

# FEDERAL REGISTER

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**Agencies in this issue—**

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Agricultural Stabilization and  
Conservation Service  
Atomic Energy Commission  
Civil Aeronautics Board  
Civil Service Commission  
Commodity Credit Corporation  
Consumer and Marketing Service  
Emergency Preparedness Office  
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# Rules and Regulations

## Title 7—AGRICULTURE

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

#### SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 1]

#### PART 722—COTTON

#### Subpart—Regulations for 1968 and Succeeding Years Extra Long Staple Cotton Program

##### PRICE SUPPORT PAYMENT

The regulations governing the Extra Long Staple Cotton Program for 1968 and succeeding years, 33 F.R. 19159, are hereby amended as follows:

1. Section 722.704 is amended by changing paragraphs (a) and (b) to read as follows:

##### § 722.704 Price support payment factor.

(a) For 1968 and 1969 the price support payment factor is 1.0000.

(b) For 1970 and succeeding years, the price support payment factor will be announced by an amendment to these regulations.

2. Section 722.709(a) is amended by adding at the end thereof the following new sentence:

##### § 722.709 Price support payment.

(a) \* \* \*. For 1969, the price support payment rate shall be 8.88 cents per pound.

(Sec. 101(f), as amended, 82 Stat. 701, 7 U.S.C. 1441(f))

Effective date: Date of filing with the Director, Office of the Federal Register.

Signed at Washington, D.C., on August 29, 1969.

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

[F.R. Doc. 69-10628; Filed, Sept. 4, 1969; 8:49 a.m.]

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

[948.361; Area 1]

#### PART 948—IRISH POTATOES GROWN IN COLORADO

##### Limitation of Shipments

Notice of rule making with respect to a proposed limitation of shipments regu-

lation to be made effective under Marketing Agreement No. 97 and Order No. 948, both as amended (7 CFR Part 948), regulating the handling of Irish potatoes grown in Area No. 1 Colorado, was published in the FEDERAL REGISTER August 7, 1969 (34 F.R. 12833). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). Interested persons were afforded an opportunity to file written data, views, or arguments pertaining thereto not later than 10 days after publication. None was filed.

*Statement of consideration.* The notice was based on the recommendations and information submitted by the Colorado Area No. 1 Potato Committee, established pursuant to the said amended marketing agreement and order and other available information. The recommendations of the committee reflect its appraisal of the composition of the 1969 crop in Area No. 1 and of the marketing prospects for this season.

The grade, size, and cleanliness requirements provided herein are necessary to prevent potatoes that are of poor quality, or undesirable sizes from being distributed in fresh market channels. They will also provide consumers with good quality potatoes consistent with the overall quality of the crop, and maximize returns to producers for the preferred quality and sizes.

The regulations with respect to special purpose shipments for other than fresh market use are designed to meet the different requirements for such outlets.

*Findings.* After consideration of all relevant matter presented in the aforesaid notice, based upon the recommendations of the Colorado Area No. 1 Potato Committee and other available information, it is hereby found that the limitation of shipments regulation, as herein-after set forth, will tend to effectuate the declared policy of the Act.

It is hereby further found that good cause exists for making this regulation effective at the time herein provided and for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of 1969 crop potatoes grown in the production area will begin on or about the effective date specified herein, (2) to maximize benefits to producers, this regulation should apply to as many shipments as possible during the effective period, (3) identical regulations were in effect during the previous marketing season for potatoes produced in Area No. 1 Colorado, and a similar regulation has been issued under the State order for intrastate shipments, so producers and handlers are aware of the provisions of this regulation, and (4) compliance with this regulation will not require any special preparation on the part of persons subject thereto which

cannot be completed by such effective date.

##### § 948.361 Limitation of shipments.

During the period September 8, 1969, through June 30, 1970, no person may handle any lot of potatoes grown in Area No. 1 unless such potatoes meet the requirements of paragraph (a) of this section, or unless such potatoes are handled in accordance with the provisions of paragraphs (b), (c), and (d) of this section.

(a) *Minimum grade and size requirements.*—(1) *Round varieties.* U.S. No. 2, or better grade, 2 inches minimum diameter.

(2) *Long varieties.* U.S. No. 2, or better grade, 2 inches minimum diameter or 4 ounces minimum weight.

(3) *All varieties.* Size B, if U.S. No. 1 or better grade.

(b) *Special purpose shipments.* (1) The quality requirements set forth in paragraph (a) of this section and the inspection and assessment requirements of this part shall not be applicable to potatoes handled for livestock feed.

(2) Potatoes may be handled for chipping or shoestrings if such potatoes meet the grade and size requirements of paragraph (a) of this section except for scab.

(3) The quality requirements of paragraph (a) of this section shall not be applicable to the handling of potatoes for seed as defined in § 948.6 but any lot of potatoes handled for seed shall be subject to assessments.

(c) *Safeguards.* (1) Each handler of potatoes which do not meet the quality requirements of paragraph (a) of this section and which are handled pursuant to paragraph (b) of this section for any of the special purposes set forth therein shall, prior to handling, apply for and obtain a Certificate of Privilege from the committee, which shall require among other things, the handler to furnish such reports and documents as the committee may require showing that the potatoes so handled were utilized for the purpose specified in the Certificate of Privilege.

(d) *Exception to regulations.* The requirements of this part shall not apply to the handling of potatoes grown in the counties of Dolores, La Plata, and Montezuma during the effective period of this section.

(e) *Definitions.* The terms "U.S. No. 1," "U.S. No. 2," "scab," and "Size B" shall have the same meaning as when used in the U.S. Standards for Potatoes (§§ 51.1540-51.1556 of this title), including the tolerances set forth therein. Other terms used in this section shall have the same meaning as when used in Marketing Agreement No. 97, as amended, and this part.



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

Dated September 2, 1969, to become effective September 8, 1969.

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

[F.R. Doc. 69-10630; Filed, Sept. 4, 1969;  
8:49 a.m.]

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 213—EXCEPTED SERVICE

##### Treasury Department

Section 213.3305 is amended to show that one position of Assistant to the Assistant Secretary (Economic Policy) is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (42) is added to paragraph (a) of § 213.3305 as set out below.

##### § 213.3305 Treasury Department

(a) Office of the Secretary. \* \* \*

(42) One Assistant to the Assistant Secretary (Economic Policy).

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

UNITED STATES CIVIL SERVICE  
COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-10632; Filed, Sept. 4, 1969;  
8:49 a.m.]

#### PART 213—EXCEPTED SERVICE

##### Post Office Department

Section 213.3311 is amended to show that one additional position of Secretary (interdepartmental activities) in the Office of the Deputy Postmaster General is in Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (8) of paragraph (h) of section 213.3311 is amended as set out below.

##### § 213.3311 Post Office Department.

(h) Office of the Deputy Postmaster General. \* \* \*

(8) Two Secretaries (interdepartmental activities).

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

UNITED STATES CIVIL SERVICE  
COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-10631; Filed, Sept. 4, 1969;  
8:49 a.m.]

## Title 9—ANIMALS AND ANIMAL PRODUCTS

### Chapter I—Agricultural Research Service, Department of Agriculture

#### SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

#### PART 74—SCABIES IN SHEEP

##### Change in Permitted Dips

Pursuant to the provisions of sections 4 through 7 of the Act of May 29, 1884, as amended, sections 1 and 2 of the Act of February 2, 1903, as amended, and sections 1 through 4 of the Act of March 3, 1905, as amended (21 U.S.C. 111-113, 115, 117, 120, 121, 123-126), § 74.24 of Part 74, Subchapter C, Chapter I, Title 9, Code of Federal Regulations, as amended, is hereby further amended to read as follows:

##### PERMITTED DIPS

##### § 74.24 Permitted dips; substances allowed.

(a) The dips at present permitted by the Department for the treatment, as required in this part, of sheep affected with or exposed to scabies, are as follows:

(1) Lime-sulphur dip, other than proprietary brands thereof, made in the proportion of 8 pounds of unslaked lime (or 11 pounds of commercial hydrated lime, not airslaked lime) and 24 pounds of flowers of sulphur or sulphur flour to 100 gallons of water; or a specifically permitted proprietary brand of lime-sulphur dip.

(2) Dips made from specifically permitted proprietary brand emulsions of toxaphene and maintained throughout the dipping operation at a concentration between 0.50 and 0.60 percent. Animals treated with such dip should not be slaughtered for food purposes until the expiration of such period as may be required under the Federal Meat Inspection Act (21 U.S.C. 601 et seq.). The length of this required period shall be specified on each certificate issued by the Division or State Inspector or accredited veterinarian who supervises the dipping with such dip.

(b) The dipping bath for lime-sulphur dip must be used at a temperature of 95° to 105° F., and must be maintained at all times at a strength of not less than 1½ percent of "sulphide sulphur" as indicated by the field test for such bath approved by the Division.<sup>3</sup> The dipping bath for toxaphene emulsions must be kept within a temperature range of 40°-

<sup>3</sup> The field test for lime-sulphur dipping baths is described in U.S. Department of Agriculture Bulletin 163, for sale by the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402, at 5 cents a copy.

80° F., and at a concentration between 0.5 and 0.6 percent during dipping operations.<sup>3</sup>

(c) Proprietary brands of lime-sulphur or toxaphene dips may be used in official dipping only after specific permission therefor has been granted by the Director of Division.<sup>4</sup> Before a dip will be specifically approved as a permitted dip for the eradication of scabies in sheep, the Division will consider, among other things, whether the strength of the bath prepared therefrom may be satisfactorily determined in the field by a practical portable testing outfit, and whether, under actual field conditions, the dipping of sheep in a bath of definite strength will effectually eradicate scabies infection without injury to the animals dipped.

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, secs. 1-4, 33 Stat. 1264, as amended, 1265, as amended; 21 U.S.C. 111-113, 115, 117, 120, 121, 123-126; 29 F.R. 16210, as amended; 33 F.R. 15485)

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

The foregoing amendment deletes Lindane dip from the list of dips permitted by the Department for the treatment, under Division supervision, of sheep affected with or exposed to scabies. The contamination of persistent chlorinated hydrocarbon has considerably lessened the acceptance of Lindane when used as a dip in the eradication of sheep scabies. Therefore, little use has been made of such dip in sheep scabies eradication programs in recent years in view of the availability of other more satisfactory dips.

This amendment should be made effective promptly to remove dangers inherent in the use of such dip. Accordingly, under the administrative procedure provisions of 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment, are impracticable and contrary to the public interest, and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 29th day of August 1969.

GEORGE W. IRVING, Jr.,  
Administrator,  
Agricultural Research Service.

[F.R. Doc. 69-10612; Filed, Sept. 4, 1969;  
8:48 a.m.]

<sup>3</sup> Care must be exercised in dipping animals and in maintaining the bath at the standard concentration when using any permitted dip. Detailed instructions will be issued for the guidance of employees who may be called upon to use them in the scabies eradication program.

<sup>4</sup> Information as to the names of such brands may be obtained from the Division or a Division Inspector.



# Title 10—ATOMIC ENERGY

## Chapter I—Atomic Energy Commission

### PART 40—LICENSING OF SOURCE MATERIAL

#### Uranium Contained in Counterweights

On July 18, 1969, the Commission published in the FEDERAL REGISTER (34 F.R. 12107) proposed amendments to its regulation "Licensing of Source Material", 10 CFR Part 40, pertaining to the exemption from licensing requirements of uranium contained in counterweights installed in aircraft, rockets, projectiles, and missiles, or stored or handled in connection with installation or removal of such counterweights, and the general license for the export of such counterweights.

The amendments would:

- a. Revise § 40.13(c) (5) (ii) to substitute, for the words "Caution—Radioactive Material—Uranium" in the existing legend required to be impressed on each exempt counterweight containing uranium, the words "Depleted Uranium";
- b. Delete the existing provision in § 40.13(c) (5) (iii) that the counterweight plating or other covering must not be removed or penetrated;
- c. Add a new § 40.13(c) (5) (iii) to require each exempt counterweight to be labeled or marked durably and legibly with the identification of the manufacturer, and the statement: "Unauthorized Alterations Prohibited";
- d. Add a new § 40.13(c) (5) (iv) stating that the exemption contained in § 40.13(c) (5) shall not be deemed to authorize the chemical, physical, or metallurgical treatment or processing of exempt counterweights other than repair or restoration of any plating or other covering; and
- e. Revise § 40.23(c) to reflect the new legend requirements in § 40.13(c) (5).

All interested persons were invited to submit written comments and suggestions for consideration in connection with the proposed amendment within thirty (30) days after publication of the notice in the FEDERAL REGISTER. No comments suggesting changes were received. The text of the amendments set out below is identical with the text of the proposed amendments published July 18, 1969.

The amendments of § 40.13(c) (5) eliminate the provision in the exemption for uranium in counterweights that the plating or other covering not be removed or penetrated and, although prohibiting the chemical, physical, or metallurgical treatment or processing of exempt counterweights, permit the repair or restoration of any plating or other covering of counterweights. The present limitation in the exemption to counterweights on which the plating or covering has not been removed or penetrated is no longer necessary, since (1) experience to date with thousands of counterweights in use over the past several years indicates that present man-

ufacturing techniques provide adequate protection against oxidation of uranium, and (2) activities which would involve processing of uranium are expressly prohibited, except for processes which do not involve exposure hazards significantly different from those involved in handling an undamaged counterweight. The Commission considers that the provisions in the amendments adequately control the low radiation exposures that may result from discarded counterweights.

Since the following amendments relieve from, rather than impose restrictions under regulations currently in effect, they will become effective without the customary 30-day notice. Accordingly, pursuant to the Atomic Energy Act of 1954, as amended, and sections 552 and 553 of title 5 of the United States Code, the following amendments to Title 10, Chapter I, Code of Federal Regulations, Part 40 are published as a document subject to codification effective upon publication in the FEDERAL REGISTER.

1. In § 40.13(c) of 10 CFR Part 40, subparagraph (5) is revised to read as follows:

#### § 40.13 Unimportant quantities of source material.

(c) Any person is exempt from the regulation in this part and from the requirements for a license set forth in section 62 of the Act to the extent that such person receives, possesses, uses, transfers, or imports into the United States:

(5) Uranium contained in counterweights installed in aircraft, rockets, projectiles, and missiles, or stored or handled in connection with installation or removal of such counterweights: *Provided*, That:

(i) The counterweights are manufactured in accordance with a specific license issued by the Commission authorizing distribution by the licensee pursuant to this subparagraph;

(ii) Each counterweight has been impressed with the following legend clearly legible through any plating or other covering: "Depleted Uranium";<sup>1</sup>

(iii) Each counterweight is durably and legibly labeled or marked with the identification of the manufacturer, and the statement: "Unauthorized Alterations Prohibited";<sup>1</sup> and

(iv) The exemption contained in this subparagraph shall not be deemed to authorize the chemical, physical, or metallurgical treatment or processing of any such counterweights other than repair or restoration of any plating or other covering.

<sup>1</sup> The requirements specified in subdivisions (ii) and (iii) of this subparagraph need not be met by counterweights manufactured prior to Dec. 31, 1969: *Provided*, That such counterweights were manufactured under a specific license issued by the Commission and were impressed with the legend required by § 40.13(c) (5) (ii) in effect on June 30, 1969.

2. In § 40.23 of 10 CFR Part 40, paragraph (c) is revised to read as follows:

#### § 40.23 General licenses to export.

(c) A general license designated AEC-GRO-SMC is hereby issued authorizing the export from the United States to any foreign country or destination, except Southern Rhodesia or countries or destinations listed in § 40.90, of uranium in the form of counterweights installed in aircraft, rockets, projectiles, or missiles: *Provided*, That such counterweights have been manufactured under a specific license issued by the Commission and have been impressed with a statement, clearly legible after plating, which states, "Depleted Uranium".

(Sec. 62, 68 Stat. 932; 42 U.S.C. 2092; sec. 161, 68 Stat. 948; 42 U.S.C. 2201)

Dated at Germantown, Md., this 27th day of August 1969.

For the Atomic Energy Commission.

W. B. McCool,  
Secretary.

[F.R. Doc. 69-10548; Filed, Sept. 4, 1969; 8:45 a.m.]

# Title 14—AERONAUTICS AND SPACE

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

[Docket No. 9222, Amdt. 21-25]

### PART 21—CERTIFICATION PROCEDURES FOR PRODUCTS AND PARTS

#### Type Certification and Approval

The purpose of these amendments to Part 21 is to clarify the requirements governing the certification of import aircraft and approval of imported materials, parts, and appliances, and, to require a certification of conformity for each engine and propeller by the foreign country of manufacture.

These amendments are based on a notice of proposed rule making (Notice No. 68-27) published in the FEDERAL REGISTER on October 31, 1968 (33 F.R. 16005). The comments received in response to this notice indicated concurrence with the proposed rules. Therefore, except as specifically discussed hereinafter, these amendments and the reasons therefor are the same as those contained in Notice 68-27.

In Notice 68-27, it was proposed to amend § 21.130 to require the holder or licensee of a type certificate for foreign aircraft engines and propellers manufactured in a foreign country to furnish with each product imported into the United States, a certification by the country of manufacture similar to the statement of conformity that is required for such products manufactured domestically. This requirement would apply to engines and propellers manufactured in a country with which the United States



has an agreement for the acceptance of those products for export and import. Upon further consideration, however, it has been determined by the FAA that while this proposed amendment is appropriate, it should not be included in § 21.130. Section 21.130 comes under Subpart F which governs the production of products under a type certificate only. That subpart contains regulations that are not applicable to aircraft, aircraft engines and propellers manufactured in a foreign country. It is therefore considered appropriate to place the requirement for a certification of conformity for foreign manufactured aircraft engines and propellers in a new Subpart N of the regulations dealing with the approval of import products in general. In this connection, the proposed change to § 21.307, dealing with approval of import materials, parts, and appliances is also included in this new subpart.

In addition, it is also considered appropriate to make it clear that the certification by the foreign country which is required to be furnished with each import aircraft engine, propeller, material, part, and appliance is the certificate of airworthiness for export referred to in the bilateral agreements with the various countries. This regulation merely reflects the past practice with respect to products, materials, parts, and appliances imported from the bilateral countries.

Editorial changes have been made to the proposed amendment of § 21.130 to accommodate the fact that proposed paragraph (b) is now included in a new section of Part 21. In addition, § 21.130 now reflects the proper approval tag form number.

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

In consideration of the foregoing, Part 21 of the Federal Aviation Regulations is amended effective October 5, 1969, as follows:

1. Section 21.13 is amended to read as follows:

**§ 21.13 Eligibility.**

Any interested person may apply for a type certificate.

2. Section 21.29 is amended by amending the introductory paragraph and adding a new subparagraph (3) to read as follows:

**§ 21.29 Issue of type certificate: Import products.**

(a) A type certificate may be issued for a product that is manufactured in a foreign country with which the United States has an agreement for the acceptance of these products for export and import and that is to be imported into the United States if—

(3) The manuals, placards, listings, and instrument markings required by the applicable airworthiness requirements are presented in the English language.

3. Section 21.130 is amended to read as follows:

**§ 21.130 Statement of conformity.**

Each holder or licensee of a type certificate only, for a product manufactured in the United States, shall, upon the initial transfer by him of the ownership of such product manufactured under that type certificate, or upon application for the original issue of an aircraft airworthiness certificate or an aircraft engine or propeller airworthiness approval tag (FAA Form 8130-3), give the Administrator a statement of conformity (FAA Form 317). This statement must be signed by an authorized person who holds a responsible position in the manufacturing organization, and must include—

(a) For each product, a statement that the product conforms to its type certificate and is in condition for safe operation;

(b) For each aircraft, a statement that the aircraft has been flight checked; and

(c) For each aircraft engine or variable pitch propeller, a statement that the engine or propeller has been subjected by the manufacturer to a final operational check.

However, in the case of a product manufactured for an Armed Force of the United States, a statement of conformity is not required if the product has been accepted by that Armed Force.

4. Section 21.183(c) is amended to read as follows:

**§ 21.183 Issue of standard airworthiness certificates for normal, utility, acrobatic, and transport category aircraft.**

(c) *Import aircraft.* An applicant for a standard airworthiness certificate for an import aircraft type certificated in accordance with § 21.29 is entitled to an airworthiness certificate if the country in which the aircraft was manufactured certifies, and the Administrator finds, that the aircraft conforms to the type design and is in condition for safe operation.

**§ 21.307 [Deleted]**

5. Section 21.307 is deleted.

6. A new Subpart N is added to Part 21 to read as follows:

**Subpart N—Approval of Engines, Propellers, Materials, Parts, and Appliances: Import**

Sec.

21.500 Approval of engines and propellers.

21.502 Approval of materials, parts, and appliances.

**AUTHORITY:** The provisions of this Subpart N issued under secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c).

**§ 21.500 Approval of engines and propellers.**

Each holder or licensee of a U.S. type certificate for an aircraft engine or propeller manufactured in a foreign country with which the United States has an agreement for the acceptance of those products for export and import, shall furnish with each such aircraft engine or propeller imported into this country,

a certificate of airworthiness for export issued by the country of manufacture certifying that the individual aircraft engine or propeller—

(a) Conforms to its U.S. type certificate and is in condition for safe operation; and

(b) Has been subjected by the manufacturer to a final operational check.

**§ 21.502 Approval of materials, parts, and appliances.**

(a) A material, part, or appliance, manufactured in a foreign country with which the United States has an agreement for the acceptance of those materials, parts, or appliances for export and import, is considered to meet the requirements for approval in the Federal Aviation Regulations when the country of manufacture issues a certificate of airworthiness for export certifying that the individual material, part, or appliance meets those requirements, unless the Administrator finds, based on the technical data submitted under paragraph (b) of this section, that the material, part, or appliance is otherwise not consistent with the intent of the Federal Aviation Regulations.

(b) An applicant for approval of a material, part, or appliance must, upon request, submit to the Administrator any technical data respecting that material, part, or appliance.

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

Issued in Washington, D.C., on August 28, 1969.

**D. D. THOMAS,**  
*Acting Administrator.*

[F.R. Doc. 69-10601; Filed, Sept. 4, 1969; 8:47 a.m.]

[Airspace Docket No. 69-CE-80]

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

**Alteration of Control Zone and Transition Area**

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the control zone and transition area at Williston, N. Dak.

U.S. Standard for Terminal Instrument Procedures (TERPS) became effective November 18, 1967, and was issued only after extensive consideration and discussion with Government agencies concerned and affected industry groups. TERPS updates the criteria for the establishment of instrument approach procedures in order to meet the safety requirements of modern day aviation and to make more efficient use of the airspace possible. As a result, the criteria for designation of controlled airspace for the protection of these procedures were modified to conform to TERPS. The new criteria requires minor alteration of the Williston, N. Dak., control zone and transition area. Action is taken herein to reflect these changes.



Since changes in most, if not all, existing airspace designations are required in order to achieve the increased safety and efficient use of the airspace that TERPS is designed to accomplish and since these changes are minor in nature, notice and public procedure hereon have been determined to be both unnecessary and impracticable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0901 G.m.t., November 13, 1969, as hereinafter set forth:

1. In § 71.171 (34 F.R. 4557), the following control zone is amended to read:

WILLISTON, N. DAK.

Within a 5-mile radius of Slioulin International Airport (latitude 48°10'35" N., longitude 103°38'10" W.); within 1½ miles each side of the Williston VOR 137° radial, extending from the 5-mile radius zone to 1½ miles southeast of the VOR; and within 3 miles each side of the 127° bearing from Slioulin International Airport, extending from the 5-mile radius zone to 9 miles southeast of the airport.

2. In § 71.181 (34 F.R. 4637), the following transition area is amended to read:

WILLISTON, N. DAK.

That airspace extending upward from 700 feet above the surface within a 10½-mile radius of Slioulin International Airport (latitude 48°10'35" N., longitude 103°38'10" W.); within 3 miles each side of the Williston VOR 317° radial, extending from the 10½-mile radius area to 8 miles northwest of the VOR; and within 3 miles each side of the 127° bearing from Slioulin International Airport, extending from the 10½-mile radius area to 11½ miles southeast of the airport; and that airspace extending upward from 1,200 feet above the surface within 4½ miles northeast and 9½ miles southwest of the Williston VOR 137° and 317° radials, extending from 5½ miles southeast to 18½ miles northwest of the VOR; and within 4½ miles southwest and 9½ miles northeast of the 127° bearing from Slioulin International Airport, extending from 4 miles southeast to 22 miles southeast of the airport.

(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 19, 1969.

DANIEL E. BARROW,  
Acting Director, Central Region.

[F.R. Doc. 69-10603; Filed, Sept. 4, 1969; 8:47 a.m.]

[Airspace Docket No. 69-SO-88]

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

## Alteration of Control Zone and Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Columbus, Ga. (Muscogee County Airport), control zone and the Columbus, Ga., transition area.

The Columbus (Muscogee County Airport) control zone is described in § 71.171 (34 F.R. 4557) and the Columbus transition area is described in § 71.181 (34 F.R.

4637 and 7221). In the descriptions, reference is made to Muscogee County Airport.

Since the name of Muscogee County Airport has been changed to Columbus Metropolitan Airport, it is necessary to alter the title of the control zone and the descriptions of the control zone and transition area to reflect this change.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.171 (34 F.R. 4557), the Columbus, Ga. (Muscogee County Airport), control zone is amended as follows: " \* \* \* Muscogee County Airport \* \* \* " is deleted and " \* \* \* Columbus Metropolitan Airport \* \* \* " is substituted therefor, wherever it appears.

In § 71.181 (34 F.R. 4637), the Columbus, Ga., transition area (34 F.R. 7221) is amended as follows: " \* \* \* Muscogee County Airport \* \* \* " is deleted and " \* \* \* Columbus Metropolitan Airport \* \* \* " is substituted therefor, wherever it appears.

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

Issued in East Point, Ga., on August 25, 1969.

GORDON A. WILLIAMS, JR.,  
Acting Director, Southern Region.

[F.R. Doc. 69-10604; Filed, Sept. 4, 1969; 8:47 a.m.]

[Airspace Docket No. 69-SO-89]

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

## Alteration of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Wallace, N.C., transition area.

The Wallace transition area is described in § 71.181 (34 F.R. 4637). In the description, reference is made to Wallace Municipal Airport. Since the name of this airport has been changed to "Henderson Field," it is necessary to alter the description to reflect this change.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.181 (34 F.R. 4637), the Wallace, N.C., transition area is amended as follows: " \* \* \* Wallace Municipal Airport \* \* \* " is deleted and " \* \* \* Henderson Field \* \* \* " is substituted therefor.

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

Issued in East Point, Ga., on August 25, 1969.

GORDON A. WILLIAMS, JR.,  
Acting Director, Southern Region.

[F.R. Doc. 69-10606; Filed, Sept. 4, 1969; 8:47 a.m.]

[Airspace Docket No. 69-EA-88]

# PART 73—SPECIAL USE AIRSPACE

## Alteration of Restricted Area

The purpose of this amendment to Part 73 of the Federal Aviation Regulations is to change the designated altitudes and time of designation of Restricted Area R-4001, Aberdeen, Md.

The U.S. Army has suggested that the designated altitudes and time of designation of R-4001 be changed from altitudes unlimited and time continuous to the following:

1. Surface to unlimited from 0700 to 2400 local time.

2. Surface to 10,000 feet MSL from 0000 to 0700 local time, higher altitudes by NOTAM issued 24 hours in advance.

Since this amendment will restore airspace to the public use and relieve a restriction, notice and public procedure are unnecessary and for this reason the amendment may be made effective without regard to the 30-day period preceding effectiveness.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective upon publication in the FEDERAL REGISTER, as hereinafter set forth.

Section 73.40 (34 F.R. 4831) is amended as follows: In R-4001 Aberdeen, Md., "Designated altitudes. Unlimited," and "Time of designation. Continuous," is deleted and the following phrase is substituted therefor:

Designated altitudes and time of designation. 1. Surface to unlimited, 0700 to 2400 local time;

2. Surface to 10,000 feet MSL, 0000 to 0700 local time, higher altitudes by NOTAM issued 24 hours in advance.

(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 27, 1969.

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

[F.R. Doc. 69-10605; Filed, Sept. 4, 1969; 8:47 a.m.]

[Docket No. 9325, Amdt. 127-11]

# PART 127—CERTIFICATION AND OPERATIONS OF SCHEDULED AIR CARRIERS WITH HELICOPTERS

## Maintenance and Reestablishment of Pilot Qualifications

The purpose of this amendment to Part 127 of the Federal Aviation Regulations is to increase the period within which a pilot must make a trip between heliports on a route in order to remain qualified to fly that route. In addition,



the amendment prescribes different periods according to whether the helicopter is single-engine or multiengine.

This amendment was proposed as a notice of proposed rule making issued as Notice 68-38 and published in the FEDERAL REGISTER on January 8, 1969 (34 F.R. 264). In Notice 68-38 it was also proposed to make an editorial revision of § 121.447 of the Federal Aviation Regulations Part 121 to make it consistent with this amendment to Part 127. However, the Federal Aviation Administration undertaken the preparation of another notice of proposed rule making that will propose certain substantive changes in the provisions of Part 121 which will eliminate the need for making the editorial revision to § 121.447 proposed in Notice 68-38. Accordingly, that portion of the Notice which proposed to amend § 121.447 is hereby withdrawn.

Withdrawal of this notice of proposed rule making as to Part 121 constitutes only such action, and does not preclude the Federal Aviation Administration from issuing another notice in the future, nor commit the Federal Aviation Administration to any course of action in the future. This withdrawal shall become effective upon publication in the FEDERAL REGISTER.

Under present § 127.181 after becoming qualified on a particular route, a pilot in command must make at least one trip as pilot or other member of a flight crew between terminals into which he is scheduled to fly each 90 days to maintain route qualification. If a pilot is absent from a route for more than a 90-day period, he must reestablish his qualifications under § 127.179. The 90-day period was established when scheduled helicopter air carriage was a new mode of transportation. Most operations were conducted with single-engine helicopters; and criteria for routes, obstruction lighting, and emergency landing sites were being developed. Today, engine reliability has improved, multiengine helicopters are operated on many routes, and some helicopters are equipped for IFR flight and can navigate without ground reference. Experience has shown that the number of emergency landings has been less than anticipated. Many carriers operate several routes in a small area, and through the proper use of operations notices required by § 127.203 a pilot can remain familiar with weather characteristics, navigation facilities, terrain, congested areas, and communication procedures in the area even though he may not have made a trip on a particular route for some time.

This amendment increases the period within which a pilot must make a trip to remain qualified on a route from 90 days to 12-calendar months if he is scheduled to fly a multiengine helicopter. In view of the greater possibility of forced landing in a single-engine helicopter and the resulting need for greater route familiarity in single-engine helicopter operations, the present 90-day period is increased to 6-calendar months for single-engine helicopter operations.

In addition, this amendment makes an editorial change by deleting the word "terminals" and inserting the word "heliports." The purpose of this change is to make the language of § 127.181 consistent with § 127.179 to which it refers. Further, the change will clarify § 127.181 by replacing a word which is not defined by the regulations with one that is defined.

Finally, the amendment clarifies paragraph (a) of § 127.181. At present, § 127.181(a) when read alone appears to allow an air carrier to schedule a pilot as pilot in command on a route at any time after initial route qualification if he has made a trip as a pilot or other flight crewmember over the route within a specified period before the day on which he is scheduled to fly. However, when read in conjunction with paragraph (b) of this section, it is apparent that a pilot cannot become eligible for use on a route merely by riding the route as a pilot or other flight crewmember other than pilot in command if there has been any period, of the length specified, during which he has not maintained his route qualification. This amendment makes it clear that a pilot must make at least one flight in each 6- or 12-month period, as specified, to maintain route qualification, and he must maintain route qualification, or reestablish his qualification, to be eligible for use on the route.

Interested persons have been afforded an opportunity to participate in the making of this amendment (34 F.R. 264), and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, Part 127 of the Federal Aviation Regulations is amended, effective October 5, 1969, as follows:

1. By amending § 127.181 to read as follows:

**§ 127.181 Maintenance and reestablishment of pilot route and heliport qualifications.**

(a) An air carrier may not use a pilot as pilot in command on a route unless that pilot has maintained his qualification on that route in accordance with paragraph (b) or (c) of this section or reestablished his qualification under § 127.179.

(b) To maintain route qualification for use as a single-engine helicopter pilot, a pilot must make at least one trip as a flight crewmember between heliports on the route during each consecutive 6-month period after the month in which he establishes his route qualification under § 127.179.

(c) To maintain route qualification for use as multi-engine helicopter pilot, a pilot must make at least one trip as a flight crewmember between heliports on the route during each consecutive 12-month period after the month in which he establishes his route qualification under § 127.179.

(Secs. 313(a), 601, 604, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1424, sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in Washington, D.C., on August 28, 1969.

D. D. THOMAS,  
Acting Administrator.

[F.R. Doc. 69-10602; Filed, Sept. 4, 1969; 8:47 a.m.]

## Title 21—FOOD AND DRUGS

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

#### SUBCHAPTER A—GENERAL

#### PART 1—REGULATIONS FOR THE ENFORCEMENT OF THE FEDERAL FOOD, DRUG, AND COSMETIC ACT AND THE FAIR PACKAGING AND LABELING ACT

##### Confirmation of Effective Date of Order Exempting Cheese and Cheese Products From Certain Labeling Requirements

In the matter of exempting cheese and cheese products from certain labeling requirements of the regulations (21 CFR Part 1) for the enforcement of the Fair Packaging and Labeling Act:

Pursuant to the provisions of the Fair Packaging and Labeling Act (secs. 5(b), 6(a), 80 Stat. 1298, 1299; 15 U.S.C. 1453, 1455) and the Federal Food, Drug, and Cosmetic Act (sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371), and under authority delegated to the Commissioner of Food and Drugs (21 CFR 1.220), notice is given that no objections were filed to the order in the above-identified matter published in the FEDERAL REGISTER of July 12, 1969 (34 F.R. 11541). Accordingly, the amendment (21 CFR 1.1c(a)(2)) promulgated by that order will become effective September 10, 1969.

Dated: August 27, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-10568; Filed, Sept. 4, 1969; 8:46 a.m.]

#### SUBCHAPTER B—FOOD AND FOOD PRODUCTS

#### PART 19—CHEESES, PROCESSED CHEESES, CHEESE FOODS, CHEESE SPREADS, AND RELATED FOODS

##### Cream Cheese, Identify Standard; Liquid, Dried, and Condensed Forms of Whey as Optional Ingredients

In the matter of amending the standard of identity for cream cheese (§ 19.515) to list cheese whey and its dried and condensed forms as optional ingredients for cream cheese:

A notice of proposed rule making in the above-identified matter was published in the FEDERAL REGISTER of May 27, 1969 (34 F.R. 8205), and was based on a petition submitted by Borden, Inc., 350



Madison Avenue, New York, N.Y. 10017. In response to the proposal, one comment was received which supported it.

Based on information submitted by the petitioner, the comment received, and other available information, the Commissioner of Food and Drugs concludes that it will promote honesty and fair dealing in the interest of consumers to adopt the amendment as proposed. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and under authority delegated to the Commissioner (21 CFR 2.120): *It is ordered*, That the standard for cream cheese be amended by revising § 19.515(b) (3) to read as follows:

§ 19.515 Cream cheese; identity; label statement of optional ingredients.

(b) \* \* \*

(3) The dairy ingredients referred to in subparagraph (1) of this paragraph are milk, skim milk, cheese whey, concentrated milk, concentrated skim milk, concentrated cheese whey, nonfat dry milk, and dried cheese whey. If concentrated milk, concentrated skim milk, concentrated cheese whey, nonfat dry milk, or dried cheese whey is used, water may be added in a quantity not in excess of that removed when the milk, skim milk, or cheese whey was concentrated or dried.

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

**Effective date.** This order shall become effective 60 days from the date of its publication in the FEDERAL REGISTER, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the FEDERAL REGISTER.

(Secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371)

Dated: August 25, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-10569; Filed, Sept. 4, 1969; 8:46 a.m.]

## PART 20—FROZEN DESSERTS

### Nonfruit Sherbets, Nonfruit Water Ices; Order Establishing Identity Standards

In the matter of establishing definitions and standards of identity for nonfruit sherbets (§ 20.6) and nonfruit water ices (§ 20.7):

A notice of proposed rule making in the above-identified matter was published in the FEDERAL REGISTER of May 29, 1968 (33 F.R. 7834), based on a petition filed by the International Association of Ice Cream Manufacturers, 1105 Barr Building, Washington, D.C. 20006. In the notice certain labeling provisions were proposed by the Commissioner of Food and Drugs on his own initiative. These labeling provisions are the ones given for ice cream in § 20.1(g) (2) (i), (ii), and (iii), (3) (iv), (4), (5) (i), and (6), and deal with label declaration of characterizing flavors. The petitioner had proposed that the above-mentioned provisions should apply to vanilla sherbet and vanilla ice, but not to other nonfruit sherbets and nonfruit water ices.

