777 (Sub-No. 159 TA), filed August 19, 1969. Applicant: LIGON SPECIALIZED HAULER, INC., Post Office Box L, Madisonville, Ky. 42431. Applicant's representative: William G. Thomas (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips*, from points in Allen County, Ky., to points in Illinois, Indiana, Ohio, and Tennessee, for 180 days. Supporting shipper: John A. Mobley, president, Kentucky Pallet Corp., Post Office Box 461, Scottsville, Ky. Send protests to: Wayne L. Merilatt, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 426 Post Office Building, Louisville, Ky. 40202.

No. MC 124236 (Sub-No. 33 TA), filed August 19, 1969. Applicant: CEMENT EXPRESS, INC., 1200 Simons Building, Dallas, Tex. 75202. Applicant's representative: W. D. White, 2505 Republic National Bank Tower, Dallas, Tex. 75201.

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, from Echo, Tex., to points in Louisiana, for 180 days. Note: Applicant does not intend to tack with its existing authority. Supporting shipper: Alpha Portland Cement Co., 300 West Washington Street, Chicago, Ill. 60606. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 129766 (Sub-No. 2 TA), filed August 14, 1969. Applicant: EDWARD ZEILINGA, 31 North Irvington Avenue, Indianapolis, Ind. 46219. Applicant's representative: Kirkwood Yockey, Suite 501, Union Federal Building, Indianapolis, Ind. 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Contractors' machinery and equipment, and contractors' machinery and equipment parts and accessories* in connection therewith; from Chicago, Melrose Park, and Libertyville, Ill., and Gallon, Bucyrus, and Sidney, Ohio, to points in Indiana, for 180 days. Supporting shipper: Indiana Equipment Co., Inc., 1244 West 16th Street, Indianapolis, Ind. Send protests to: James W. Habermehl, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 36 South Pennsylvania Street, 802 Century Building, Indianapolis, Ind. 46204.

No. MC 133162 (Sub-No. 2 TA), filed August 7, 1969. Applicant: PABIAN TRANSPORTATION, INC., Schuyler, Nebr. 68661. Applicant's representative: Donn K. Bieber, 220 East 11th Street, Schuyler, Nebr. 68661. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Showers, bathtub enclosures, parts, and accessories therefor*, from Columbus, Nebr., to Boise, Idaho; Indianapolis, Ind.; Albuquerque, N. Mex.; Dayton, Ohio; Corvallis, Portland, and Salem, Ore.; Austin, Dallas, and Houston, Tex.; Seattle, Spokane, and Tacoma, Wash.; and ports of entry on the international boundary line between the United States and Canada, in Washington, Idaho, and Montana, and *rough rolled glass*, in packages or crates, from Erwin, Tenn., to Columbus, Nebr., for the account of Loup Engineering Co., Columbus, Nebr., for 150 days. Supporting shipper: Loup Engineering Co., Columbus, Nebr. Send protests to: District Supervisor Johnston, Bureau of Operations, Interstate Commerce Commission, 315 Post Office Building, Lincoln, Nebr. 68508.

No. MC 133316 (Sub-No. 1 TA), filed August 18, 1969. Applicant: FRANK R. GIVIGLIANO, doing business as GIVIGLIANO TRANSPORT, 1513 San Pedro, Post Office Box 22, Trinidad, Colo. 81082. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Perishable commodities*, which require refrigeration in transit, from Denver and Pueblo, Colo., to points in Colfax, Union, Harding, Mora, San Miguel, and Taos Counties,

N. Mex., for 180 days. Supporting shipper: Philmont Scout Ranch and Explorer Base, Cimarron, N. Mex.; Stein's Wholesale Frozen Foods, 115 East Fourth Street, Pueblo, Colo.; Gus' Wholesale Meat & Foods Co., Post Office Box 314, Pueblo, Colo.; Joseph Macaron & Sons, 311 Maxwell Avenue, Springer, N. Mex.; City Market, 907 South Second Street, Raton, N. Mex.; Keeps Wholesale, 400 South First Street, Raton, N. Mex.; Plaza Super Market, 505 North First Street, Raton, N. Mex. Send protests to: District Supervisor Herbert C. Ruoff, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, Denver, Colo. 80202.

No. MC 133888 (Sub-No. 1 TA), filed August 15, 1969. Applicant: GEORGE EBERLE, Ivan Star Route, Breckenridge, Tex. 76024. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Finished lumber*, for mobile home construction, from Cisco, Tex., to Breckenridge, Tex., and is a continuation of interstate shipment of lumber (rail service has terminated to Breckenridge); and from Breckenridge, Tex., to Hutchinson, Kans., for 180 days. Supporting shipper: Breckenridge Lumber Co., Breckenridge, Tex. 76024. Send protests to: Billy R. Reid, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 9A27 Federal Building, 819 Taylor Street, Fort Worth, Tex. 76102.

No. MC 133960 TA, filed August 19, 1969. Applicant: GEORGE J. RIEDER, doing business as RIEDER TRANSPORTATION COMPANY, 34 Champion Road, Gloucester, N.J. 08030. Applicant's representative: V. Baker Smith, 123 South Broad Street, Philadelphia, Pa. 19109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Kitchen appliances and fixtures*, from Camden, N.J., to points in Pennsylvania and Delaware and return of *refused or damaged shipments or used appliances* to point of origin, for 150 days. Supporting shipper: Tappan, 250 Wayne Street, Mansfield, Ohio 44902. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 410 Post Office Building, Trenton, N.J. 08608.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-10228; Filed, Aug 26, 1969;
8:47 a.m.]

[Notice 1324]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

AUGUST 22, 1969.

The following publications are governed by the new Special Rule 247 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of December 3, 1963, which became effective January 1, 1964.