Fifteen comments were received in response to the proposal—one from a State official and the others from manufacturers of frozen desserts or flavorings. All who commented favored establishment of the proposed standards, but most opposed the labeling provisions proposed by the Commissioner.

Based on consideration given the comments filed, the information furnished by the petitioner, and other information available, the Commissioner concludes that it will promote honesty and fair dealing in the interest of consumers to establish the proposed standards as set forth below. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and under authority delegated to the Commissioner (21 CFR 2.120): *It is ordered*, That Part 20 be amended by adding thereto the following new sections:

§ 20.6 Nonfruit sherbets; identity; label statement of optional ingredients.

(a) Nonfruit sherbets are the foods each of which is prepared by freezing, while stirring, a mix composed of one or more of the optional characterizing ingredients specified in paragraph (b) of this section and one or more of the optional dairy ingredients specified in paragraph (c) of this section, sweetened with one or more of the optional sweetening ingredients specified in paragraph (d) of this section. One or more of the optional ingredients specified in paragraph (e) of this section may be used, subject to the conditions hereinafter set forth. The mix of combined dairy ingredients, with or without other ingredients, is pasteurized. The mix, with or without added water, may be seasoned with salt and may be homogenized. The optional dairy ingredients used and the content of milk fat and nonfat milk solids therein are such that the weight of milk fat is not less than 1 percent and not more than 2 percent and the weight of total milk solids

is not less than 2 percent and not more than 5 percent of the weight of the finished nonfruit sherbets. The optional caseinates specified in paragraph (e) (7) of this section are not deemed to be milk solids. The finished nonfruit sherbet weighs not less than 6 pounds to the gallon; except that when the optional ingredient microcrystalline cellulose specified in paragraph (e) (9) of this section is used, the finished nonfruit sherbet weighs not less than 6 pounds to the gallon, exclusive of the weight of the microcrystalline cellulose.

(b) The optional characterizing ingredients referred to in paragraph (a) of this section are:

- (1) Ground spice or infusion of coffee or tea.
- (2) Chocolate or cocoa, including sirup.
- (3) Confectionery.
- (4) Distilled alcoholic beverage, including liqueurs or wine, in an amount not to exceed that required for flavoring the sherbet.
- (5) Any natural or artificial food flavoring (except any having a characteristic fruit or fruit-like flavor).

(c) The optional dairy ingredients referred to in paragraph (a) of this section are: Cream, dried cream, plastic cream (sometimes known as concentrated milk fat), butter, butter oil, milk, concentrated milk, evaporated milk, superheated condensed milk, sweetened condensed milk, dried milk, skim milk, concentrated skim milk, evaporated skim milk, condensed skim milk, superheated condensed skim milk, sweetened condensed skim milk, sweetened condensed part-skim milk, nonfat dry milk, sweet cream buttermilk, condensed sweet cream buttermilk, dried sweet cream buttermilk, skim milk that has been concentrated and from which part of the lactose has been removed by crystallization, concentrated cheese whey, and dried cheese whey. Water may be added or water may be evaporated from the mix. The sweet cream buttermilk and the concentrated sweet cream buttermilk or dried sweet cream buttermilk, when adjusted with water to a total solids content of 8.5 percent, has a titratable acidity of not more than 0.17 percent calculated as lactic acid. The term "milk" as used in this section means cow's milk. Dried cheese whey is uniformly light in color, free from brown and black scorched particles, and has an alkalinity of ash not more than 225 milliliters 0.1N HCl per 100 grams, a bacterial count of not more than 50,000 per gram, and, as adjusted with water to a total solids content of 6.5 percent, a titratable acidity of not more than 0.16 percent calculated as lactic acid. Concentrated cheese whey has an alkalinity of ash not more than 115 milliliters of 0.1N HCl per 100 grams, a bacterial count of not more than 50,000 per gram, and, as adjusted with water to a total solids content of 6.5 percent, a titratable acidity of not more than 0.18 percent calculated as lactic acid.

(d) The optional sweetening ingredients referred to in paragraph (a) of this section are: Sugar (sucrose), dextrose,



invert sugar (paste or sirup), glucose sirup, dried glucose sirup, corn sirup, dried corn sirup, malt sirup, malt extract, dried malt sirup, dried malt extract, maltose sirup, dried maltose sirup.

(e) Other optional ingredients referred to in paragraph (a) of this section are:

(1) Liquid eggs, frozen eggs, dried eggs, egg yolks, frozen yolks, dried yolks; but the weight of egg yolk solids therein is less than 0.5 percent of the weight of the finished nonfruit sherbet.

(2) Agar-agar, algin (sodium alginate), calcium sulfate, egg white, gelatin, gum acacia, guar seed gum, gum karaya, locust bean gum, oat gum, gum tragacanth, hydroxypropyl methylcellulose, carrageenan, salts of carrageenan, furcelleran, salts of furcelleran, lecithin, pectin, psyllium seed husk, sodium carboxymethylcellulose. The total weight of the solids of any such ingredient used singly or of any combination of two or more such ingredients used is not more than 0.5 percent of the weight of the finished nonfruit sherbet. Such ingredients may be added in admixture with dextrin, propylene glycol, or glycerin.

(3) Monoglycerides or diglycerides or both of fat-forming fatty acids. The total weight of such ingredients is not more than 0.2 percent of the weight of the finished nonfruit sherbet. If the preparation used is one having a high proportion of monoglycerides (over 90 percent), it may be preblended with edible fat, but the amount of such fat does not exceed 20 percent by weight of the blend and the total amount of the blend used does not exceed 0.2 percent of the weight of the finished nonfruit sherbet.

(4) Polyoxyethylene (20) sorbitan triesterate, polysorbate 80, or both (complying with the provisions of §§ 121.1008 and 121.1009 of this chapter including the limit on either used separately or both used in combination of not more than 0.1 percent by weight of the finished frozen dessert).

(5) Propylene glycol alginate (complying with the provisions of § 121.1015 of this chapter including the limit of not more than 0.5 percent by weight of the finished frozen dessert).

(6) Citric acid, tartaric acid, malic acid, lactic acid, ascorbic acid, phosphoric acid, or any combination of two or more of these in such quantity as seasons the finished food.

(7) Casein prepared by precipitation with gums, ammonium caseinate, calcium caseinate, potassium caseinate, sodium caseinate.

(8) Coloring, including artificial coloring.

(9) Microcrystalline cellulose, in a quantity not to exceed 0.5 percent of the weight of the finished nonfruit sherbet.

(10) When one or more of the optional thickening ingredients in subparagraph (2) or (5) of this paragraph are used, dioctyl sodium sulfosuccinate complying with the requirements of § 121.1137 of this chapter may be used in a quantity not in excess of 0.5 percent by weight of such ingredients.

(f) Except as provided for in paragraph (g) of this section, the name of each such nonfruit sherbet is "-----sherbet," the blank being filled in with the common or usual name or names of the characterizing flavor or flavors; for example, "peppermint."

(g) If the characterizing flavor used is vanilla, the name of the food is "-----sherbet," the blank being filled in as specified by § 20.1(g) (2) and (5) (i).

(h) When the optional ingredients artificial flavoring, artificial coloring, or microcrystalline cellulose are used in nonfruit sherbet, they shall be named on the label as follows:

(1) If the flavoring ingredient or ingredients consists exclusively of artificial flavoring, the label designation shall be "artificially flavored."

(2) If the flavoring ingredients are a combination of natural and artificial flavors, the label designation shall be "artificial and natural flavoring added."

(3) The label shall designate artificial coloring by the statement "artificially colored," "artificial coloring added," "with added artificial coloring," or "-----, an artificial color added," the blank being filled in with the name of the artificial coloring used.

(4) When the optional ingredient microcrystalline cellulose is used, the label shall bear the statement "microcrystalline cellulose added" or "with added microcrystalline cellulose."

(i) Wherever there appears on the label any representation as to the characterizing flavor or flavors of the food and such flavor or flavors consist in whole or in part of artificial flavoring, the statement required by paragraph (h) (1) or (2) of this section, as appropriate, shall immediately and conspicuously precede or follow such representation, without intervening written, printed, or graphic matter (except that the word "sherbet" may intervene) in a size reasonably related to the prominence of the name of the characterizing flavor and in any event the size of the type is not less than 6-point on packages containing less than 1 pint, not less than 8-point on packages containing at least 1 pint but less than one-half gallon, not less than 10-point on packages containing at least one-half gallon but less than 1 gallon, and not less than 12-point on packages containing 1 gallon or over.

(j) Except as specified in paragraph (i) of this section, the statements required by paragraph (h) of this section shall be set forth on the principal display panel or panels of the label with such prominence and conspicuousness as to render them likely to be read and understood by the ordinary individual under customary conditions of purchase and use.

§ 20.7 Nonfruit water ices; identity; label statement of optional ingredients.

(a) Nonfruit water ices are the foods each of which is prepared by freezing, while stirring, a mix composed of one or more of the optional characterizing in-

gredients specified in paragraph (b) of this section, sweetened with one or more of the optional sweetening ingredients specified in paragraph (c) of this section. One or more of the optional ingredients specified in paragraph (d) of this section may be used, subject to the conditions hereinafter set forth. The mix, with or without added water, may be seasoned with salt and may be homogenized. The finished nonfruit water ice weighs not less than 6 pounds to the gallon.

(b) The optional characterizing ingredients referred to in paragraph (a) of this section are:

(1) Ground spice or infusion of coffee or tea.

(2) Chocolate or cocoa, including sirup.

(3) Confectionery.

(4) Distilled alcoholic beverage, including liqueurs or wine, in an amount not to exceed that required for flavoring the water ice.

(5) Any natural or artificial food flavoring (except any having a characteristic fruit or fruit-like flavor).

(c) The optional sweetening ingredients referred to in paragraph (a) of this section are: Sugar (sucrose), dextrose, invert sugar (paste or sirup), glucose sirup, dried glucose sirup, corn sirup, dried corn sirup, malt sirup, malt extract, dried malt sirup, dried malt extract, maltose sirup, dried maltose sirup.

(d) Other optional ingredients referred to in paragraph (a) of this section are:

(1) Agar-agar, algin (sodium alginate), egg white, gelatin, gum acacia, guar seed gum, gum karaya, locust bean gum, oat gum, gum tragacanth, hydroxypropyl methylcellulose, carrageenan, salts of carrageenan, furcelleran, salts of furcelleran, propylene glycol alginate, pectin, psyllium seed husk, sodium carboxymethylcellulose. The total weight of the solids of any such ingredient used singly, or of any combination of two or more such ingredients used, is not more than 0.5 percent of the weight of the finished nonfruit water ice. Such ingredients may be added in admixture with dextrin, propylene glycol, or glycerin.

(2) When one or more of the optional thickening ingredients in subdivision (1) of this subparagraph are used, dioctyl sodium sulfosuccinate complying with the requirements of § 121.1137 of this chapter may be used in a quantity not in excess of 0.5 percent by weight of such ingredients.

(3) Citric acid, tartaric acid, malic acid, lactic acid, ascorbic acid, phosphoric acid, or any combination of two or more of these in such quantity as seasons the finished food.

(4) Coloring, including artificial coloring.

(e) Except as provided for in paragraph (f) of this section, the name of each such nonfruit water ice is "-----ice," the blank being filled in with the common or usual name or names of the characterizing flavor or flavors; for example, "peppermint."



(f) If the characterizing flavor used is vanilla, the name of the food is "ice," the blank being filled in as specified by § 20.1(g) (2) and (5) (i).

(g) When the optional ingredients artificial flavoring or artificial coloring are used in nonfruit water ice, they shall be named on the label as follows:

(1) If the flavoring ingredient or ingredients consist exclusively of artificial flavoring, the label designation shall be "artificially flavored."

(2) If the flavoring ingredients used are a combination of natural and artificial flavors, the label designation shall be "artificial and natural flavoring added."

(3) The label shall designate artificial coloring by the statement "artificially colored," "artificial coloring added," "with added artificial coloring," or "an artificial color added," the blank being filled in with the name of the artificial coloring used.

(h) Wherever there appears on the label any representation as to the characterizing flavor or flavors of the food and such flavor or flavors consist in whole or in part of artificial flavoring, the statement required by paragraph (g) (1) or (2) of this section, as appropriate, shall immediately and conspicuously precede or follow such representation, without intervening written, printed, or graphic matter (except that the word "ice" may intervene) in a size reasonably related to the prominence of the name of the characterizing flavor and in any event the size of the type is not less than 6-point on packages containing less than 1 pint, not less than 8-point on packages containing at least 1 pint but less than one-half gallon, not less than 10-point on packages containing at least one-half gallon but less than 1 gallon, and not less than 12-point on packages containing 1 gallon or over.

(i) Except as specified in paragraph (h) of this section, the statements required by paragraph (g) of this section shall be set forth on the principal display panel or panels of the label with such prominence and conspicuousness as to render them likely to be read and understood by the ordinary individual under customary conditions of purchase and use.

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

**Effective date.** This order shall become effective 60 days from the date of its publication in the FEDERAL REGISTER, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the FEDERAL REGISTER.

(Secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371)

Dated: August 22, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-10570; Filed, Sept. 4, 1969;  
8:46 a.m.]

# PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

## O,O-Diethyl O-[p-(Methylsulfinyl)phenyl] Phosphorothioate

A petition (PP 9F0820) was filed with the Food and Drug Administration by Chemagro Corp., Post Office Box 4913, Hawthorn Road, Kansas City, Mo. 64120, proposing the establishment of tolerances for residues of the insecticide O,O-diethyl O-[p-(methylsulfinyl)phenyl] phosphorothioate in or on the raw agricultural commodities pineapples and pineapple forage at 0.1 part per million.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purpose for which the tolerances are being established.

Based on consideration given the data submitted in the petition, and other relevant material, the Commissioner of Food and Drugs concludes that:

1. Tolerances greater than 0.05 part per million in or on pineapples and pineapple forage are unnecessary.

2. Since there is no reasonable expectation for such residues to transfer to eggs, meat, milk, or poultry from the proposed use, tolerances regarding these items are unnecessary. The usage is classified in the category specified in § 120.6(a) (3).

3. The tolerances established by this order will protect the public health.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d) (2), 68 Stat. 512; 21 U.S.C. 346a(d) (2)) and under authority delegated to the Commissioner (21 CFR 2.120), § 120.234 is amended by inserting the following paragraph after the paragraph "0.1 part per million \* \* \*":

§ 120.234 O,O-Diethyl O-[p-(methylsulfinyl)phenyl] phosphorothioate; tolerances for residues.

0.05 part per million in or on pineapples and pineapple forage.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file

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

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

(Sec. 408(d) (2), 68 Stat. 512; 21 U.S.C. 346a(d) (2))

Dated: August 25, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-10572; Filed, Sept. 4, 1969;  
8:46 a.m.]

# PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

## Benzadox

A petition (PP 9F0735) was filed with the Food and Drug Administration by the Gulf Oil Corp., Gulf Building, Pittsburgh, Pa. 15230, proposing the establishment of tolerances for residues of the herbicide benzadox (benzamidooxyacetic acid) in or on the raw agricultural commodities sugar beet roots and tops at 0.1 part per million.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purposes for which the tolerances are being established.

Based on consideration given the data submitted in the petition and other relevant material, the Commissioner of Food and Drugs concludes that:

1. Since there is no reasonable expectation for such residues to occur in eggs, meat, milk, or poultry from the proposed use, tolerances regarding these items are unnecessary. The usage is classified in the category specified in § 120.6(a) (3).

2. The tolerances established by this order will protect the public health.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d) (2), 68 Stat. 512; 21 U.S.C. 346a(d) (2)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 120 is amended by adding to Subpart C the following new section:

§ 120.270 Benzadox; tolerances for residues.

Tolerances are established for negligible residues of the herbicide benzadox (benzamidooxyacetic acid) in or on the raw agricultural commodities sugar beet roots and tops at 0.1 part per million.



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

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

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a (d)(2))

Dated: August 28, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-10571; Filed, Sept. 4, 1969;  
8:46 a.m.]

## Title 50—WILDLIFE AND FISHERIES

### Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

#### SUBCHAPTER C—THE NATIONAL WILDLIFE REFUGE SYSTEM

#### PART 32—HUNTING

#### PART 33—SPORT FISHING

#### Miscellaneous Amendments

On page 12705 of the FEDERAL REGISTER of August 5, 1969, there was published a notice of a proposed amendment to 50 CFR 32.11, 32.21, 32.31, and 33.4. The purpose of this amendment is to provide public hunting of migratory game birds, upland game, and big game and sport fishing on certain areas of the National Wildlife Refuge System, as legislatively permitted.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions, or objections have been received. The proposed amendment is hereby adopted without change.

Since this amendment benefits the public by relieving existing restrictions on hunting and fishing, it shall become effective upon publication in the FEDERAL REGISTER (sec. 10, 45 Stat. 1224, 16 U.S.C. 7151; sec. 4, 80 Stat. 927, 16 U.S.C. 668dd).

1. Section 32.11 is amended by the following addition:

#### § 32.11 List of open areas; migratory game birds.

##### COLORADO

Browns Park National Wildlife Refuge.

2. Section 32.21 is amended by the following additions:

#### § 32.21 List of open areas; upland game.

##### COLORADO

Browns Park National Wildlife Refuge.

##### MONTANA

UI Bend National Wildlife Refuge.

3. Section 32.31 is amended by the following additions:

#### § 32.31 List of open areas; big game.

##### ARKANSAS

Holla Bend National Wildlife Refuge.

##### NEW MEXICO

Bitter Lake National Wildlife Refuge.

##### MONTANA

UI Bend National Wildlife Refuge.

4. Section 33.4 is amended by the following addition:

#### § 33.4 List of open areas; sport fishing.

##### MONTANA

UI Bend National Wildlife Refuge.

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

AUGUST 29, 1969.

[F.R. Doc. 69-10491; Filed, Sept. 4, 1969;  
8:45 a.m.]

#### PART 32—HUNTING

#### Certain National Wildlife Refuges in Illinois and Iowa

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER.

#### § 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

##### IOWA

#### MARK TWAIN NATIONAL WILDLIFE REFUGE

Public hunting of blue-winged teal, green-winged teal, and cinnamon teal on the Mark Twain National Wildlife Refuge, Iowa, is permitted from September 13, through September 21, 1969, but only on areas known as the Big Timber Division and that portion of the Louisa Division known as Turkey Island. These open areas are designated by signs as open to hunting and comprise 1,660 acres which are delineated on maps available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort

Snelling, Twin Cities, Minn. 55111. Hunting shall be in accordance with all applicable State and Federal regulations subject to the following conditions:

(1) *Blinds.* No permanent structures, excluding wood or brush duck blinds, shall be permitted; no blinds shall be locked or otherwise sealed against public entry.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuges generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 21, 1969.

Public hunting of migratory game birds on the Mark Twain National Wildlife Refuge, Iowa, is permitted only on the Big Timber Division and the Turkey Island area designated by signs as open to hunting. These areas, comprising 1,660 acres, are delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of migratory game birds subject to the following conditions:

(1) *Blinds.* No permanent structure, excluding wood or brush duck blinds, shall be permitted; no blinds shall be locked or otherwise sealed against public entry.

The provisions of this special regulation supplement the regulations which govern hunting of wildlife refuges generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 12, 1969.

##### ILLINOIS

#### CHAUTAUQUA NATIONAL WILDLIFE REFUGE

Public hunting of blue-winged, green-winged, and cinnamon teal on the Chautauqua National Wildlife Refuge, Ill., is permitted from September 6, through September 14, 1969, between 8 a.m. and 4 p.m., c.d.t., but only on the area designated by signs as open to hunting. This open area comprising 745 acres is delineated on a map available at the refuge headquarters, Havana, Ill., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111. Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special condition:

(1) *Blinds.* Temporary blinds of approved material may be constructed. Blinds do not become the property of those constructing them and will be available on a daily basis.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 14, 1969.

LEWIS R. GARLICK,  
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

AUGUST 29, 1969.

[F.R. Doc. 69-10577; Filed, Sept. 4, 1969;  
8:47 a.m.]



# PART 32—HUNTING

## Washita National Wildlife Refuge, Okla.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

OKLAHOMA

### WASHITA NATIONAL WILDLIFE REFUGE

The public hunting of quail and cottontail rabbits on the Washita National Wildlife Refuge, Okla., is permitted only on the areas designated by signs as open to hunting. This open area, comprising 2,310 acres, is delineated on maps available at refuge headquarters, Butler, Okla., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103.

Upland game hunting shall be in accordance with all applicable State regulations governing the hunting of quail and cottontail rabbits subject to the following special conditions:

(1) The open season for quail hunting on the refuge extends from November 20, 1969, through January 15, 1970, inclusive.

(2) The open season for cottontail rabbit hunting on the refuge extends from November 20, 1969, through January 15, 1970, inclusive.

(3) Hunting of either quail or cottontail rabbits is permitted only on Mondays, Thursdays, Saturdays, and national holidays.

(4) Rifles and hand guns are prohibited on the refuge. Only shotguns are legal firearms for the taking of quail and rabbits on the refuge.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 15, 1970.

LEMOYNE B. MARLATT,  
Refuge Manager, Washita National Wildlife Refuge, Butler,  
Okla.

AUGUST 26, 1969.

[F.R. Doc. 69-10579; Filed, Sept. 4, 1969; 8:48 a.m.]

# PART 32—HUNTING

## De Soto National Wildlife Refuge, Iowa

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

IOWA

### DE SOTO NATIONAL WILDLIFE REFUGE

Public hunting of deer on the De Soto National Wildlife Refuge, Iowa, is permitted only on the area designated by signs as open to hunting. This open area, comprising 660 acres, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111. Hunting shall be in accordance with all State regulations governing the hunting of deer with bow and arrow and shall be permitted only during the regular Iowa archery deer season, September 27, 1969, to November 27, 1969, both dates inclusive.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 27, 1969.

WAYNE S. CHORD,  
Acting Refuge Manager, De Soto National Wildlife Refuge, Missouri Valley, Iowa.

AUGUST 27, 1969.

[F.R. Doc. 69-10576; Filed, Sept. 4, 1969; 8:47 a.m.]

# PART 32—HUNTING

## Salt Plains National Wildlife Refuge, Okla.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

OKLAHOMA

### SALT PLAINS NATIONAL WILDLIFE REFUGE

Public hunting of deer is permitted on the Salt Plains National Wildlife Refuge, Okla., but only on the area designated by signs as open to hunting. This open area, comprising 1,681 acres, is delineated on maps available at refuge headquarters, Jet, Okla., and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Participants are to be selected on the basis of a special drawing, and applications are to be submitted to the Oklahoma Department of Wildlife Conservation, 1801 North Lincoln, Oklahoma City, Okla. 73105. Application may be made by letter, and must contain the Applicant's name, address, and Oklahoma deer hunting license number. Application for bow hunting may be made between September 1, and September 30, 1969. Application for gun hunting may be made between September 15, and October 15, 1969. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following special conditions:

(1) The bow hunting season is October 25 and 26, November 1, 2, 8, and 9, 1969.

(2) The gun hunting season is November 22, 23, 25, 26, 29, and 30, 1969.

(3) Hunters must check in at the refuge office prior to entering the assigned hunting area and must check out at the refuge office before leaving the area.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 30, 1969.

FRED L. BOLWAHN,  
Salt Plains National Wildlife Refuge, Jet, Okla.

AUGUST 27, 1969.

[F.R. Doc. 69-10578; Filed, Sept. 4, 1969; 8:48 a.m.]

# Title 43—PUBLIC LANDS: INTERIOR

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

### SUBCHAPTER B—LAND TENURE MANAGEMENT (2000)

[Circular 2263]

## PART 2240—SALES AND EXCHANGES

### Subpart 2244—Exchanges

#### EXCHANGES WITHIN NATIONAL PARK SYSTEM OR MISCELLANEOUS AREAS

On page 9077 of the FEDERAL REGISTER of June 7, 1969, there was published a notice and text of a proposed amendment to Subpart 2244 of Title 43, Code of Federal Regulations. The purpose of this amendment is to incorporate into the regulations provisions to implement the new authority to make exchanges which was given to the Secretary of the Interior by the Act of July 15, 1968 (82 Stat. 354), and by other acts passed in the 89th and 90th Congress establishing national parks, monuments, recreation areas, trails, and scenic rivers. The regulations are also being amended to state more clearly that they are applicable to lands under the jurisdiction of the Department of the Interior.

Interested persons were given 30 days within which to submit comments, suggestions, or objections to the proposed amendment. One suggestion was received. However, it related to the authority granted to other Departments under the National Trail System Act (82 Stat. 919) and not to the Department of the Interior. The proposed amendment is hereby adopted without change, and is set forth below. This amendment shall become effective on publication in the FEDERAL REGISTER.

RUSSELL E. TRAIN,  
Acting Secretary of the Interior.

AUGUST 29, 1969.



1. Section 2244.1 is amended to read:

**§ 2244.1 Provisions applicable to all exchanges.**

Except where otherwise noted in the regulations of this Subpart 2244, the regulations in this § 2244.1 are applicable to all exchanges involving the selection of lands under the jurisdiction of the Department of the Interior.

2. New paragraphs (f), (g), (h), (i), and (j) are added to § 2244.4 to read as follows:

**§ 2244.4 National Park System exchanges.**

(f) *Bighorn Canyon Recreation Area.* The Act of October 15, 1966 (16 U.S.C. 460t (Supplement III, 1965-67)) establishes the Bighorn Canyon National Recreation Area. It authorizes the Secretary of the Interior to accept title to any non-Federal property within the area and convey in exchange therefor any federally owned property under his jurisdiction in the States of Montana and Wyoming which he classifies as suitable for exchange or other disposal, notwithstanding any other provision of law. Property so exchanged shall be approximately equal in fair market value, provided that the Secretary may accept cash from, or pay cash to, the grantor in an exchange in order to equalize the values of the properties exchanged.

(g) *Act of July 15, 1968.* (1) The Act of July 15, 1968 (16 U.S.C. 460L-22, 1969 Supplement) authorizes the Secretary of the Interior to accept title to any non-Federal property or interest therein within a unit of the National Park System or miscellaneous area under his administration, in exchange for any federally owned property or interest therein under his jurisdiction which he determines is suitable for exchange or other disposal. The selected land shall be located in the same State as the offered land. Timber lands subject to harvest under a sustained yield program shall not be exchanged. Public hearings will be held in the area where the lands to be exchanged are located, if a written request therefor is submitted to the Secretary or his authorized officer prior to such exchange, by a State or a political subdivision thereof or by a party in interest. The value of the properties exchanged shall be approximately equal, or if they are not approximately equal, the values shall be equalized by payment of cash to the grantor or to the Secretary, as circumstances require. Payment of cash by the Secretary shall be made only from funds appropriated for the acquisition of land for the area.

(2) The term "National Park System" means all federally owned or controlled lands which are administered under the direction of the Secretary of the Interior in accordance with 16 U.S.C. sections 1 and 2-4, and which are grouped into the following descriptive categories: (i) National parks, (ii) national monuments, (iii) national historical parks, (iv) national memorials, (v)

national parkways, and (vi) national capital parks.

(3) The term "miscellaneous areas" includes lands under the administrative jurisdiction of another Federal agency, or lands in private ownership, and over which the National Park Service, under the direction of the Secretary of the Interior, pursuant to cooperative agreement, exercises supervision for recreational, historical, or other related purposes, and also any lands under the care and custody of the National Park Service other than those described above.

(h) *North Cascades National Park, Washington.* The Act of October 2, 1968 (82 Stat. 926) establishes the North Cascades National Park, the Ross Lake National Recreation Area, and the Lake Chelan National Recreation Area. The act authorizes the Secretary of the Interior to accept title to any non-Federal property within the boundaries of the park and the recreation areas and in exchange therefor to convey to the grantor of such property any federally owned property under his jurisdiction in the State of Washington which he classifies as suitable for exchange or other disposal. The values of the properties so exchanged either shall be approximately equal, or, if they are not, shall be equalized by the payment of cash to the grantor or to the Secretary as the circumstances require.

(i) *Redwood National Park, Calif.* The Act of October 2, 1968 (82 Stat. 931) establishes the Redwood National Park. The Secretary of the Interior is authorized to accept title to any non-Federal property within the boundaries of the park, and outside of such boundaries within prescribed limits in exchange for any federally owned property under the jurisdiction of the Bureau of Land Management in California, except property needed for public use and management, which he classifies as suitable for exchange or other disposal. Such federally owned property shall also be available for use by the Secretary in payment of just compensation for real property taken pursuant to the act. The values of the properties exchanged either shall be approximately equal or, if they are not, shall be equalized by the payment of cash to the grantor or to the Secretary as the circumstances require.

(j) *Biscayne National Monument, Fla.* The Act of October 18, 1968 (Public Law 90-606) authorizes the Secretary of the Interior to establish the Biscayne National Monument, and to accept title to any non-Federal property within the boundaries of the national monument and outside such boundaries within prescribed areas, in exchange for any federally owned property under his jurisdiction in the State of Florida which he classifies as suitable for exchange or other disposal. The values of the properties exchanged either shall be approximately equal, or, if they are not, shall be equalized by the payment of cash to the grantor or to the Secretary as circumstances require.

3. A new section is added to Subpart 2244 to read as follows:

**§ 2244.4-7 National wild and scenic rivers system; national trails system.**

(a) *National wild and scenic rivers system.* The Act of October 2, 1968 (82 Stat. 906) institutes a national wild and scenic rivers system, designates the initial components of that system and provides for additional components to be added to the system. The Secretary of the Interior and the Secretary of Agriculture are each authorized to acquire lands within any component of the system administered by him to an average of not more than 100 acres per mile on both sides of the river. The appropriate Secretary is authorized to accept title to non-Federal property within the authorized boundaries of any federally administered component of the system in exchange for any federally owned property under his jurisdiction within the State in which the component lies and which he classifies as suitable for exchange or other disposal. The values of the properties so exchanged either shall be approximately equal, or, if they are not, shall be equalized by the payment of cash to the grantor or the Secretary as the circumstances require.

(b) *National trails system.* The Act of October 2, 1968 (82 Stat. 919), provides for the establishment and designation of trails by the Secretary of the Interior or the Secretary of Agriculture, each on lands administered by him.

(1) The Act authorizes the Secretary of the Interior to accept title to any non-Federal property within the trail right-of-way in exchange for any federally owned property under his jurisdiction which is located in the State and which he classifies as suitable for exchange or other disposal. The values of the properties so exchanged either shall be approximately equal or, if they are not, shall be equalized by the payment of cash to the grantor or the Secretary as the circumstances require.

(2) The Act authorizes the Secretary of Agriculture to use authorities and procedures available to him in connection with exchanges of national forest lands.

(3) When an application involves the selection of public domain land outside of national forests and under the administrative jurisdiction of the Bureau of Land Management, the proponents shall comply with the regulations in § 2244.1.

**§ 2244.3-2 [Corrected]**

In § 2244.3-2 the section referred to in the last sentence is corrected to read "§ 2244.1".

[F.R. Doc. 69-10584; Filed, Sept. 4, 1969; 8:48 a.m.]

**APPENDIX—PUBLIC LAND ORDERS**

[Public Land Order 4682]

[Anchorage 5567]

**ALASKA**

**Modification of Public Land Order No. 4582**

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C.



141), as amended, and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

Public Land Order No. 4582 of January 19, 1969, withdrawing all unreserved public lands in Alaska for the determination and protection of the rights of the native Aleuts, Eskimos, and Indians of Alaska, is hereby modified to the extent necessary to permit the selection under the Act of July 7, 1958 (72 Stat. 339; 343), by the State of Alaska, for the following described land:

COLD BAY AREA

T. 57 S., R. 88 W., S.M. (Protracted).

From a point marked U.S.E.D. M-7 in a brass shell case set in concrete, at approximately latitude 55°12'36.96" N., and approximately longitude 162°42'52.93" W., which point is approximately 90 feet south of mean high tide at Cold Bay; thence N. 48°53' W., approximately 1,092 feet to the southeast corner of Public Land Order No. 2708, the same being marked by a standard FWS brass cap set in a shell case; thence east 100 feet to the true point of beginning; Thence north approximately 915 feet to a

point on the mean high tide of Cold Bay; south and east with the meanders of mean high tide approximately 1,100 feet to a point; west, approximately 600 feet to the point of beginning.

Containing approximately 740 acres.

RUSSELL E. TRAIN,  
*Acting Secretary of the Interior.*

AUGUST 28, 1969.

[F.R. Doc. 69-10585; Filed, Sept. 4, 1969;  
8:48 a.m.]



# Proposed Rule Making

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 148m]

[DESI 11-588]

### COMBINATION DRUGS FOR HUMAN USE CONTAINING TRIACETYLEANDOMYCIN AND SULFONAMIDES

#### Announcement Regarding Efficacy and Proposal To Delete Provision for Certification

The Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following preparations of J. B. Roerig & Co. (Division of Chas. Pfizer & Co., Inc.), New York, N.Y. 10017:

1. Taomid Tablets containing triacetyloandomycin with sulfadiazine, sulfamerazine, and sulfamethazine.

2. Taomid Oral Suspension containing triacetyloandomycin with sulfadiazine, sulfamerazine, and sulfamethazine.

The Academy has evaluated the above-listed products and found them to be ineffective as fixed combinations for the labeled indications. The Food and Drug Administration concludes there is a lack of substantial evidence that each of these preparations will have the effects it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling.

It is further recognized that known hazards are associated with use of the components of these combinations; for example, hypersensitivity and blood dyscrasias with sulfonamides and hepatic dysfunction with triacetyloandomycin. In addition, the use of such a combination drug for a condition that can be effectively treated with one of its components unnecessarily increases: (1) The risk of adverse reactions from the addition of another agent; (2) the risk of dose-related adverse reactions when the dosage of the combination is increased to give a therapeutic dose of one ingredient; and (3) the danger of undertreatment when in order to avoid the adverse effects of one component the dosage of the other component is reduced below the therapeutic level.

Accordingly, the Commissioner of Food and Drugs concludes that in the absence of substantial evidence of effectiveness for the fixed combination drug and in recognition of the known hazards associated with each component of such combinations, the regulations for the certification of antibiotic drugs

should be amended to delete these combinations from the list of drugs acceptable for certification. The Commissioner further concludes that the certificates of safety and effectiveness heretofore issued for the combination drugs should be revoked on the basis of unwarranted hazards.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner (21 CFR 2.120), it is proposed that Part 148m be amended:

1. By repealing § 148m.5 *Triacetyloandomycin - sulfadiazine-sulfamerazine-sulfamethazine tablets.*

2. By deleting paragraph (a)(1)(i) from § 148m.7 *Triacetyloandomycin oral suspension; triacetyloandomycin oral suspension (the blank being filled in with the established names of the other active ingredients present in accordance with paragraph (a)(1) of this section).* The text of paragraph (a)(1)(i) reads "33 milligrams of sulfadiazine, 33 milligrams of sulfamerazine, and 33 milligrams of sulfamethazine; or".

It is also proposed that all antibiotic certificates issued under the above regulations for drugs containing triacetyloandomycin with sulfadiazine, sulfamerazine, and sulfamethazine be revoked.

Any interested person may, within 30 days after the date of publication of this notice in the FEDERAL REGISTER, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 300 Independence Avenue SW., Washington, D.C. 20201, written comments (preferably in quintuplicate) or request an informal conference on matters pertinent to this proposal. Comments may be accompanied by a memorandum or brief in support thereof.

Dated: August 28, 1969.

WINTON B. RANKIN,  
Deputy Commissioner  
of Food and Drugs.

[P.R. Doc. 69-10573; Filed, Sept. 4, 1969; 8:46 a.m.]

## CIVIL AERONAUTICS BOARD

[14 CFR Parts 288, 399]

[Docket No. 21310]

### EXEMPTION OF AIR CARRIERS FOR MILITARY TRANSPORTATION; STATEMENTS OF GENERAL POLICY

#### Supplemental Notice of Proposed Rule Making

SEPTEMBER 2, 1969.

The Board, by circulation of EDR-168 and PSDR-23, dated August 15, 1969, and

by publication at 34 F.R. 13610, gave notice that it had under consideration adoption of amendments to Parts 288 and 399 of the regulations with respect to air transportation performed for the Department of Defense. These amendments would establish new minimum rates applicable to certain transportation services performed by air carriers for the military. Interested persons were invited to participate in the proceeding through the submission of fifteen (15) copies of written data, views, and arguments pertaining thereto to the Docket Section of the Board on or before September 10, 1969, and provision was made for receipt of reply comments thereon filed on or before September 22, 1969.

Counsel for several air carriers state that the proposed amendments raise very complicated factual problems, that adjustments made by the Board to the cost submissions of the various carriers will require extensive analysis, and that the carriers have been specifically invited to present adjustments to cost data to reflect changes since the base period. Counsel also assert that other important Board proceedings scheduled during the time for filing comments herein involve heavy commitments by carrier economic staffs and that adherence to the dates previously set would preclude the carriers from effectively stating their case. Counsel request extensions of time for filing comments for additional periods ranging from 10 days to 2 weeks.

The undersigned finds that good cause has been shown for an extension of time for filing comments and that such extension requires a concomitant extension of the time for filing reply comments. Accordingly, pursuant to authority delegated in § 385.20(d) of the Board's organization regulations (14 CFR 385.20(d)) the undersigned hereby extends the time for submitting initial comments to September 22, 1969, and the time for submitting reply comments to October 2, 1969.

All relevant matter in communications received on or before September 22, 1969, and reply comments thereon received on or before October 2, 1969, will be considered by the Board before taking action on the proposed rules. Copies of these communications will be available for examination in the Docket Section, Room 712, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., upon receipt thereof.

(Sec. 204(a), Federal Aviation Act, as amended, 72 Stat. 743; 49 U.S.C. 1324)

By the Civil Aeronautics Board.

[SEAL] ARTHUR H. SIMMS,  
Associate General Counsel,  
Rules and Rates Division.

[P.R. Doc. 69-10624; Filed, Sept. 4, 1969; 8:49 a.m.]



## DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[ 50 CFR Part 32 ]

SEEDSKADEE NATIONAL WILDLIFE  
REFUGE, WYO.

## Hunting

Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by the Migratory Bird Conservation Act of February 18, 1929, as amended (45 Stat. 1222; 16 U.S.C. 715), and the Endangered Species Preservation Act of October 15, 1966 (80 Stat. 926, 16 U.S.C. 668aa), it is proposed to amend 50 CFR 32.11, 32.21, and 32.31 by the addition of Seedskadee National Wildlife Refuge, Wyo., to the list of areas open to the hunting of migratory game birds, upland game, and big game as legislatively permitted.

It has been determined that regulated hunting of migratory game birds, upland game, and big game may be permitted as designated on the Seedskadee National Wildlife Refuge without detriment to the objectives for which the area was established.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rule-making process. Accordingly, interested persons may submit written comments, suggestions, or objections, with respect to this proposed amendment, to the Director, Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240, within 15 days of the date of publication of this notice in the FEDERAL REGISTER.

1. Section 32.11 is amended by the following addition:

§ 32.11 List of open areas; migratory game birds.

## WYOMING

Seedskadee National Wildlife Refuge.

2. Section 32.21 is amended by the following addition:

§ 32.21 List of open areas; upland game.

## WYOMING

Seedskadee National Wildlife Refuge.

3. Section 32.31 is amended by the following addition:

§ 32.31 List of open areas; big game.

## WYOMING

Seedskadee National Wildlife Refuge.

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

SEPTEMBER 2, 1969.

[F.R. Doc. 69-10623; Filed, Sept. 4, 1969;  
8:49 a.m.]

DEPARTMENT OF  
TRANSPORTATION

Federal Aviation Administration

[ 14 CFR Parts 13, 47, 91 ]

[Docket No. 9814; Notice 69-37]

AIRCRAFT REGISTRATION ELIGIBILITY,  
IDENTIFICATION, AND ACTIVITY;  
AND CERTAIN ENFORCEMENT  
PROCEDURES

## Notice of Proposed Rule Making

The Federal Aviation Administration is considering amending Parts 47 and 91 of the Federal Aviation Regulations to provide for obtaining updated knowledge as to registration eligibility, identification, and activity of aircraft. This operational need would be served by certain new and modified reporting provisions. The amendment to Part 47 would require the holder of each certificate of aircraft registration to advise the FAA annually of the name and address of the owner of the aircraft; the make, model, and registration and serial numbers of the aircraft; whether he is a U.S. citizen (for non-governmental aircraft); and whether the aircraft has been registered under the laws of a foreign country. Under the amendment to Part 91, the owner of each civil aircraft would also be required to tell FAA annually, on the same form as that used under Part 47, the name of the principal operator of the aircraft if not the owner, the make and model of the engines installed in the aircraft, the identification of the communications and navigational aids capabilities of equipment installed in the aircraft, the airport where the aircraft is based, and the activity of the aircraft as shown by hours flown and the purpose of flight. Only the second of these items would apply to operators of aircraft under Parts 121 and 127 of the Federal Aviation Regulations. The FAA also is considering amending Part 13 of the Federal Aviation Regulations to specifically include procedures for suspending or revoking an issued certificate of aircraft registration for any cause that renders the aircraft ineligible for registration.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket GC-24, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before November 3, 1969, will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and

after the closing date for comments, in the Rules Docket for examination by interested persons.

A. *Registration eligibility of aircraft.* Under section 501(b) of the Federal Aviation Act of 1958, an aircraft is eligible for registration only if it is owned by a citizen of the United States and if it is not registered under the laws of any foreign country, or it is an aircraft of a specified governmental unit.

Part 47 of the Federal Aviation Regulations, implementing Title V of the Act, provides in § 47.41(a) that each issued certificate of aircraft registration is effective, unless suspended or revoked, until it is registered under the laws of a foreign country; the registration is canceled at the written request of the holder of the certificate; the aircraft is totally destroyed or scrapped; ownership of the aircraft is transferred; or the holder of the certificate loses his U.S. citizenship or dies.

Section 47.41(b) requires a return of the certificate of aircraft registration to the FAA Aircraft Registry upon registration of the aircraft under the laws of a foreign country; after the death of the owner; or upon any other termination of the registration specified in § 47.41(a).

It has become evident that the FAA is frequently not advised of changed circumstances as required by § 47.41. As a result, the FAA does not have the capability of properly maintaining its Aircraft Registry and limiting continued registration to eligible persons. It is therefore proposed that, by a new § 47.44, the holder of each certificate of aircraft registration be required to give to the FAA annual data relating to continued aircraft registration eligibility, as a means in aid of the purposes of § 47.41, to ascertain whether that eligibility continues. The required information would be shown on Part 1 of the new form that would accommodate the necessary information on continued eligibility. The new § 47.44 would provide that refusal or failure to submit this information may be cause for suspension or revocation of the holder's certificate of aircraft registration. The new form also contains a second part requiring information on identification and activity of the aircraft. The form would be mailed in duplicate to the registered owner of the aircraft by the FAA, and would contain the applicable information available from the FAA records. The registered owner would be required to verify that information, provide the information additionally required, and return the original.

Under section 501(e) of the Act, the aircraft registration certificate may be suspended or revoked by the Administrator for any cause that renders the aircraft ineligible for registration. However, the regulations have not contained rules specifically implementing this provision of the Act. Concurrent with the proposed amendment to Part 47 requiring annual verification on continued aircraft registration eligibility, it is therefore proposed to amend Part 13 of the Federal



Aviation Regulations (Enforcement Procedures) to provide for certificate action of suspension or revocation as a legal enforcement procedure where an aircraft is no longer eligible for registration under that part.

Adoption of this proposal would not in itself result in terminating any certificate of aircraft registration. A certificate would continue in effect until suspended or revoked under the appropriate regulations.

**B. Identification and activity of aircraft.** In addition to the present inadequacy of knowledge as to the continued eligibility of aircraft for registration, inadequate knowledge on identification (including operator if other than the owner, and aircraft configuration and location) and activity of U.S. registered civil aircraft, hampers the effective accomplishment of the FAA's responsibilities.

The order to properly carry out its responsibilities, the FAA needs all of these kinds of data to enable it to forecast its future workload and equipment requirements, and to plan, budget, and staff accordingly. The result should be a more efficient, safe air traffic system that responds to the public's needs. It should also have a direct impact on the efficiency of internal management. Also, more specifically related to the category of information sought, the following exemplify the existing needs:

(a) Name and address of the principal operator, if other than the owner, of each aircraft are essential to the distribution and effectiveness of Airworthiness Directives and the associated objective of aviation safety.

(b) Information on identification of aircraft including the communications and navigational aids capability of equipment installed in it—

(1) Indicates the use, and therefore extent of need, of FAA terminal and en-route equipment;

(2) Together with information on the locality of aircraft, is needed for planning and performing day-to-day operations to fit requirements dealing directly with safety;

(3) In conjunction with information on aircraft activity, is useful to determine staffing and equipment requirements and their geographic disposition to best serve the aviation community, and is correlated with accident information to identify safety problems and to try to solve them; and

(4) Is needed because the composition of the aircraft fleet and its activity play an important role in developing a National Airspace System that accommodates the communications and navigational aids equipment of that fleet.

(c) The airport locations where aircraft are based have a large impact on FAA workload and requirements for facilities and funds. This information is lacking particularly with respect to general aviation activities.

(d) Information on aircraft hours flown and on purpose of flight is an important exposure criterion in measuring

safety, and is essential in the development of safety measures.

These proposals as to identification and activity of aircraft are consistent with and implement the relevant portions of the Federal Aviation Act of 1958. Thus, as a declaration of policy, section 103 directs the Administrator to consider, among other things, the regulation of air commerce in such manner as to best promote its development and safety, and the promotion, encouragement, and development of civil aeronautics. Section 307 of the Act concerns the responsibility of the Administrator to develop plans for and formulate policy with respect to the use of the navigable airspace. Section 312 additionally directs the Administrator to make long range plans for and formulate policy with respect to the orderly development and use of the navigable airspace, and the orderly development and location of landing areas, Federal airways, radar installations and all other aids and facilities for air navigation. Section 601(a) (6) authorizes the Administrator to prescribe, among other things, reasonable rules and regulations found necessary to provide adequately for safety in air commerce.

Because of the considerations discussed above, either separately or conjunctively, the responsibilities and needs of the FAA demand the possession of accurate and current information on the identification and activity of aircraft. It is therefore proposed, by a new § 91.53, to require the owner of each aircraft registered in the United States to report annually to the FAA information as follows: (1) The name and address of the principal operator of the aircraft if other than the owner; (2) the make and model of the engines installed in the aircraft; (3) the identification of the communications and navigational aids capability of equipment installed therein; (4) the airport where the aircraft is based; and (5) activity of the aircraft as shown by hours flown and the purpose of flight. It is proposed to insert these requirements in Part 91 with the general operating rules, and not in Part 47, because these data do not concern functions related to the nationality and ownership provisions of Title V of the Act. The owner of an aircraft operated under Part 121 or 127 of the Federal Aviation Requirements would be required to include only item (2) in his report under § 91.53 since the other information mentioned is otherwise readily available to the FAA.

If the proposed amendments are adopted, that portion of the existing report that duplicates the information required thereby would be eliminated. FAA Form 8320-3 (Aircraft Use and Inspection Report) must be filed by each person performing an annual inspection, under Part 43 of the Federal Aviation Regulations. This form is divided into three sections, concerned respectively with aircraft identification, activity data, and inspection data. The primary purpose of this form relates to the airworthiness condition of an aircraft, and it is not a satisfactory means for collecting accurate

activity data. Data on aircraft activity is better known to the owner than to the person who inspects the aircraft, yet the latter person now must execute the form. Furthermore, many aircraft are not subject to an annual inspection including air carrier-operated aircraft and other important segments of the civil aircraft fleet. Finally, there is no present system to remind an aircraft owner that an annual inspection is due, nor means to determine why an aircraft is overdue for inspection and unreported.

In consideration of the foregoing, it is proposed to amend Parts 13, 47, and 91 of the Federal Aviation Regulations as follows:

1. By amending Part 13 as follows:

a. By inserting the following sentence at the end of paragraph (b) of § 13.3:

#### § 13.3 Investigations.

(b) \* \* \*. For the purpose of investigating alleged violations of Title V of the Act, or any regulation or order issued under it, the Administrator's authority under sections 313 and 1004 has been delegated to the Aeronautical Center Counsel.

#### § 13.19 [Amended]

b. By inserting the following sentence at the end of paragraph (a) of § 13.19 Certificate action:

(a) \* \* \*. Under section 501(e) of the Act, any certificate of aircraft registration may be suspended or revoked by the Administrator for any cause that renders the aircraft ineligible for registration.

c. By inserting the words "under section 609 of the Act" after the word "him" in paragraph (b) of § 13.19, and by inserting the following sentence at the end of that paragraph:

(b) \* \* \*. If the Administrator finds that any aircraft registered under Part 47 of this chapter is ineligible for registration, or if the holder of a certificate of aircraft registration has refused or failed to submit Part 1, FAA Form-----, as required by § 47.44 of this chapter, the Administrator issues an order suspending or revoking that certificate.

d. By amending the first sentence in paragraph (c) of § 13.19 to read as follows:

(c) Before issuing an order under paragraph (b) of this section, the General Counsel, the Regional Counsel concerned, or the Aeronautical Center Counsel (as to matters under Title V of the Act) advises the certificate holder of the charges or other reasons upon which the Administrator bases the proposed action and, except in an emergency, under section 609, allows the holder to answer any charges and to be heard as to why the certificate should not be amended, suspended, or revoked \* \* \*.

e. By amending the last sentence in paragraph (c) of § 13.19 to read as follows:

(c) \* \* \*. After considering any information submitted by the holder the General Counsel, the Regional Counsel



concerned, or the Aeronautical Center Counsel (as to matters under Title V of the Act) issues the order of the Administrator, except that if the holder has made a valid request for a formal hearing initially or after an informal conference, Subpart D of this part governs further proceedings.

(f) By inserting the following sentence at the end of paragraph (d) of § 13.19:

(d) \* \* \*. This paragraph does not apply to any person whose certificate of aircraft registration is affected by an order issued under this section.

g. By amending the last sentence in paragraph (b) of § 13.35 to read as follows:

#### § 13.35 Request for hearing.

(b) \* \* \*. If he does not do so, the General Counsel, the Regional Counsel concerned, or the Aeronautical Center Counsel (as to matters under Title V of the Act) issues the order of the Administrator.

h. By amending § 13.67 to read as follows:

#### § 13.67 Final order of the Hearing Officer.

(a) If, in proceedings under section 609 of the Act, the Hearing Officer determines that safety in air commerce or air transportation and the public interest so require, he may issue an order amending, suspending or revoking the respondent's certificate. The certificate action imposed may not be more severe than that proposed in the notice of proposed certificate action.

(b) If, in proceedings under section 501(b) of the Act, the Hearing Officer determines that the holder of the certificate of aircraft registration has refused or failed to submit Part 1, FAA Form -----, as required by § 47.44 of this chapter, or that the aircraft is ineligible for a certificate of aircraft registration, the Hearing Officer suspends or revokes the respondent's certificate, as proposed in the notice of proposed certificate action.

(c) If, in proceedings under either section 609 or 501(b) of the Act, the final order of the Hearing Officer makes a decision on the merits, it contains a statement of his findings and conclusions on all material issues of fact and law. If the Hearing Officer finds that the allegations of the notice have been proved, but that no sanction is required, he makes appropriate findings and orders the notice terminated. If the Hearing Officer finds that the allegations of the notice have not been proved, he orders the notice dismissed. If the Hearing Officer finds it to be equitable and in the public interest, he may order the proceeding terminated upon payment by the respondent of a civil penalty in an amount agreed upon by the parties.

(d) If the order is issued in writing, it shall be served upon the parties.

(e) If the Hearing Officer orders respondent's certificate to be amended, suspended, or revoked in proceedings under section 609 of the Act, he shall

state in the order that the respondent has the right to appeal to the National Transportation Safety Board.

2. By inserting a new § 47.44 in Part 47 to read as follows:

#### § 47.44 Report on registration eligibility of aircraft.

(a) The holder of each certificate of aircraft registration issued under this subpart shall sign and submit an Aircraft Registration Eligibility, Identification, and Activity Report, Part 1, FAA Form -----, to the FAA Aircraft Registry before July 1, of each year commencing July 1, 19--, stating—

(1) The name and address of the owner of the aircraft;

(2) Whether he is a U.S. citizen if not a governmental unit;

(3) The make, model, and registration and serial numbers of the aircraft; and

(4) Whether the aircraft has been registered under the laws of a foreign country.

(b) Signatures and instruments made by representatives of the holders of certificates must be made in the manner prescribed by § 47.13 of this Part for Application for Aircraft Registration.

(c) Refusal or failure to submit Part 1, FAA Form -----, containing the required information may be cause for suspension or revocation of the holder's certificate of aircraft registration.

3. By inserting a new § 91.53 in Part 91 to read as follows:

#### § 91.53 Report on identification and activity of aircraft.

(a) Except as provided in paragraph (b) of this section, the owner of each aircraft registered in the United States shall submit an Aircraft Registration Eligibility, Identification, and Activity Report, Part 2, FAA Form -----, to the FAA Aircraft Registry before July 1, of each year commencing July 1, 19--, stating—

(1) The name and address of the principal operator of the aircraft if other than the owner;

(2) The make and model of the engines installed in the aircraft;

(3) The identification of the communications and navigational aids capability of equipment installed in the aircraft;

(4) Airport where the aircraft is based; and

(5) Activity of the aircraft as shown by hours flown and purpose of flight for the previous calendar year.

(b) The owner of an aircraft operated under Part 121 or 127 of this chapter is required to include in Part 2 of his report under paragraph (a) of this section only the item listed in subparagraph (2) of that paragraph.

These amendments are proposed under the authority of sections 103, 307, 312, 313(a), 501, 601(a)(6), and 609 of the Federal Aviation Act of 1958 (49 U.S.C. 1303, 1348, 1353, 1354(a), 1401, 1421, 1429), section 6(c) of the Department of Transportation Act (49 U.S.C. 1655 (c)), and § 1.4(b)(1) of the Regulations of the Office of the Secretary of Transportation.

Issued in Oklahoma City, Okla., on August 28, 1969.

W. LLOYD LANE,

Director, Aeronautical Center.

[P.R. Doc. 69-10608; Filed, Sept. 4, 1969; 8:47 a.m.]

#### [ 14 CFR Part 61 ]

[Docket No. 9815; Notice 69-38]

### FLIGHT INSTRUCTOR RECOMMENDATION REQUIREMENT; REMOVAL IN CERTAIN CASES

#### Notice of Proposed Rule Making

The Federal Aviation Administration is considering amending Part 61 of the Federal Aviation Regulations to remove the requirement that an applicant for an airline transport pilot certificate or for an additional aircraft rating on that certificate must have a written recommendation from a certificated flight instructor in order to be eligible to take a flight test for that certificate or rating.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket GC-24, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before December 4, 1969, will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

Section 61.21(a)(4) requires an applicant for a flight test for a pilot certificate, or for an aircraft or instrument rating, to have a written statement, made not more than 60 days before applying for the flight test, from a flight instructor whose flight instructor certificate bears a category rating for the aircraft to be used in the test, certifying that he has given the applicant flight instruction in preparation for the flight test and considers him ready to take the test. An exception from this requirement is provided an applicant for an airline transport pilot certificate if, under certain circumstances, he is employed by a U.S. air carrier or commercial operator or by a U.S. scheduled military air transportation service.

Flight instructor certificate applicants are not examined on the knowledge and skill requirements that are pertinent to airline transport pilot certificate testing standards, nor need they have the flight experience required therefor. In addition, applicants have asserted that there is an acute shortage of flight instructors who, in their opinion, are qualified to instruct them in preparation for an airline transport pilot certificate. This results from the fact that the majority of



certificated flight instructors do not hold airline transport pilot certificates, and applicants feel that a flight instructor who does not hold that certificate is not qualified to instruct an airline transport pilot certificate applicant.

In view of the foregoing, the recommendation requirement does not serve the original stated purpose of the provision (Notice 64-18) so far as applicants for airline transport pilot certificates are concerned, that is, to benefit these applicants by insuring that they have had adequate preparation before taking the flight test, thus reducing the possibility of failure. Therefore, it is proposed to except an applicant for an airline transport pilot certificate, or for an additional aircraft rating to be placed on that certificate, from the requirement. With this action, the exception in § 61.21(a)(4)(ii), for members of the Armed Forces of the United States who apply for an airline transport pilot certificate, would no longer be needed, and would also be removed.

Additionally, in § 61.21, the provision in paragraph (b) excepting an applicant for a pilot certificate with a lighter-than-air category or associated class rating from the requirements of paragraph (a) properly belongs in paragraph (a)(4) and not in paragraph (b), and would be so placed.

In consideration of the foregoing, it is proposed to amend paragraph (a)(4) and paragraph (b) of § 61.21 of the Federal Aviation Regulations to read as follows:

**§ 61.21 Prerequisites for flight tests.**

(a) \* \* \*

(4) Have a written statement made not more than 60 days before applying for the flight test, from a flight instructor whose flight instructor certificate bears the category rating of the aircraft to be used in the flight test (or an instrument rating if that rating is sought), certifying that he has given the applicant flight instruction in preparation for the flight test and considers him ready to take the test. However, an applicant need not have this written statement if he—

(i) Holds a foreign pilot license issued by a contracting State to the Convention on International Civil Aviation that authorizes at least the pilot privileges of the airman certificate sought by him;

(ii) Is applying for a type rating only;

(iii) Is applying for an airline transport pilot certificate or an additional aircraft rating on an airline transport pilot certificate; or

(iv) Is applying for a pilot certificate with a lighter-than-air category or associated class rating.

(b) Notwithstanding subparagraph (1) of paragraph (a) of this section, an applicant for an airline transport pilot certificate or an additional aircraft rating on that certificate, who has been continuously employed as a pilot or as a pilot assigned to flight engineer duties by, and has continuously participated in an approved pilot training program of, a U.S. air carrier or commercial operator since

no later than 24 months after passing the written test, or has been continuously employed as a pilot by, and has continuously participated in a pilot training program of, a U.S. scheduled military air transportation service after passing the written test, may take the flight test for that certificate or rating as long as he continues in that employment and pilot training program.

These amendments are proposed under the authority of sections 313(a), 601, and 602 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1422), and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 29, 1969.

**R. S. SLIFF,**  
Acting Director,  
Flight Standards Service.

[F.R. Doc. 69-10609; Filed, Sept. 4, 1969; 8:47 a.m.]

**[ 14 CFR Part 71 ]**

[Airspace Docket No. 69-WE-47]

**FEDERAL AIRWAYS**

**Proposed Alteration**

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would realign VOR Federal airway No. 83 from Alamosa, Colo., to Pueblo, Colo., and VOR Federal airway No. 210 from Alamosa to Lamar, Colo.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

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

The FAA is proposing to realign V-83 from Alamosa to Pueblo via the intersection of the Alamosa 074° T (061° M) and the Pueblo 191° T (178° M) radials, and realign V-210 from Alamosa to Lamar via the intersection of the Alamosa 074° T (061° M) and the Lamar 250° T (238° M) radials.

The realignment of V-83 would provide greater distance from the lee side of the mountains to avoid turbulence and

other weather phenomena associated with precipitous terrain.

The 1° change in V-210 would provide direct routing from Alamosa VORTAC to Gordon Intersection and extend the changeover point on V-210 11 nautical miles eastward.

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

Issued in Washington, D.C., on August 28, 1969.

**PAUL W. ROBINSON,**  
Acting Chief, Airspace and  
Air Traffic Rules Division.

[F.R. Doc. 69-10610; Filed, Sept. 4, 1969; 8:47 a.m.]

**[ 14 CFR Part 75 ]**

[Airspace Docket No. 69-WA-35]

**JET ROUTE**

**Proposed Designation**

The Federal Aviation Administration, at the request of the Canadian Department of Transport, is considering an amendment to Part 75 of the Federal Aviation Regulations that would designate the U.S. segment of Jet Route/High Level airway No. 536 from Sisters Island, Alaska, to Whitehorse, Yukon Territory, Canada. This jet route, together with existing jet routes, would facilitate the increased volume of jet route traffic between Vancouver, British Columbia, Canada, and the Canadian northland.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received within 30 days after publication of this notice will be considered by the Administrator before taking action of the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

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

Issued in Washington, D.C., on August 28, 1969.

**PAUL W. ROBINSON,**  
Acting Chief, Airspace and  
Air Traffic Rules Division.

[F.R. Doc. 69-10611; Filed, Sept. 4, 1969; 8:47 a.m.]



# Notices

## DEPARTMENT OF THE INTERIOR Bureau of Land Management CALIFORNIA

### Notice of Filing of State Protraction Diagrams

Notice is hereby given that effective October 6, 1969, the following protraction diagrams, No. 32 approved April 23, 1969; No. 33 approved April 23, 1969; No. 58 approved June 10, 1969; and No. 125 approved May 29, 1969, are officially filed and of record in the Sacramento Land Office. In accordance with Title 43, Code of Federal Regulations, these protractions will become the basic record for describing the land for all authorized purposes at and after 10 a.m. of the above date. Until this date and time, the diagrams have been placed in the open files and are available to the public for information only.

#### CALIFORNIA PROTRACTION DIAGRAM No. 32

T. 35 N., R. 9 W., M.D.M.,  
Secs. 1 through 10, all;  
Sec. 11, N $\frac{1}{2}$ , SW $\frac{1}{4}$ ;  
Sec. 12, N $\frac{1}{2}$ ;  
Sec. 16, N $\frac{1}{2}$ ;  
Sec. 17, N $\frac{1}{2}$ ;  
Sec. 18, N $\frac{1}{2}$ , SW $\frac{1}{4}$ ;  
Sec. 19, W $\frac{1}{2}$ ;  
T. 34 N., R. 10 W., M.D.M.,  
Secs. 1 through 7, all;  
Secs. 9 through 11, all;  
Sec. 12, N $\frac{1}{2}$ , SW $\frac{1}{4}$ ;  
Sec. 14, N $\frac{1}{2}$ , SW $\frac{1}{4}$ ;  
Secs. 15, 16, 21, all;  
Sec. 22, N $\frac{1}{2}$ , SW $\frac{1}{4}$ ;  
Sec. 28, all;  
Sec. 33, N $\frac{1}{2}$ , SW $\frac{1}{4}$ ;  
T. 35 N., R. 10 W., M.D.M.,  
All of Township excepting M.S.'s and H.E.S.'s.

#### CALIFORNIA PROTRACTION DIAGRAM No. 33

T. 31 N., R. 11 W., M.D.M.,  
Sec. 9, S $\frac{1}{2}$ ;  
Sec. 10, S $\frac{1}{2}$ ;  
Sec. 11, S $\frac{1}{2}$ ;  
Sec. 12, S $\frac{1}{2}$ ;  
Secs. 13 through 16, all;  
Sec. 19, E $\frac{1}{2}$ , SW $\frac{1}{4}$ ;  
Secs. 20 through 25, all;  
Sec. 26, all excepting H.E.S. 244;  
Secs. 27 through 29, all;  
Sec. 30, all excepting H.E.S. 243;  
Secs. 31 through 33, all;  
Sec. 34, all excepting H.E.S. 244;  
Sec. 35, all excepting H.E.S.'s 244 and 175;  
Sec. 36, all;  
T. 1 S., R. 19 E., M.D.M.,  
Sec. 3, W $\frac{1}{2}$ ;  
Secs. 4 through 6, all;  
Sec. 7, N $\frac{1}{2}$ ;  
Sec. 8, N $\frac{1}{2}$ ;  
Sec. 9, N $\frac{1}{2}$ ;  
Sec. 10, NW $\frac{1}{4}$ .

#### CALIFORNIA PROTRACTION DIAGRAM No. 58

T. 18 S., R. 2 E., M.D.M.,  
All of township excepting Tracts 37 through 55.

#### CALIFORNIA PROTRACTION DIAGRAM No. 125

T. 7 N., R. 20 E., M.D.M.,  
Secs. 1 through 31, all;  
Sec. 32, N $\frac{1}{2}$ , SW $\frac{1}{4}$ ;  
Sec. 33, all except SW $\frac{1}{4}$ ;  
Secs. 34 through 36, all;  
T. 7 $\frac{1}{2}$  N., R. 20 E., M.D.M.,  
Secs. 1 through 6, all;  
T. 8 N., R. 20 E., M.D.M.,  
Secs. 1 through 4, all;  
Sec. 5, all except S $\frac{1}{2}$  SW $\frac{1}{4}$ ;  
Sec. 6, all except SE $\frac{1}{4}$  SE $\frac{1}{4}$ ;  
Sec. 7, W $\frac{1}{2}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$ ;  
Sec. 8, NE $\frac{1}{4}$ , E $\frac{1}{2}$  SE $\frac{1}{4}$ ;  
Secs. 9 through 16, all;  
Sec. 17, E $\frac{1}{2}$ , E $\frac{1}{2}$  SW $\frac{1}{4}$ ;  
Sec. 20, E $\frac{1}{2}$ , E $\frac{1}{2}$  W $\frac{1}{2}$ , W $\frac{1}{2}$  SW $\frac{1}{4}$ ;  
Secs. 21 through 26, all;  
Sec. 27, N $\frac{1}{2}$ , SE $\frac{1}{4}$ ;  
Secs. 28, 29, N $\frac{1}{2}$ ;  
Sec. 31, S $\frac{1}{2}$  NE $\frac{1}{4}$ , W $\frac{1}{2}$ , SE $\frac{1}{4}$ ;  
Sec. 32, SW $\frac{1}{4}$ ;  
Sec. 34, NE $\frac{1}{4}$ , S $\frac{1}{2}$ ;  
Secs. 35, 36, all;  
T. 9 N., R. 20 E., M.D.M.,  
Sec. 1, S $\frac{1}{2}$ ;  
Sec. 5, S $\frac{1}{2}$ ;  
Sec. 7, W $\frac{1}{2}$ ;  
Sec. 8, N $\frac{1}{2}$ ;  
Sec. 12, N $\frac{1}{2}$ ;  
Sec. 18, W $\frac{1}{2}$ ;  
Sec. 19, NW $\frac{1}{4}$ , S $\frac{1}{2}$ ;  
Secs. 30, 31, all;  
Sec. 32, all excepting M.S.'s 6348 and 6349;  
Sec. 33, NW $\frac{1}{4}$ , S $\frac{1}{2}$ ;  
T. 7 N., R. 21 E., M.D.M.,  
Sec. 3, W $\frac{1}{2}$ ;  
Sec. 4, E $\frac{1}{2}$ ;  
Sec. 29, NW $\frac{1}{4}$ , S $\frac{1}{2}$ ;  
Secs. 30 through 32, all.

Copies of these diagrams are for sale at two dollars (\$2.00) each by the Survey Records Office, Bureau of Land Management, Room E-2807, Federal Office Building, 2800 Cottage Way, Sacramento, Calif. 95825.

JOHN E. CLUTE,  
Chief, Branch of Title and Records.

[F.R. Doc. 69-10586; Filed, Sept. 4, 1969;  
8:46 a.m.]

## CALIFORNIA

### Notice of Proposed Withdrawal and Reservation of Lands and Partial Termination Thereof

AUGUST 29, 1969.

The Bureau of Reclamation, U.S. Department of the Interior has filed an application, Serial No. Sacramento 2745, approved by the Assistant Secretary for Water and Power Development for the withdrawal of the lands described below, subject to valid existing rights, from all forms of appropriations under the public land laws, including the general mining laws (30 U.S.C., ch. 2) but not the mineral leasing laws.

The applicant desires the land for the facilities of the multipurpose Allen Camp Unit Project, Pit River Division, Central Valley Project. The purposes include ir-

rigation, flood control, recreation and fish and wildlife enhancement. The principal features of the project will include the Allen Camp Dam and Reservoir, Lookout Diversion Dam, both features on the Pit River; 67 miles of main conveyance canals and appurtenant structures, pumping plants and a distribution and drainage system.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the Manager, Bureau of Land Management, U.S. Department of the Interior, Room E-2807, Federal Office Building, 2800 Cottage Way, Sacramento, Calif. 95825.

The Department's regulations (43 CFR 2311.1-3(c)) provide that the authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate lands needed for purposes more essential than the applicant's, and to reach agreement on the concurrent management of the lands and their resources.

The authorized officer will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the applicant agency.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant, a public hearing will be held at a convenient time and place, which will be announced.

The lands involved in the application are:

#### MOUNT DIABLO MERIDIAN

T. 37 N., R. 7 E.,  
Sec. 4, SW $\frac{1}{4}$  SE $\frac{1}{4}$ ;  
Sec. 10, NW $\frac{1}{4}$  SW $\frac{1}{4}$  and S $\frac{1}{2}$  SW $\frac{1}{4}$ ;  
Sec. 11, NW $\frac{1}{4}$  NW $\frac{1}{4}$ ;  
T. 38 N., R. 7 E.,  
Sec. 4, lots 2, 3, and 4.  
T. 39 N., R. 7 E.,  
Sec. 3, NW $\frac{1}{4}$  SW $\frac{1}{4}$  and S $\frac{1}{2}$  SW $\frac{1}{4}$ ;  
Sec. 10, NE $\frac{1}{4}$ , E $\frac{1}{2}$  NW $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$ , E $\frac{1}{2}$  SE $\frac{1}{4}$ , and NW $\frac{1}{4}$  SE $\frac{1}{4}$ ;  
Sec. 11, NW $\frac{1}{4}$  and W $\frac{1}{2}$  SW $\frac{1}{4}$ ;  
Sec. 24, E $\frac{1}{2}$  NE $\frac{1}{4}$  and NE $\frac{1}{4}$  SE $\frac{1}{4}$ ;  
Sec. 33, E $\frac{1}{2}$  NE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 34, NE $\frac{1}{4}$  SW $\frac{1}{4}$ .



T. 40 N., R. 7 E.,  
 Sec. 1, lots 3 and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
 and SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 2, lots 1, 2, and 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$   
 NW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , and E $\frac{1}{2}$ SE $\frac{1}{4}$   
 SW $\frac{1}{4}$ ;  
 Sec. 3, lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
 Sec. 26, N $\frac{1}{2}$ NW $\frac{1}{4}$ .  
 T. 41 N., R. 7 E.,  
 Sec. 24, SE $\frac{1}{4}$ ;  
 Sec. 25, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , W $\frac{1}{2}$   
 SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 26, lots 3 and 4, SW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 Sec. 27, SW $\frac{1}{4}$ SW $\frac{1}{4}$  and E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 34, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , and  
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 Sec. 35, lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , and  
 SE $\frac{1}{4}$ .  
 T. 37 N., R. 8 E.,  
 Sec. 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$  and E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 8, NE $\frac{1}{4}$ NW $\frac{1}{4}$ .  
 T. 38 N., R. 8 E.,  
 Sec. 32, E $\frac{1}{2}$ SW $\frac{1}{4}$ .  
 T. 39 N., R. 8 E.,  
 Sec. 8, E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 18, SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 Sec. 19, lot 3 and NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 25, SW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
 T. 41 N., R. 8 E.,  
 Sec. 1, lots 1, 2, and 3, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
 S $\frac{1}{2}$ SW $\frac{1}{4}$ , and N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 2, lots 1, 2, 3, and 4, S $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ ,  
 and S $\frac{1}{2}$ ;  
 Sec. 10, E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 11, E $\frac{1}{2}$  and SW $\frac{1}{4}$ ;  
 Sec. 12, N $\frac{1}{2}$ ;  
 Sec. 14, NW $\frac{1}{4}$ ;  
 Sec. 15;  
 Sec. 16, SE $\frac{1}{4}$ ;  
 Sec. 19, lots 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$ , and NE $\frac{1}{4}$   
 SE $\frac{1}{4}$ ;  
 Sec. 20, E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 21, NE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , and  
 N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 22, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$   
 SE $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 Sec. 26, N $\frac{1}{2}$ NE $\frac{1}{4}$  and N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 27, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
 and SE $\frac{1}{4}$ ;  
 Sec. 28, W $\frac{1}{2}$ NW $\frac{1}{4}$  and SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
 Sec. 29, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , and  
 S $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 30, lots 1, 2, and 4, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$   
 SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
 Sec. 31, lots 1 and 2, NE $\frac{1}{4}$  and E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 32, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
 Sec. 33;  
 Sec. 34, W $\frac{1}{2}$ ;  
 Sec. 35, SW $\frac{1}{4}$ NW $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
 Sec. 36, S $\frac{1}{2}$ SW $\frac{1}{4}$ .  
 T. 42 N., R. 8 E.,  
 Sec. 35, E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 36, SW $\frac{1}{4}$ .  
 T. 39 N., R. 9 E.,  
 Sec. 19, NW $\frac{1}{4}$ NE $\frac{1}{4}$ .  
 T. 41 N., R. 9 E.,  
 Sec. 6, lot 6 and E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 7, lots 2, 3, and 4, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
 E $\frac{1}{2}$ SW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 Sec. 8, N $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , and N $\frac{1}{2}$   
 SE $\frac{1}{4}$ ;  
 Sec. 9, W $\frac{1}{2}$ SE $\frac{1}{4}$  and SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 Sec. 16, E $\frac{1}{2}$ NE $\frac{1}{4}$  and SW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
 Sec. 17, NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and SW $\frac{1}{4}$ ;  
 Sec. 18, lots 1 and 2, W $\frac{1}{2}$ NE, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , and  
 E $\frac{1}{2}$ NW $\frac{1}{4}$ .