The publications hereinafter set forth reflect the scope of the applications as

filed by applicant, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

APPLICATIONS ASSIGNED FOR ORAL HEARING

MOTOR CARRIERS OF PROPERTY

No. MC 133253 (Sub-No. 1) (Amendment), filed September 13, 1968, published in FEDERAL REGISTER issue of November 7, 1968, and republished as amended this issue. Applicant: WILLIAM LOUIS DAMON, Tse Bonito, N. Mex., c/o Window Rock, Ariz. 86515. Applicant's representative: Donald E. Fernaays, 4114A North 20th Street, Phoenix, Ariz. 85016. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities, including household goods*, but excluding commodities of unusual value, classes A and B explosives and commodities in bulk, between (1) Flagstaff, Ariz., the Navajo Indian Reservation in Arizona, the Hopi Indian Reservation in Arizona, Gallup, Gamero, and Farmington, N. Mex., on the one hand, and, on the other, the Navajo Indian Reservation in Arizona, New Mexico, and Utah, the Hopi Indian Reservation in Arizona, McKinley, and San Juan Counties, N. Mex., and the Zuni Indian Reservation in New Mexico; (2) the Navajo Indian Reservation in Arizona, New Mexico, and Utah, the Hopi Indian Reservation in Arizona, Gallup, Canonicito, and Gamero, N. Mex.; McKinley and San Juan Counties, N. Mex., and the Zuni Indian Reservation in New Mexico, on the one hand, and, on the other, Albuquerque and Canonicito, N. Mex. Restriction: No service is authorized between (1) Farmington, N. Mex., on the one hand, and, Albuquerque, Gallup, and Gamero, N. Mex., on the other; and (2) Flagstaff, Ariz., on the one hand, and, Gallup, Gamero, Farmington, and Albuquerque, N. Mex., on the other. Note: The purpose of this republication is to eliminate the State of Colorado, to be specific with the description "Navajo Country" by adding McKinley and San Juan Counties, N. Mex., thereby eliminating the wording "Navajo Country," and to eliminate the specific points of Ignacio, Colo., and Snowflake, Ariz. The commodity description is also amended by further restricting the general commodity description to exclude all commodities in bulk instead of just petroleum products in bulk. "Unless otherwise hereafter specified, the hearing now scheduled on the 29th day of September A.D. 1969, at 9:30 a.m., d.s.t. (or 9:30 a.m., U.S.s.t., if that time is observed), at Albuquerque, N. Mex., in Room 5011, Federal Building and U.S. Courthouse, 500 Gold Avenue SW., will proceed as scheduled."

No. MC 22301 (Sub-No. 10) (Republication), filed April 25, 1968, published

in FEDERAL REGISTER issue of May 16, 1968, and republished this issue. Applicant: SIOUX TRANSPORTATION COMPANY, INC., 1619 11th Street, Sioux City, Iowa 51102. Applicant's representatives: Wallace W. Huff, 314 Security Bank Building, Sioux City, Iowa 51101, and Einar Viren, 904 City National Bank Building, Omaha, Nebr. 68102. By application filed April 25, 1968, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, of general commodities (except those of unusual value, dangerous explosives not including small arms ammunition, household goods as defined in *Practices of Motor Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between Sioux City, Iowa, Omaha, Nebr., and Elk Grove Village, Ill., as an off-route point to presently held regular route authority. A report and order by the Examiner served April 17, 1969, recommended that the application be denied. A report and order of the Commission, Review Board No. 2, decided July 31, 1969, and served August 7, 1969, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, of general commodities (except those of unusual value, dangerous explosives, not including small arms ammunition, household goods as defined in *Practices of Motor Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving Elk Grove Village, Ill., as an off-route point in connection with applicant's regular-route operations between Chicago, Ill., and Omaha, Nebr., and Sioux City, Iowa; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other persons, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

NOTICE OF FILING OF PETITIONS

No. W-536 (Sub-No. 7) (Notice of Filing of Petition), filed August 14, 1969. Petitioners: BATON ROUGE COAL & TOWING CO., 1901 North Front Street, Baton Rouge, La. 70821, and HENNEPIN TOWING COMPANY, 7703 Normandale Road, Minneapolis, Minn. 55424. Petitioners' representative: L. C. Major, Jr.,

Suite 301, Tavern Square, 421 King Street, Alexandria, Va. 22314. By petition filed August 14, 1969, petitioners request that the exemption order served December 22, 1961, effective January 22, 1962, in the above-entitled proceeding, under section 302(e) of Part III of the Interstate Commerce Act, in the name of Baton Rouge Coal & Towing Co. be canceled and reissued in the name of Hennepin Towing Co. Said order exempts from the provisions of Part III of the Act the furnishing of vessels by Baton Rouge Coal & Towing Co. to persons engaged in marine construction to be used by such persons in the transportation of their own property in interstate or foreign commerce, between ports and points in Texas, Louisiana, Mississippi, Alabama, and Florida along the Gulf of Mexico and tributary and connecting waterways, except ports and points along the Mississippi River and its tributaries above Baton Rouge, La.

No. MC 98707 (Sub-No. 10) (Notice of Filing of Petition for Removal of Restriction), filed August 4, 1969. Petitioner: MILES MOTOR TRANSPORT SYSTEM, Stockton, Calif. Petitioner's representative: Marshall G. Berol, 100 Bush Street, San Francisco, Calif. 94104. Petitioner holds authority in MC 98707 (Sub-No. 10) to transport general commodities, with certain exceptions, over specified regular routes in California, subject to the following restrictions: "The authority granted herein shall not be severable by sale or otherwise from the authority heretofore granted carrier to transport cement. Service hereinabove is limited in point of time to that period during which carrier is engaged in continuous or regular seasonal bona fide movement in multiple State interstate transportation of cement under the authority heretofore granted." Petitioner is also authorized to transport cement between specified points in the States of California, Oregon, and Nevada. By the instant petition, petitioner requests that the above referred to restriction be removed from its certificate. Any interested person desiring to participate, may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

No. MC 112989 and Sub Nos. 3, 5, and 12 (Notice of Filing of Petition To Traverse Alternate Routes To Provide Direct Line Service From Certain Oregon Counties to California), filed July 25, 1969. Petitioner: JOHNSON TRUCK SERVICE, INC., Coos Bay, Ore. 97420. Petitioner's representative: Norman E. Sutherland, 1200 Jackson Tower, Portland, Ore. 97205. Petitioner states it holds authority in MC 112989, the part here pertinent, to transport lumber, between points in Clatsop, Coos, Douglas, Lane, Lincoln, and Tillamook Counties, Ore. In MC 112989 (Sub-No. 3), lumber, from points in Coos and Curry Counties, Ore., to points in California with no transportation for compensation on return except as otherwise au-

thorized. In MC 112989 (Sub-No. 5), lumber, from points in Benton and Linn Counties, Oreg., to points in Coos County, Oreg., with no transportation for compensation on return except as otherwise authorized. A pending application in MC 112989 (Sub-No. 12) to transport lumber mill products, from points in Curry, Josephine, Jackson, Linn, Marion, Washington, Columbia, Benton, Wasco, Polk, Yamhill, Jefferson, Clackamas, Multnomah, Hood River, and Deschutes Counties, Oreg., to * * * Coos Bay, Oreg. (in Coos County). By the instant petition, petitioner requests a grant of authority to transport lumber, from points in Oregon (including those points within petitioner's present operating authority granted it in the future) to points in California via Interstate Highway 5 or U.S. Highway 97 without the necessity of transporting said lumber through Coos or Curry Counties, Oreg. Any interested person desiring to participate, may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the *FEDERAL REGISTER*.

No. MC 123069 (Notice of Filing of Petition for Interpretation or Modification of Petitioner's Certificate in No. MC 123069 and for Reopening of Petitioner's "Grandfather" Application No. MC 18124 in Which the Predecessor Permit was Issued, filed July 3, 1969. Petitioner: ALLER & SHARP, INC., Columbus, Ohio. Petitioner's representative: Thomas F. Kilroy, 2111 Jefferson Davis Highway, Arlington, Va. 22202. Petitioner, as here pertinent, states that its presently held certificate No. MC 123069, authorizes, among other things, the transportation of (1) meats, packinghouse products and supplies, and vegetable oils and animal fats and compounds and products thereof, between Chicago, Ill., and all points in Ohio; and (2) canned fruits and vegetables between Chicago and Columbus. Certificate No. MC-123069 was issued as the result of a statutory conversion proceeding instituted by the Commission, in lieu of the permit held by it in No. MC-18124. Petitioner further states that for many years has transported first under its contract carrier permit in No. MC-18124 and next under its common carrier certificate in No. MC-123069, a variety of commodities including butter, oleo, cheese, horseradish, and salad dressing for various meat packinghouses and other consignors between Chicago and points in Ohio. Petitioner states that it received a letter from the Commission's Bureau of Enforcement dated March 4, 1969, stating civil forfeiture claims had been made against Petitioner based on claimed violations of section 206(a) of the Act, however, agreement was made to hold the matter in abeyance to enable Petitioner to file the instant petition with the Commission. Petitioner states that it always has performed transportation for anyone desiring to utilize its services.

The seasonably-filed "grandfather" application of Petitioner requested con-

tract-carrier authority primarily because at that time no one connected with the Petitioners organization was certain as to the exact meaning of the term "contract carrier." On December 9, 1941, Petitioner was issued a permit in No. MC-18124 authorizing it to operate as a contract carrier, among other things, of meats, packinghouse products, and supplies, and vegetable oils and animal fats, and compounds and products thereof, between Chicago and points in Ohio and of canned fruits and vegetables between Chicago and Columbus. Petitioner states that sometime after the then Division 5 announced its decision in Ex Parte No. MC-38, *Modification of Permits—Packinghouse Products*, 46 M.C.C. 23, Petitioner became aware of that decision. Ex Parte No. MC-38 was instituted as a result of a petition filed by the American Meat Institute seeking amendment of all outstanding permits of contract carriers serving the meatpacking industry so as to enable those contract carriers to provide a complete service for meat packinghouses. The then-held permit No. MC-18124 did not contain any limitations as to the parties with whom it could contract because the evidence submitted in support of the "grandfather" application had established that it transported for anyone who would use its services and, so far as its Chicago-Ohio operations were concerned, it never was a carrier serving only the meatpacking industry but always had served other shippers. For these reasons and because it desired to continue its long-established practice of serving all types of consignors and consignees, it did not tender its permit in No. MC-18124 for cancellation and the issuance of a more restrictive permit in lieu thereof.

Sometime after service of the report of the then Division 5 of the Commission on reconsideration in Ex Parte No. MC-38, 48 M.C.C. 628, decided September 20, 1948, Petitioner became aware of this decision. In this report on reconsideration, Division 5 agreed that it had no power to enlarge any operating authority except in keeping with the standards established in sections 206 and 209 of the Act but stated that it was merely interpreting permits and not enlarging or extending any operating authority for those contract carriers serving the meatpacking industry. Upon reconsideration, Division 5 found that meat packinghouse products, packinghouse products, and merchandise dealt in by meatpacking companies were those commodities named in the appendix to the report on reconsideration which are the same as contained in its initial report in Ex Parte No. MC-38. Again because it had long been transporting the commodities here involved for meat packinghouses and other shippers, between Chicago and points in Ohio, and because its commodity authorizations were not the same, petitioner considered this report of Division 5 on reconsideration as not taking away any of its authorities. Petitioner states it therefor continued its previously described Chicago-Ohio operations openly and with the knowledge

of the local representatives of the Commission. Petitioner further states on January 3, 1958, the Commission, pursuant to a change in the statute, instituted a conversion proceeding to determine whether or not the operations of Petitioner were those of a common or contract carrier. This conversion hearing was not opposed. On March 31, 1961, Petitioner was issued a certificate in No. MC-123069 authorizing the same heretofore described authority as a common carrier. In other words, in accordance with the statute, petitioner was issued common carrier authority to perform its operations not as a contract carrier but as a common carrier, and Petitioner thus continued its pattern of operations which started prior to July 1, 1935, openly with the knowledge of competing carriers and local officials of the Commission.

Petitioner states that in the early days of Federal motor carrier regulation, various types of commodity descriptions were set forth in permits and certificates and there was no uniformity as concerns motor carrier commodity descriptions to those motor carriers who served the meat packinghouse industry and to those carriers such as Petitioner who served that industry and other industries in the transportation of similar and identical products. If the converted certificate is now interpreted as limiting the transportation of meats and packinghouse products to those commodities only when produced or distributed by a meat packinghouse then its "grandfather" contract carrier authority and its converted common carrier authority were improperly framed and rights to which it is entitled are being taken away without due process of law. Petitioner states that permit was issued to it in 1938, a grant of authority to transport the named commodities for anyone was intended because this was the type of proof presented; and it necessarily follows that the evidence upon which this initial permit was issued should be reviewed and Petitioner should be permitted to supplement this evidence with additional evidence in view of the circumstances here presented. By the instant petition, petitioner requests that the Commission interpret its Chicago-Ohio authority as authorizing transportation for any consignor or consignee regardless of by whom the commodity was produced or distributed, or in the alternative that the Commission waive the requirements of Rule 101(e) of its general rules of practice and reopen its "grandfather" application No. MC 18124 to receive evidence of the kind and type heretofore set forth in the form of verified statements to show that the "grandfather" authority should be redescribed. Any person or persons desiring to participate, may file an original and six copies of his written representations, views, or arguments in support of, or against the petition with 30 days from the date of publication in the *FEDERAL REGISTER*.