The above-described areas aggregate approximately 13,546 acres of Federal land of which approximately 11,474 acres (in Tps. 40, 41, and 42 N., Rs. 7, 8, and 9 E.) are in the Modoc National Forest.

The applicant agency desires the withdrawal of the following described lands from location and entry under the mining laws but not the mineral leasing laws, as these lands are patented, having been patented under the Stockraising

Homestead Act of December 29, 1916 (39 Stat. 862), as amended, with a reservation of all minerals to the United States:

#### MOUNT DIABLO MERIDIAN

T. 39 N., R. 7 E.,  
 Sec. 2, lot 4, and SW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
 Sec. 3, lots 1, 2, and 3, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
 Sec. 10, W $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
 and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
 Sec. 15, W $\frac{1}{2}$ SE $\frac{1}{4}$ .  
 T. 40 N., R. 7 E.,  
 Sec. 11, S $\frac{1}{2}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ .  
 T. 38 N., R. 8 E.,  
 Sec. 20, S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 29, SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 32, NE $\frac{1}{4}$ NW $\frac{1}{4}$  and S $\frac{1}{2}$ NW $\frac{1}{4}$ .  
 T. 39 N., R. 8 E.,  
 Sec. 6, E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 8, NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 15, SW $\frac{1}{4}$  and N $\frac{1}{2}$ SE $\frac{1}{4}$ .  
 T. 40 N., R. 8 E.,  
 Sec. 31, lots 1 and 2, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , and  
 N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 T. 39 N., R. 9 E.,  
 Sec. 19, NE $\frac{1}{4}$ NE $\frac{1}{4}$ .  
 T. 41 N., R. 9 E.,  
 Sec. 3, SE $\frac{1}{4}$ .

The above-described lands aggregate approximately 2,236 acres.

The applicant agency has cancelled its application insofar as it pertains to the lands described below, which were included in its application. Therefore, pursuant to the regulations contained in 43 CFR Part 2311, such land will, at 10 a.m. on September 30, 1969, be relieved of the segregative effect of the above-mentioned application.

#### MOUNT DIABLO MERIDIAN

T. 39 N., R. 8 E.,  
 Sec. 18, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

ELIZABETH H. MIDTBY,  
 Chief, Lands Adjudication Section.

[P.R. Doc. 69-10587; Filed, Sept. 4, 1969;  
 8:46 a.m.]

[Serial No. N-1575]

#### NEVADA

#### Notice of Classification of Public Lands for Multiple-Use Management

AUGUST 14, 1969.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and to the regulations in 43 CFR Parts 2410 and 2411, the public lands within the area described below are hereby classified for multiple-use management. Publication of this notice has the effect of segregating the described lands from appropriation only under the agricultural land laws (43 U.S.C. Pts. 7 and 9; 25 U.S.C. sec. 334) and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171) and the lands shall remain open to all other applicable forms of appropriation, including the mining and mineral leasing laws, with the exception contained in paragraph 3. 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. The record showing the comments received following publication of a notice of proposed classification (34 F.R. 16, 24), or at the public hearing at the North Las Vegas City Hall, North Las Vegas, Nev., which was held on March 5, 1969, and other information is on file and can be examined at the Nevada Land Office. The public lands affected by this classification are located within the following described area and are shown on maps designated N-1575 in the Las Vegas District Office, Bureau of Land Management, 1859 North Decatur Boulevard, Las Vegas, Nev. 89108, and the Nevada Land Office, Bureau of Land Management Room 3104, Federal Building, 300 Booth Street, Reno, Nev. 89502.

The overall description of the area is as follows:

#### CLARK COUNTY

##### MOUNT DIABLO MERIDIAN, NEVADA

The public lands classified are wholly located within Clark County, Nev.

The area described aggregates approximately 2,074,900 acres.

3. The public lands listed below are further segregated from all forms of appropriation under the public land laws, including the general mining laws, but not the Recreation and Public Purposes Act (44 Stat. 741, 68 Stat. 173; 43 U.S.C. 869) or the mineral leasing and material sale laws:

##### MOUNT DIABLO MERIDIAN, NEVADA

##### CABIN CANYON

T. 14 S., R. 71 E.,  
 Sec. 33, SW $\frac{1}{4}$ .  
 T. 15 S., R. 71 E.,  
 Sec. 4, NW $\frac{1}{4}$ .

##### INDIAN SHEEPS CAMP

T. 15 S., R. 70 E.,  
 Sec. 1, W $\frac{1}{2}$ ;  
 Sec. 2, all;  
 Sec. 12, NW $\frac{1}{4}$ .

##### WIREGRASS SPRING

T. 15 S., R. 71 E.,  
 Sec. 17, S $\frac{1}{2}$ SE $\frac{1}{4}$ .

##### VIRGIN MOUNTAINS

T. 15 S., R. 71 E.,  
 Sec. 20, all.

##### WHITNEY POCKET AND LONE SANDSTONE PETROGLYPHS

T. 16 S., R. 70 E.,  
 Sec. 22, SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 Sec. 23, SE $\frac{1}{4}$ .

##### WHITNEY PASS CAMP

T. 16 S., R. 71 E.,  
 Sec. 21, S $\frac{1}{2}$ NW $\frac{1}{4}$ .

##### DEVILS THROAT

T. 17 S., R. 70 E.,  
 Sec. 26, all.

##### CEDAR BASIN

T. 19 S., R. 70 E.,  
 Sec. 34, S $\frac{1}{2}$ , S $\frac{1}{2}$ N $\frac{1}{2}$ .

##### SUMMIT SPRINGS

T. 19 S., R. 71 E.,  
 Sec. 7, S $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
 Sec. 18, N $\frac{1}{2}$ NW $\frac{1}{4}$ .



## JEAN HIGHWAY REST STOP SCENIC STRIP

T. 26 S., R. 59 E.,  
 Sec. 16, S $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ ;  
 Sec. 17, E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 Sec. 20, E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
 Sec. 21, W $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

The areas described above aggregate approximately 4,280 acres.

4. For a period of 30 days from date of publication in the FEDERAL REGISTER, this classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR 2411.2c. For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 320, Washington, D.C. 20240.

RALPH S. DUNN,  
 Acting State Director, Nevada.

[F.R. Doc. 69-10588; Filed, Sept. 4, 1969;  
 8:46 a.m.]

[New Mexico 10370]

## NEW MEXICO

## Notice of Proposed Withdrawal and Reservation of Lands

AUGUST 28, 1969.

The Forest Service, U.S. Department of Agriculture, has filed an application, New Mexico 10370, for the withdrawal of land described below, from location and entry under the mining laws. The applicant desires the land for recreation purposes.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Chief, Division of Lands and Minerals, Program Management and Land Office, Post Office Box 1449, Santa Fe, N. Mex. 87501.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the land and its resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the land for purposes other than the applicant's, to eliminate land needed for purposes more essential than the applicant's, and to reach agreement on the concurrent management of the land and its resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the land will be withdrawn as requested by the applicant agency.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The land involved in the application is:

NEW MEXICO PRINCIPAL MERIDIAN  
 CARSON NATIONAL FOREST  
 Hopewell Lake Campground

T. 29 N., R. 7 E.,  
 Sec. 31, lots 3, 4, 5, 13, S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , and E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
 Sec. 32, SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and W $\frac{1}{2}$ SW $\frac{1}{4}$ .

The area described aggregates 358.19 acres.

MICHAEL T. SOLAN,  
 Chief, Division of Lands and Minerals, Program Management and Land Office.

[F.R. Doc. 69-10589; Filed, Sept. 4, 1969;  
 8:46 a.m.]

[OR 346]

## OREGON

## Notice of Classification of Public Lands; Correction

AUGUST 27, 1969.

In F.R. Doc. 67-10761 appearing on page 13086 of the Thursday issue, September 14, 1967, the following correction is made: The land description shown as "T 3 S., R. 27 E., section 1, NW $\frac{1}{4}$  and SW $\frac{1}{4}$ " is corrected to read "T 3 S., R. 27 E., section 1, NW $\frac{1}{4}$ SW $\frac{1}{4}$ ."

ARCHIE D. CRAFT,  
 State Director.

[F.R. Doc. 69-10590; Filed, Sept. 4, 1969;  
 8:46 a.m.]

## Fish and Wildlife Service

[Docket No. G-449]

## DINKO SMIRCIC, INC.

## Notice of Loan Application

Dinko Smircic, Inc., Post Office Box 788, Aransas Pass, Tex. 78336, has applied for a loan from the Fisheries Loan Fund to aid in financing the construction of a new 76-foot length overall steel vessel to engage in the fishery for shrimp.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedures (50 CFR Part 250, as revised) that the above-entitled application is being considered by the Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, Bureau of Commercial Fisheries, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determina-

tion that the contemplated operations of the vessel will or will not cause such economic hardship or injury.

C. E. PETERSON,  
 Chief,

Division of Financial Assistance.

[F.R. Doc. 69-10582; Filed, Sept. 4, 1969;  
 8:48 a.m.]

[Docket No. B-468]

## DRAGGER BRANT, INC.

## Notice of Loan Application

Dragger Brant, Inc., c/o Albert R. Thorpe, president, South Bristol, Maine 04568, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a new 63-foot length overall wood vessel to engage in the fishery for groundfish, shrimp, and whiting.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedures (50 CFR Part 250, as revised) that the above-entitled application is being considered by the Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, Bureau of Commercial Fisheries, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determination that the contemplated operations of the vessel will or will not cause such economic hardship or injury.

C. E. PETERSON,  
 Chief,

Division of Financial Assistance.

[F.R. Doc. 69-10581; Filed, Sept. 4, 1969;  
 8:48 a.m.]

[Docket No. B-470]

## ROBERT A. STETSON, JR.

## Notice of Loan Application

Robert A. Stetson, Jr., Post Office Box 55, Rye, N.H. 03870, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 40-foot-length-overall wood vessel to engage in the fishery for shrimp, groundfish, lobster bait, and lobster.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedures (50 CFR Part 250, as revised) that the above-entitled application is being considered by the Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the



Director, Bureau of Commercial Fisheries, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determination that the contemplated operations of the vessel will or will not cause such economic hardship or injury.

C. E. PETERSON,  
Chief,  
Division of Financial Assistance.

[F.R. Doc. 69-10583; Filed, Sept. 4, 1969;  
8:48 a.m.]

#### National Park Service

[Order 4]

#### CHIEF, UNITED STATES PARK POLICE Redelegation of Authority

SECTION 1. *Redelegation.* The Chief of the U.S. Park Police is authorized to exercise the authority of the Regional Director to issue rules and regulations for the administration of the U.S. Park Police, pursuant to the Act of May 27, 1924 (43 Stat. 175, as amended; 4 D.C. Code 202).

SEC. 2. *Limitations.* This authority may not be redelegated.

(43 Stat. 175, as amended; 4 D.C. Code 202; sec. 2, Reorganization Plan No. 3 of 1950; 245 DM and National Park Service Order 52)

Dated: August 26, 1969.

NASH CASTRO,  
Regional Director,  
National Capital Region.

[F.R. Doc. 69-10591; Filed, Sept. 4, 1969;  
8:46 a.m.]

[Order 52]

#### REGIONAL DIRECTOR, NATIONAL CAPITAL REGION

##### Redelegation of Authority

SECTION 1. *Redelegation.* The Regional Director, National Capital Region, is authorized to exercise the authority delegated to the Director to:

a. Issue rules and regulations for the administration of the U.S. Park Police pursuant to the Act of May 27, 1924 (43 Stat. 175, as amended; 4 D.C. Code 202).

b. Make and enforce rules of Trial Board procedures, and to discipline the U.S. Park Police as provided under the Act of October 11, 1962 (Public Law 87-797, 76 Stat. 907).

SEC. 2. *Limitations.* a. The authority to make policy changes or establish new policies is not included in this delegation, and may be exercised only by the Director.

b. The authority of section 1.a. above may be redelegated only to the Chief, U.S. Park Police.

c. The authority of section 1.b. above may not be redelegated.

d. Rules developed under section 1.b. above must provide to the accused an avenue of appeal to the Assistant Secre-

tary for Administration from decisions of Trial Boards.

SEC. 3. *Revocation.* This order revokes National Park Service delegation of authority Order No. 32, dated December 18, 1965 (30 F.R. 15672).

(Sec. 2, Reorganization Plan No. 3 of 1950; 245 DM)

Dated: August 25, 1969.

GEORGE B. HARTZOG, Jr.,  
Director,  
National Park Service.

[F.R. Doc. 69-10592; Filed, Sept. 4, 1969;  
8:46 a.m.]

#### Office of the Secretary

[Order 2508, Amdt. 85]

#### COMMISSIONER OF INDIAN AFFAIRS Delegation of Authority With Respect to Specific Legislation

Section 30 of Order 2508, as amended, is further amended by the addition under paragraph (a) of a new subparagraph to read as follows:

SEC. 30. *Authority under specific acts.* (a) In addition to any authority delegated elsewhere in this order, the Commissioner of Indian Affairs, except as provided in paragraph (b) of this section, is authorized to perform the functions and exercise the authority vested in the Secretary of the Interior by the following acts or portions of acts or any acts amendatory thereof:

(44) Section 2 of the Act of June 18, 1956 (70 Stat. 290), which permits the sale of tribal land by the Tulalip Board of Directors of the Tulalip Reservation, Wash., with the consent of the Secretary of the Interior.

RUSSELL E. TRAIN,  
Acting Secretary of the Interior.

AUGUST 28, 1969.

[F.R. Doc. 69-10593; Filed, Sept. 4, 1969;  
8:46 a.m.]

## DEPARTMENT OF AGRICULTURE

### Commodity Credit Corporation

#### SALES OF CERTAIN COMMODITIES

#### September 1969 CCC Monthly Sales List

*Notice to buyers.* Pursuant to the policy of Commodity Credit Corporation issued October 12, 1954 (19 F.R. 6669), and subject to the conditions stated therein as well as herein, the commodities listed below are available for sale and, where noted, for redemption of payment-in-kind certificates on the price basis set forth.

1. The U.S. Department of Agriculture announced the minimum prices at which Commodity Credit Corporation (CCC) commodity holdings are available for sale, beginning at 3 p.m., e.d.t., August 29,

1969 (except for soybeans which will be available for sale at the opening of CCC business on Sept. 2, 1969). These prices, subject to amendment, will continue until superseded by the October Monthly Sales List.

The following commodities are available: Cotton (upland and extra long staple), wheat, corn, oats, barley, flaxseed, rye, rice, grain sorghum, soybeans, peanuts, tung oil, cottonseed oil, cottonseed meal, butter, and nonfat dry milk.

CCC does not plan to offer cottonseed oil for commercial domestic use during the year ending August 31, 1970. If there is need for the oil, however, CCC reserves the right to offer oil after announcement of proposed action in advance of the date of actual offers.

With the 1969 crop marketing year beginning September 1 for soybeans, the September list includes minimum pricing for this commodity based on 1969 price-support loan rates.

Information on the availability of commodities stored in CCC bin sites may be obtained from Agricultural Stabilization and Conservation Service State offices shown at the end of the sales list. For commodities stored at other locations, the information may be obtained from ASCS commodity and grain offices also shown at the end of the list.

Corn, oats, barley, or grain sorghum, as determined by CCC, will be sold for unrestricted use for "Dealers' Certificates" issued under the emergency livestock feed program. Grain delivered against such certificates will be sold at the applicable current market price, determined by CCC.

2. In the following listing of Commodities and sales prices or method of sales, "unrestricted use" applies to sales which permit either domestic or export use and "export" applies to sales which require export only. CCC reserves the right to determine the class, grade, quality, and available quantity of commodities listed for sale.

The CCC Monthly Sales List, which varies from month to month as additional commodities become available or commodities formerly available are dropped, is designed to aid in moving CCC's inventories into domestic or export use through regular commercial channels.

If it becomes necessary during the month to amend this list in any material way—such as by the removal or addition of a commodity in which there is general interest or by a significant change in price or method of sale—an announcement of the change will be sent to all persons currently receiving the list by mail from Washington. To be put on this mailing list, address: Director, Grain Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250.

3. Interest rates per annum under the CCC Export Credit Sales Program (Announcement GSM-4) for September 1969 are 6½ percent for U.S. bank obligations and 7½ percent for foreign bank obligations. Commodities now eligible for financing under the CCC Export Credit



Sales Program include oats, wheat, wheat flour, barley, bulgur, corn, cornmeal, grain sorghum, upland and extra long staple cotton, milled and brown rice, tobacco, cottonseed oil, cottonseed meal, raisins, soybean oil, linseed oil, flaxseed, dairy products, tallow, lard, breeding cattle, and rye. Commodities purchased from CCC may be financed for export as private stocks under Announcement GSM-4.

Information on the CCC Export Credit Sales Program and on commodities available under Title I, Public Law 480, private trade agreements, and current information on interest rates and other phases of these programs may be obtained from the Office of the General Sales Manager, Export Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250.

4. The following commodities are currently available for new and existing barter contracts: Upland cotton and tobacco. In addition, private stocks of corn, grain sorghum, barley (other than malting barley), oats, wheat, and wheat flour, and milled and brown rice, under Announcement PS-1, as amended; cottonseed oil and soybean oil under Announcement PS-2; tobacco under Announcement PS-3; and upland and extra long staple cotton under Announcement PS-4; and inedible tallow and grease under Announcement PS-5; are eligible for programing in connection with barter contracts covering procurement for Federal agencies that will reimburse CCC. (However, Hard Red Winter 13 percent protein or higher, Hard Red Spring, Durum wheats, and flour produced from these wheats may not be exported under barter through west coast ports.) Further information on private-stock commodities may be obtained from the Office of the Assistant Sales Manager, Barter, Export Marketing Service, USDA, Washington, D.C. 20250.

5. The CCC will entertain offers from responsible buyers for the purchase of any commodity on the current list. Offers accepted by CCC will be subject to the terms and conditions prescribed by the Corporation. These terms include payment by cash or irrevocable letter of credit before delivery of the commodity and the conditions require removal of the commodity from CCC stocks within a reasonable period of time. Where sales are for export, proof of exportation is also required, and the buyer is responsible for obtaining any required U.S. Government export permit or license. Purchase from CCC shall not constitute any assurance that any such permit or license will be granted by the issuing authority.

Applicable announcements containing all terms and conditions of sale will be furnished upon request. For easy reference a number of these announcements are identified by code number in following list. Interested persons are invited to communicate with the Agricultural Stabilization and Conservation Service, USDA, Washington, D.C. 20250, with respect to all commodities or—for specified commodities—with the designated ASCS commodity office.

6. Commodity Credit Corporation re-

serves the right to amend from time to time, any of its announcements. Such amendments shall be applicable to and be made a part of the sale contracts thereafter entered into.

CCC reserves the right to reject any or all offers placed with it for the purchase of commodities pursuant to such announcements.

CCC reserves the right to refuse to consider an offer, if CCC does not have adequate information of financial responsibility of the offerer to meet contract obligations of the type contemplated in this announcement. If a prospective offerer is in doubt as to whether CCC has adequate information with respect to his financial responsibility, he should either submit a financial statement to the office named in the invitation prior to making an offer, or communicate with such office to determine whether such a statement is desired in his case. When satisfactory financial responsibility has not been established, CCC reserves the right to consider an offer only upon submission by offerer of a certified or cashier's check, a bid bond, or other security, acceptable to CCC, assuring that if the offer is accepted, the offerer will comply with any provisions of the contract with respect to payment for the commodity and the furnishing of performance bond or other security acceptable to CCC.

Disposals and other handling of inventory items often result in small quantities at given locations or in quantities not up to specifications. These lots are offered by the appropriate ASCS office promptly upon appearance and therefore, generally, they do not appear in the Monthly Sales List.

7. On sales for which the buyer is required to submit proof to CCC of exportation, the buyer shall be regularly engaged in the business of buying or selling commodities and for this purpose shall maintain a bona fide business office in the United States, its territories or possessions and have a person, principal, or resident agent upon whom service of judicial process may be had.

Prospective buyers for export should note that generally, sales to U.S. Government agencies, with only minor exceptions, will constitute domestic unrestricted use of the commodity.

Commodity Credit Corporation reserves the right, before making any sales, to define or limit export areas.

Exports to certain countries are regulated under the Export Control Act of 1949. These restrictions also apply to any commodities purchased from the Commodity Credit Corporation whether sold for restricted or unrestricted use. Countries and commodities are specifically listed in the U.S. Department of Commerce Comprehensive Export Schedule. Additional information is available from the Bureau of International Commerce or from the field offices of the Department of Commerce.

#### SALES PRICE OR METHOD OF SALE

##### WHEAT, BULK

###### Unrestricted use.

A. Storable. Market price, as determined by CCC, but not less than 115 percent of the

applicable 1969 price-support loan rate<sup>2</sup> for the class, grade, and protein of the wheat plus the markup shown in C below applicable to the type of carrier involved.

B. Nonstorable. At not less than market price, as determined by CCC.

C. Markups and examples (dollars per bushel in-store).<sup>3</sup>

| Markup in-store received by— |               | Examples  |
|------------------------------|---------------|---|
| Truck                        | Rail or barge |   |
| \$0.07                       | \$0.04½       | Minneapolis—No. 1 DNS (\$1.57) 115 percent + \$0.04½; \$1.83½.<br>Portland—No. 1 SW (\$1.45) 115 percent + \$0.04½; \$1.71½.<br>Kansas City—No. 1 HRW (\$1.45) 115 percent + \$0.04½; \$1.71½.<br>Chicago—No. 1 RW (\$1.46) 115 percent + \$0.04½; \$1.72½. |

#### Export.

A. CCC will sell limited quantities of Hard Red Winter, Durum, and Hard Red Spring wheat at west coast ports at domestic market price levels for export under Announcement GR-345 (Revision IV, Oct. 30, 1967, as amended) as follows:

(1) Offers will be accepted subject to the purchasers' furnishing the Portland ASCS Branch Office with a Notice of Sale containing the same information (excluding the payment or certificate acceptance number) as required by exporters who wish to receive an export payment under GR-345. The Notice of Sale must be furnished to the Commodity Office within 5 calendar days after the date of purchase.

(2) Sales will be made only to fill dollar market sales abroad and exporter must show export from the west coast to a destination west of the 170th meridian, west longitude, and east of the 60th meridian, east longitude, and to ports on the west coast of Central and South America. Dollar sales shall mean sales for dollars and sales financed with CCC credit.

Available, Chicago, Kansas City, Minneapolis, and Portland ASCS offices.

#### SOYBEANS, BULK

##### Unrestricted use.

A. Storable—Port positions (basis Grade 1 in-store). Market price but not less than \$2.58½ per bushel at Great Lakes terminals; \$2.64½ gulf; and \$2.65½ east coast.

Interior positions (basis Grade 1 in-store). Market price but not less than the 1969 base loan rate where stored plus 27½ cents per bushel.

Market discounts will be applied in determining the minimum price of lower grades.

B. Nonstorable. At not less than the market price as determined by CCC.

Available, Kansas City, Chicago, and Minneapolis ASCS Grain Offices.

#### CORN, BULK

##### Unrestricted use.

A. Redemption of domestic payment-in-kind certificates. Market price as determined by CCC, but not less than 115 percent of the applicable 1968 price-support loan rate<sup>2</sup> for the class, grade, and quality of the corn plus the markup shown in C of this unrestricted use section.

##### B. General sales.

1. Storable. Market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1968 price-support rate<sup>2</sup> (published loan rate plus 19 cents per bushel) for the class, grade, and quality of the corn, plus the markup shown in C of this unrestricted use section.



2. *Nonstorable*. At not less than market price as determined by CCC.

C. *Markups and examples (dollars per bushel in-store: basis No. 2 yellow corn 14 percent M.T. 2 percent F.M.)*.

| Markup in-store | Examples   |
|-----------------|--|
|                 |  |
| \$0.17½         | Feed grain program domestic PIK certificate minimums:<br>McLean County, Ill. (\$1.09+\$0.02½)<br>115 percent +\$0.17½; \$1.46½.<br>Agricultural Act of 1949; statutory minimums:<br>McLean County, Ill. (\$1.09+\$0.02½)<br>+ \$0.19; 105 percent +\$0.17½; \$1.54½. |

Available, Chicago, Kansas City, Minneapolis, and Portland ASCS grain offices.

#### GRAIN SORGHUM, BULK

##### Unrestricted use.

A. *Redemption of domestic payment-in-kind certificates*. Market price, as determined by CCC, but not less than 115 percent of the applicable 1968 price-support loan rate<sup>2</sup> for the class, grade, and quality of the grain sorghum, plus the markup shown in C of this unrestricted use section applicable to the type of carrier involved.

##### B. General sales.

1. *Storable*. Market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1968 price-support rate<sup>2</sup> (published loan rate plus 34 cents per hundredweight) for the class, grade, and quality of the grain sorghum, plus the markup shown in C of this unrestricted use section applicable to the type of carrier involved.

2. *Nonstorable*. At not less than market price as determined by CCC.

C. *Markups and examples (dollars per hundredweight in-store: No. 2 or better)*.

| Markup in-store received by— | Examples   |
|------------------------------|--|
|                              |  |
| Truck                        | Rail or barge  |
| \$0.20½                      | \$0.25½  |
|                              | Feed grain program domestic PIK certificate minimums:<br>Hale County, Tex. (\$1.63) 115 percent +\$0.20½; \$2.17½.<br>Kansas City, Mo. (\$1.81) 115 percent +\$0.20½; \$2.34½.<br>Agricultural Act of 1949; statutory minimums:<br>Hale County, Tex. (\$1.63+\$0.34); 105 percent +\$0.20½; \$2.30½.<br>Kansas City, Mo. (\$1.81+\$0.34); 105 percent +\$0.20½; \$2.51½. |

Available, Kansas City, Chicago, Minneapolis, and Portland ASCS grain offices.

#### BARLEY, BULK

##### Unrestricted use.

A. *Redemption of domestic payment-in-kind certificates*. Market price, as determined by CCC, but not less than 115 percent of the applicable 1969 price-support loan rate<sup>2</sup> for the class, grade, and quality of the barley plus the markup shown in C of this unrestricted use section.

##### B. General sales.

1. *Storable*. Market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1969 price-support rate<sup>2</sup> (published loan rate plus 13 cents per bushel) for the class, grade, and quality of the barley, plus the markup shown in C of this unrestricted use section.

2. *Nonstorable*. At not less than market price as determined by CCC.

C. *Markups and examples (dollars per bushel in-store: No. 2 or better)*.

| Markup in-store received by— | Examples   |
|------------------------------|--|
|                              |  |
| Truck                        | Rail or barge  |
| \$0.07                       | \$0.04½  |
|                              | Feed grain program domestic PIK certificate minimums:<br>Cass County, N. Dak. (\$0.78) 115 percent +\$0.07; \$0.97.<br>Minneapolis, Minn. (\$1.04) 115 percent +\$0.04½; \$1.24½.<br>Agricultural Act of 1949; statutory minimums:<br>Cass County, N. Dak. (\$0.78+\$0.13); 105 percent +\$0.07; \$1.03.<br>Minneapolis, Minn. (\$1.04+\$0.13); 105 percent +\$0.04½; \$1.27½. |

Available, Kansas City, Chicago, Minneapolis, and Portland ASCS grain offices.

#### OATS, BULK

##### Unrestricted use.

A. *Storable*. Market price, as determined by CCC, but not less than 115 percent of the applicable 1969 price-support rates<sup>2</sup> for the class, grade, and quality of the oats plus the markup shown in B below.

B. *Markup and example (dollars per bushel in-store: Basis No. 2 XHWO)*.

| Markup in-store | Example  |
|-----------------|--|
| \$0.07          | Redwood County, Minn. (\$0.60+\$0.03 quality differential); 115 percent +\$0.07; \$0.80. |

C. *Nonstorable*. At not less than the market price as determined by CCC.

Available, Kansas City, Chicago, Minneapolis, and Portland ASCS grain offices.

#### RYE, BULK

##### Unrestricted use.

A. *Storable*. Market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula price which is 115 percent<sup>2</sup> of the applicable 1969 price-support rate for the class, grade, and quality of the grain plus the markup shown in B below applicable to the type of carrier involved.

B. *Markups and examples (dollars per bushel in-store: No. 2 or better)*.

| Markup in-store received by— | Examples   |
|------------------------------|--|
|                              |  |
| Truck                        | Rail or barge  |
| \$0.07                       | \$0.04½  |
|                              | Agricultural Act of 1949; statutory minimums:<br>Rolla County, N. Dak. (\$0.86); 115 percent +\$0.07; \$1.06.<br>Minneapolis, Minn. (\$1.22); 115 percent +\$0.04½; \$1.45½. |

C. *Nonstorable*. At not less than market price as determined by CCC.

Available, Chicago, Kansas City, Portland, and Minneapolis ASCS grain offices.

#### COTTON, UPLAND

##### Unrestricted use.

Competitive offers under the terms and conditions of Announcement NO-C-31 (Revised). (Disposition of Upland Cotton—In Liquidation of Rights in a Certificate Pool,

Against the "Shortfall," and Under Barter Transactions). Cotton may be acquired at the highest price offered, but not less than the higher of (1) the market price as determined by CCC, or (2) a minimum price determined by CCC which will be based on 110 percent of the price-support loan rate for Middling 1-inch cotton at average location at the time of delivery, plus reasonable carrying charges for the month in which the sale is made. Carrying charges for September are 45 points per pound. In no event will the price for any cotton be less than 120 points (1.2 cents) per pound above the loan rate for such cotton at the time of delivery.

##### Export.

CCC disposals for barter. Competitive offers under the terms and conditions of Announcements CN-EX-28 (Acquisition of Upland Cotton for Export Under the Barter Program) and NO-C-31, as amended, at the prices described in the preceding paragraph B.

#### COTTON, EXTRA LONG STAPLE

##### Unrestricted use.

Competitive offers under the terms and conditions of Announcement NO-C-6 (Revision 2) and Announcement NO-C-10 (Revised). Extra long staple cotton may be acquired at the highest price offered, but not less than the higher of (1) the market price as determined by CCC, or (2) 115 percent of the current loan rate for such cotton plus reasonable carrying charges for the month in which the sale is made. Carrying charges for September are 45 points per pound. Notwithstanding the foregoing, until otherwise announced by CCC, cotton will be available under Announcements NO-C-6 and NO-C-10 in an amount not to exceed the unsold shortfall at the market price, as determined by CCC.

#### COTTON, UPLAND OR EXTRA LONG STAPLE

##### Unrestricted use.

Competitive offers under the terms and conditions of Announcement NO-C-20 (Sale of Special Condition Cotton). Any such cotton (Below Grade, Sample Loose, Damaged Pickings, etc.) owned by CCC will be offered for sale periodically on the basis of samples representing the cotton according to schedules issued from time to time by CCC.

##### Availability information.

Sale of cotton will be made by the New Orleans ASCS Commodity Office. Sales announcements, related forms and catalogs for upland cotton and extra long staple cotton showing quantities, qualities, and location may be obtained for a nominal fee from that office.

#### COTTONSEED OIL, REFINED (BULK)

##### Export.

Competitive offers under the terms and conditions of Announcement NO-CS-9. Sales will be made only for export to restricted destinations.

Available, New Orleans ASCS Commodity Office.

#### COTTONSEED MEAL, BULK

##### Unrestricted use.

Competitive offers for meal located in Texas and Oklahoma under the terms and conditions of Announcement NO-CS-8. Delivery periods will commence in September.

Small quantities may be sold on competitive offers in any area if necessary to avoid deterioration or if storage cannot be obtained on a basis satisfactory to CCC.

Available, New Orleans ASCS Commodity Office.

#### PEANUTS, SHELLS OR FARMERS STOCK

##### Restricted use sales.

When stocks are available in their area of responsibility, the quantity, type, and grade offered are announced in weekly lot lists or invitations to bid issued by the following:

GFA Peanut Association, Camilla, Ga.



Peanut Growers Cooperative Marketing Association, Franklin, Va.  
Southwestern Peanut Growers' Association, Gorman, Tex.

Terms and conditions of sale are set forth in Announcement PR-1 of July 1, 1966, as amended, and the applicable lot list.

1. Shelled peanuts of less than U.S. No. 1 grade may be purchased for foreign or domestic crushing.

2. Farmers stock: Segregation 1 may be purchased and milled to produce U.S. No. 1 or better grade shelled peanuts which may be exported. The balance of the kernels including any graded peanuts not exported must be crushed domestically. Segregation 2 and 3 peanuts may be purchased for domestic crushing only.

Sales are made on the basis of competitive bids each Wednesday by the Oilseeds and Special Crops Division, Agricultural Stabilization and Conservation Service, Washington, D.C. 20250, to which all bids must be sent.

## TUNG OIL

## Unrestricted use.

Sales are made periodically on a competitive bid basis. Bids are submitted to the Oilseeds and Special Crops Division, Agricultural Stabilization and Conservation Service, Washington, D.C. 20250.

The quantity offered and the date bids are to be received are announced to the trade in notices of Invitations to Bid, issued by the National Tung Oil Marketing Cooperative, Inc., Poplarville, Miss. 39470.

Terms and conditions of sale are as set forth in Announcement NTOM-PR-4 of April 6, 1967, as amended, and the applicable Invitation to Bid.

Bids will include, and be evaluated on the basis of, price offered per pound f.o.b. storage location. For certain destinations, CCC will as provided in the Announcement, as amended, refund to the buyer a "freight equalization" allowance.

Copies of the Announcement or the Invitation may be obtained from the Cooperative or Oilseed and Special Crops Division, ASCS, Telephone Washington, D.C., area code 202, DU 8-3901.

## FLAXSEED, BULK

## Unrestricted use.

A. Storable. Market price, as determined by CCC, but not less than 105 percent of the applicable 1969 price-support rate\* for the grade and quality of the flaxseed plus the applicable markup.

B. Markups and example (dollars per bushel in-store No. 1, 9.1-9.5 percent moisture).

| Markup per bushel received by— |               | Example of minimum price—terminal and price                  |
|--------------------------------|---------------|--|
| Truck                          | Rail or barge |  |
| \$0.09                         | \$0.04½       | Minneapolis, Minn. (\$3.01); 105 percent + \$0.04½; \$3.20½. |

C. Nonstorable. At not less than domestic market price as determined by CCC.  
Available Through the Minneapolis ASCS Branch Office.

## DAIRY PRODUCTS

Sales are in cartons only in-store at storage location of products.

Submission of offers.  
Submit offers to the Minneapolis ASCS Commodity Office.

## NONFAT DRY MILK

## Unrestricted use.

Announced prices, under MP-14: Spray process, U.S. Extra Grade, 25.40 cents per

pound packed in 100-pound bags and 25.65 cents per pound packed in 50-pound bags.

## Export.

Announced prices, under MP-23, pursuant to invitations issued by Minneapolis ASCS Commodity Office. Invitations will indicate the type of export sales authorized, the announced price and the period of time such price will be in effect.

## BUTTER

## Unrestricted use.

Announced prices, under MP-14: 75.25 cents per pound—New York, Pennsylvania, New Jersey, New England, and other States bordering the Atlantic Ocean and Gulf of Mexico. 74.5 cents per pound—Washington, Oregon, and California. All other States 74.25 cents per pound.

## RICE, ROUGH

## Unrestricted use.

Market price but not less than 1969 loan rate plus 5 percent, plus 13 cents per hundredweight, basis f.o.b. warehouse.

Available. Prices, quantities, and varieties of rough rice available from Kansas City ASCS Commodity Office.

## FOOTNOTES

\* The formula price delivery basis for bin-site sales will be f.o.b.

\* Round product up to the nearest cent.

## USDA AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE OFFICES

## GRAIN OFFICES

Kansas City ASCS Commodity Office, 8930 Ward Parkway (Post Office Box 205), Kansas City, Mo. 64141. Telephone: Area Code 816, Emerson 1-0860.

Alabama, Alaska, Arizona, Arkansas, Colorado, Florida, Georgia, Hawaii, Kansas, Louisiana, Mississippi, Missouri, Nebraska, Nevada, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Wyoming (domestic and export). California (domestic only), Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Virginia, Vermont, and West Virginia (export only).

Branch Office—Chicago ASCS Branch Office, 226 West Jackson Boulevard, Chicago, Ill. 60606. Telephone: Area Code 312, 353-6381.

Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Virginia, Vermont, and West Virginia (domestic only).

Branch Office—Minneapolis ASCS Branch Office, 310 Grain Exchange Building, Minneapolis, Minn. 55415. Telephone: Area Code 612, 725-2051.

Minnesota, Montana, North Dakota, South Dakota, and Wisconsin (domestic and export).

Branch Office—Portland ASCS Branch Office, 1218 Southwest Washington Street, Portland, Ore. 97205. Telephone: Area Code 503, 228-3361.

Idaho, Oregon, Utah, and Washington (domestic and export sales), California (export sales only).

## PROCESSED COMMODITIES OFFICE (ALL STATES)

Minneapolis ASCS Commodity Office, 6400 France Avenue South, Minneapolis, Minn. 55435. Telephone: Area Code 612, 725-3200.