No. MC 129620 (Notice of Filing of Petition for Modification of Permit), filed August 11, 1969. Petitioner: PEDEN

BROS., INC., Smithton, Pa. 15479. Petitioner's representative: Jerome Solomon, 704 Grant Building, Pittsburgh, Pa. 15219. Petitioner holds a Permit in No. MC 129620 authorizing the transportation by motor vehicle, over irregular routes, of roof trusses, from the plantsite of Lincoln Homes Co. and Swift Industries, Inc., at Elizabeth, Pa., to points in Ohio, Indiana, Michigan, West Virginia, Maryland, Virginia, New York, New Jersey, and Kentucky, with no transportation for compensation on return except as otherwise authorized. Precut and prefabricated building sections and components and materials used in the construction of prefabricated buildings, from the plantsite of Lincoln Homes Co. and Swift Industries, Inc., at Belle Vernon, Pa., to points in Ohio, Indiana, Michigan, West Virginia, Maryland, Virginia, New York, New Jersey, and Kentucky, with no transportation for compensation on return except as otherwise authorized. "Restriction: The operations authorized herein are limited to a transportation service to be performed, under a continuing contract, or contracts, with Swift Industries, Inc., and its corporate affiliate, Lincoln Homes Co." Petitioner states that it has been advised by the shippers that all operations at Belle Vernon, Pa., are being phased out and will be discontinued on or about September 1, 1969, and that all operations now being provided at Belle Vernon, Pa., will be consolidated at Elizabeth, Pa.; that the manufacture of roof trusses at Elizabeth, Pa., and the manufacture of precut and prefabricated building sections and components and materials used in the construction of prefabricated buildings at Belle Vernon, Pa., will be consolidated and the manufacture of all the described commodities will be done at Elizabeth, Pa.; and that the roof trusses now authorized to be transported by it from Elizabeth, Pa., are a part of and included in the commodity description of precut and prefabricated building sections and components and materials.

By the instant petition, petitioner requests that its permit be modified to read as follows: Precut and prefabricated building sections and components and materials used in the construction of prefabricated buildings, from the plantsite of Lincoln Homes Co. and Swift Industries, Inc., at Elizabeth, Pa., to points in Ohio, Indiana, Michigan, West Virginia, Maryland, Virginia, New York, New Jersey, and Kentucky, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are limited to a transportation service to be performed under a continuing contract, or contracts, with Swift Industries, Inc., and its corporate affiliate, Lincoln Homes Co. Any interested person desiring to participate, may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the **FEDERAL REGISTER**.

APPLICATIONS FOR CERTIFICATES OF PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5 GOVERNED BY SPECIAL RULE 240 TO THE EXTENT APPLICABLE

No. MC 2401 (Sub-No. 47), filed August 4, 1969. Applicant: **MOTOR FREIGHT CORPORATION**, 2345 South 13th Street, Terre Haute, Ind. 47802. Applicant's representative: John P. McMahon, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*; (1) between Columbus and Cleveland, Ohio: From Columbus over Interstate Highway 71 to Cleveland, and return over the same route, serving all intermediate points; (2) between Columbus and Youngstown, Ohio: From Columbus over Interstate Highway 71 to its junction with Interstate Highway 80S (U.S. Highway 224), thence east over Interstate Highway 80S (U.S. Highway 224 and Ohio Highway 18) to Youngstown, and return over the same route serving all intermediate points; (3) between Columbus and Canton, Ohio: From Columbus over Interstate Highway 71 to its junction with U.S. Highway 30, thence east over U.S. Highway 30 to Canton, and return over the same routes, serving all intermediate points; (4) between Columbus and Toledo, Ohio: From Columbus over U.S. Highway 23 to junction Ohio Highway 15 near Carey, Ohio; thence west over Ohio Highway 15 to junction Interstate Highway 75 near Findlay, Ohio; thence north over Interstate Highway 75 to Toledo, and return over the same routes, serving all intermediate points; (5) between Columbus and Portsmouth, Ohio: From Columbus over U.S. Highway 23 to Portsmouth, and return over the same route, serving all intermediate points; and (6) between Columbus and Steubenville, Ohio: From Columbus over Interstate Highway 70 to junction Ohio Highway 7 at Bridgeport, thence north over Ohio Highway 7 to Steubenville, and return over the same routes, serving all intermediate points; serving all points in Ohio as off-route points in connection with the above-described six routes. Restriction: All service is restricted to traffic moving from, to or through Columbus, Ohio, and is further restricted against service to any commercial zone point located outside of Ohio. Note: This application is to convert the certificate of registration No. MC-123825 Sub 2, to a certificate of public convenience and necessity. This is a matter directly related to MC-F-10571 published in the **FEDERAL REGISTER** issue of August 13, 1969. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Indianapolis, Ind.

No. MC 13123 (Sub-No. 57), filed August 5, 1969. Applicant: **WILSON FREIGHT COMPANY**, a corporation, 3636 Pollett Avenue, Cincinnati, Ohio 45223. Applicant's representatives: Milton H. Bortz (same address as applicant), and Harry C. Ames, Jr., 666 11th Street

NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, those requiring special equipment, unmanufactured leaf tobacco, and containers, materials, supplies, and equipment used in the manufacturing, processing, and marketing of tobacco), between points in North Carolina within a radius of 50 miles of Salisbury, N.C. Note: Applicant indicates tacking possibilities with presently held authority, wherein applicant is authorized to serve points in the States of Tennessee, North Carolina, Virginia, New Jersey, New York, Connecticut, Pennsylvania, Ohio, Massachusetts, District of Columbia, West Virginia, Maryland, Delaware, and Rhode Island. This application is a matter directly related to MC-F-10576, published in the **FEDERAL REGISTER** issue of August 13, 1969. Applicant seeks to convert the certificate of registration of Shaw Motor Freight, Inc., under MC 99552, into a certificate of public convenience and necessity. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 240).

MOTOR CARRIERS OF PROPERTY

No. MC-F-10585. Authority sought for control and merger by **CAMPBELL SIXTY-SIX EXPRESS, INC.**, 2333 East Trafficway, Post Office Box 807, Springfield, Mo. 65801, of the operating rights and property of **UNITED MOTOR FREIGHT TERMINAL, INC.**, 3700 First Avenue South, Birmingham, Ala. 35222, and for acquisition by **FRANK G. CAMPBELL**, Post Office Box 807, Springfield, Mo., of control of such rights and property through the transaction. Applicants' attorney and representative: Phineas Stevens, Post Office Box 22567, Jackson Miss. 39205, and Samuel Tenenbaum, 933 Bank for Savings Building, Birmingham, Ala. 35203. Operating rights sought to be controlled and merged: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier*, over regular routes, between Birmingham, Ala., and Atlanta, Ga., and all intermediate points and the off-route point of Bessemer, Ala., and those within 5 miles of Birmingham and Atlanta, between Atlanta, Ga., and the U.S. Army Depot, near Conley, Ga., serving no intermediate points; over one alternate route for operating convenience only. **CAMPBELL SIXTY-SIX EXPRESS, INC.**, is authorized to operate

as a common carrier in Missouri, Kansas, Tennessee, Texas, Oklahoma, Illinois, Alabama, Mississippi, Louisiana, and Arkansas. Application has been filed for temporary authority under section 210a(b).

No. MC-F-10586. Authority sought for purchase by TERMINAL TRANSPORT COMPANY, INC., 248 Chester Avenue SE., Atlanta, Ga. 30316, of a portion of the operating rights of CAUDELL TRANSPORT, INC., 30 Thames Road, Forest Park, Ga. 30050, and for acquisition by AMERICAN COMMERCIAL LINES, INC., 2919 Allen Parkway, Houston, Tex. 77019, and in turn by TEXAS GAS TRANSMISSION CORPORATION, 3800 Frederica Street, Owensboro, Ky. 42301, of control of such rights through the purchase. Applicants' attorneys: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603; T. Randolph Buck, 2919 Allen Parkway, Houston, Tex. 77019; Harold H. Clokey, 248 Chester Avenue SE., Atlanta, Ga. 30316; and Guy H. Postell, 1273 West Peachtree Street NW., Atlanta, Ga. 30309. Operating rights sought to be transferred: *General commodities*, excepting among others household goods, but not excepting commodities in bulk, as a common carrier over regular routes between Atlanta, Ga., and Savannah, Ga., serving no intermediate points, except serving the intermediate points of Swainsboro, Macon, and Forsyth, Ga., and junction U.S. Highway 1 and Interstate Highway 16, between Savannah, Ga., and Savannah Beach, Ga., serving all intermediate points, and the off-route points of Wilmington Island, Ga., over three alternate routes for operating convenience only. Vendee is authorized to operate as a common carrier in Kentucky, Indiana, Illinois, Georgia, Tennessee, Alabama, Florida, and Ohio. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-10587. Authority sought for purchase by ANDREWS VAN LINES, INC., Seventh Street and Park Avenue, Norfolk, Nebr. 68701, of a portion of the operating rights of ASHWORTH TRANSFER, INC., 1526 South Sixth West, Salt Lake City, Utah 84104, and for acquisition by CLAYTON L. ANDREWS also of Norfolk, Nebr., of control of such rights through the purchase. Applicants' attorney: Donald E. Leonard, Box 2028, 605 South 14th Street, Lincoln, Nebr. 68501. Operating rights sought to be transferred: *Household goods* as defined by the Commission, as a common carrier over irregular routes between Salt Lake City, Utah, and points within 25 miles thereof, on the one hand, and, on the other, points in Nevada and Wyoming, and points in that part of Idaho south of, but not including, Idaho County, Idaho. Vendee is authorized to operate as a common carrier in Colorado, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, North Dakota, Ohio, Oklahoma, Pennsylvania,

South Dakota, Tennessee, Texas, Virginia, West Virginia, Wisconsin, Wyoming, Delaware, Maryland, Idaho, Montana, Oregon, Utah, Washington, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b). NOTE: If a hearing is deemed necessary it is requested that the hearing be set for Salt Lake City, Utah, or Washington, D.C.

No. MC-F-10588. Authority sought for purchase by FUNK'S HAULING SERVICE, INC., 2750 Grant Avenue, Philadelphia, Pa. 19114, of a portion of the operating rights and certain property of DANIEL H. MCCOLLISTER, doing business as MCCOLLISTER'S EXPRESS, Logan and Mitchell Avenues, Burlington, N.J. 08016, and for acquisition by CLINTON C. FUNK, JR., and ANNA FUNK, both also of Philadelphia, Pa., of control of such rights and certain property through the purchase. Applicants' representative: Abraham J. Brem Levy, 1328 Land Title Building, Philadelphia, Pa. 19110. Operating rights sought to be transferred: *General commodities*, except those of unusual value, liquors, 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, as a common carrier over regular routes between Burlington, N.J., and Philadelphia, Pa., serving all intermediate points; and the off-route points of Bordentown, Roebling, and Florence, N.J. Vendee is authorized to operate as a common carrier in New York, Pennsylvania, Maryland, Delaware, and New Jersey. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-10589. Authority sought for purchase by CLARKSON BROS. MACHINERY HAULERS, INC., Post Office Box 25, Cowpens, S.C. 29330, of a portion of the operating rights of MACON TRADING POST, INC., doing business as TRADING POST, Post Office Box 4032, Macon, Ga. 31208. Applicants' attorney: Paul F. Sullivan, 701 Washington Building, Washington, D.C. 20005. Operating rights sought to be transferred: *Textile machinery*, as a common carrier over irregular routes, between Columbus, Ga., on the one hand, and, on the other, points in Alabama, Georgia, North Carolina, and South Carolina. Vendee is authorized to operate as a common carrier in North Carolina, Georgia, South Carolina, and Virginia. Application has not been filed for temporary authority under section 210a(b). NOTE: If a hearing is deemed necessary, it is requested that it be held in Washington, D.C., or Atlanta, Ga.

By the Commission.

[SEAL] ANDREW ANTHONY, JR.
Acting Secretary.

[F.R. Doc. 69-10229; Filed, Aug. 26, 1969; 8:47 a.m.]

[Notice 398]

MOTOR CARRIER TRANSFER PROCEEDINGS

August 19, 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-71449. By order of August 14, 1969, the Motor Carrier Board approved the transfer to B & D Transfer Inc., Box 133, Liberty, Pa., 16930, of the certificates in Nos. MC-107110, MC-107110 (Sub-No. 1), MC-107110 (Sub-No. 3), MC-107110 (Sub-No. 4), and MC-107110 (Sub-No. 5), issued November 1, 1950, December 20, 1946, March 4, 1968, February 25, 1949, and January 23, 1968, respectively, to Gerald L. Dinnison, Lawrence E. Black, F. A. Brion, and R. H. Goodall, a limited partnership, doing business as B & D Transfer, Box 133, Liberty, Pa. 16930, authorizing the transportation of general commodities, with exception, and specified commodities from, to, and between specified points and described areas in Pennsylvania, and New Jersey, and points and areas in the States of Maryland, Delaware, New York, New Jersey, Pennsylvania, Connecticut, Massachusetts, Rhode Island, Ohio, and the District of Columbia.