## COTTON OFFICE (ALL STATES)

New Orleans ASCS Commodity Office, Wirth Building, 120 Marais Street, New Orleans, La. 70112. Telephone: Area Code 504, 527-7766.

## GENERAL SALES MANAGER OFFICES

Representative of General Sales Manager, New York Area: Joseph Reidinger, Federal Building, Room 1759, 26 Federal Plaza, New York, N.Y. 10007. Telephone: Area Code 212, 264-8439, 8440, 8441.

## ASCS STATE OFFICES

Illinois, Room 232, U.S. Post Office and Courthouse, Springfield, Ill. 62701. Telephone: Area Code 217, 525-4180.

Indiana, Room 110, 311 West Washington Street, Indianapolis, Ind. 46204. Telephone: Area Code 317, 633-8521.

Iowa, Room 937, Federal Building, 210 Walnut Street, Des Moines, Iowa 50309. Telephone: Area Code 515, 284-4213.

Kansas, 2601 Anderson Avenue, Manhattan, Kans. 66502. Telephone: Area Code 913, JE 9-3531.

Michigan, 1405 South Harrison Road, East Lansing, Mich. 48823. Telephone: Area Code 517, 372-1910.

Missouri, I.O.O.F. Building, 10th and Walnut Streets, Columbia, Mo. 65201. Telephone: Area Code 314, 442-3111.

Minnesota, Room 230, Federal Building and U.S. Courthouse, 316 Robert Street, St. Paul, Minn. 55101. Telephone: Area Code 612, 725-7651.

Montana, Post Office Box 670, U.S.P.O. and Federal Office Building, Bozeman, Mont. 59715. Telephone: Area Code 406, 587-4511, Ext. 3271.

Nebraska, Post Office Box 793, 5801 O Street, Lincoln, Nebr. 68501. Telephone: Area Code 402, 475-3361.

North Dakota, Post Office Box 2017, 15 South 21st Street, Fargo, N. Dak. 58103. Telephone: Area Code 701, 237-5205.

Ohio, Room 116, Old Federal Building, Columbus, Ohio 43215. Telephone: Area Code 614, 469-6814.

South Dakota, Post Office Box 843, 239 Wisconsin Street SW., Huron, S. Dak. 57350. Telephone: Area Code 605, 352-8651, Ext. 321 or 310.

Wisconsin, Post Office Box 4248, 4601 Hammersley Road, Madison, Wis. 53711. Telephone: Area Code 608, 254-4441, Ext. 7635.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 407, 63 Stat. 1066; sec. 105, 63 Stat. 1051, as amended by 76 Stat. 612; secs. 303, 306, 307, 76 Stat. 614-617; 7 U.S.C. 1441 (note).)

Signed at Washington, D.C., on August 29, 1969.

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

[P.R. Doc. 69-10547; Filed, Sept. 4, 1969; 8:45 a.m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Food and Drug Administration

[DESI 11-802]

CERTAIN COMBINATION DRUGS CONTAINING THIAZIDES AND POTASSIUM CHLORIDE OR THIAZIDES, POTASSIUM CHLORIDE, AND RESERPINE OR RAUWOLFIA SERPENTINA

## Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated reports received from the



National Academy of Sciences—National Research Council, Drug Efficacy Study Group, on the following drugs in tablet form for oral use:

1. Esidrix-K; each tablet contains 25 or 50 milligrams of hydrochlorothiazide and 500 or 1,000 milligrams of potassium chloride; marketed by CIBA Pharmaceutical Co., 556 Morris Avenue, Summit, N.J. 07901 (NDA 12-228).

2. Hydrodiuril-Ka; each tablet contains 25 or 50 milligrams of hydrochlorothiazide and 572 milligrams of potassium chloride; marketed by Merck Sharp & Dohme, Division of Merck & Co., Inc., West Point, Pa. 19486 (NDA 12-140).

3. Di-Ademil-K; each tablet contains 25 or 50 milligrams of hydroflumethiazide and 625 milligrams of potassium chloride; marketed by E. R. Squibb and Sons, Inc., Georges Road, New Brunswick, N.J. 08903 (NDA 12-243).

4. Naturetin K; each tablet contains 2.5 or 5 milligrams of bendroflumethiazide and 500 milligrams of potassium chloride; marketed by E. R. Squibb & Sons, Inc. (NDA 12-163).

5. Hydropres-Ka; each tablet contains 25 or 50 milligrams of hydrochlorothiazide, 0.125 milligram of reserpine, and 572 milligrams of potassium chloride; marketed by Merck Sharp & Dohme, Division of Merck & Co., Inc. (NDA 12-139).

6. Rautrax; each tablet contains 400 milligrams of flumethiazide, 50 milligrams of rauwolfia serpentina, and 400 milligrams of potassium chloride, marketed by E. R. Squibb & Sons, Inc. (NDA 11-802).

7. Rautrax Improved; each tablet contains 25 milligrams of hydroflumethiazide, 50 milligrams of rauwolfia serpentina, and 625 milligrams of potassium chloride; marketed by E. R. Squibb & Sons, Inc. (NDA 12-244).

8. Rautrax-N and Rautrax-N modified; each tablet contains 2 or 4 milligrams of bendroflumethiazide, 50 milligrams of rauwolfia serpentina, and 400 milligrams of potassium chloride; marketed by E. R. Squibb & Sons, Inc. (NDA 12-320).

The Food and Drug Administration concurs with the recommendation that all fixed combinations of thiazides and potassium chloride should be removed from the market. Serious toxicity, that is, small-bowel lesions consisting of stenosis with or without ulceration, has been associated with the administration of potassium chloride preparations and with potassium chloride-diuretic preparations. These small-bowel lesions have caused ulcers, obstruction, hemorrhage, and perforation. Surgery was frequently required and deaths have occurred. Other less hazardous means of supplying potassium are available when potassium supplementation is required.

Further, the effectiveness of the fixed potassium component of such preparations is questioned since potassium loss is variable and the amount of potassium necessary to prevent hypokalemia varies greatly among different patients. When potassium supplementation is indicated,

the dose of potassium must be individualized. In the event of significant potassium loss, the amount of potassium in these preparations would be insufficient to compensate for such loss.

Accordingly, the Food and Drug Administration concludes that combination preparations containing thiazides and potassium chloride with or without other antihypertensive agents are not shown to be safe and that there is a lack of substantial evidence of the effectiveness of the fixed combination.

The Commissioner of Food and Drugs intends to initiate proceedings to withdraw approval of the new-drug applications for these drugs. Other new-drug applications approved for fixed combinations of a thiazide with potassium chloride shall be similarly affected.

Prior to initiating such action, however, the Commissioner invites the holders of new-drug applications for these drugs, and any interested person who may be adversely affected by removal of these drugs from the market, to submit any pertinent data bearing on the proposal within 30 days after publication hereof in the *FEDERAL REGISTER*. Material submitted for review should be well organized and consist of adequate and well-controlled studies bearing on the safety and efficacy of the products, and should not be material previously submitted.

This announcement of the proposed action and implementation of the NAS-NRC report for these drugs is made to give notice to persons who might be adversely affected by withdrawal of these combination drugs from the market. Promulgation of an order withdrawing approval of the new-drug applications for these drugs will cause any such drug on the market to be a new drug for which an approved new-drug application is not in effect and will make it subject to regulatory action.

The above-named holders of the new-drug applications for these drugs have been mailed a copy of the NAS-NRC report. Any interested person may also obtain a copy of the report on any of the above-listed drugs by a request to the office named below.

Communications forwarded in response to this announcement should be identified with the DESI number which appears in the heading of this announcement (DESI 11-802), directed to the following appropriate office, and addressed to the Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204:

Request for NAS-NAC report: Press Relations Office (CE-300).

Comments or data regarding this announcement: Special Assistant for Drug Efficacy Study Implementation, Bureau of Medicine (MD-16).

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 52 Stat. 1050-53, as amended; 21 U.S.C. 352, 355) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: August 28, 1969.

WINTON B. RANKIN,  
Deputy Commissioner of  
Food and Drugs.

[P.R. Doc. 69-10574; Filed, Sept. 4, 1969;  
8:47 a.m.]

## GENERAL MILLS, INC.

### 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 OB2447) has been filed by General Mills, Inc., 2010 East Hennepin Avenue, Minneapolis, Minn. 55413, proposing that § 121.2520 *Adhesives* (21 CFR 121.2520) be amended to provide for the safe use of polyamide derived from dimerized vegetable oil acids and hexamethylenediamine as a food-packaging adhesive.

Dated: August 27, 1969.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[P.R. Doc. 69-10575; Filed, Sept. 4, 1969;  
8:47 a.m.]

## Office of the Secretary

### OFFICE OF THE ASSISTANT SECRETARY FOR ADMINISTRATION; OFFICE OF PERSONNEL AND TRAINING

#### Statement of Organization, Functions, and Delegations of Authority

The following statement supersedes all previous material issued in section 2-510 of Part 2 of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare.

Sec. 2-510. *Mission.* The Office of Personnel and Training, under the general direction of the Assistant Secretary for Administration, serves as the Secretary's staff for promoting effective personnel management and administration in the Department. The Office (1) advises and acts for the Secretary on personnel management and training matters affecting HEW employees; (2) formulates policies and plans broad programs under which the personnel and training functions will be carried out throughout the Department; (3) maintains cognizance over and evaluates the effectiveness of such policies and programs; (4) represents the Department on personnel and training matters with the Civil Service Commission, other Federal agencies, the Congress, and the public; (5) provides special staff assistance to the Assistant Secretary for Health and Scientific Affairs in matters concerning the coordination and administration of personnel and training programs among the health agencies of the Department; and (6) administers the Public Health Service Commissioned Corps personnel system.



**SEC. 2-510.10 Organization.** The Deputy Assistant Secretary for Personnel and Training heads the Office of Personnel and Training and reports to the Assistant Secretary for Administration. His office consists of:

Division of Policy and Evaluation.  
Division of Program Management.  
Division of Commissioned Personnel Operations.  
Executive Manpower Staff.  
Information and Communications Staff.  
Special Projects Staff.  
Administrative Staff.

**SEC. 2-510.20 Functions.** The functions performed by the Deputy Assistant Secretary for Personnel and Training and his office are as follows:

**Deputy Assistant Secretary for Personnel and Training.** Provides executive leadership and direction to the development, coordination, administration, and evaluation of Department personnel and training policies, plans, programs, and activities; advises and represents the Secretary and the Assistant Secretary for Administration on all Department personnel and training matters; provides special staff services and support to the Office of the Assistant Secretary for Health and Scientific Affairs in the coordination and administration of personnel and training programs and activities among the health agencies of the Department; and directs the administration of the Public Health Service Commissioned Corps personnel system.

**Division of Policy and Evaluation.** Formulates policies, develops and administers programs, and provides technical assistance to operating agencies on activities related to overall policy enunciation, interpretation of regulations, program evaluation, personnel research, employee-management relations, including grievances and appeals, the broad area of employee compensation, and position classification.

**Division of Program Management.** Formulates policies, develops and administers programs, and provides technical assistance to operating agencies on activities related to recruitment, placement, utilization, development, counseling, retention, separation, and recognition of employees. Administers and provides technical assistance to agencies on manpower requirements and effective management of positions. Coordinates Department-wide personnel data systems and reporting activities, and provides technical assistance to agencies in these functional areas.

**Division of Commissioned Personnel Operations.** Administers the Public Health Service Commissioned Corps personnel system operations; assists in policy formulation, program development and coordination of personnel and training programs and activities affecting the Commissioned Corps and other personnel employed in the health agencies of the Department; provides guidance and assistance to the health agencies of the Department concerning personnel management and administration of commissioned personnel; and directs and performs centralized personnel opera-

tions relating to employment, staffing, and health standards for commissioned personnel.

**Executive Manpower Staff.** Administers the Department-wide Executive Assignment System; provides technical assistance to operating agencies in implementing the DHEW Executive Manpower Program; and provides secretariat services to DHEW Executive Manpower Board.

**Information and Communications Staff.** Carries out a coordinated information and communications program relating to the personnel and training functions of the Department; and coordinates related personnel and training information and communication activities of the operating agencies.

**Special Projects Staff.** Plans and executes special personnel and training projects and activities of an innovative or experimental nature.

**Administrative Staff.** Coordinates the manpower, budget, management analysis, and administrative services required by the Office of Personnel and Training.

Approved: July 23, 1969.

JAMES FARMER,  
Assistant Secretary  
for Administration.

[P.R. Doc. 69-10639; Filed, Sept. 4, 1969;  
8:50 a.m.]

## Social Security Administration ARGENTINA

### Notice of Finding Regarding Foreign Social Insurance or Pension System

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

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

Pursuant to authority vested in the Commissioner of Social Security by the Secretary of Health, Education, and Welfare, and redelegated to him, the Director of the Bureau of Retirement and Survivors Insurance has approved a finding that Argentina has a social insurance system of general application in effect

which pays periodic benefits on account of old age, retirement, or death, but that under its social insurance system citizens of the United States, not citizens of Argentina, who leave Argentina, are not permitted to receive such benefits or their actuarial equivalent at the full rate without qualification or restriction while outside that country.

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

The provisions of subparagraphs (A) and (B) of section 202(t)(4) of the Social Security Act (42 U.S.C. 402(t)(4)(A) and (B)) provide that section 202(t)(1) shall not be applicable to benefits payable on the earnings record of an individual who has 40 quarters of coverage under social security or who has resided in the United States for a period or periods aggregating 10 years or more. However, effective July 1, 1968, the provisions of subparagraphs (A) and (B) of section 202(t)(4) shall not apply to an individual who is a citizen of a foreign country that has in effect a social insurance or pension system which is of general application in such country and which satisfies the provisions of subparagraph (A) of section 202(t)(2) but not the provisions of subparagraph (B) of section 202(t)(2).

By virtue of the finding herein, the provisions of subparagraphs (A) and (B) of section 202(t)(4) do not apply to citizens of Argentina beginning July 1, 1968.

This augments the finding with respect to Argentina published in the FEDERAL REGISTER of September 29, 1959 (24 P.R. 7841).

Dated: August 27, 1969.

HUGH F. McKENNA,  
Director, Bureau of Retirement  
and Survivors Insurance.

[P.R. Doc. 69-10640; Filed, Sept. 4, 1969;  
8:50 a.m.]

## ATOMIC ENERGY COMMISSION

[License No. 29-08864-04E]

### PYROTRONICS, INC.

### Notice of Issuance of Byproduct Material License

Please take notice that the Atomic Energy Commission has, pursuant to § 32.26 of 10 CFR Part 32, issued License No. 29-08864-04E to Pyrotronics, Inc., Division of Baker Industries, 8 Ridgedale Avenue, Cedar Knolls, N.J., which authorizes the distribution of fire detection devices, Models F5A, F5B, F3.5, and F6, to persons exempt from the requirements of a license pursuant to § 30.20 of 10 CFR Part 30.

1. The devices are designed to detect incipient fires by responding to the



products of combustion produced by thermal decomposition of building materials or contents prior to the appearance of visible smoke, flame, or appreciable heat. The sensitive element of the detector head is an ionization chamber in which air flowing into the chamber is made conductive by alpha particles emitted by americium-241.

2. Byproduct material incorporated in all detector models is americium oxide contained in foils manufactured by U.S. Radium Corp. (LAB204-1A) or by the Radiochemical Centre (Model AMM). The total activity contained in these units is as follows:

|      |                  |
|------|------------------|
| F5A  | 130 microcuries. |
| F5B  | 80 microcuries.  |
| F3.5 | 80 microcuries.  |
| F6   | 15 microcuries.  |

3. Each exempt unit will have a label identifying the distributor (Pyrotronics, Inc.) and the byproduct material (americium-241) contained in the unit and recommending that the unit be returned to Pyrotronics, Inc., for disposal.

A copy of the license and a safety evaluation containing additional information, prepared by the Division of Materials Licensing, is available for public inspection at the Commission's Public Document Room at 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., August 28, 1969.

For the Atomic Energy Commission.

LYALL JOHNSON,  
Acting Director,  
Division of Materials Licensing.

[P.R. Doc. 69-10549; Filed, Sept. 4, 1969;  
8:45 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 18650; Order 69-8-164]

### INTERNATIONAL AIR TRANSPORT ASSOCIATION

#### Order Relating to Specific Commodity Rates

Issued under delegated authority August 29, 1969.

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

The agreement, adopted pursuant to unprotested notices to the carriers and promulgated in an IATA letter dated August 14, 1969, names additional specific commodity rates, as set forth in the attachment hereto, which reflect significant reductions from the general cargo rates.

Pursuant to authority duly delegated by the Board in the Board's regulations, 14 CFR 385.14, it is not found, on a

tentative basis, that the subject agreement is adverse to the public interest or in violation of the Act: *Provided*, That tentative approval thereof is conditioned as hereinafter ordered.

Accordingly, it is ordered, That:

Action on Agreement CAB 20745, R-96 through R-98, be and hereby is deferred with a view toward eventual approval: *Provided*, That approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publication.

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

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

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[P.R. Doc. 69-10626; Filed, Sept. 4, 1969;  
8:49 a.m.]

## TEXAS INTERNATIONAL AIRLINES, INC.

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

SEPTEMBER 2, 1969.

Notice is hereby given that the Civil Aeronautics Board on September 2, 1969, received an application, docket 21360, from Texas International Airlines, Inc., for amendment of its certificate of public convenience and necessity for Route 82 to authorize it to engage in nonstop service between Houston, Tex., and New Orleans, La. The applicant requests that its application be processed under the expedited procedures set forth in Subpart M of Part 302 (14 CFR Part 302).

HAROLD R. SANDERSON,  
Secretary.

[P.R. Doc. 69-10627; Filed, Sept. 4, 1969;  
8:49 a.m.]

## CIVIL SERVICE COMMISSION

### NURSING ASSISTANTS, PALO ALTO, CALIF., AND VICINITY

#### Notice of Establishment of Minimum Rates and Rate Ranges

Under authority of 5 U.S.C. 5303 and Executive Order 11073, the Civil Service Commission has established specific minimum rates and rate ranges for positions of Nursing Assistant, GS-621-2/5 as follows:

#### GS-621 NURSING ASSISTANT

Geographic coverage: City of Palo Alto and Federal installations within a 10-mile radius.  
Effective date: First day of the first pay period on or after September 7, 1969.

#### PER ANNUM RATES

| Grade | 1       | 2       | 3       | 4       | 5       | 6       | 7       | 8       | 9       | 10      |
|-------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| GS-2  | \$4,940 | \$5,085 | \$5,230 | \$5,375 | \$5,520 | \$5,665 | \$5,810 | \$5,955 | \$6,100 | \$6,245 |
| GS-3  | 5,245   | 5,400   | 5,555   | 5,710   | 5,865   | 6,020   | 6,175   | 6,330   | 6,485   | 6,640   |
| GS-4  | 5,700   | 5,860   | 6,020   | 6,180   | 6,340   | 6,500   | 6,660   | 6,820   | 6,980   | 7,140   |
| GS-5  | 6,382   | 6,588   | 6,794   | 7,000   | 7,206   | 7,412   | 7,618   | 7,824   | 8,030   | 8,236   |

Corresponding statutory rates: GS-2—fifth; GS-3—third; GS-4—second; GS-5—second.

All new employees in the specified occupational levels will be hired at the new minimum rates.

As of the effective date, all agencies will process a pay adjustment to increase the pay of employees on the rolls in the affected occupational levels. An employee who immediately prior to the effective date was receiving basic compensation at one of the statutory rates shall receive basic compensation at the corresponding numbered rate authorized by this letter on and after such date. The pay adjustment will not be considered an equivalent increase within the meaning of 5 U.S.C. 5335.

All outstanding certificates for positions for which rates are changed by this letter are hereby amended to require that any appointment from them which will become effective on or after the effective date indicated herein must be made at the new minimum rate. Agencies possessing current certificates must also notify applicants on a certificate of the new rates and the effective date. If a declination at the old rate has been received, a new inquiry of availability must be sent

to determine the applicant's availability at the higher salary.

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

[P.R. Doc. 69-10633; Filed, Sept. 4, 1969;  
8:49 a.m.]

## DEPARTMENT OF COMMERCE

### Notice of Grant of Authority To Make a Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorize the Department of Commerce to fill by noncareer executive assignment in the excepted service the position of Special Assistant to the Secretary.

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

[P.R. Doc. 69-10634; Filed, Sept. 4, 1969;  
8:49 a.m.]



## DEPARTMENT OF COMMERCE

## Notice of Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Commerce to fill by noncareer executive assignment in the excepted service the position of Assistant to the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-10635; Filed, Sept. 4, 1969;  
8:49 a.m.]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

## Notice of Revocation of Authority To Make Noncareer Executive Assignments

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Housing and Urban Development to fill by noncareer executive assignment in the excepted service the position of Director, Land and Facilities Development Administration, Level V.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-10636; Filed, Sept. 4, 1969;  
8:49 a.m.]

## DEPARTMENT OF THE INTERIOR

## Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Associate Commissioner, Federal Water Pollution Control Administration.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-10637; Filed, Sept. 4, 1969;  
8:49 a.m.]

## DEPARTMENT OF THE INTERIOR

## Notice of Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the author-

ity of the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Director, Office of Water Resources and Research.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 69-10638; Filed, Sept. 4, 1969;  
8:50 a.m.]

## FEDERAL MARITIME COMMISSION

## MATSON NAVIGATION CO. AND UNITED STATES LINES 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:

Mr. Peter P. Wilson, Counsel, Matson Navigation Co., 100 Mission Street, San Francisco, Calif. 94105.

Agreement No. 9290-2, between Matson Navigation Co. and United States Lines Co., modifies the basic agreement to restrict the scope of United States Lines Co.'s operations as general passenger agent for Matson Navigation Co. to France, Switzerland, Belgium, Holland, Luxembourg, Germany, Austria, Poland, Hungary, and Czechoslovakia, under terms and conditions set forth in the agreement. The United Kingdom, Eire, and South Africa are deleted therefrom.

Dated: September 2, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,  
Secretary.

[F.R. Doc. 69-10617; Filed, Sept. 4, 1969;  
8:48 a.m.]

## OCEANIC STEAMSHIP CO. AND UNITED STATES LINES 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:

Mr. Peter P. Wilson, Counsel, Matson Navigation Co., 100 Mission Street, San Francisco, Calif. 94105.

Agreement No. 9289-2, between The Oceanic Steamship Co. and United States Lines Co., modifies the basic agreement to restrict the scope of United States Lines Co.'s operations as general passenger agent for Oceanic Steamship Co. to France, Switzerland, Belgium, Holland, Luxembourg, Germany, Austria, Poland, Hungary, and Czechoslovakia, under terms and conditions set forth in the agreement. The United Kingdom, Eire and South Africa are deleted therefrom.

Dated: September 2, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,  
Secretary.

[F.R. Doc. 69-10618; Filed, Sept. 4, 1969;  
8:48 a.m.]

## SECURITY FOR PROTECTION OF PUBLIC

## Financial Responsibility To Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages

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

Parter reederet Mv "Gösta Berling" (Travelninde-Trelleborg-Linie G.m.b.H. & Co.), Certificate No. C-1,072, Effective date: August 27, 1969.

Dated: August 29, 1969.

THOMAS LISI,  
Secretary.

[F.R. Doc. 69-10619; Filed, Sept. 4, 1969;  
8:48 a.m.]



# SECURITY FOR PROTECTION OF PUBLIC

## Indemnification of Passengers for Nonperformance of Transportation

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

Partenrederi Mv "Gösta Berling" (Travelmünde-Trelleborg-Linie G.m.b.H. & Co.), Certificate No. P-77, Effective date: August 27, 1969.

Dated: August 29, 1969.

THOMAS LISI,  
Secretary.

[F.R. Doc. 69-10620; Filed, Sept. 4, 1969; 8:48 a.m.]

# SECURITY FOR PROTECTION OF PUBLIC

## Financial Responsibility To Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages

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

WEST LINE, INC., 900 IBM Building, Seattle, Wash. 98101.

Dated: August 29, 1969.

THOMAS LISI,  
Secretary.

[F.R. Doc. 69-10621; Filed, Sept. 4, 1969; 8:49 a.m.]

# SECURITY FOR PROTECTION OF PUBLIC

## Indemnification of Passengers for Nonperformance of Transportation

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

WEST LINE, INC., 900 IBM Building, Seattle, Wash. 98101.

Dated: August 29, 1969.

THOMAS LISI,  
Secretary.

[F.R. Doc. 69-10622; Filed, Sept. 4, 1969; 8:49 a.m.]

# FEDERAL POWER COMMISSION

[Dockets Nos. RI69-520 etc.]

## CITIES SERVICE OIL CO. AND SUN OIL CO.

### Order Providing for Hearings on and Suspension of Proposed Changes in Rates; Correction

AUGUST 21, 1969.

In the order providing for hearings on and suspension of proposed changes in rates, issued February 12, 1969, and published in the FEDERAL REGISTER February 20, 1969, 34 F.R. 2444, in Appendix "A", page 2446, Docket No. RI69-527, Sun Oil Co.; Under column headed "Rate in Effect", change "17.15" to read "17.015." Under column headed "Proposed Increased Rate," change "18.15" to read "18.015."

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-10550; Filed, Sept. 4, 1969; 8:45 a.m.]

[Docket No. IT-5762]

## EL PASO ELECTRIC CO.

### Notice of Application

AUGUST 28, 1969.

Take notice that El Paso Electric Co. (Applicant), incorporated under the laws of the State of Texas and qualified to do business as a foreign corporation in the State of New Mexico, with its principal place of business at El Paso, Tex., filed an application on June 25, 1969, as supplemented and amended on July 7, 1969, in Docket No. IT-5762, for a supplemental order, pursuant to section 202(e) of the Federal Power Act, modifying Applicant's current authorization to transmit electric energy from the United States to Mexico.

By Federal Power Commission order issued December 23, 1958 (20 FPC 864), Applicant was authorized to transmit electric energy from the United States to Mexico in an amount not in excess of 158 million kwh per year at a transmission rate not to exceed 30,000 kw for sale and delivery to Comision Federal de Electricidad, Division Norte (Comision Electricidad), an agency of the Republic of Mexico, over certain 69 kv facilities of Applicant located at the international border between the United States and Mexico and covered by Applicant's Presidential Permit signed by the President of the United States on May 21, 1946, as amended by Amendment signed by the Chairman of the Federal Power Commission on November 26, 1958, all in the above-entitled proceeding.

Applicant now requests that the authorization granted by Commission order issued December 23, 1958, referred to above, be modified so as to authorize Applicant to export electric energy in an amount not in excess of 250 million kwh per year to Comision Electricidad at a transmission rate not to exceed 40,000 kw over the above-mentioned facilities for the purpose of supplementing Comision Electricidad's own generation to

meet the increasing electric energy requirements of its customers in Ciudad Juarez, Chihuahua, Mexico, and vicinity.

The application indicates that at some future date Comision Electricidad may request Applicant to install additional electric transmission facilities at the United States-Mexican border to serve Comision Electricidad and that in the event of such request being made, Applicant will seek permission of the Federal Power Commission, pursuant to Executive Order No. 10485, dated September 3, 1953, to construct and operate the proposed facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 19, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-10551; Filed, Sept. 4, 1969; 8:45 a.m.]

[Docket No. E-7500]

## KENTUCKY UTILITIES CO.

### Notice of Application

AUGUST 29, 1969.

Take notice that on August 25, 1969, Kentucky Utilities Co. (Applicant), filed an application seeking an order pursuant to section 204 of the Federal Power Act authorizing the issuance of \$22 million in short-term promissory notes.

Applicant is incorporated under the laws of the State of Kentucky with its principal business office at Lexington, Ky., and is engaged in the electric utility business in central, southeastern, and western Kentucky.

The notes to commercial banks are to have maturity dates no more than 12 months from the date of issuance and the notes in the form of commercial paper to commercial paper dealers are to mature within 9 months from the date of issuance, with issuance date no later than December 31, 1970. The notes to banks will not exceed the prime rate of interest prevailing at the date of issuance and the commercial paper will be issued at rates not exceeding the discount rate prevailing at the date of issuance.

The proceeds from the issuance of the notes will be used to provide flexibility for the Applicant in meeting its 1969-1970 construction program, which is presently estimated at \$101,080,000.

Any person desiring to be heard or to make any protest with reference to said



application should on or before September 19, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,  
Secretary.

[P.R. Doc. 69-10552; Filed, Sept. 4, 1969;  
8:45 a.m.]

[Docket No. E-7468]

### ILLINOIS POWER CO.

#### Notice of Application

AUGUST 28, 1969.

Take notice that by order issued April 15, 1969, the Federal Power Commission, pursuant to section 204 of the Federal Power Act, authorized Illinois Power Co. (Applicant), Decatur, Ill., to issue short-term promissory notes not to exceed an aggregate of \$50 million principal amount outstanding at any one time. The notes were to have a final maturity of not later than December 31, 1970.

On August 18, 1969, Applicant filed a supplemental application requesting that the Commission's order of April 15, 1969, be modified to the extent that Applicant be authorized to issue short-term promissory notes to commercial banks and commercial paper dealers in an aggregate principal amount outstanding at any one time of \$100 million, and that the final maturity date of all notes be extended to December 31, 1973.

Applicant proposes to issue the notes for the purpose of securing additional funds by it for its 1969-1973 construction program, which will require expenditures of approximately \$561,500,000, of which approximately \$243,751,000 is for electric production, \$45,252,800 for electric transmission lines, \$71,573,100 for electric substations, \$114,223,100 for routine extensions and additions to electric systems, \$64,932,000 for routine extensions and additions to Natural Gas distribution systems, \$21,768,000 for miscellaneous and general items.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 15, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All pro-

tests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,  
Secretary.

[P.R. Doc. 69-10553; Filed, Sept. 4, 1969;  
8:45 a.m.]

[Docket No. RP70-6]

### LAWRENCEBURG GAS TRANSMISSION CORP.

#### Notice of Proposed Changes in Rates and Charges

AUGUST 29, 1969.

Take notice that Lawrenceburg Gas Transmission Corp. (Lawrenceburg), on August 25, 1969, tendered for filing proposed changes in its FPC Gas Tariff, Original Volume No. 1, to become effective on September 30, 1969. The proposed rate changes would increase charges for jurisdictional sales by approximately \$238,600 annually, based on volumes for the 12-month period ended June 30, 1969. The proposed increase would be applicable to Lawrenceburg's two jurisdictional rate schedules, CDS-1 and EX-1.

Lawrenceburg states that the two principal reasons for the proposed rate increase are a substantial increase in its cost of purchased gas as a result of the rate increase filing of Lawrenceburg's sole supplier of natural gas, Texas Gas Transmission Corp. in Docket No. RP69-41, and changed economic conditions which it says gives rise to the need for an 8.5 percent rate of return.

Copies of the filing were served on Lawrenceburg's customers and interested State Commissions.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 18, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

GORDON M. GRANT,  
Secretary.

[P.R. Doc. 69-10554; Filed, Sept. 4, 1969;  
8:45 a.m.]

[Dockets Nos. CS70-10 etc.]

### MacDONALD OIL CORP. ET AL.

#### Notice of Applications for "Small Producer" Certificates<sup>1</sup>

AUGUST 27, 1969.

Take notice that each of the Applicants listed herein has filed an application pursuant to section 7(c) of the Natural Gas Act and § 157.40 of the regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce from areas for which just and reasonable rates have been established, all as more fully set forth in the applications which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before September 22, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of Practice and procedure, a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

<sup>1</sup> This notice does not provide for consolidation for hearing of the several matters covered herein.



| Docket No. | Date filed | Name of applicant   |
|------------|------------|---|
| CS70-10..  | 7-25-69    | MacDonald Oil Corp., 4100 Republic National Bank Tower, Dallas, Tex. 75201.   |
| CS70-11..  | 7-25-69    | Florence H. Barnes, Trustee, c/o George E. Barnes, Esq., 1400 Jackson Avenue, River Forest, Ill. 60305.             |
| CS70-12..  | 8-1-69     | Craft Thompson, 400 Meadows Building, Dallas, Tex. 75206.   |
| CS70-13..  | 8-4-69     | Texas City Refining, Inc., c/o Carlyle W. Urban, Attorney, 606 Houston First Savings Building, Houston, Tex. 77002. |
| CS70-14..  | 8-4-69     | Sunset International Petroleum Corp., 2400 Fidelity Union Tower Building, Dallas, Tex. 75201.                       |
| CS70-15..  | 8-11-69    | Estate of Ralph Lowe et al., Midland Tower Building, Post Office Box 832, Midland, Tex. 79701.                      |
| CS70-16..  | 8-18-69    | Dr. Louis A. Reznicek and Louis A. Reznicek, Jr., 731 El Rancho Road, Santa Barbara, Calif. 93103.                  |

[F.R. Doc. 69-10555; Filed, Sept. 4, 1969; 8:45 a.m.]

[Docket No. CP70-40]

### MICHIGAN GAS STORAGE CO.

#### Notice of Application

AUGUST 28, 1969.

Take notice that on August 21, 1969, Michigan Gas Storage Co. (Applicant), 212 West Michigan Avenue, Jackson, Mich. 49201, filed in Docket No. CP70-40 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing Applicant to use its existing facilities for transportation for and on behalf of Consumers Power Co. (Consumers Power) of 600,000 Mcf of natural gas per day, and additional volumes of natural gas up to 50,000 Mcf per day, which are received from time to time by Consumers Power from Trunkline Gas Co. (Trunkline), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that pursuant to an agreement dated February 21, 1967, as amended September 19, 1968, between Trunkline and Consumers Power, Trunkline is to deliver to Consumers Power 600,000 Mcf of natural gas per day commencing November 1, 1969. Applicant further states that from time to time during periods of low market demand, Trunkline may have available, in excess of such contract quantities, volumes of gas ranging up to 50,000 Mcf per day, and that Consumers Power may desire to purchase some of such additional gas. The application states that it is Applicant's desire to transport said volumes of natural gas for and in behalf of Consumers Power. Also, the application states these transportation services will be provided by Applicant without the construction of any additional facilities and all costs arising from said service will be passed on to Consumers Power pursuant to Applicant's cost-of-service tariff.

Any person desiring to be heard or to make any protest with reference to said application should on or before September

22, 1969, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-10556; Filed, Sept. 4, 1969; 8:45 a.m.]

[Docket No. RI69-815, etc.]

### SUN OIL CO. ET AL.

#### Order Accepting Contract Amendments, Providing for Hearings on and Suspension of Proposed Changes in Rates; Correction

AUGUST 21, 1969.

In the order accepting contract amendments, providing for hearings on and suspension of proposed changes in rates, issued June 25, 1969 and published in the FEDERAL REGISTER July 8, 1969, 34 F.R. 11335, in Appendix "A", on page 11335, Docket No. RI69-816, Sun Oil Co. (Operator) et al.: Under column headed "Purchaser and producing area," change the purchaser's name from "Lone Star Gas Company" to read "Natural Gas Pipeline Company of America." Change the producing area from "Big Mineral Creek Field, Grayson County, Tex. (RR. District No. 9)", to read "S. E. Boyd Field, Beaver County, Okla. (Panhandle Area)."

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-10557; Filed, Sept. 4, 1969; 8:45 a.m.]

[Docket No. G-5183, etc.]

### TEXAS PACIFIC OIL CO., INC.

#### Notice of Petition To Amend

AUGUST 28, 1969.

Take notice that on July 23, 1969, Texas Pacific Oil Co., Inc. (Petitioner), filed in Docket No. G-5183 et al., a petition to amend the orders issuing certificates of public convenience and necessity pursuant to section 7(c) of the Natural Gas Act to Joseph E. Seagram & Sons, Inc. doing business as Texas Pacific Oil Co. by substituting Petitioner as certificate holder, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

The petition states that Petitioner acquired effective May 1, 1969, all assets of Joseph E. Seagram & Sons, Inc. doing business as Texas Pacific Oil Co., and that it proposes to continue to sell natural gas pursuant to the latter's FPC gas rate schedules on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before September 22, 1969, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-10558; Filed, Sept. 4, 1969; 8:45 a.m.]

[Docket No. CP70-39]

### UNITED FUEL GAS CO.

#### Notice of Application

AUGUST 26, 1969.

Take notice that on August 20, 1969, United Fuel Gas Co. (Applicant), Post Office Box 1273, Charleston, W. Va. 25325, filed in Docket No. CP70-39 an abbreviated application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of a main line tap on its 20-inch gas transmission pipeline in Johnson County, Ky., for an additional point of delivery to Columbia Gas of Kentucky, Inc. (Columbia of Kentucky), and an increase from 56,800 Mcf to 60,100 Mcf of natural gas in its maximum daily firm delivery to Columbia of Kentucky during the 1969-70 winter season, all as more fully set forth in the application which is on file with the Commission and open to public inspection.