No. MC-FC-71455. By order of August 14, 1969, the Motor Carrier Board approved the transfer to Clifton Bus Co., Inc. Brooklyn, N.Y., of the operating rights in certificate No. MC-19835, issued May 23, 1957, to Clifton W. Francis, Brooklyn, N.Y., authorizing the transportation of passengers and their baggage, restricted to traffic originating at the point indicated, in charter operations, from New York, N.Y., to Philadelphia, Pa., points in New Jersey and the District of Columbia, points in that part of Connecticut on and west of U.S. Highway 5, and points in Orange, Sullivan, Rockland, and Onondaga Counties, N.Y., and return. Sidney Leshin, 501 Madison Avenue, New York, N.Y. 10022, Edward F. Bowes, 744 Broad Street, Newark, N.J. 07102, attorneys for transferee and transferor.

No. MC-FC-71477. By order of August 13, 1969, the Motor Carrier Board approved the transfer to Goodhall's Garage, Inc., Stafford Springs, Conn., of certificate in No. MC-116726, issued November 15, 1957, to Wallace I. Goodhall,

Jr., Stafford Springs, Conn., authorizing the transportation of: Repossessed or disabled vehicles in truckaway service, by use of vehicles equipped as wreckers, between points in Connecticut on the one hand, and, on the other, points in Rhode Island and Massachusetts. Reubin Kaminsky, 410 Asylum Street, Hartford, Conn. 06103, attorney for applicants.

No. MC-FC-71523. By order of August 14, 1969, the Motor Carrier Board approved the transfer to James D. Woleslagel, doing business as Woleslagel Moving Co., Fremont, Ohio, of the certificate in No. MC-30098, issued June 20, 1955, to Neven I. Woleslagel, doing business as N. I. Woleslagel Moving Co., Fremont, Ohio, authorizing the transportation of household goods, office furniture and equipment and store fixtures between Fremont, Ohio, and points within 20 miles thereof, on the one hand, and, on the other, points in the Southern Peninsula of Michigan. Harvey A. Rosenzweig, Columbus Center, 100 East Broad Street, Columbus, Ohio 43215, attorney for applicants.

No. MC-FC-71534. By order of August 14, 1969, the Motor Carrier Board approved the transfer to Airborne Freight Corp., 620 Colman Building, Seattle, Wash. 98104, of the certificate in No. MC-123343, issued August 13, 1968, to Pacific Air Freight, Inc., 620 Colman Building, Seattle, Wash. 98104, authorizing the transportation of general commodities, with exceptions, between points in Alaska within 25 miles of Anchorage, including Anchorage.

No. MC-FC-71538. By order of August 14, 1969, the Motor Carrier Board approved the transfer to Robert F. Clemens, doing business as R. F. Clemens, Putnam, Conn., of permit No. MC-29674, issued July 25, 1941, to George L. Place, Thompson, Conn., authorizing the transportation of: Liquid petroleum products and greases, from Putnam, Conn., Providence and East Providence, R.I., to points in Connecticut, Rhode Island, and Massachusetts within 30 miles of Putnam. Arthur A. Wentzell, Post Office Box 720, Worcester, Mass. 01601, applicants representative.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-10230; Filed, Aug. 26, 1969;
8:47 a.m.]

[Notice 400]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 22, 1969.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Com-

merce 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.

Finance Docket No. 25815. By order of August 21, 1969, the Motor Carrier Board approved the transfer to William W. Stender, Bay City, Mich., of the operating rights in water carrier certificate No. W-732 issued August 11, 1944, to Nicholson Transit Co., Ecorse, Mich., authorizing the operation as a common carrier by self-propelled vessels and by non-self-propelled vessels with the use of separate towing vessels, in the transportation of commodities generally, in interstate or foreign commerce, between ports and points on the Great Lakes and interconnecting tributary waterways, including the St. Lawrence River as far east as Ogdensburg, N.Y., but not including the New York State Canal System. Marlin F. Scholl, 1051 Penobscot Building, Detroit, Mich. 48226, attorney for applicants.

No. MC-FC-71533. By order of August 18, 1969, the Motor Carrier Board approved the transfer to Liner Moving & Storage Corp., Newburgh, N.Y., of the operating rights in certificate No. MC-89301 issued June 27, 1966, to Lothar Neumetzger, doing business as Liner Moving & Storage Co., Newburgh, N.Y., authorizing the transportation, over irregular routes, of used household goods from Newburgh, N.Y., to points in Fairfield, Hartford, Litchfield, and New Haven Counties, Conn., and Essex County, N.J., and household goods, as defined by the Commission, from Newburgh, N.Y., and points within 20 miles of Newburgh, N.Y. (except Maybrook, Montgomery, Walden, Pine Bush, and Wallkill, N.Y.), to points in Connecticut (except those in Fairfield, Hartford, Litchfield, and New Haven Counties, Conn.), Massachusetts, New Jersey (except those in Essex County, N.J.), New York, and Pennsylvania; from points in Connecticut, Massachusetts, New Jersey, New York, and Pennsylvania, to Newburgh, N.Y., and points within 20 miles of Newburgh, N.Y. (except Maybrook, Montgomery, Walden, Pine Bush, and Wallkill, N.Y.); and between Newburgh, N.Y., on the one hand, and, on the other, Maybrook, Montgomery, Walden, Pine Bush, and Wallkill, N.Y., points in Fairfield, Hartford, Litchfield, and New Haven Counties, Conn., and points in Essex County, N.J. John J. Brady, Jr., 75 State Street, Albany, N.Y. 12207, attorney for applicants.

No. MC-FC-71539. By order of August 18, 1969, the Motor Carrier Board approved the transfer to T & R Transit Co., a corporation, Decatur, Ill., of the certificate of registration in No. MC-104392 (Sub-No. 3), issued February 10, 1964, to Enoch Trusner, doing business as T & R Cartage Co., Decatur, Ill., authorizing the transportation of general commodities between points in the State of Illinois.

No. MC-FC-71551. By order of August 18, 1969, the Motor Carrier Board

approved the transfer to Haywood Trucking Co., Inc., Wallins Creek, Ky., of certificates in Nos. MC-118768 and MC-118768 (Sub-No. 2), issued April 19, 1960, and July 12, 1965, to Charles Greene, doing business as Greene Transfer Co., Pineville, Ky., authorizing the transportation of: Lumber, from points in Bell and Knox Counties, Ky., to points in Georgia, Illinois, Indiana, Maryland, North Carolina, Pennsylvania, Tennessee, Virginia, Wisconsin, and a specified part of Ohio; and, fertilizer, in bags, from Bristol, Va., to points in Bell and Harlan Counties, Ky., and, lumber (except plywood and veneers), from the plant site of the Georgia-Pacific Corp. at or near Evans, Ky., to points in Georgia, Maryland, New York, North Carolina, Pennsylvania, South Carolina, Tennessee, Virginia, West Virginia, and Wisconsin, and returned shipments on the return. Robert R. Boone, Post Office Box 294, Pineville, Ky. 40977, attorney for transferor, and, Ollie L. Merchant, Suite 202, 140 South Fifth Street, Louisville, Ky. 40202, attorney for transferee.