Applicant states that Columbia of Kentucky has requested the above service from Applicant so that it, Columbia of Kentucky, may meet its needs in making additional sales to an existing customer, Ashland Oil & Refining Co., and in initiating sales to a new customer, American Standard, Inc., at its new plant now under construction near Van Lear, Johnson County, Ky.

Applicant states further that the total estimated investment cost of the proposed main line tap is \$450, which cost is to be financed from cash on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 22, 1969, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-10559; Filed, Sept. 4, 1969;  
8:45 a.m.]

[Docket No. CP70-43]

## UNITED GAS PIPE LINE CO.

### Notice of Application

AUGUST 28, 1969.

Take notice that on August 25, 1969, United Gas Pipe Line Co. (Applicant), Post Office Box 1407, Shreveport, La. 71102, filed a "budget-type" application in abbreviated form in Docket No. CP 70-43 pursuant to section 7(c) of the Natural Gas Act and section 157.7(c) of the Commission's regulations thereunder for a certificate of public convenience and necessity authorizing Appli-

cant during the 12-month period commencing November 1, 1969 to render natural gas service to various customers, located near the route of Applicant's pipeline system in the States of Alabama, Florida, Louisiana, Mississippi, and Texas, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that the customers referred to above will use this natural gas either directly in such customers' operations or for resale.

Applicant states further that the proposed natural gas service will involve the construction and rearrangement of taps, meter, and regulator stations and short pipeline extensions as required at various locations on its pipeline system, but that the construction of such facilities will not require more than thirty (30) days after easements have been secured. The total cost of all facilities to be constructed under this application, as estimated by the Applicant, will not exceed \$300,000.

Also, Applicant states in its application that the maximum delivery to any one customer will not exceed 100,000 Mcf of natural gas annually and that any natural gas delivered under this application will not be used for boiler purposes.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 26, 1969, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-10560; Filed, Sept. 4, 1969;  
8:45 a.m.]

## FEDERAL RESERVE SYSTEM

### FIRST WISCONSIN BANKSHARES CORP.

#### Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of First Wisconsin Bankshares Corp., Milwaukee, Wis., for approval of the acquisition of 80 percent or more of the voting shares of Wisconsin State Bank, Green Bay, Wis.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)), and section 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by First Wisconsin Bankshares Corp., Milwaukee, Wis., for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of Wisconsin State Bank, Green Bay, Wis.

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Commissioner of Banking for the State of Wisconsin and requested his views and recommendation. The Commissioner replied that his office would not disapprove the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on April 23, 1969 (34 F.R. 6810), providing an opportunity for interested persons to submit comments and views with respect to the proposed transaction. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

It is hereby ordered, For the reasons set forth in the Board's Statement of this date, that said application be and hereby is approved, provided that the action so approved shall not be consummated (a) before the 30th calendar day following the date of this order, or (b) later than 3 months after the date of this order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Chicago pursuant to delegated authority.

Dated at Washington, D.C., this 27th day of August 1969.

By order of the Board of Governors.\*

[SEAL] ROBERT P. FORRESTAL,  
Assistant Secretary.

[F.R. Doc. 69-10567; Filed, Sept. 4, 1969;  
8:45 a.m.]

\* Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or the Federal Reserve Bank of Chicago.

\* Voting for this action: Chairman Martin and Governors Robertson, Malsel, Brimmer, Daane, and Sherrill. Absent and not voting: Governor Mitchell.



## SMALL BUSINESS ADMINISTRATION

### PALO ALTO CAPITAL CO.

#### Notice of Application for License as Small Business Investment Company

Notice is hereby given concerning the filing of an application with the Small Business Administration (SBA) pursuant to § 107.102 of the Regulations Governing Small Business Investment Companies (33 F.R. 326, 13 CFR Part 107) under the name of Palo Alto Capital Co., 611 Hansen Way, Palo Alto, Calif. 94303, for a license to operate in the State of California as a small business investment company under the provisions of the Small Business Investment Act of 1958, as amended (Act). (15 U.S.C. 661 et seq.)

The proposed Officers and Directors are as follows:

Carl V. Larson, Jr., 255 Cervantes Road, Portola Valley, Calif. President and director.  
Vaughn A. Pitzer, 24 Anderson Way, Menlo Park, Calif. Vice president and director.  
William R. Moore, 21543 Old Mine Road, Los Gatos, Calif. Secretary and director.  
John E. McCann, 1494 Ormsby Drive, Sunnyvale, Calif. Director.  
Elmo Sanders, 12 Old La Honda Road, Woodside, Calif. Director.  
Calvin A. Tabor, Jr., 1028 Havre Court, Sunnyvale, Calif. Treasurer.

The stock of the company is wholly owned by Varian Associates, 611 Hansen Way, Palo Alto, Calif., a publicly-owned concern.

The company will begin operations with a capitalization of \$150,000 and proposes to aid in the financial development of qualified small business concerns. Special emphasis will be given to investments in the socially and economically disadvantaged concerns in the San Francisco Bay area. No concentration in any particular industry is planned.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed owner and management and the probability of successful operations of the new company under their management, including adequate profitability and financial soundness, in accordance with the Act and Regulations.

Notice is further given that any interested person may not later than September 5, 1969, at 5 p.m., submit to SBA in writing, relevant comments on the proposed company. Any communication should be addressed to: Associate Administrator for Investment, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Palo Alto, Calif.

Dated: August 26, 1969.

For SBA (pursuant to delegated authority).

JAMES THOMAS PHELAN,  
Acting Associate Administrator  
for Investment.

[P.R. Doc. 69-10600; Filed, Sept. 4, 1969;  
8:47 a.m.]

## INTERSTATE COMMERCE COMMISSION

[Notice 1327]

### MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FOR- WARDER APPLICATIONS

AUGUST 29, 1969.

The following applications are governed by Special Rule 1.247<sup>1</sup> of the Commission's general rules of practice (49 CFR 1100.247 as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d) (3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d) (4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This as-

<sup>1</sup> Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

signment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, 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.

No. MC 732 (Sub-No. 4), filed August 7, 1969. Applicant: ALBINA TRANSFER COMPANY, INC., 3710 North Mississippi, Portland, Ore. Applicant's representative: Lawrence V. Smart, Jr., 419 Northwest 23d Avenue, Portland, Ore. 97210. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Roofing materials and concrete meter boxes, from Portland, Ore., to points in Snohomish, King, Pierce, Yakima, Cowlitz, and Clark Counties, Wash.; and (2) lumber, plywood, and wood products, between points in Columbia, Washington, Multnomah, Yamhill, Polk, Clackamas, Marion, Benton, and Linn Counties, Ore., and points in Snohomish, King, Pierce, Yakima, Cowlitz, and Clark Counties, Wash. Note: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Portland, Ore.

No. MC 921 (Sub-No. 17), filed July 24, 1969. Applicant: DEAN TRUCK LINE, INC., Post Office Drawer 32 (Fulton Drive), Corinth, Miss. 38834. Applicant's representative: James W. Wrape, 2111 Sterick Building, Memphis, Tenn. 38103. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between the junction of Mississippi Highway 25 and Mississippi Highway 364, over Mississippi Highway 25 to the Alabama-Mississippi State line, thence over Alabama Highway 24 to Russellville, Ala., from the junction of Mississippi Highway 25 and Mississippi Highway 364, over Mississippi Highway 25 to the Alabama-Mississippi State line, thence over Alabama Highway 24 to Russellville, Ala., serving all intermediate points; thence over U.S. Highway 43 to its junction of U.S. Highway 72, thence over U.S. Highway 72 to Luka, Miss., and return over the same route, serving no intermediate points on U.S. Highway 43 or 72. Note: If a hearing is deemed necessary, applicant requests it be held at Florence or Birmingham, Ala.

No. MC 2860 (Sub-No. 61), filed August 6, 1969. Applicant: NATIONAL FREIGHT, INC., 57 West Park Avenue, Vineland, N.J. 08360. Applicant's representative: Irving Abrams, 1776 Broadway, New York, N.Y. 10019. Authority



sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Pet foods*, in containers, not frozen, from Cambridge, Md., to points in Alabama, Florida, Georgia, North Carolina, South Carolina, Tennessee, and Virginia. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Philadelphia, Pa., or Washington, D.C.

No. MC 2900 (Sub-No. 175), filed July 25, 1969. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, Jacksonville, Fla. 32203. Applicant's representative: Larry D. Knox (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes transporting: *Black carbon*, from the plantsite of Columbian Carbon Co., located at or near Carboco, La., and the plantsites of the R. T. Vanderbilt Co. and Thermoatomic Carbon Co., at or near Sterlington, La., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Massachusetts, Michigan (Lower Peninsula), Mississippi, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and St. Louis, Mo., and its commercial zone. **NOTE:** Applicant states it will tack at Monroe, La., and Junction U.S. Highway 71 and Louisiana Highway 29 at or near Bunkie, La., for joiner only. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 4405 (Sub-No. 475), filed August 8, 1969. Applicant: DEALERS TRANSIT, INC., 7701 South Lawndale Avenue, Chicago, Ill., 60652. Applicant's representative: James W. Wrape, 2111 Sterick Building, Memphis, Tenn. 38103. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Heat exchangers and equalizers* for air, gas or liquids; *machinery and equipment* for heating, cooling, conditioning, humidifying, dehumidifying, and moving of air, gas or liquids; and *parts, attachments and accessories* for use in the installation and operation of the above named items, from the plantsite of the Chrysler Corp. at Bowling Green, Ky., to points in the United States except those in Hawaii. **NOTE:** Common control may be involved. Applicant states it does not intend to tack, and apparently is willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich.

No. MC 11207 (Sub-No. 288), filed August 5, 1969. Applicant: DEATON, INC., 317 Avenue West, Post Office Box 1271, Birmingham, Ala. 35201. Applicant's representative: A. Alvis Layne, Pennsylvania Building, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over

irregular routes, transporting: (1) *Pipe and fittings, compounds, joint sealer, bonding cement*; (2) *plastic and plastic products* (except commodities in bulk), *materials and supplies* used in the installation of plastic and plastic products from Social Circle, Ga., to points in Alabama, Arkansas, Florida, Kentucky, Louisiana, Mississippi, North Carolina, and Tennessee. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 11207 (Sub-No. 289), filed August 11, 1969. Applicant: DEATON, INC., 317 Avenue West, Post Office Box 1271, Birmingham, Ala. 35201. Applicant's representative: A. Alvis Layne, Pennsylvania Building, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Plastic pipe, plastic or iron fittings and connections, valves, and gaskets*, from the plantsite and warehouse facilities of Razorback Plastic Products, Inc., Fort Smith, Ark., to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala., or Memphis, Tenn.

No. MC 18738 (Sub-No. 38) (Amendment), filed August 4, 1969, published in the FEDERAL REGISTER issue of August 28, 1969, and republished as amended, this issue. Applicant: SIMS MOTOR TRANSPORT LINES, INC., 610 West 138 Street, Chicago, Ill. Applicant's representatives: Ferdinand Born and Walter F. Jones, 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, from Danville and Decatur, Ill., to those cities, towns, and places in that portion of Michigan located on or east of U.S. Highway 27, and those cities, towns, and places on or south of Michigan Highway 46; and to Edon, Sidney, and Toledo, Ohio. **NOTE:** Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant further states that the purpose of this application is to remove a gateway and seeking authority which would enable operations over a more direct route or routes. This republication is for the purpose of including Toledo, Ohio, as a destination point. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 29910 (Sub-No. 81), filed August 8, 1969. Applicant: ARKANSAS-BEST FREIGHT SYSTEM, INC., 301 South 11th Street, Fort Smith, Ark. 72901. Applicant's representative: Thomas Harper, Kelley Building, Post Office Box 43, Fort Smith, Ark. 72901. Authority

sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite of Montgomery Elevator Co., near Green Rock, Ill., as an off-route point in connection with applicant's regular route authority to serve the Moline, Ill., commercial zone as authorized in MC 29910 Sub 75. **NOTE:** Applicant states that it intends to combine the authority sought with all of its existing regular route authority. If a hearing is deemed necessary, applicant requests it be held at Moline or Chicago, Ill., or Davenport, Iowa.

No. MC 29910 (Sub-No. 82), filed August 8, 1969. Applicant: ARKANSAS-BEST FREIGHT SYSTEM, INC., 301 South 11th Street, Fort Smith, Ark. 72901. Applicant's representative: Thomas Harper, Post Office Box 43, Kelley Building, Fort Smith, Ark. 72901. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those requiring special equipment and those of unusual value, explosives, livestock, household goods as defined by the Commission, and articles in bulk), between Wichita, Kans., and Joplin, Mo., from Wichita over Kansas Highway 96 to its junction with Kansas Highway 26, thence over Kansas Highway 26 to its junction with Interstate Highway 44, thence over Interstate Highway 44 to Joplin, Mo., and return over the same route, as an alternate route for operating convenience only, serving no intermediate points, in connection with applicant's regular route operations. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Kansas City, Mo.

No. MC 29910 (Sub-No. 83), filed August 8, 1969. Applicant: ARKANSAS-BEST FREIGHT SYSTEM, INC., 301 South 11th Street, Fort Smith, Ark. 72901. Applicant's representative: Thomas Harper, Post Office Box 43, Kelley Building, Fort Smith, Ark. 72901. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Cement asbestos products, conduits, or pipe fittings and accessories* necessary to the installation thereof; *plastic pipe, fittings, and accessories* necessary to the installation thereof, in straight or mixed shipments, from Van Buren, Ark., to points in Illinois, Indiana, Ohio, and Wisconsin. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Memphis, Tenn.

No. MC 32505 (Sub-No. 8), filed August 4, 1969. Applicant: VINCI'S EXPRESS, INC., 404 Madison Avenue, Woodbine, N.J. 08270. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes,



transporting: (1) *Foodstuffs*, from Wildwood, N.J., to Hanover, Pa.; and (2) *empty containers*, from Hanover, Pa., to Wildwood, N.J. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 35320 (Sub-No. 110), filed August 20, 1969. Applicant: T.I.M.E.-DC, INC., 2598 74th Street, Post Office Box 2550, Lubbock, Tex. 79408. Applicant's representative: W. D. Benson, Post Office Box 6723, Lubbock, Tex. 79413, and Frank M. Garrison, Post Office Box 2550, Lubbock, Tex. 79408. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Copper pipe and tubing*, serving the plantsite of Noranda Metal Industries, Inc., at or near Bellingham, Wash., as off-route point in connection with carrier's authorized regular-route authority to serve Seattle, Wash. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash., or San Francisco, Calif.

No. MC 43269 (Sub-No. 58), filed August 11, 1969. Applicant: WELLS CARGO, INC., 1775 East Fourth Street, Post Office Box 1511, Reno, Nev. 89505. Applicant's representative: Edward J. Hegarty, 100 Bush Street, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Explosives*; (a) between military installations or Defense Department establishments in Arizona, California, Idaho, Nevada, Oregon, Utah, and Washington; and (b) between points in (a) above, on the one hand, and, on the other, points in Arizona, California, Idaho, Nevada, Oregon, Utah, and Washington. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant further states it requests no duplicating authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., San Francisco, Calif., or Reno, Nev.

No. MC 51146 (Sub-No. 140), filed July 16, 1969. Applicant: SCHNEIDER TRANSPORT & STORAGE, INC., 817 McDonald Street, Green Bay, Wis. 54306. Applicant's representative: D. F. Martin (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such products*, as are manufactured or distributed by manufacturers or converters of plastic and cellulose materials and products and filter materials and products, from points in Brown, Waupaca, and Outagamie Counties, Wis., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode

Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia; and (2) *returned and rejected shipments of the above-described commodities, and materials, equipment, and supplies* used in the manufacture and distribution of the above-described commodities, from the above-named destination States to points in Brown, Waupaca, and Outagamie Counties, Wis. **NOTE:** Applicant states that the requested authority could be tacked with various subs of MC 51146 and applicant will tack with its MC 51146 where feasible. Applicant further states that it has various duplicative items of authority under various subs but does not seek duplicative authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 68123 (Sub-No. 2), filed June 26, 1969. Applicant: MARIE R. CAVALERI, doing business as M & J TRUCKING, 220 Elliot Street, Fairfield, Conn. 06430. Applicant's representative: Matthias J. Bishop, Jr., 42 Alder Road, Simsbury, Conn. 06070. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap*, (1) between Newark, N.J., and points in Ohio and Pennsylvania; and (2) from Watervliet, N.Y., to points in Ohio and Pennsylvania. **NOTE:** Applicant states tacking is intended at Newark, N.J., in order to permit performance of a through service between points in Ohio and Pennsylvania, and Massachusetts, Connecticut, and Rhode Island. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn.

No. MC 71452 (Sub-No. 5), filed August 15, 1969. Applicant: INDIANA TRANSIT SERVICE, INC., 4300 West Morris Street, Indianapolis, Ind. 46241. Applicant's representative: David W. Givens, 111 Monument Circle, Suite No. 1200, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cut flowers and decorative greens*, having an immediately prior movement by motor vehicle, between points in Indiana. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 72442 (Sub-No. 29), filed July 28, 1969. Applicant: AKERS MOTOR LINES, INCORPORATED, Post Office Box 579, Gastonia, N.C. 28052. Applicant's representatives: Lennox O. Boyles (same address as applicant), and Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. 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, tobacco, liquor, commodities in bulk, commodities requiring special equipment, and household goods as defined by the Commission); (1) between McRae and Dublin, Ga., over U.S. High-

way 441; (2) between Hawkinsville, Ga., and junction Georgia Highway 26 and U.S. Highway 80, over Georgia Highway 26; (3) between Cordele and Hawkinsville, Ga., from Cordele over Georgia Highway 257 to junction Georgia Highway 27, thence over Georgia Highway 27 to Hawkinsville, and return over the same route; (4) between Moultrie and Tifton, Ga., over U.S. Highway 319; (5) between Moultrie and Valdosta, Ga., from Moultrie over Georgia Highway 33 to junction Georgia Highway 94, thence over Georgia Highway 94 to Valdosta, and return over the same route; (6) between Columbus and Macon, Ga., over U.S. Highway 80; (7) between Griffin and Senoia, Ga., over Georgia Highway 16; (8) between Eatonton and Greensboro, Ga., over Georgia Highway 44; and (9) between Monticello and Eatonton, over Georgia Highway 16, serving no intermediate points, as alternate routes for operating convenience only in connection with applicant's authorized regular route operations in (1) through (9) above. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 73165 (Sub-No. 269), filed August 11, 1969. Applicant: EAGLE MOTOR LINES, INC., 830 North 33d Street, Post Office Box 1348, Birmingham, Ala. 35201. Applicant's representative: Robert M. Pearce, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Material handling equipment*; (2) *tractors*; and (3) *parts attachments and accessories* for the commodities named in (1) and (2) above, between West Memphis, Ark., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii). **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 73165 (Sub-No. 270), filed August 15, 1969. Applicant: EAGLE MOTOR LINES, INC., 830 North 33d Street, Post Office Box 1348, Birmingham, Ala. 35201. Applicant's representative: Robert M. Pearce, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe, plastic or iron fittings and connections, valves, hydrants, and gaskets*, from the site of the plant and warehouse facilities of the Clow Corp. located near Lincoln, Talladega County, Ala., to points in Connecticut, Delaware, Iowa, Kansas, Maine, Maryland, Massachusetts, Michigan, Minnesota, Nebraska, New Hampshire, New Jersey, New York, North Dakota, Ohio, Pennsylvania, Rhode Island, South Dakota, Vermont, Wisconsin, and the District of Columbia. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala.



No. MC 75835 (Sub-No. 9), filed August 1, 1969. Applicant: EDGAR W. ROOT, INC., 57 West Silver Street, Westfield, Mass. 01085. Applicant's representative: William L. Mobley, 1694 Main Street, Springfield, Mass. 01103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by retail department stores and catalog order houses and related advertising material*, between Sears, Roebuck & Co., facilities located in Springfield, West Springfield, and Westfield, Mass., on the one hand, and, on the other, points in Litchfield, Hartford, and Tolland Counties, Conn. NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Springfield, Mass., or Hartford, Conn.

No. MC 83539 (Sub-No. 262), filed August 4, 1969. Applicant: C & H TRANSPORTATION CO., INC., 1935 West Commerce Street, Dallas, Tex. 75222. Applicant's representatives: J. P. Welsh, Post Office Box 5976, Dallas, Tex. 75222, and W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Self propelled cranes, power hammers, and material handling equipment accessories, attachments, and parts when moving in connection with the above-named commodities*, from Olathe, Kans., to points in the United States (except Hawaii and Kansas). NOTE: Common control may be involved. Applicant states it does not intend to tack, and apparently is willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Kansas City, Mo.

No. MC 85934 (Sub-No. 54), filed August 6, 1969. Applicant: MICHIGAN TRANSPORTATION COMPANY, a corporation, 3601 Wyoming Street, Dearborn, Mich. 48120. Applicant's representative: Robert A. Sullivan, 1800 Buhl Building, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry calcium chloride*, in bulk, from Ludington, Mich., to points in Indiana and Illinois. NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Detroit or Lansing, Mich.

No. MC 88082 (Sub-No. 8) (Correction), filed June 25, 1969, published in the FEDERAL REGISTER issue of July 25, 1969, and republished as corrected, this issue. Applicant: ST. MARYS TRUCKING CO., INC., 1417 Hart Street, Post Office Box 765, Vincennes, Ind. 47591. Applicant's representative: Earl J. Thomas, 5850 North High Street, Worthington, Ohio 43085. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals, dry (other than in bulk)*

between the plantsite of Diamond Shamrock Corp., Painesville, Ohio, and Terre Haute, Ind. NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant states no duplicating authority is being sought. The purpose of this republication is solely to reflect a correction in the corporate name of the supporting shipper in lieu of that shown in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 90794 (Sub-No. 3) (Correction), filed July 25, 1969, published in the FEDERAL REGISTER issue of August 14, 1969, corrected, and republished in part this issue. Applicant: LIFT VAN TRANSPORT CO., INC., 358 St. Marks Place, Staten Island, N.Y. 10301. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. NOTE: The purpose of this republication is to reflect correct name of applicant as Lift Van Transport Co., Inc., in lieu of Ft. Van Transport Co., Inc., which was erroneously shown in the previous publication. The rest of the application remains the same.

No. MC 94350 (Sub-No. 228), filed August 20, 1969. Applicant: TRANSIT HOMES, INC., Haywood Road, Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers designed to be drawn by passenger automobiles in initial movements*, and (2) *buildings, in sections or complete*, from points in Hempstead County, Ark., to points in the United States, excluding Alaska and Hawaii. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Fort Smith, Ark.

No. MC 95540 (Sub-No. 754) (Amendment), filed July 2, 1969, published in the FEDERAL REGISTER on August 14, 1969, and republished, as amended, this issue. Applicant: WATKINS MOTOR LINES, INC., 1120 West Griffin Road, Lakeland, Fla. 33801. Applicant's representative: Paul E. Weaver (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, plantains, pineapples, and coconuts and agricultural commodities*, otherwise exempt from economic regulation under section 203(b) (6) of the Act, when transported in mixed shipments at the same time and in the same vehicle with bananas, plantains, pineapples, and coconuts, from Wilmington, Del., to points in Maryland, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, Tennessee, Alabama, Kentucky, Arkansas, Missouri, Illinois, Indiana, Ohio, Pennsylvania, New York, New Jersey, Connecticut, Massachusetts, Vermont, New Hampshire, Maine, Minnesota, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Col-

orado, Michigan, Iowa, and Rhode Island. NOTE: Common control may be involved. Applicant states it does not intend to tack and apparently is willing to accept a restriction against tacking if warranted. The purpose of this republication is to include the destination States of Iowa and Rhode Island. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla., or Washington, D.C.

No. MC 95540 (Sub-No. 761), filed August 7, 1969. Applicant: WATKINS MOTOR LINES, INC., 1120 West Griffin Road, Lakeland, Fla. 33801. Applicant's representative: Paul E. Weaver (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cream or liquid cream substitutes, sterilized, plain, sweetened or flavored, in hermetically sealed containers; sauces, dressing, and salad, other than dry in boxes*, from Washington Court House, Ohio, to points in Arkansas, Alabama, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, North Carolina, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, Vermont, and West Virginia. NOTE: Common control may be involved. Applicant states it does not intend to tack and apparently is willing to accept a restriction against tacking if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Los Angeles, Calif.

No. MC 97310 (Sub-No. 6), filed July 7, 1969. Applicant: BELL TRANSFER COMPANY, INC., Railroad Street and Third Avenue, Meridian, Miss. 39301. Applicant's representative: Melvin B. Bishop, 512 East Pearl Street, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities, excluding tank vehicular transports*: (1) between Marion and Birmingham, Ala., and including points in Adamsville, Mulga, Westfield, Woodward, Bessemer, Docena, Edgewater, Dolomite, Fairfield, Brighton, Bay View, Pleasant Grove, Hueytown, Midfield, Lipscomb, Shannon, Ishkooda, Vestavia Hills, Irondale, Alton, Tarrant City, Watson, Leeds, Brookside, Oxmoor, Smythe, Spaulding, Homewood, Overton, Center Point, Fultondale, Trussville, Pinson, Watson, Pelham, Redding, Magella, Mountain Brook, Weems, Sayreton, Argo, Gardendale, Huffman, and Wenonah, located within 15 miles of Birmingham, Ala.: From Marion over Alabama Highway 5, thence over U.S. Highway 11 and Interstate Highways 20 and 59 to Birmingham, and return over the same route, serving all intermediate points; (2) between Greensboro and Tuscaloosa, Ala.: from Greensboro over Alabama Highway 69 to Tuscaloosa, and return over the same route, serving all intermediate points; (3) between Greensboro and Eutaw, Ala.: from Greensboro over Alabama Highway 14 to Eutaw and return over the same route, serving all



intermediate points; (4) between Demopolis and Tuscaloosa, Ala.; from Demopolis over U.S. Highways 43 and 11, to Tuscaloosa and return over the same route, serving all intermediate points;

(5) Between Eutaw and the intersection of U.S. Highways 11 and 80, near Cuba, Ala.: From Eutaw over U.S. Highway 11 to the intersection of U.S. Highway 80 and return over the same route, serving all intermediate points; (6) between the intersection of U.S. Highway 80 and Alabama Highway 28 and Livingston, Ala., from the intersection of U.S. Highway 80 and Alabama Highway 28, over Alabama Highway 28 to Livingston and return over the same route, serving all intermediate points; (7) between Tuscaloosa, Ala., and the intersection of Alabama Highway 5 and U.S. Highway 11 and Interstate Highways 20 and 59; from Tuscaloosa over U.S. Highway 11 and Interstate Highways 20 and 59 to the intersection of Alabama Highway 5, and return over the same route, serving all intermediate points; (8) between Tuscaloosa and Prattville, Ala., from Tuscaloosa over U.S. Highway 82 to Prattville and return over the same route, serving all intermediate points; (9) between Selma and Maplesville, Ala.: From Selma over Alabama Highway 22 to Maplesville and return over the same route, serving all intermediate points; (10) between Catherine, Ala., and the intersection of Alabama Highway 28 and U.S. Highway 80; from Catherine over Alabama Highway 28 to the intersection of U.S. Highway 80 and return over the same route, serving all intermediate points; and (11) between Montgomery and Birmingham, Ala.; from Montgomery over U.S. Highway 31 and Interstate Highway 65 and return over the same route, serving no intermediate points, for operating convenience only. Any of the authority granted, to the extent it duplicates itself, shall not be construed as conferring more than a single operating right. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Montgomery or Birmingham, Ala.

No. MC 100449 (Sub-No. 14), filed August 11, 1969. Applicant: MALLINGER TRUCK LINE, INC., Otho, Iowa 50509. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay pipe and fittings, clay products, and joint materials*, from Lehigh, Iowa, to points in Oklahoma. **NOTE:** Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 101075 (Sub-No. 109), filed August 11, 1969. Applicant: TRANSPORT, INC., Business Loop East I-94, Moorhead, Minn. 56560. Applicant's representative: Ronald B. Pitsenbarger, Post Office Box 396, Moorhead, Minn. 56560. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liq-*

*uefied petroleum gas*, in bulk, from Glenwood, Minn., to points in Minnesota, North Dakota, and South Dakota. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant further states no duplicating authority involved. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 103051 (Sub-No. 231), filed August 8, 1969. Applicant: FLEET TRANSPORT COMPANY, INC., 1000 44th Avenue North, Post Office Box 7645, Nashville, Tenn. 37209. Applicant's representative: R. J. Reynolds, Jr., 604-09 Healey Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oils*, in bulk, in tank vehicles, from points in Darlington County, S.C., to points in Georgia, Maryland, New Jersey, North Carolina, South Carolina, and Virginia. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 103993 (Sub-No. 436) (Correction), filed July 2, 1969, published in the *FEDERAL REGISTER* issue of August 7, 1969, and republished as corrected this issue. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Paul D. Borgehsani (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers* designed to be drawn by passenger automobiles, in initial movements, from points in Williams County, Ohio, and Washington County, Md., to points in the United States (except Alaska and Hawaii), and (2) *truck campers and camp coaches*, from points in Williams County, Ohio, and Washington County, Md., to points in the United States (except Hawaii). **NOTE:** The purpose of this republication is to correct and redescribe the territorial scope of the application. Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Toledo, Ohio.

No. MC 103993 (Sub-No. 449), filed August 8, 1969. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representatives: Paul D. Borgehsani and Ralph H. Miller (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asbestos and urethane insulating material*; and *clay and lime combined engraving, electrotype blocks or boards*, from points in McLean County, Ill., to points in the United States (except Alaska and Hawaii). **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hear-

ing is deemed necessary, applicant requests it be held at Peoria, Ill.

No. MC 106398 (Sub-No. 416), filed August 13, 1969. Applicant: NATIONAL TRAILER CONVOY, INC., 1925 National Plaza, Tulsa, Okla. 74151. Applicant's representatives: Irvin Tull and Fred Rahal, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frames and under-carriages* designed to be equipped with hitchball or pintle hook connectors and component parts thereof, from points in Marengo County, Ala., to points in the United States (except Alaska and Hawaii). **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Birmingham or Montgomery, Ala.

No. MC 107064 (Sub-No. 75), filed August 15, 1969. Applicant: STEERE TANK LINES, INC., Post Office Box 2998, 2808 Fairmount Street, Dallas, Tex. 75221. Applicant's representative: Hugh T. Matthews, 630 Fidelity Union Tower, Dallas, Tex. 75201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, fertilizer ingredients, chemicals, insecticides, pesticides, herbicides, and fungicides*, from points in Hale County, Tex., to points in the United States (except Hawaii and Alaska). **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states that it has duplicating authority under MC 107064 Subs 61, 42, 38, 35, and 67. All such duplicating authority shall be eliminated. If a hearing is deemed necessary, applicant requests it be held at Dallas or Fort Worth, Tex.

No. MC 107403 (Sub-No. 777), filed August 11, 1969. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Isopropyl percarbonate*, from Lake Charles, La., to points in Connecticut, Delaware, Florida, Illinois, Indiana, Kansas, Kentucky, Maine, Maryland, Michigan, Massachusetts, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia. **NOTE:** Common control may be involved. Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 107409 (Sub-No. 34), filed August 4, 1969. Applicant: RATLIFF & RATLIFF, INC., Route No. 5, Lexington, N.C. 27292. Applicant's representative: R. Connor Wiggins, Jr., Suite 909, 100 North Main Building, Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Doors, built-up*



wood, plywood, veneer, and forests products and products used in the manufacture thereof, between Ridgway, Pa., on the one hand, and, on the other, points in Florida, Georgia, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant has contract carrier authority in MC 129931, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 107515 (Sub-No. 674), filed August 7, 1969. Applicant: REFRIGERATED TRANSPORT CO., INC., 3901 Jonesboro Road SE., Post Office Box 308, Forest Park, Ga. 30050. Applicant's representative: B. L. Gundlach (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Paper, paper products, and wood pulp, from McMinn County, Tenn., to points in Connecticut, Delaware, the District of Columbia, Maryland, Massachusetts, Minnesota, New York, New Jersey, North Dakota, Oklahoma, Pennsylvania, Rhode Island, South Dakota, and Texas. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 108460 (Sub-No. 42), filed July 27, 1969. Applicant: PETROLEUM CARRIERS COMPANY, a corporation, 5104 West 14th Street, Post Office Box 762, Sioux Falls, S. Dak. 57101. Applicant's representative: Richard Hopewell, 511 Northwestern National Bank Building, Sioux Falls, S. Dak. 57101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquefied petroleum gas, in bulk, in tank vehicles, from Glenwood, Minn., and 5 miles thereof, to points in South Dakota, North Dakota, and Minnesota. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 107818 (Sub-No. 49), filed July 28, 1969. Applicant: GREENSTEIN TRUCKING COMPANY, a corporation, 280 Northwest 12th Avenue, Post Office Box 608, Pompano Beach, Fla. 33061. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, 1301 Gulf Life Drive, Jacksonville, Fla. 32207. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, plantains, pineapples and coconuts, and agricultural commodities otherwise exempt from economic regulations under section 203(b) (6) of the Act when transported in mixed shipments with bananas, plantains, pineapples, and coconuts, from Wilmington, Del., to points in Florida, Georgia, South Carolina, North Carolina, Tennessee, Kentucky, Virginia, Ohio, Michigan,

Indiana, Wisconsin, Illinois, Minnesota, Iowa, Missouri, Kansas, Nebraska, South Dakota, and North Dakota. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla., or Washington, D.C.

No. MC 107527 (Sub-No. 45), filed August 4, 1969. Applicant: POST TRANSPORTATION COMPANY, a corporation, 3152 East 26th Street, Los Angeles, Calif. 90023. Applicant's representative: John C. Allen, 1210 West Fourth Street, Los Angeles, Calif. 90017. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Hydrochloric acid, from ports of entry on the international boundary line between the United States and Mexico located in Calexico, Calif., to Stanton, Calif.; under contract with McKesson Chemical Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 109326 (Sub-No. 101), filed August 13, 1969. Applicant: C & D TRANSPORTATION CO., INC., Post Office Drawer 1503, Mobile, Ala. 36601. Applicant's representative: Robert E. Keene (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, plantains, pineapples, and coconuts and agricultural commodities otherwise exempt from economic regulation under section 203(b) (6) of the Act when transported in mixed shipments at the same time and in the same vehicle with bananas, plantains, pineapples, and coconuts, from Wilmington, Del., to points in Maryland, Virginia, West Virginia, Tennessee, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Arkansas, Louisiana, Texas, Missouri, Illinois, Indiana, and Kentucky. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla.

No. MC 109533 (Sub-No. 41) (Correction), filed July 6, 1969, published in the FEDERAL REGISTER issue of August 21, 1969, under MC 109553 (Sub-No. 41), and republished as corrected, in part, this issue. Applicant: OVERNITE TRANSPORTATION COMPANY, a corporation, 1100 Commerce Road, Richmond, Va. 23224. Applicant's representative: C. H. Swanson, Post Office Box 1216, Richmond, Va. 23209. **NOTE:** The purpose of this partial republication is solely to reflect the correct docket number assigned as MC 109533 (Sub-No. 1), erroneously shown as MC 109553 (Sub-No. 1) in the previous publication. The rest of the application remains as previously published.

No. MC 109891 (Sub-No. 12), filed August 6, 1969. Applicant: INFINGER TRANSPORTATION COMPANY, INC., Post Office Box 7398, Charleston Heights, S.C. 29405. Applicant's representative: William Addams, Suite 527, 1776 Peachtree Street NW., Atlanta, Ga., 30309. Authority sought to operate as a common

carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, in bulk, in containers, from Savannah, Ga., to points in Alabama, Florida, Tennessee, and that part of North Carolina on and north of a line extending from Wilmington, N.C., along U.S. Highway 117 to junction North Carolina Highway 210, thence along North Carolina 210 via Longcreek, N.C., to junction U.S. Highway 421, thence along U.S. Highway 421 to Clinton, N.C., thence in a westerly direction through Fayetteville, N.C., to Rockingham, N.C., thence in a northwesterly direction through Albemarle, Statesville, and Lenoir, N.C., to Spruce Pine, N.C., thence in a southwesterly direction through Marshall, N.C., to Sylva, N.C., thence along U.S. Highway 19A to junction U.S. Highway 19 at or near Ela, N.C., thence along U.S. Highway 19 to junction unnumbered highway (formerly U.S. Highway 19) at or near Murphy, N.C., thence along unnumbered highway to junction U.S. Highway 19, and thence along U.S. Highway 19 to the North Carolina-Georgia State line. **NOTE:** Applicant states tacking at Charleston, Belton, and Camp Croft, S.C., through Savannah, Ga., to serve points in Florida and Alabama. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 110988 (Sub-No. 248), filed August 7, 1969. Applicant: KAMPO TRANSIT, INC., 200 West Cecil Street, Neenah, Wis. 54956. Applicant's representatives: David A. Petersen (same address as applicant), also E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Chemicals, in bulk, in tank vehicles, from Groos, Mich., to points in Minnesota and Wisconsin. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111069 (Sub-No. 53) (Amendment), filed October 5, 1967, published FEDERAL REGISTER issue of October 19, 1967, and republished as amended this issue. Applicant: COLDWAY CARRIERS, INC., Post Office Box 38, State Highway 131, Clarksville, Ind. 47131. Applicant's representative: Paul M. Daniell, Suite 1600, First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, and meat byproducts, as described in section A of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except commodities in bulk), from Louisville, Ky., to points in Alabama (except Montgomery, Ala.), Massachusetts (except Boston, Salem, and Worcester, Mass.), Michigan, North Carolina, Ohio, and South Carolina, restricted to traffic originating at the plantsite of Klarer of Kentucky, Inc., at Louisville, Ky. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant



holds contract carrier authority under Docket No. MC 111069 and Subs, therefore, dual operations may be involved. The purpose of this republication is to show common carrier in lieu of contract carrier, as previously published, and to add the restriction. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 112223 (Sub-No. 84), filed August 11, 1969. Applicant: QUICKIE TRANSPORT COMPANY, a corporation, 501 11th Avenue South, Minneapolis, Minn. 55415. Applicant's representative: Earl Hacking, 503 11th Avenue South, Minneapolis, Minn. 55415. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquidified petroleum gas*, in bulk, in tank vehicles, from the storage facilities of Farmers Union Central Exchange, Inc., at or near Glenwood, Minn., to points in North Dakota and South Dakota. NOTE: Applicant states it does not intend to tack, and apparently is willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, or St. Paul, Minn.