No. MC-FC-71563. By order of August 18, 1969, the Motor Carrier Board approved the transfer to Farrell Barnes, doing business as Farrell's Trucking, Mount Sterling, Ky., of certificate No. MC-127391, issued March 13, 1968, to Whisman Auto Sales, Inc., Hope, Ky., authorizing the transportation of: Used automobiles, in truckaway service in secondary movements, from Dayton and Cleveland, Ohio; South Bend and Dyer, Ind.; and Detroit, Mich., to points in Montgomery County, Ky. James S. Wilson, 226 Main Street, Post Office Box 151, Paris, Ky. 40361, attorney for applicants.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-10231; Filed, Aug. 26, 1969;
8:47 a.m.]

NOTICE OF FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

AUGUST 22, 1969.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to section 206(a) (6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by special rule 245 (49 CFR 1100.245) of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

State Docket No. H-5019, filed May 21, 1969. Applicant: VAN WYK FREIGHT LINES, INC., Sully, Iowa. Applicant's

representative: Russell Wilson, 3829 Merle Hay Road, Des Moines, Iowa. Certificate of Public convenience and necessity sought to operate a freight service as follows: Transportation of *general commodities*, between Des Moines, Montezuma, Malcom, Brooklyn, Grinnell, Gilman, Laurel, Le Grand, Montour, Dunbar, and Newburg. Both intrastate and interstate authority sought.

HEARING: Tuesday, October 28, 1969, at 10 a.m., Office of the Commission, Des Moines, Iowa. Requests for procedural information including the time for filing protests concerning this application should be addressed to the Iowa State Commerce Commission, State Capitol, Des Moines, Iowa 50319, and should not be directed to the Interstate Commerce Commission.

State Docket No. 6103, filed July 8, 1969. Applicant: GENEVA CARTAGE, INCORPORATED, Post Office, Box 284, Pleasant Grove, Utah 84062. Applicant's representative: Miss Irene Warr, 419 Judge Building, Salt Lake City, Utah 84111. Certificate of public convenience and necessity sought to operate a freight service as follows: Transportation of

steel and steel products, between the United States Steel Plant at Geneva, Utah, and applicant's yard at Pleasant Grove, Utah; and cast iron pipe from Pacific States Cast Iron Pipe Co. at its plantsite located between Provo and Springville, Utah, to applicant's yard at Pleasant Grove, Utah. Both intrastate and interstate authority sought.

HEARING: Tuesday, September 23, 1969, 10 a.m., 330 East Fourth South Street, Salt Lake City, Utah. Requests for procedural information including the time for filing protests concerning this application should be addressed to the Utah Public Service Commission, 330 East Fourth South Street, Salt Lake City, Utah 84111, and should not be directed to the Interstate Commerce Commission.

State Docket No. 69-260-MF/A, filed July 18, 1969. Applicant: JOHN W. AND JOANNE C. HOOGLAND, doing business as CITY EXPRESS, Box 305, Fourth and Washington Streets, Seward, Alaska 99664. Applicant's representative: Roger McShea, 1503 K Street, Anchorage, Alaska 99501. Certificate of public convenience and necessity sought to operate

a freight service as follows: Transportation of *general commodities*, between points within a 10-mile radius of Seward, Alaska; and between Seward, Alaska, and points within 10 miles thereof, on the one hand, and, on the other, points within 100 airline miles. Both intrastate and interstate authority sought.

HEARING: Not yet assigned. Any person having interest in, or objection to the application may file a statement in writing with the Alaska Transportation Commission, 750 MacKay Building, 338 Denali Street, Anchorage, Alaska 99501. Said statement (in duplicate) shall be delivered to the Commission's office or postmarked not later than fifteen (15) days after the last date of publication of this notice, and the person filing the statement must furnish an affidavit of service of a copy of such statement on the applicant's attorney: Roger McShea, 1503 K Street, Anchorage, Alaska 99501.

By the Commission.

[SEAL] ANDREW ANTHONY, Jr.,
Acting Secretary.

[F.R. Doc. 69-10232; Filed, Aug. 26, 1969;
8:48 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—AUGUST

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 August

3 CFR	Page	7 CFR—Continued	Page	7 CFR—Continued	Page
PROCLAMATIONS:		402.....	13654	PROPOSED RULES:	
3920.....	12819	403.....	13654	70.....	12948
3921.....	13145	404.....	13654	81.....	13035
3922.....	13261	406.....	13654	101.....	13110
3923.....	13355	408.....	13654	722.....	13662
3924.....	13357	409.....	13654	729.....	13373
EXECUTIVE ORDERS:		410.....	13654	908.....	12833
11246 (superseded in part by		411.....	13654	921.....	12949
EO 11478).....	12985	413.....	13655	923.....	12833
11375 (superseded in part by		717.....	12940	924.....	12950
EO 11478).....	12985	724.....	13521	926.....	13157
11477.....	12937	728.....	13316	932.....	12891
11478.....	12985	777.....	13522	948.....	12833
5 CFR		811.....	13319	980.....	12950
213.....	12623,	891.....	12657	981.....	13035, 13601
12832, 12987, 13077, 13407,	13408,	908.....	12659, 12821, 12941, 13149,	987.....	12633, 13280, 13704
13585		910.....	13359, 13585	991.....	13035
294.....	12779	912.....	12881	993.....	12834, 13478
511.....	12882	919.....	13263, 13264	1001.....	12705, 13601
534.....	12882	925.....	13655	1002.....	12705, 13601
550.....	12623, 13147	927.....	12821	1003.....	12705, 13601
630.....	13655	931.....	12559	1004.....	12705, 13601
713.....	13656	958.....	12779	1013.....	13280
7 CFR		967.....	13359	1015.....	12705, 13601
225.....	12623	980.....	13320	1016.....	12705, 13601
319.....	13147	987.....	13408	1036.....	13419
321.....	13147	993.....	13697	1060.....	13325
330.....	13148	1013.....	13585	1103.....	12710
354.....	13148	1036.....	12659	1124.....	12744, 13421
371.....	12939	1125.....	13463	1132.....	12788, 13662
401.....	13645-13653	1407.....	12659	1138.....	13478
		1421.....	12822, 13077, 13078		
		1427.....	12530		
		1443.....	12987, 13264		
		1479.....	13078		
		1490.....	13464		
		1601.....	12822		
				8 CFR	
				251.....	12560

8 CFR—Continued

Page

PROPOSED RULES:

103	12598
204	12598
242	12598
334	12598
341	12598

9 CFR

56	13360
74	13586
76	12780, 12823
78	13586
83	12561
97	12561

PROPOSED RULES:

101	13323
108	13323
109	13323
114	13323
116	13323
117	13323
118	13323
119	13323
120	13323
121	13323
301-330	13194

10 CFR

1	13360
2	13360
50	13360
115	13360

PROPOSED RULES:

50	13704
----	-------

12 CFR

1	13149
204	13409, 13524
207	13524
210	13645
213	13409
217	13524
221	13525
226	13301, 13410
531	13362
545	12661, 13272
556	12661, 13587
571	13588

PROPOSED RULES:

545	13115, 13481
555	13481

13 CFR

121	13078
-----	-------

PROPOSED RULES:

121	12837
-----	-------

14 CFR

23	13078
39	12562, 12563, 12781, 12941, 12942, 13099, 13100, 13265, 13467, 13697, 13698
71	12564, 12567, 12662, 12781, 12882, 12943, 12944, 13152, 13153, 13301, 13363, 13365, 13411, 13412, 13467, 13525, 13527, 13589, 13590, 13657, 13698
73	12566, 12567, 13412, 13698
75	13412, 13467, 13589
91	12882, 13467
93	13590
95	13528
97	12663, 12993, 13266, 13531
121	12781, 13468
141	13657
151	12883, 13699

14 CFR—Continued

Page

241	13541
1204	12624

PROPOSED RULES:

21	13036, 13329, 13421
25	13036
37	13036
39	12594, 12951, 13423, 13424
45	13421
61	12713, 13329
63	12713
71	12594-12597, 12715, 12716, 12951, 12952, 13330, 13331, 13424, 13425, 13608
73	12791
75	12597, 13373, 13425
91	12713, 13329
121	12713, 13036
123	12713
127	12713, 12716
135	12713
288	13610
298	13157
399	13610

15 CFR

370	12883
374	13272
377	12883
386	13272
1000	12884

16 CFR

2	12992
13	12823, 12824
15	12824, 13272, 13273
247	13468
419	13302
500	12944
503	12944

PROPOSED RULES:

245	12836
253	13281

17 CFR

230	13019
270	12695, 13019
274	13024

PROPOSED RULES:

240	12952
-----	-------

18 CFR

2	13024, 13413, 13699
14	13024, 13413
50	12825
154	13591
160	12825
301	13468

PROPOSED RULES:

2	12718
4	12718
141	13280, 13481
260	13481

19 CFR

1	13312
4	12945
16	13413

PROPOSED RULES:

24	12891
----	-------

20 CFR

404	12568, 13312, 13366
-----	---------------------

PROPOSED RULES:

602	12954
-----	-------

21 CFR

Page

1	12884
3	13413
8	12576
29	13658
31	13542
120	12782, 13313, 13367
121	12662, 12885, 13100, 13153, 13154, 13273, 13274, 13414, 13592, 13659

135c	13592
135g	13592
141	13154
148n	13469
191	13154

PROPOSED RULES:

1	12717
5	13552
27	13157
130	13552
133	13553
141	13109
146	13109

22 CFR

11	12623
121	13274
123	13276
124	13276
201	13593

24 CFR

0	12625
200	13029, 13469, 13593
201	12886
207	13594
221	12886
222	12887
235	12888
236	12889, 13594
237	12889
241	12889
1914	13543
1915	13543

PROPOSED RULES:

1665	13110
------	-------

25 CFR

153	13594
221	13543

29 CFR

526	13101
602	12826, 12946
603	12826
681	13699
627	12826
1500	12946
1604	13367

PROPOSED RULES:

727	13607
850	13666
1500	12892

30 CFR

56	12947
57	12947
250	13544, 13548

31 CFR

4	12577
257	13030
500	13277

32 CFR

	Page
43	12580
43a	12627
1453	12582
1712	13314

32A CFR

BDSA (Ch. VI):	
BDSA Reg. 2, Dir. 12	13315
M-11A	13031, 13368

33 CFR

117	12629, 12826, 12827
207	13265

36 CFR

7	13595
221	12827
326	13470
510	13276

PROPOSED RULES:

7	12833
---	-------

37 CFR

1	12629
---	-------

38 CFR

1	13368
6	12827
8	12827

39 CFR

155	13101
171	13414

PROPOSED RULES:

132	12948
135	12633
153	13601

41 CFR

1-1	13700
5-30	13278
7-1	13321
8-1	12782
8-3	12782
8-7	12782
8-12	12782
8-16	12783
9-3	13103
9-7	13103
12B-3	12582
14-2	13322
14H-1	13659
101-17	12828

41 CFR—Continued

101-26	12697
101-42	12783
109-35	12582

42 CFR

57	13032
74	13277
81	13316

PROPOSED RULES:

81	13109
----	-------

43 CFR

3380	13548, 13550
------	--------------

PUBLIC LAND ORDERS:

82 (see PLO 4674)	12632
1621 (amended by PLO 4674)	12632
2632 (revoked in part by PLO 4675)	12698
3521 (amended by PLO 4674)	12632
4582 (modified by PLO 4676)	13415
4674	12632
4675	12698
4676	13415

PROPOSED RULES:

417	13157
-----	-------

45 CFR

173	12829
205	13595
220	13595
1068	12784

PROPOSED RULES:

85	12633
----	-------

46 CFR

281	13369
308	13278
310	12632
375	13105
401	12583

PROPOSED RULES:

503	13558
510	13558
514	13332
528	12835, 13704

47 CFR

2	13542
73	12698, 12702, 13542
81	12584
83	12584
87	13105
89	13595

47 CFR—Continued

93	13595
----	-------

PROPOSED RULES:

0	12634
1	12634
43	12717
63	12718
73	12634
	12893, 13111, 13112, 13158, 13159, 13668, 13669
81	12952
83	12952
85	12952
89	13112
91	13113
95	13114
97	13429

49 CFR

71	13106, 13415
172	12589
173	12589
177	12592
178	12592
371	12834, 13369
1033	13278
1300	12593, 12837
1307	12593, 12837

PROPOSED RULES:

172	13426
173	13374, 13426-13428
177	13427
178	13374, 13428
Ch. III	13480
371	12717
	13608, 13609, 13701, 13702
391	13610
1048	13283
1056	13482
1300	13283
1307	13283

50 CFR

10	12785
32	12704
	12786, 12830-12832, 13032, 13107, 13108, 13155, 13369-13371, 13416, 13417, 13470-13477, 13550, 13600, 13645

33	12787, 13600
215	13371
280	13551

PROPOSED RULES:

13	13373
32	12705, 13661
33	12705