No. MC 112822 (Sub-No. 122) (Correction), filed June 30, 1969, published in the FEDERAL REGISTER issue of August 7, 1969, corrected and republished in part, as corrected this issue. Applicant: BRAY LINES INCORPORATED, Post Office Box 1191, 1401 North Little Street, Cushing, Okla. 74023. Applicant's representative: Carl L. Wright (same address as applicant). NOTE: The purpose of this partial republication is to reflect the correct MC number of applicant as shown above, in lieu of 112882, which was inadvertently shown in previous publication. The rest of the application remains the same.

No. MC 113666 (Sub-No. 36), filed August 11, 1969. Applicant: FREEPORT TRANSPORT, INC., 1200 Butler Road, Freeport, Pa. 16229. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Prefabricated and precut houses*, knocked down or in sections (excluding portable buildings and buildings in sections when transported on wheeled undercarriages equipped with hitch-ball connector, and mobile homes), and component parts thereof, and, when moving in connection therewith, materials, supplies, accessories, fixtures, and appliances necessary to the construction, erection, and completion of such houses, from Pemberton, N.J., to points in Pennsylvania, points in Ohio on and east of U.S. Highway 21, points in West Virginia on and north of U.S. Highway 50 and points in New York on and west of New York Highway 14. NOTE: Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 113843 (Sub-No. 152) (Amendment), filed July 7, 1969, published in the

FEDERAL REGISTER August 7, 1969, and republished as amended this issue. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston Mass. 02210. Applicant's representatives: Lawrence T. Shells (same address as applicant), and William J. Boyd, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Bananas, plantains coconuts, and pineapples and agricultural commodities* otherwise exempt from economic regulation under section 203(b)(6) of the Act when moving in mixed shipments with bananas, plantains, coconuts, and pineapples, from Wilmington, Del., to points in Arkansas, Colorado, Connecticut, Delaware, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Dakota, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. NOTE: Common control may be involved. Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. The purpose of this republication is to amend the commodity description. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla.

No. MC 113843 (Sub-No. 153), filed July 28, 1969. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02110. Applicant's representative: Jack H. Blanshan, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packing-houses*, as defined in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, except commodities in bulk, in tank vehicles, and except hides, from points in the Omaha, Nebr.-Council Bluffs, Iowa, commercial zone, to points in Virginia, West Virginia, Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and Washington, D.C. NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 114194 (Sub-No. 153) (Amendment), filed June 25, 1969, published in the FEDERAL REGISTER issue of July 17, 1969, amended and republished as amended this issue. Applicant: KREIDER TRUCK SERVICE, INC., 8003 Collinsville Road, East St. Louis, Ill. 62201. Applicant's representative: Donald D. Metzler (same address as applicant). Authority sought to operate as a common carrier by motor vehicle, over irregular routes, transporting: *Lime and limestone prod-*

*ucts*, from the plantsite and facilities of the Mississippi Lime Co., at Ste. Genevieve and Mosher, Mo., to points in Illinois (except Madison County), Louisiana, Kentucky, and Arkansas. NOTE: The purpose of this republication is to include Louisiana as a destination State and restrict the territorial scope. Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 115162 (Sub-No. 182), filed August 13, 1969. Applicant: POOLE TRUCK LINE, INC., Post Office Box 310, Evergreen, Ala. 36401. Applicant's representative: Robert E. Tate (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Grain and cereal products*, from points in Lawrence and Jackson Counties, Ind., to points in North Carolina, South Carolina, and Virginia. NOTE: Applicant states the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Mobile or Montgomery, Ala.

No. MC 115162 (Sub-No. 183), filed August 13, 1969. Applicant: POOLE TRUCK LINE, INC., Post Office Box 310, Evergreen, Ala. 36401. Applicant's representative: Robert E. Tate (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Salvage materials*, between points in Alabama on and south of U.S. Highway 80, on the one hand, and, on the other, points in Arkansas, Florida, Georgia, Louisiana, Mississippi, South Carolina, and Tennessee; (2) *poles and piling*, from Pensacola, Fla., to points in Alabama, Arkansas, Louisiana, Mississippi, New York, North Carolina, South Carolina, Virginia, and West Virginia; (3) *wallboard and tileboard*, from points in De Kalb County, Ga., to points in Indiana, Louisiana, Kansas, Texas, Wisconsin, Ohio, Mississippi, Kentucky, and Tennessee; and (4) *roofing and roofing materials*, from Tuscaloosa, Ala.; Meridian, Miss.; and New Orleans, La.; to points in Escambia, Okaloosa, and Bay Counties, Fla. NOTE: Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Mobile, Ala., or Atlanta, Ga.

No. MC 115311 (Sub-No. 104), filed August 20, 1969. Applicant: J & M TRANSPORTATION CO., INC., Post Office Box 488, Milledgeville, Ga. 31061. Applicant's representatives: Paul M. Daniell and Bill R. Davis, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Dry corn starch*, from Atlanta, Ga., to points in Louisiana, North Carolina, Tennessee, and Mississippi; and (2) *dry corn sugar*, from Atlanta, Ga., to points in South Carolina, Florida, Mississippi, and Louisiana. NOTE: Applicant states that



the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 115840 (Sub-No. 42), filed August 4, 1969. Applicant: COLONIAL FAST FREIGHT LINES, INC., 1215 West Bankhead Highway, Post Office Box 2169, Birmingham, Ala. 35201. Applicant's representative: C. E. Wesley (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Commodities* which require the use of special equipment and special handling by reason of size or weight; and (2) *general commodities* (except those of unusual value, household goods, classes A and B explosives, and commodities in bulk); (a) between military installations, manufacturers, contractors, and storage sites, and Defense Department establishments, in the United States (except Hawaii and Alaska); and (b) between points in (a) above, on the one hand, and, on the other, points in the United States (except Hawaii and Alaska). Note: Common control may be involved. Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 115840 (Sub-No. 43), filed August 4, 1969. Applicant: COLONIAL FAST FREIGHT LINES, INC., 1215 West Bankhead Highway, Post Office Box 2169, Birmingham, Ala. 35201. Applicant's representative: C. E. Wesley (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Plastic pipe, plastic and iron fittings and connections, valves, hydrants, and gaskets*, between the plants and warehouse facilities of Razorback Plastic Products, Inc., Fort Smith, Ark., on the one hand, and, on the other, points in Kentucky, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Tennessee, Mississippi, and Louisiana. Note: Common control may be involved. Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala., or Memphis, Tenn.

No. MC 115840 (Sub-No. 44), filed August 4, 1969. Applicant: COLONIAL FAST FREIGHT LINES, INC., 1215 West Bankhead Highway, Post Office Box 2161, Birmingham, Ala. 35201. Applicant's representatives: C. E. Wesley (same address as above), and E. Stephen Helsley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Refractory products*, from Pascagoula, Miss., to points in Alabama, Tennessee, Georgia, and Florida. Note: Applicant states it does intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Common control may be involved. If a hearing is

deemed necessary, applicant requests it be held at Birmingham, Ala., or Jackson, Miss.

No. MC 116077 (Sub-No. 272), filed August 4, 1969. Applicant: ROBERTSON TANK LINES, INC., 5700 Polk Avenue, Post Office Box 1505, Houston, Tex. 77001. Applicant's representative: Thomas E. James, The 904 Lavaca Building, Austin, Tex. 78701. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquid ethylene*, from Beaumont and Texas City, Tex., to points in Arkansas and South Carolina. Note: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 116254 (Sub-No. 100), filed July 11, 1969. Applicant: CHEM-HAULERS, INC., Post Office Drawer M, Sheffield, Ala. 35660. Applicant's representative: Walter Harwood, 1822 Parkway Towers, Nashville, Tenn. 37219. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk from Decatur, Ala., to points in Alabama, Florida, Georgia, Connecticut, Indiana, Kentucky, Louisiana, North Carolina, South Carolina, Pennsylvania, Tennessee, and Texas. Note: Applicant states it could tack with its (Sub-5) at Sheffield, Ala., and (Sub-52) at point within 10 miles of Barfield, Ark. Applicant further states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala., or Nashville, Tenn.

No. MC 116506 (Sub-No. 3), filed August 13, 1969. Applicant: JOHNSTOWN-PITTSBURGH EXPRESS, INC., Progress and Chesboro Streets, Pittsburgh, Pa. 15212. Applicant's representative: Arthur J. Diskin, 806 Frick Building, Pittsburgh, Pa. 15219. 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, and those requiring special equipment), from Altoona, Pa., to Pittsburgh, Pa. Note: Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 116763 (Sub-No. 151), filed July 30, 1969. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Applicant's representative: Carl Subler (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Potatoes and potato products*, when moving in mixed loads with frozen foods, from points in Montcalm County, Mich., to points in Connecticut, Massachusetts, New Hampshire, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and that

part of Indiana south of U.S. Highway 40 and (2) *frozen foods, and potatoes and potato products* when moving in mixed loads with frozen foods, from points in Montcalm County, Mich., to points in Delaware, Florida, Georgia, Maryland, New Jersey, and the District of Columbia. Note: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich., or Columbus, Ohio.

No. MC 117565 (Sub-No. 18), filed August 4, 1969. Applicant: MOTOR SERVICE COMPANY, INC., 237 South Fifth Street, Coshocton, Ohio 43812. Applicant's representative: Louis J. Amato, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Module and/or modular units, shelters, and homes*, from points in Delaware County, Ohio, to points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, and all States east thereof, and (2) *special purpose carriers* used in the transportation of module and/or modular units, shelters, and homes, from points in the destinations in (1) above to points in Delaware County, Ohio. Note: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 118959 (Sub-No. 48), filed July 27, 1969. Applicant: JERRY LIPPS, INC., 130 South Frederick Street, Cape Girardeau, Mo. 63701. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. 46208. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Rubber and rubber products*, from Mayfield, Ky., to points in Alabama, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Florida, and Louisiana. Note: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant holds contract authority under MC 125664, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Akron or Cleveland, Ohio.

No. MC 119619 (Sub-No. 17), filed August 4, 1969. Applicant: DISTRIBUTORS SERVICE CO., a corporation, 2000 West 43d Street, Chicago, Ill. 60609. Applicant's representative: Arthur J. Piken, 160-16 Jamaica Avenue, Jamaica, N.Y. 11432. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Bananas, plantains, pineapples, coconuts*, and (2) *agricultural commodities* in mixed shipments, the transportation of which is partially exempt under the provisions of Section 203(b)(6) of the Interstate Commerce Act if transported in vehicles at the same time with (1) above, from Wilmington, Del., to points in Ohio, Michigan, Illinois, Indiana, Wisconsin, Minnesota, Iowa, Missouri, North Dakota,



South Dakota, Nebraska, Kansas, and Kentucky. **NOTE:** Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant did not specify a location.

No. MC 119767 (Sub-No. 224), filed August 8, 1969. Applicant: BEAVER TRANSPORT CO., a corporation, 100 South Calumet Street, Burlington, Wis. 53105. Applicant's representative: A. Bryant Torhorst (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Canned goods and canned foodstuffs*, from Lomira, Wis., to points in Wisconsin. **NOTE:** Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Milwaukee, Wis., or Chicago, Ill.

No. MC 123048 (Sub-No. 159), filed August 11, 1969. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, Racine, Wis. 53401. Applicant's representatives: Paul Gartzke, 121 West Doty Street, Madison, Wis. 53703, and Paul Martinson, Post Office Box A, Racine, Wis. 53401. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Agricultural implements and farm machinery*; (2) *attachments for commodities described in (1) above*; and (3) *parts for commodities described in (1) and (2) above*, from Defiance, Ohio, to points in Alabama, Florida, Georgia, Indiana, Kentucky, Michigan, Mississippi, North Carolina, Ohio, South Carolina, and Tennessee. **NOTE:** Applicant states it does not intend to tack, and apparently is willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Columbus, Ohio.

No. MC 123048 (Sub-No. 160), filed August 13, 1969. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, Racine, Wis. 53401. Applicant's representatives: Paul Gartzke, 121 West Doty Street, Madison, Wis. 53703, and Paul Martinson, Post Office Box A, Racine, Wis. 53401. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Material handling equipment and tractors*; (2) *attachments for the commodities described in (1) above*; and (3) *parts for commodities described in (1) and (2) above*, from West Memphis, Ark., to points in the United States (except Hawaii). **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 123073 (Sub-No. 3), filed August 4, 1969. Applicant: R. B. HAMILTON HAULING & RIGGING CORP., 18 Railroad Avenue, Roslyn Heights, Long Island, N.Y. 11577. Applicant's repre-

sentative: Edward M. Alfano, 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Telephone equipment, tools, and supplies and materials* used in the installation, maintenance, and repair of such equipment, from carrier's warehouse sites in Farmingdale, Long Island, N.Y., and Medford, Long Island, N.Y., to points in Nassau and Suffolk Counties, N.Y., under a continuing contract, or contracts with Western Electric Co., Inc. **NOTE:** Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 123392 (Sub-No. 18), filed August 7, 1969. Applicant: JACK B. KELLEY, doing business as JACK B. KELLEY CO., 3801 Virginia Street, Amarillo, Tex. 79109. Applicant's representative: Grady L. Fox, 222 Amarillo Building, Amarillo, Tex. 79109. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquefied natural gas*, between points in the United States (except Hawaii). **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Amarillo, Tex., or Oklahoma City, Okla.

No. MC 123392 (Sub-No. 19), filed August 7, 1969. Applicant: JACK B. KELLEY, doing business as JACK B. KELLEY CO., 3801 Virginia Street, Amarillo, Tex. 79109. Applicant's representative: Grady L. Fox, 222 Amarillo Building, Amarillo, Tex. 79101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Wrecked, disabled, replacement, repossessed, and abandoned motor vehicles and trailers* (excluding trailer houses and mobile homes) together with *parts and cargo related thereto*, exclusively in wrecker service, between points in Colorado, Kansas, New Mexico, Oklahoma, and Texas. **NOTE:** Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Amarillo, Tex., or Oklahoma City, Okla.

No. MC 123407 (Sub-No. 59), filed August 15, 1969. Applicant: SAWYER TRANSPORT, INC., 2424 Minnehaha Avenue, Minneapolis, Minn. 55404. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Glass flat; glass glazing units, glass doors, with or without fittings; and automobile glass*, from Toledo, Ohio, to points in the United States in and east of the States of Montana, Wyoming, Colorado, and New Mexico; (2) *glass glazing units*, from Mason City, Iowa, to points in the United States in and east of the States of Montana, Wyoming, Colorado, and New Mexico; and (3) *glass, flat*, from Shreveport, La., Charles-

ton, W. Va., and Ottawa, Ill., to points in the United States in and east of the States of Montana, Wyoming, Colorado, and New Mexico. **NOTE:** Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 124083 (Sub-No. 40), filed August 7, 1969. Applicant: SKINNER MOTOR EXPRESS, INC., 1035 South Keystone Avenue, Indianapolis, Ind. 46203. Applicant's representative: Walter F. Jones, Jr., 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Sand*, in bulk, in dump vehicles, from points in Tennessee to points in Indiana, Illinois, Ohio, Michigan, Wisconsin, and Kentucky. **NOTE:** Applicant states it does not intend to tack, and apparently is willing to accept restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Louisville, Ky.

No. MC 124774 (Sub-No. 78), filed July 31, 1969. Applicant: CARAVELLE EXPRESS, INC., Post Office Box 384, Norfolk, Nebr. 68701. Applicant's representative: Frederick J. Coffman, 521 South 14th Street, Post Office Box 806, Lincoln, Nebr. 68501. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C of appendix I, *Description in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsite and facilities used by National Beef Packing Co. at or near Liberal, Kans., to points in Connecticut, Iowa, Michigan, Maine, Massachusetts, Nebraska, Rhode Island, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, and Vermont restricted to traffic origination at the plantsite or warehouse facilities of National Beef Packing Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 125433 (Sub-No. 14), filed July 23, 1969. Applicant: F-B TRUCK LINE COMPANY, a corporation, 1891 West 2100 South Street, Salt Lake City, Utah 84119. Applicant's representatives: David J. Lister (same address as above), also Duane W. Acklie, 521 South 14th Street, Post Office Box 806, Lincoln, Nebr. 68501. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Lumber and forest products*, from Idaho and Montana to Utah. **NOTE:** Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Applicant has pending contract carrier authority under MC 133128 Sub 2, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah, or Lincoln, Nebr.



No. MC 125708 (Sub-No. 116), filed June 12, 1969. Applicant: HUGH MAJOR, 150 Sinclair Avenue, South Roxana, Ill. 62087. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Steel highway guard rails, guard rail posts and other related products such as nuts and bolts, steel and wooden posts, end sections, stud key posts, and reflectors that are used as an accident preventive device, from Lima, Ohio, to points in Arkansas, Colorado, Illinois, Iowa, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Tennessee, and Texas.* NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich., or Washington, D.C.

No. MC 126222 (Sub-No. 6) (Correction), filed July 22, 1969, published in the FEDERAL REGISTER issue of August 14, 1969, corrected and republished as corrected, this issue. Applicant: JOSEPH A. SIEFERT AND JOSEPH J. SIEFERT, a partnership, doing business as SIEFERT BROS. TRUCKING CO., Post Office Box 310, Du Quoin, Ill. 62832. Applicant's representative: Ernest A. Brooks II, 1301 Ambassador Building, 411 North Seventh Street, St. Louis, Mo. 63101. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Glass tubing, from the plantsite and warehouse facilities of Corning Glass Works, Parkersburg, W. Va., to Wheaton Glass Co., at or near Wamac, Ill., and empty pallets and packing materials, on return, under contract with Wheaton Glass Co.* NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. The purpose of this republication is to show applicant's correct name. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Springfield, Ill.

No. MC 127170 (Sub-No. 8), filed August 4, 1969. Applicant: CENTRAL STATES TRUCKING, INC., Box 26, 1201 Main Street, Donnellson, Iowa 52625. Applicant's representative: Thomas F. Kilroy, 2111 Jefferson Davis Highway, Arlington, Va. 22202. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Insecticides, fertilizers, fungicides, and herbicides, in containers, from Council Bluffs, Iowa, to points in Kansas.* NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 127689 (Sub-No. 34), filed August 11, 1969. Applicant: PASCA-GOULA DRAYAGE COMPANY, INC., 705 East Pine Street, Post Office Box 1326, Hattiesburg, Miss. 39401. Applicant's representative: H. E. West (same address as applicant). Authority sought to operate as a common carrier, by motor

vehicle, over irregular routes, transporting: (1) *Electrical appliances; electric motors parts, and accessories; advertising matter; bags; cleaning compound; cabinets; blanks (unfinished shapes); boxes and crates; store display racks and stands; glue; tags and labels; cotton and rayon waste; plastic articles; film; reels; scissors and shears; dry goods; tape and thread; between the plantsites and warehouses of Neco Electrical Products Corp. at Bay Springs, De Kalb, Mount Olive, Picayune, and Waynesboro, Miss., on the one hand, and, on the other, points in Alabama, Arizona, Arkansas, California, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Missouri, Nebraska, Nevada, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia; and (2) materials, equipment, and supplies used in the manufacture of the above commodities, on return.* NOTE: Applicant states that it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Waynesboro, Miss.

No. MC 127834 (Sub-No. 38), filed August 14, 1969. Applicant: CHEROKEE HAULING & RIGGING, INC., 540-42 Merritt Avenue, Nashville, Tenn. 37203. Applicant's representative: Robert M. Pearce, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Incinerators and parts and accessories used in the installation thereof, from Columbia, S.C., to points in the United States (except Alaska and Hawaii).* NOTE: Applicant states the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 127871 (Sub-No. 1), filed August 13, 1969. Applicant: TRANS-SUPPLY, INC., Post Office Box 210, Mercersburg, Pa. 17236. Applicant's representative: Christian V. Graf, 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) *Coal, in bulk, from points in Grant and Mineral Counties, W. Va., and Fayette County, Pa., to Williamsport, Md. Restriction: The operations specified above are limited to a transportation service to be performed under continuing contracts with Allegheny Mining Corp. at Mount Storm, W. Va., and PBS Coals, Inc.; and (2) metallurgical limestone, in bulk, from points in Washington County, Md., to points in Allegheny, Armstrong, Butler, Fayette, Washington, and Westmoreland Counties, Pa. Restriction: The operations specified above are limited to a transportation service to be performed under a continuing contract with Appalachian Stone Division of Martin*

Marietta Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa., or Washington, D.C.

No. MC 128343 (Sub-No. 9), filed August 14, 1969. Applicant: C-LINE, INC., Tourtellot Hill Road, Chepachet, R.I. 02814. Applicant's representative: Ronald N. Cobert, 1730 M Street NW., Suite 501, Washington, D.C. 20036. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Plastic materials, plastic products, and supplies used in the manufacture and distribution thereof; (1) from North Smithfield, R.I., to Memphis, Tenn., and points in Kentucky and Missouri; and (2) between Halls, Tenn., and Memphis, Tenn., under contract with The Tupperware Co.* NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Providence, R.I.

No. MC 128718 (Sub-No. 1), filed August 15, 1969. Applicant: UNION TRANSPORTATION CO., INC., 1939 Auburn Boulevard, Sacramento, Calif. 95811. Applicant's representative: George M. Carr, 351 California Street, Suite 1215, San Francisco, Calif. 94104. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *All forms of crude clay, in bulk or in packages, including clay, ball, china or kaolin, in bulk or in packages, clay, fire, crude, in bulk or in packages, from Indiana Hill and Ione, Calif., on the one hand, and, on the other, docks of Stockton and Sacramento, Calif.* NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant also states that no duplicating authority is being sought. Applicant holds contract carrier authority under MC 115981 and Sub 1, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 128799 (Sub-No. 3), filed August 11, 1969. Applicant: C. B. THOMPSON, doing business as C B T TRUCKING, 1500 East Powell, Fort Worth, Tex. 76104. Applicant's representative: M. Ward Bailey, 2412 Continental Life Building, Fort Worth, Tex. 76102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Fertilizer, dry (except in tank vehicles), from Texas City, Tex., to points in Kansas, Louisiana, and Oklahoma.* NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Fort Worth or Dallas, Tex.

No. MC 129241 (Sub-No. 1), filed July 28, 1969. Applicant: MORRISON MOVING & STORAGE CO., INC., West 304 Pacific Avenue, Spokane, Wash. Applicant's representative: Jack R. Davis, 1100 IBM Building, Seattle, Wash. 98101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Used household goods as defined by the Commission, between points in Grant, Adams, Kittitas,*



and Spokane Counties, Wash., restricted to traffic having a prior or subsequent movement, in containers, and further restricted to pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Spokane, Wash.

No. MC 129350 (Sub-No. 6), filed August 27, 1969. Applicant: CHARLES E. WOLFE, doing business as EVERGREEN EXPRESS, 410 North 10th Street, Billings, Mont. 59103. Applicant's representatives: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005, and Joseph F. Meglen, 207 Behner Building, 2822 Third Avenue North, Billings, Mont. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles*, from the plantsite of Jones & Laughlin Steel Corp., at Hennepin, Ill., to points in Colorado, Wyoming, Montana, Idaho, Washington, Utah, and Oregon. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Pittsburgh, Pa.

No. MC 129445 (Sub-No. 8), filed August 11, 1969. Applicant: DIXIE TRANSPORT CO. OF TEXAS, 3840 Interstate 10S, Post Office Box 5447, Beaumont, Tex. 77706. Applicant's representative: Austin L. Hatchell, 1102 Perry Brooks Building, Austin, Tex. 78701. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Asphalt*, in chunks, in bulk, from Port Neches, Tex., to points in Louisiana. **NOTE:** Common control may be involved. Applicant states it does not intend to tack, and apparently is willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Houston, Tex., New Orleans or Baton Rouge, La.

No. MC 129659 (Sub-No. 3), filed August 7, 1969. Applicant: T-P STORAGE AND LEASING INC., 94 Sylvan Avenue, Clifton, N.J. 07011. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Steel pipe, piling, rails, railway track accessories, and bridge and highway railing*, between Newark and Windsor, N.J.; Philadelphia, Pa.; New Haven, Conn.; on the one hand, and, on the other, points in New York, Connecticut, Massachusetts, Rhode Island, Vermont, New Hampshire, Maine, Pennsylvania, Delaware, Maryland, Virginia, and the District of Columbia, under contract with L. B. Foster Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 129802 (Sub-No. 1), filed August 8, 1969. Applicant: GAIL R. KALDENBERG, doing business as ABC CARTAGE, 2704 Wedgewood Road, Des Moines, Iowa. Applicant's representative:

William L. Fairbank, 610 Hubbell Building, Des Moines, Iowa 50390. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment); (1) between Des Moines and Promise City, Iowa, from Des Moines over U.S. Highway 65 to junction Iowa Highway 2, thence over Iowa Highway 2 to Promise City, and return over the same route, serving the intermediate points of Indianola and Corydon, Iowa; and (2) between Promise City and Leon, Iowa, over Iowa Highway 2, serving the intermediate point of Corydon, Iowa, and serving Leon, Iowa, for the purpose of joinder only. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 133065 (Sub-No. 6), filed August 1, 1969. Applicant: GERALD ECKLEY, doing business as ECKLEY TRUCKING AND LEASING, Post Office Box 156, Meade, Nebr. 68401. Applicant's representative: Frederick J. Coffman, 521 South 14th Street, Post Office Box 806, Lincoln, Nebr. 68501. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Agricultural and industrial machinery and equipment, buildings, and parts thereof; and equipment, materials, and supplies* used in the manufacture and production thereof, between points in Platte County, Nebr., on the one hand, and, on the other, points in Alabama, Arizona, Arkansas, California, Connecticut, Delaware, Florida, Georgia, Idaho, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nevada, Nebraska, New Hampshire, New Mexico, North Carolina, Oklahoma, Oregon, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, and the District of Columbia, under continuing contract with Behlen Manufacturing Co. **NOTE:** Common control may be involved. Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 133116 (Sub-No. 2), filed July 24, 1969. Applicant: VICTOR W. MORRIS, 689 Ellis Street, Penticton, British Columbia, Canada. Applicant's representative: Frank C. Christian, 832 Fairview Road, Penticton, British Columbia, Canada. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Lumber*, from Oroville, Tonasket, Omak, Republic, and Curlew, Wash., to ports of entry on the international boundary between the United States and Canada at or near Oroville and Ferry, Wash. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Spokane, Wash.

No. MC 133463 (Sub-No. 1), filed August 7, 1969. Applicant: JAMES T. HODGES, Route No. 1, Sonora, Ky.

42776. Applicant's representative: LaVern Martens, 450 East Illinois Street, Chicago, Ill. 60611. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Dairy products, and materials and supplies* used in the production and distribution of dairy products, between Indianapolis, Ind., and Louisville, Ky., on the one hand, and, on the other, points in Illinois on or south of U.S. Highway 36, Indiana, Kentucky, Tennessee on or west of U.S. Highway 231, Alabama on or north of U.S. Highway 278, Ohio on or south of U.S. Highway 40, West Virginia on or west of U.S. Highway 220; under contract with Breakstone Sugar Creek Foods Division of Kraftco Corp. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., Nashville, Tenn., or Indianapolis, Ind.

No. MC 133607 (Sub-No. 1), filed August 8, 1969. Applicant: JAMES DOSS, doing business as DOSS MOVING & STORAGE, 400 Wilcox SW., Post Office Box 1341, Sierra Vista, Ariz. 85635. Applicant's representative: A. Michael Bernstein, 1327 United Bank Building, Phoenix, Ariz. 85012. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission in Ex Parte MC 19 for the account of unregulated freight forwarders only, between points in Arizona; restricted to the transportation of traffic having a prior or subsequent movement, in containers, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such traffic. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Phoenix or Tucson, Ariz.

No. MC 133627 (Sub-No. 1), filed August 11, 1969. Applicant: COMMON MARKET DISTRIBUTING CORPORATION, 310 West Watkins Road, Phoenix, Ariz. 85003. Applicant's representative: A. Michael Bernstein, 1327 United Bank Building, Phoenix, Ariz. 85012. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Vitrified clay pipe, cast iron manhole frames, covers and steps and sewer accessories*, from Pueblo, Colo., to points in Arizona, under contract with R. L. Coburn Co., Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Phoenix or Tucson, Ariz.

No. MC 133628 (Sub-No. 1), filed August 1, 1969. Applicant: JOHNSON MOVING & STORAGE CO., a corporation, 221 South Maplewood Drive, Rantoul, Ill. 61866. Applicant's representative: Charles R. Young, 4 West Seminary Street, Danville, Ill. 61832. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Household goods*, between points in Illinois. Restriction: The operations herein sought are restricted to the transportation of traffic or originating at or destined to points beyond the State of Illinois on shipments having a prior or subsequent movement in containers, and further restricted to pickup



and delivery services incidental to and in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such shipments. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, or Springfield, Ill.

No. MC 133711 (Sub-No. 1) (Correction), filed July 24, 1969, published in the **FEDERAL REGISTER** issue of August 21, 1969, under MC 13371 (Sub-No. 1) and republished in part, as corrected, this issue. Applicant: LEO M. WELTER, doing business as **WORLD WIDE MOVING & STORAGE**, 1131 Industrial Avenue, Oxnard, Calif. 93030. Applicant's representative: Ernest D. Salm, 3846 Evans Street, Los Angeles, Calif. 90027. **NOTE:** The purpose of this partial republication is solely to reflect the correct docket number assigned as MC 133711 (Sub-No. 1), erroneously shown as MC 13371 (Sub-No. 1) in the previous issue. The rest of the application remains as previously published.

No. MC 133771 (Sub-No. 2), filed August 1, 1969. Applicant: JACK STEWART, doing business as **JACK STEWART PRODUCE COMPANY**, Box 605, Idabel, Okla. 74745. Applicant's representatives: Wilburn L. Williamson, 600 Leininger Building, Oklahoma City, Okla. 73112, and Ed. R. LeForce, Post Office Box 707, Idabel, Okla. 74745. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Clay pots*, from Marshall, Tex., to Los Angeles, Salinas, Hayward, San Jose, and Smith River, Calif., Walla Walla, Wash., and Stayton, Oreg., under contract with Marshall Pottery, Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla., or Shreveport, La.

No. MC 133798, filed June 4, 1969. Applicant: HOWARD MORGAN, doing business as **MERCHANTS MESSENGER SERVICE**, 9322 Manchester, St. Louis, Mo. 63119. Applicant's representative: Donald V. Fraser, Jr., 4 North Eighth Street, St. Louis, Mo. 63101. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Copier machines*, and the *toner, paper, and ink* to be used in the copier machines, between St. Louis, Mo., and Elk Grove, Ill., from St. Louis over Interstate Highway 55 to junction Illinois Highway 83, thence over Illinois Highway 83 to Elk Grove, and return over the same route, serving no intermediate points, under contract with Dennison Manufacturing Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 133863 (Sub-No. 2), filed August 5, 1969. Applicant: FRANK MURPHY CONTRACT CARRIER, INC., 730 Richmond Terrace, Staten Island, N.Y. 10301. Applicant's representative: Robert B. Pepper, 297 Academy Street, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except building materials, commodities in bulk, in containers or trailers, having a prior or

subsequent movement by water in interstate or foreign commerce), between points within the New York commercial zone as defined by the Commission. **NOTE:** Applicant presently holds contract carrier authority under MC 35211, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

No. MC 133873, filed July 1, 1969. Applicant: THOMAS WALSH, doing business as **THOMAS TRUCKING**, 24 McLaughlin Avenue, West Haverstraw, N.Y. 10933. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Graphic materials, printing materials, and statuary*, between New York, N.Y. on the one hand, and on the other, points in New Jersey and Connecticut; (2) *books*, from Bayonne, N.J., to points in Connecticut; Nassau and Suffolk Counties, N.Y.; and Philadelphia, Pa.; and (3) *analytical machinery and equipment*, from Tarrytown, N.Y., to points in New Jersey, New York, N.Y.; Nassau and Suffolk Counties, N.Y., and points in Connecticut. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 133881, filed July 10, 1969. Applicant: L. JOHN BAILEY, doing business as **DELTA TOWING**, 6115 No. 17 Highway, Delta, British Columbia, Canada. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Recovered, stolen, damaged, disabled, and repossessed motor vehicles*, by wrecker; (1) between points in Washington; and (2) between ports of entry on the international boundary line between the United States and Canada located in Washington, and points in Washington. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 133925, filed July 24, 1969. Applicant: QUICKLINE SERVICE CORP., 869 Edgewood Drive, Westbury, N.Y. 11590. Applicant's representative: Morris Honig, 150 Broadway, New York, N.Y. 10038. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise*, as is dealt in by retail and wholesale food business houses, retail grocery and dairy stores, supermarkets and chain grocery and dairy stores, between shipper's facilities located at East Farmingdale, N.Y., on the one hand, and, on the other, points in New York, New Jersey, Connecticut, and Pennsylvania, under contract with Met Food Corp., East Farmingdale, N.Y. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 133931, filed July 27, 1969. Applicant: M. POLLON, INC., 1351 North Delaware Avenue, Philadelphia, Pa. 19125. Applicant's representative: Alan Kahn, 1920 Two Penn Center Plaza, Philadelphia, Pa. 19102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes,

transporting: *Checks and money*, between Philadelphia, Pa., on the one hand, and, on the other, points in Delaware; and Burlington, Camden, Cumberland, Gloucester, Mercer, and Salem Counties, N.J. **Restriction:** The transportation service above described is limited to the movement of the commodities named destined to or from ships anchored or berthed in the Delaware River. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 133932, filed July 30, 1969. Applicant: CATAWBA VALLEY MOTOR LINE, INC., Post Office Box 387, Claremont, N.C. 28610. Applicant's representative: A. W. Flynn, Jr., Post Office Box 127, 1006 Wachovia Building, Greensboro, N.C. 27402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper-wrapped upholstered furniture*, from points in Catawba, Alexander, Burke, and Caldwell Counties, N.C., to (1) points in Virginia on and east of a line beginning at the intersection of U.S. Highway 220 with the North Carolina-Virginia State line, thence along U.S. Highway 220 to Roanoke, Va., and thence along U.S. Highway 11 to the intersection of U.S. Highway 11 with the Virginia-West Virginia State line; (2) points in the District of Columbia; (3) points in Maryland on and east of U.S. Highway 11; (4) points in Pennsylvania on, east and south of a line beginning at the intersection of U.S. Highway 11 with the Maryland-Pennsylvania State line, thence along U.S. Highway 11 to Harrisburg, Pa., thence along U.S. Highway 22 to the intersection of U.S. Highway 22 with the Pennsylvania-New Jersey State line, and (5) points in New Jersey and Delaware. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Charlotte, Greensboro, or Raleigh, N.C.

No. MC 133935 (Sub-No. 1), filed July 25, 1969. Applicant: LANDIS, INC., Building 2607, Greater Wilmington Airport, New Castle, Del. 19720. Applicant's representative: Samuel W. Earnshaw, 833 Washington Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, plantains, pineapples, and coconuts and agricultural commodities* otherwise exempt from economic regulation under section 203(b) (6) of the Act when transported in mixed shipments with bananas, plantains, pineapples, and coconuts, from Wilmington, Del., to points in New Jersey, Delaware, the District of Columbia, Pennsylvania, Maryland, New York, Connecticut, Massachusetts, Virginia, West Virginia, and Ohio. **NOTE:** Applicant holds contract carrier authority in No. MC 119598, but states it will withdraw same if this application is granted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 133938, filed August 4, 1969. Applicant: WAGONER TRANSPORTATION COMPANY, a corporation, 755 East Hackley Avenue, Muskegon Heights,



Mich. 49444. Applicant's representative: John P. Boeschstein, 810 Hackley Bank Building, Muskegon, Mich. 49440. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Napoleon, Mich., to points in Williams, Fulton, Henry, Defiance, Paulding and Putnam Counties, Ohio, under contract with American Oil Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich.

No. MC 133942, filed August 1, 1969. Applicant: RICHARD KAMINSKY, doing business as DIRECT DEALER DELIVERY, Post Office Box 1603, Highland, Ind. 46322. Applicant's representative: Richard Kaminsky, 3613 43d Street, Highland, Ind. 46322. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Automobile parts and accessories*, from Chrysler Corp., Chicago Parts Depot, Northlake, Ill., to points in Cook, Du Page, and Will Counties, Ill., and Lake, Porter, and La Porte Counties, Ind., under contract with Chrysler Motor Corp., Parts Division and Chrysler, Plymouth and Dodge Dealers in areas listed. NOTE: If a hearing is deemed necessary, applicant requests it be held at Hammond, Ind.

No. MC 133949, filed July 30, 1969. Applicant: NEELY PRODUCE, INC., 2121 Forest Avenue, Knoxville, Tenn. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, 1301 Gulf Life Drive, Jacksonville, Fla. 32207. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Bananas, plantains, pineapples, and coconuts*; and (2) *agricultural commodities* otherwise exempt from economic regulations under section 203(b) (6) of the Act when transported in mixed shipments with bananas, plantains, pineapples, and coconuts, from Wilmington, Del., to points in Tennessee, Virginia, West Virginia, Alabama, Georgia, Mississippi, Maryland, Pennsylvania, New Jersey, Florida, New York, and Kentucky. NOTE: If a hearing is deemed necessary, applicant requests it be held at Miami, Fla.

No. MC 133959, filed August 11, 1969. Applicant: LEWIS ALBAUGH & MELVIN ALBAUGH, a partnership, doing business as ALBAUGH TRUCK LINE, 2008 Hubbell Avenue, Des Moines, Iowa 50317. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Building materials*, between Des Moines, Iowa, on the one hand, and, on the other, points in Illinois, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin, limited to a transportation service to be performed under a contract, or contracts, with U.S. Homes, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

## MOTOR CARRIERS OF PASSENGERS

No. MC 95751 (Sub-No. 1), filed July 28, 1969. Applicant: PIONEER BUS CORPORATION, 6093 Strickland Avenue, Brooklyn, N.Y. Applicant's representative: Samuel B. Zinder, Station Plaza East, Great Neck, N.Y. 11021. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers*, in special operations, between Staten Island, N.Y., on the one hand, and, on the other, Monmouth Park Race Track, Freehold Raceway, Garden State Race Track, and Atlantic City Race Track, N.J. NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

\*No. MC 109802 (Sub-No. 28), filed July 21, 1969. Applicant: LAKELAND BUS LINES, INC., East Blackwell Street, Dover, N.J. 07801. Applicant's representative: Bernard F. Flynn, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in the same vehicle with passengers in round trip special operations of sight-seeing and pleasure tours, beginning and ending at Hackettstown in Warren County, N.J., Sparta in Sussex County, N.J., and Mount Olive, Netcong, Roxbury, Mount Arlington, Mine Hills, Jefferson, Wharton, Dover, Rockaway, Borough, Denville, Mountain Lakes, Boonton, and Parsippany-Troy Hills in Morris County, N.J., and extending to points in the United States, including Alaska, but not including Hawaii. NOTE: Applicant states it does not intend to tack, and is apparently willing to accept a restriction against tacking, if warranted. Common control may be involved. Applicant holds contract carrier authority under MC 129969 Sub 1 therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Newark, N.J.

## APPLICATION FOR BROKERAGE LICENSE

No. MC 130089, filed June 6, 1969. Applicant: EVANS TOURS, INC., 314 Vista Drive, Bloomington, Ill. 61701. Applicant's representative: Robert B. Oxtoby, First National Bank Building, Springfield, Ill. 62701. For a license (BMC 5) to engage in operations as a *broker*, at Bloomington, Ill., in arranging for transportation in interstate or foreign commerce of *passengers and their baggage*, in groups, in all-expense tours, beginning and ending at points in McLean County (Bloomington-Normal), Ill., or Peoria, Ill., and extending to points in the United States.

By the Commission.

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

[P.R. Doc. 69-10515; Filed, Sept. 4, 1969; 8:45 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 18650; FCC 69-943]

## DAILY TELEGRAPH PRINTING CO.

## Memorandum Opinion and Order Designating Application for Hearing on Stated Issues

In regard application of Daily Telegraph Printing Co. [WBTW(TV)], Florence, S.C., for construction permit to change facilities, File No. BPCT-4162.

1. This matter concerns an application (BPCT-4162), filed October 22, 1968, by the Daily Telegraph Printing Co. (Daily Telegraph), licensee of Television Broadcast Station WBTW, Channel 13, Florence, S.C., for authority to increase antenna height from 760 feet above average terrain to 1,960 feet above average terrain, to change transmitter site from a location approximately 5 miles northeast of Florence to a point approximately 28 miles northeast and approximately 54 miles from Fayetteville, N.C., and to make other changes. Station WBTW is currently operating at maximum power and no change is proposed. Triangle Telecasters, Inc. (Triangle), licensee of Television Broadcast Station WRDU, filed an informal objection on May 29, 1969, alleging that a grant of the application would result in an adverse impact on UHF broadcasting in the Fayetteville area and requested that the application be designated for a hearing. An opposition to the informal objection was filed on July 8, 1969, by Daily Telegraph. A reply to the opposition was filed on July 24, 1969, by Triangle.

2. The proposed change of facilities will greatly increase the predicted coverage of Station WBTW. Station WBTW, which does not now provide a predicted signal to Fayetteville, N.C., will provide a predicted Grade A signal to that city. Fayetteville, a city of 51,000 people, is the county seat of Cumberland County which has a population of 180,000. Cumberland County is the hub of a seven-county area containing approximately 446,000 persons. There are no operating television broadcast stations in Fayetteville, although UHF Channels 40 and 62 have been assigned to the city.<sup>1</sup> Only Television Broadcast Station WTVD, Channel 11 (NBC-CBS), Durham, N.C., provides a Grade A signal to Fayetteville. Three television broadcast stations

<sup>1</sup> Cumberland Broadcasting Corp. was granted a construction permit on Feb. 1, 1967, to construct and operate Television Broadcast Station WCOT on Channel 40. However, no station has been constructed as of this date. The permittee currently has an application (BMPCT-6612) pending for an extension of time within which to complete construction, and an application (BTC-5716) pending for transfer of control of Cumberland Broadcasting Corp. to Jackson F. Lee, its president and 25 percent stockholder.



provide predicted Grade B signals to Fayetteville; Station WRAL-TV, Channel 5 (ABC), Raleigh, N.C.; Station WECT, Channel 6 (NBC), Wilmington, N.C.; and Station WRDU, Channel 28 (NBC, CBS, per program basis), Durham, N.C.

3. Triangle states that its Station WRDU has a network affiliation with NBC and CBS, however, both affiliations are only on a per-program basis, as Station WTVD is the primary NBC and CBS affiliate in the Durham-Raleigh area. Triangle also states that the existing overlap will be increased substantially by a grant of Daily Telegraph's application.

4. Daily Telegraph alleges that grant of its application will foster the maximum and most efficient use of the existing broadcast spectrum; that there is a need for its proposed CBS service in the area to be provided with WBTW's predicted signal for the first time; that the resulting overlap with UHF Station WRDU is not significant; and that because of the presence of multiple VHF signals in WRDU's service area, the improvement of WBTW's signal will not be detrimental to WRDU.

5. The engineering study submitted by Daily Telegraph indicates that the existing Grade B overlap of Stations WBTW and WRDU is approximately 179 square miles with a population of approximately 9,017. However, under the proposed change of facilities, the Grade B overlap will increase to 2,180 square miles with a population of 251,217. In addition, there will be an overlap of the station's predicted Grade A contours for the first time.

6. The Commission's concern with the growth and development of UHF broadcasting is too well known to require further discussion here.<sup>2</sup> Although a grant of the application would enable Station WBTW to achieve near maximum use of its facilities, we have held that "the paramount policy of fostering UHF service would more than offset the policy of encouraging VHF stations to provide the best possible service to the largest number of persons." *Gala Broadcasting Company*, FCC-68-512, 13 R.R. 2d 103 (1968). In this case, we note that Station WRDU, which is a new UHF station, has network affiliations with both NBC and CBS on a per program basis. Station WTVD is the primary NBC and CBS network affiliate in the Durham-Raleigh area. Thus, CBS television programming is being broadcast to Fayetteville at any given time by either WTVD or WRDU. A grant of this application, which would allow Station WBTW to provide a predicted Grade A and Grade B signal (and CBS programming) over Fayetteville for the first time, and sub-

stantially increase a small existing overlap with Station WRDU, could have an adverse impact upon the viability of the new UHF station which has not developed sufficient audience as yet. In addition, Fayetteville, which is the heart of a rapidly growing area with a population of approximately 446,000, does not have a local operating television outlet. A grant of this application might preclude the establishment of a new Fayetteville UHF station which would provide the people in the area with a local television outlet. As was mentioned previously, there is an outstanding construction permit for a new commercial television broadcast station to operate on Channel 40 in Fayetteville, and Channel 62, Fayetteville, is available for application by any qualified applicant. We believe that under these circumstances, it is necessary to explore in an evidentiary hearing whether the proposed operation of Station WBTW would have an adverse impact upon the growth and development of UHF television broadcasting in the Fayetteville area. An appropriate issue will, therefore, be specified. The burden of proceeding with the introduction of evidence and the burden of proof will be placed upon Daily Telegraph.

7. Except as otherwise indicated, the applicant is legally, financially, technically, and otherwise qualified to construct as proposed.

8. It is ordered, That, the informal objection filed by Triangle Telecasters, Inc., is granted, and that the application of the Daily Telegraph Printing Co., is designated for hearing, at a time and place to be specified in a subsequent order, on the following issues:

(1) To determine whether a grant of the application would impair the ability of authorized and prospective UHF television broadcast stations in the area to compete effectively, or would jeopardize, in whole or in part, the continuation of existing UHF television service.

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

9. It is further ordered, That, Triangle Telecasters, Inc., upon the Commission's own motion, is made a party, to this proceeding.

10. It is further ordered, That, with respect to the above issues, the burden of proceeding with the introduction of evidence and the burden of proof is hereby placed upon Daily Telegraph Printing Co.

11. It is further ordered, That, to avail themselves of the opportunity to be heard, the parties herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall within twenty (20) days of the mailing of this order, file with the Commission, in triplicate, a written appearance stating intention to appear on the date fixed for the hearing and present evidence on the issues specified in the order.

12. It is further ordered, That, Daily Telegraph Printing Co., pursuant to § 311(a)(1) of the Commission's rules,

shall give notice of the hearing, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the Commission's rules.

Adopted: August 27, 1969.

Released: September 2, 1969.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>2</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 69-10614; Filed, Sept. 4, 1969;  
8:48 a.m.]

[Dockets Nos. 18647, 18648; FCC 69-935]

STEPHEN E. DINKEL AND CHRISTEN-  
SEN BROADCASTING CO., INC.

### Order Designating Applications for Consolidated Hearing on Stated Issues

In regard applications of Stephen E. Dinkel, Humboldt, Iowa, Requests: 97.7 mcs, No. 249; 2.49 kw; 197 feet, Docket No. 18647, File No. BPH-6658; Christensen Broadcasting Co., Inc., Humboldt, Iowa, Requests: 97.7 mcs, No. 249; 3 kw(H); 3 kw(V); 288 feet, Docket No. 18648, File No. BPH-6709; for construction permits.

1. The Commission has under consideration the above-captioned and described applications which are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference.

2. Data submitted by the applicants indicate that there would be a significant difference in the size of the areas and populations which would receive service from the proposals. Consequently, for the purposes of comparison, the areas and populations within the 1 mv/m contours together with the availability of other primary aural services in such areas will be considered under the standard comparative issue, for the purpose of determining whether a comparative preference should accrue to either of the applicants.

3. According to his application, Stephen Dinkel would require approximately \$34,400 to construct his proposed station and operate it for 1 year without reliance on revenues. To meet this requirement he relies on cash on hand of \$1,000 and loans from individuals for \$7,000, for a total of \$8,000. A bank loan is also said to be available, but adequate documentation of its terms and conditions is lacking. Dinkel has also submitted a showing in support of his revenue estimate, but the showing does not provide a valid basis for confirming his estimate. Accordingly, an issue is required to determine the availability of the additional \$26,400.

4. According to its application, Christensen would require \$64,990 to construct and operate for 1 year without reliance on revenues. To meet this requirement it

<sup>2</sup> Commissioners Bartley, Cox and Wadsworth absent.

<sup>1</sup> Triangle Publications, Inc., 29 FCC 315, 17 R.R. 824 (1960), affirmed sub nom. Triangle Publication, Inc. v. Federal Communications Commission, 110 U.S. App. D.C. 214, 201 F. 2d 324, 21 R.R. 2039 (1961); Louisiana Television Broadcasting Corporation, 17 FCC 2d 973, 16 R.R. 2d 413 (1969); South Carolina Educational Television Commission, FCC 69-966, 16 R.R. 2d 725 (1969).



relies on existing capital (\$4,380) and new capital (\$17,520) for a total of \$21,900. A bank letter is also provided, but it fails to specify the necessary terms and conditions for the loan it would make. An issue, therefore, will be specified to determine the availability of the additional \$43,090 required.

5. In Suburban Broadcasters, 30 FCC 1020, 20 RR 951 (1961), our Public Notice of August 22, 1968 (FCC 68-847), and City of Camden (WCAM), 18 FCC 2d 412 (1969), we indicated that the applicants were expected to provide full information on their awareness of and responsiveness to local community needs and interests. Although both applicants appear to have made adequate surveys, both have failed to provide adequate comments or the programing proposed to meet specific community needs. Thus, we are unable at this time to determine whether either of the applicants is aware of and responsive to the needs of the area. Accordingly, Suburban issues are required.

6. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, because the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issues specified below.

7. It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine whether Stephen E. Dinkel has available to him the additional \$26,400 required for construction and first-year operation without reliance on revenues to thus establish his financial qualifications.

2. To determine whether Christensen Broadcasting has available to it the additional \$43,090 required for construction and first-year operation without reliance on revenues to thus establish its financial qualifications.

3. To determine the efforts made by Stephen E. Dinkel to ascertain the community needs and interests of the area to be served and the means by which the applicant proposes to meet those needs and interests.

4. To determine the efforts made by Christensen Broadcasting to ascertain the community needs and interests of the area to be served and the means by which the applicant proposes to meet those needs and interests.

5. To determine which of the proposals would, on a comparative basis, better serve the public interest.

6. To determine in the light of the evidence adduced pursuant to the foregoing issues, which, if either, of the applications for construction permit should be granted.

8. It is further ordered, That to avail themselves of the opportunity to be heard, the applicants, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney shall, within twenty (20) days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

9. It is further ordered, That the applicants herein shall, pursuant to section 311(a) (2) of the Communications Act of

1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: August 27, 1969.

Released: August 29, 1969.

FEDERAL COMMUNICATIONS

COMMISSION,<sup>1</sup>

[SEAL]

BEN F. WAPLE,

Secretary.

[P.R. Doc. 69-10615; Filed, Sept. 4, 1969; 8:48 a.m.]

[Report 455]

## COMMON CARRIER SERVICES INFORMATION<sup>2</sup>

### Domestic Public Radio Services Applications Accepted for Filing<sup>3</sup>

SEPTEMBER 2, 1969.

Pursuant to §§ 1.227(b) (3) and 21.26 (b) of the Commission's rules, an appli-

<sup>1</sup> Commissioners Bartley, Cox, and Wadsworth absent; Commissioner Robert E. Lee concurring in the result.

<sup>2</sup> All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

<sup>3</sup> The above alternative cutoff rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio, and Local Television Transmission Services (Part 21 of the rules).

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

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

FEDERAL COMMUNICATIONS  
COMMISSION,  
BEN F. WAPLE,  
Secretary.

## APPENDIX

### APPLICATIONS ACCEPTED FOR FILING

#### DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

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

- 923-C2-P-70—Tra-Mar Communications, Inc. (KEJ888), C.P. for additional channel to be located at a new site identified as location No. 4: No. 3 Elizabeth Lane, West Paterson, N.J., to operate on frequency 454.125 MHz.
- 924-C2-P-70—Joseph Giorgianni (KCA725), C.P. for additional channel to operate on base frequency 454.10 MHz at location No. 3: Palmouth Street, 300 yards from Ashby Street, Johnston, R.I.
- 925-C2-P-70—Capitol Radiotelephone Co., Inc. (KQD614), C.P. to change antenna location for control station location No. 3 from: 400 Beauregard Street, Charleston, W. Va., to: 1510 Lee Street, Charleston, W. Va., operating on control frequency 158.49 MHz.
- 1005-C2-P-70—Anawer Inc. of Galveston (KLB617), C.P. for additional channel to be located at a new site identified as location No. 2: 4 miles west of Galveston, Tex., to operate on frequency 454.025 MHz.
- 1007-C2-P-70—E. F. Mitchell, Jr., doing business as Douglas Radio (New), C.P. for a new 2-way station to be located at 304 North Letitia Avenue, Douglas, Ga., to operate on frequency 152.09 MHz.
- 1008-C2-P-(4)-70—The Redco Corp. and Roy M. Teel and Lowry McKee, doing business as Mobilphone (KKA401), C.P. for additional channels to be located at a new site identified as location No. 2: 1200 East Britton Road, Oklahoma City, Okla., to operate on frequencies 454.075, 454.175, 454.275, 454.350 MHz.
- 1009-C2-P-70—Auto-Phone Co. (KLF482), C.P. to change location of control station to: 1538 18th Street, Oroville, Calif., operating on frequency 75.54 MHz.
- 1010-C2-P-70—Auto-Phone Co. (KMM626), C.P. to change location of control station at location No. 2 to: 1538 18th Street, Oroville, Calif., operating on frequency 75.88 MHz.
- 1011-C2-MP-(2)-70—Auto-Phone Co. (KME439), Modification C.P. to change location of control station from location No. 3: 16th and Grand Street, Oroville, Calif., to: location No. 2: 1538 18th Street, Oroville, Calif., for frequency 75.88 MHz.
- 1012-C2-P-(2)-70—Athens Mobile Telephone Co. (New), C.P. for a new 2-way station to be located at Jackson and Washington Streets, Athens, Ga., to operate on frequencies 454.025, 454.075 MHz.
- 1006-C2-P-70—General Telephone Co. of Wisconsin (New), C.P. for a new Developmental Air-Ground station. Frequencies: 454.675 MHz (signaling); 454.70 MHz (Base). Location: Rib Mountain, 2.5 miles south of Wausau, Wis.



- 1046-C2-P-70—Joseph H. Woodford, doing business as Radiophone of Houston (New), C.P. for a new 2-way station. Base frequency: 454.025 MHz. Location: 4012 Mount Vernon, Houston, Tex.
- 1047-C2-P-70—Mid-South Telephone Co., Inc. (New), C.P. for a new 2-way station. Base frequency: 152.78 MHz. Location: 1.25 miles east of U.S. Highway 45 on Mississippi State Highway 356, Elbert, Miss.
- 1048-C2-P-70—California Interstate Telephone Co. (KMM633), C.P. for change location of base and test stations operating on 152.57, 152.63, 157.88, 157.89 MHz from 16461 Mojave Drive, Victorville, Calif., to Quartzite Mountain, 5.7 miles north of Victorville, Calif. Also replace base transmitters and antenna system.
- 1104-C2-P-70—The Mountain States Telephone & Telegraph Co. (New), C.P. for a new Developmental Air-Ground station. Frequencies: 454.675 MHz (signaling); 454.725 MHz (Base). Location: 5 miles northwest of Elizabeth, Colo.
- 1105-C2-P-70—General Telephone Co. of California (New), C.P. for a new Developmental Air-Ground station. Frequencies: 454.675 MHz (signaling); 454.80 MHz (Base). Location: Santa Ynez Peak, 8 miles southeast of Santa Ynez, Calif.
- 1106-C2-P-70—Marvin Barenblatt, doing business as Autophone of San Antonio (KXJ451), C.P. to add base stations to operate on 454.075, 454.175, and 454.225 MHz at existing site 700 East Hildebrand, San Antonio, Tex.

## Informative

It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding ex parte presentations, by reason of potential electrical interference.

## North Carolina

Services Unlimited, Inc. (New), 2598-C2-P-69.

F. L. Patterson doing business as Answerphone of Durham (New), 3703-C2-P-69.

F. L. Patterson doing business as Answerphone of High Point (New), 3704-C2-P-69.

Ans-A-Phone Communications, Inc. (New), 3705-C2-P-69.

T. D. Miller III (New), 4078-C2-P-69.

F. L. Patterson doing business as Answerphone (New), 4240-C2-P-69.

It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding ex parte presentations, by reason of potential electrical interference.

## New York

Tel-Page Corp. (New), 4244-C2-P-69.

Tel-Page Corp. (New), 4186-C2-P-69.

Martin J. Nunn (KEA776), 752-C2-P-69.

It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding ex parte presentations, by reason of potential electrical interference.

## Ohio

Central Mobile Phone Service (New), 1912-C2-P-69.

Buckeye Communications Co. (New), 2981-C2-P-69.

Columbus Radio Paging Co. (New), 4086-C2-P-69.

It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding ex parte presentations, by reason of potential electrical interference.

## Ohio

Mobilradio Telephone Service (New), 1567-C2-P-69.

Central Mobile Radio Phone Service (New), 1911-C2-P-69.

Central Mobile Radio Phone Service (New), 2016-C2-P-69.

## RURAL RADIO SERVICE

926-C1-P-70—Southwestern Bell Telephone Co. (KL761), C.P. for additional channel to operate on frequency 153.04 MHz at station located at Building No. 3001, Tinker Air Force Base, Okla.

1049-C1-P-70—The Mountain States Telephone & Telegraph Co. (New), C.P. and license for a new rural subscriber fixed station. Frequency: 157.68 MHz. Subscriber and location: Roscoe Smith, 7.5 miles west-northwest of Pavillion, Wyo.

## NOTICES

## POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)

- 927-C1-P-70—Gulf Coast Telephone Co. (New), C.P. for a new fixed station to be located at the East Cameron Area, Block 14, Platform A, Gulf of Mexico Off Louisiana, to operate on frequency 2161.0 MHz toward East Cameron Area, Block 64, Platform A.
- 928-C1-P-70—Gulf Coast Telephone Co. (New), C.P. for a new fixed station to be located at East Cameron Area, Block 64, Platform A, Gulf of Mexico Off Louisiana, to operate on frequency 2110.0 MHz toward East Cameron Area, Block 14, Platform A.
- 929-C1-P-70—Citizens Utilities Rural Co., Inc. (New), C.P. for a new fixed station to be located at 1 mile northeast of Oatman, Ariz., to operate on frequencies 6278.78 and 6397.39 MHz toward Kingman, Ariz., via passive repeater and 6349.13 and 6367.70 MHz toward Mohave Valley, Ariz.
- 930-C1-P-70—Citizens Utilities Rural Co., Inc. (New), C.P. for a new fixed station to be located at Mohave Valley, Ariz., which is 1 mile east and 3 miles north of Needles, Calif., to operate on frequencies 5997.09 and 6115.70 MHz toward Oatman, Ariz., and 6026.74 and 6145.95 MHz toward Rivera, Ariz.
- 931-C1-P-70—Citizens Utilities Rural Co., Inc. (New), C.P. for a new fixed station to be located at 415 East Andy Devine Avenue, Kingman, Ariz., to operate on frequencies 6026.74 MHz and 6145.95 MHz toward Oatman, Ariz., via passive repeater.
- 932-C1-P-70—Citizens Utilities Rural Co., Inc. (New), C.P. for a new fixed station to be located at 3.7 miles southwest of Bullhead City, Ariz., at Riviera, Ariz., to operate on frequencies 6278.78 and 6397.39 MHz toward Mohave Valley, Ariz.
- 933-C1-P-70—Indiana Bell Telephone Co. (KSV86), C.P. to add frequencies 10.795 and 6341.7 MHz toward Point Isabel, Ind. Station location: South 23d and Raible Streets, Anderson, Ind.
- 934-C1-P-70—Indiana Bell Telephone Co. (KOC56), C.P. to add frequencies 5982.7 and 11.525 MHz toward Marion, Ind., and 5983.7 and 11.245 MHz toward Anderson, Ind. Station location: 1.1 mile southwest of Point Isabel, Ind.
- 935-C1-P-70—Indiana Bell Telephone Co. (KOC57), C.P. to add frequencies 6241.7 and 10.795 MHz toward Warren, Ind., and 6341.7 and 11.075 MHz toward Point Isabel, Ind. Station location: 2.25 miles north of Marion, Ind.
- 936-C1-P-70—Indiana Bell Telephone Co. (KOC80), C.P. to add frequencies 5989.7 and 11.525 MHz toward Zanesville, Ind., and 5989.7 and 11.245 MHz toward Marion, Ind. Station location: 2.7 miles north of Warren, Ind.
- 937-C1-P-70—Indiana Bell Telephone Co. (KOC81), C.P. to add frequencies 6341.7 and 10.795 MHz toward Fort Wayne, Ind., and Warren, Ind. Station location: 2 miles north-northwest of Zanesville, Ind.
- 938-C1-P-70—Indiana Bell Telephone Co. (New), C.P. for a new fixed station to be located at 411 East Berry Street, Fort Wayne, Ind., to operate on frequencies 5989.7 and 11.245 MHz toward Zanesville, Ind.
- 939-C1-P-70—The Pacific Telephone & Telegraph Co. (KNM70), C.P. to add frequency 4170 MHz toward Onyx, Calif. Station location: 8.4 miles east-southeast of Mojave, Calif.
- 940-C1-P-70—The Pacific Telephone & Telegraph Co. (KNM69), C.P. to add frequency 4130 MHz toward Mojave and 3970 MHz toward Kernville, Calif. Station location: 11.5 miles south-southeast of Onyx, Calif.
- 941-C1-P-70—The Pacific Telephone & Telegraph Co. (KNM68), C.P. to add frequency 4010 MHz toward Onyx and Mount Adelaide, Calif. Station location: 8 miles west-southwest of Kernville, Calif.
- 942-C1-P-70—The Pacific Telephone & Telegraph Co. (KMW85), C.P. to add frequency 3970 MHz toward Kernville and 3980 MHz toward Bakersfield, Calif. Station location: Mount Adelaide, 16 miles east of Bakersfield, Calif.
- 943-C1-P-70—The Pacific Telephone & Telegraph Co. (KML61), C.P. to add frequency 3930 MHz toward Mount Adelaide and Taft, Calif. Station location: 1520 20th Street, Bakersfield, Calif.
- 944-C1-P-70—The Pacific Telephone & Telegraph Co. (KMX80), C.P. to add frequency 3890 MHz toward Bakersfield and La Panza, Calif. Station location: 5 miles southwest of Taft, Calif.
- 945-C1-P-70—The Pacific Telephone & Telegraph Co. (KMZ70), C.P. to add frequency 3890 MHz toward Taft and Tassajara, Calif. Station location: La Panza Peak, 10.6 miles southeast of La Panza, Calif.
- 946-C1-P-70—The Pacific Telephone & Telegraph Co. (KMZ71), C.P. to add frequency 3890 MHz toward La Panza and 4030 MHz toward San Luis Obispo, Calif. Station location: Tassajara, 5.5 miles west of Santa Margarita, Calif.



## POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)—CONTINUED

947-C1-P-70—The Pacific Telephone & Telegraph Co. (KMA272), C.P. to add frequency 4070 MHz toward Tusasjara, Calif. Station location: 872 Merro Street, San Luis Obispo, Calif.

949-C1-P-70—Mountain States Telephone & Telegraph Co. (KAN28), C.P. to add frequencies 3770, 3850, 3930, 4010, and 4170 MHz toward Whitewater, Colo. Station location: Cerro Summit, 13 miles east of Montrose, Colo.

950-C1-P-70—Mountain States Telephone & Telegraph Co. (KAN32), C.P. to add frequencies 6301.0 and 6419.6 MHz toward Ash Mesa, Colo. Station location: 603 North First Avenue, Montrose, Colo.

951-C1-P-70—Mountain States Telephone & Telegraph Co. (KAN34), C.P. to add frequencies 5989.7 and 6108.3 MHz toward Montrose, Colo., and 6019.3 and 6137.9 MHz toward Whitewater, Colo. Station location: Ash Mesa, 2 miles southwest of Olathe, Colo.

952-C1-P-70—Mountain States Telephone & Telegraph Co. (KAN39), C.P. to add frequencies 6241.7 and 6360.5 MHz toward Ash Mesa, Colo., and 6256.5 and 6375.2 MHz toward Grand Junction, Colo. Station location: Whitewater, 11 miles southeast of Grand Junction, Colo.

953-C1-P-70—Mountain States Telephone & Telegraph Co. (KVU54), C.P. to add frequencies 6003.5 and 5974.8 MHz toward Whitewater, Colo. Station location: 300 Main Street, Grand Junction, Colo.

1013-C1-P-70—New England Telephone & Telegraph Co. (KCL58), C.P. to add frequencies 11,405 and 11,645 MHz toward Providence, R.I., and change frequency from 10,715 MHz to 11,385 MHz toward Dighton, Mass. Station location: 326 North Main Street, Fall River, Mass.

1014-C1-P-70—New England Telephone & Telegraph Co. (KCL57), C.P. to add frequencies 10,715 and 10,955 MHz toward Fall River, Mass. Station location: 234 Washington Street, Providence, R.I.

1015-C1-P-70—New England Telephone & Telegraph Co. (KCL56), C.P. to change frequency from 11,645 MHz to 10,975 MHz toward Fall River, Mass. Station location: Maple Street, Dighton, Mass.

1016-C1-P-70—Pacific Telephone & Telegraph Co. (KMA37), C.P. to add frequencies 3730, 3810, and 3990 MHz toward Hall Canyon Hill, Calif.; add 6197.2, 6266.5, 6315.9, 6373.2 MHz toward Sherman Oaks, Calif., and add 4110 MHz toward Los Angeles, Calif. Station location: Ost Mountain, 5.5 miles southwest of Newhall, Calif. (\*Renamed, previously shown as Van Nuys.)

1017-C1-P-70—Pacific Telephone & Telegraph Co. (KMA38), C.P. to add frequency 4150 MHz toward Ost Mountain, Calif. Station location: 434 South Grand Avenue, Los Angeles, Calif.

1018-C1-P-70—Pacific Telephone & Telegraph Co. (KMA39), C.P. to add frequencies 5945.2, 6004.5, 6063.8, and 6123.1 MHz toward Ost Mountain, Calif. Station location: 4480 Keeler Avenue, Sherman Oaks, Calif. (\*Renamed, previously shown as Van Nuys.)

1019-C1-P-70—Pacific Telephone & Telegraph Co. (KMX55), C.P. to add frequencies 3770, 3850, and 3930 MHz toward Ost Mountain, Calif., add 3990 MHz toward Oxnard, Calif., and 6063.8 MHz toward Santa Barbara, Calif. Station location: Hall Canyon Hill, 1.5 miles northeast of Ventura, Calif.

1020-C1-P-70—Pacific Telephone & Telegraph Co. (KNG55), C.P. to change frequencies from 6226.9, 6266.2, and 6404.8 MHz to 6197.2, 6266.5, and 6375.2 MHz toward Hall Canyon Hill, Calif., respectively. Station location: 819 Capala Street, Santa Barbara, Calif.

1021-C1-P-70—Pacific Telephone & Telegraph Co. (KXJ90), C.P. to add frequency 3850 MHz toward Hall Canyon Hill, Calif. Station location: 1050 South C Street, Oxnard, Calif.

3283-C1-MI-69—American Telephone & Telegraph Co. (KVI50), Modification of license to change frequencies 3770 and 3850 MHz to 3710 and 3790 MHz toward Lino Lakes, Minn. Station location: 70 West Fourth Street, St. Paul, Minn.

3284-C1-MI-69—American Telephone & Telegraph Co. (KVI51), Modification of license to change frequencies 3730 and 3810 MHz to 3750 and 3830 MHz toward St. Paul, Minn. Station location: 5.4 miles south-southeast of Lino Lakes, Minn.

1022-C1-MI-70—Evergreen Telephone Co. (KYO96), Modification of license to change frequency 2113.0 MHz to 2118.2 MHz toward Packwood, Wash., and change 2110.8 MHz to 2113.0 MHz toward Kosmos, Wash. Station location: 5.8 miles south-southeast of Packwood, Wash.

1050-C1-P-70—South Central Bell Telephone Co. (KYC59), C.P. to add frequency 6004.5 MHz toward Madisonville, Ky. Station location: Approximately 1.7 miles north of Fruit Hill, Ky.

## POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)—CONTINUED

1051-C1-P-70—South Central Bell Telephone Co. (KIY27), C.P. to add frequencies 6404.8 MHz toward Beech Grove, Ky. Station location: 905 South Main Street, Madisonville, Ky.

1052-C1-P-70—South Central Bell Telephone Co. (KIY28), C.P. to add frequencies 6004.5 MHz toward Henderson, Ky., and change the antenna system located approximately 1 mile south-southwest of Beech Grove, Ky.

1053-C1-P-70—General Telephone Co. of California (New), C.P. for a new fixed station to be located at 57188 Yuca Trall, Yuca, Calif., to operate on frequencies 6360.3 and 6241.7 MHz toward Palm Springs, Calif., via passive reflector.

1054-C1-P-70—General Telephone Co. of California (KNI57), C.P. to add frequencies 6103.3, 5989.7, and 10,875.0 MHz toward Edom Hill, Calif., via passive reflector. Station location: 295 North Sunrise Way, Palm Springs, Calif.

1055-C1-P-70—General Telephone Co. of California (New), C.P. for a new fixed station to be located at Edom Hill, 4.2 miles northwest of Thousand Palms, Calif., to operate on frequencies 11,245.0 and 11,485 MHz toward Indio, Calif., and 11,325 MHz toward Palm Springs, Calif.

1056-C1-P-70—General Telephone Co. of California (KNZ41), C.P. to delete frequency 2179.0 MHz and add 11,095.0 and 10,855.0 MHz toward Pinyon Flat, Calif., and add 10,735.0 and 11,035.0 MHz toward Edom Hill, Calif. Station location: 45330 Division Street, Indio, Calif.

1057-C1-P-70—General Telephone Co. of California (KNZ40), C.P. to delete frequency 2129.0 MHz and add 11,545.0 and 11,305.0 MHz toward Indio, Calif., and add 2122.0 MHz toward Chuckwalla Mountain, Calif.

1058-C1-P-70—General Telephone Co. of California (New), C.P. for a new fixed station to be located at Chuckwalla Mountain, 4.9 miles southwest of Desert Center, Calif., to operate on frequencies 2172.0 and 2176.8 MHz toward Pinyon Flat and Desert Center, Calif., respectively.

1059-C1-P-70—General Telephone Co. of California (New), C.P. for a new fixed station to be located at Desert Center, intersection of Tamarisk Drive and Parkway Drive, to operate on frequency 2126.8 MHz toward Chuckwalla Mountain, Calif.

POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE)

985-C1-P-70—Minnesota Microwave, Inc. (New), C.P. for a new station to be located at the northeast edge of city limits of Oriskany, Minn., at lat. 45°19'00" N., long. 96°26'05" W. Frequency 11,263 MHz on azimuth 269°05'.

986-C1-P-70—Minnesota Microwave, Inc. (New), C.P. for a new station to be located 5 miles west of Summit, S. Dak., at lat. 45°18'50" N., long. 97°07'05" W. Frequency 11,575 MHz on azimuth 373°00'.

987-C1-P-70—Minnesota Microwave, Inc. (New), C.P. for a new station to be located at 3.5 miles west-southwest of Bristol, S. Dak., at lat. 45°20'05" N., long. 97°49'10" W. Frequency 11,385 MHz on azimuth 285°00'. (Informative: Applicant proposes to provide the television signal of Station WTCN-TV of Minneapolis, Minn., to TV Signal Co. of Aberdeen in Aberdeen, S. Dak.)

988-C1-P-70—American Television Relay, Inc. (New), C.P. for a new station to be located on Mount Wilson, 3.5 miles northeast of Altadena, Calif., at lat. 34°13'34" N., long. 118°03'55" W. Frequency 2112.0 MHz on azimuth 139°02'.

989-C1-P-70—American Television Relay, Inc. (KCG74), C.P. to add frequency 2123.4 on azimuth 282°58' at station located at 2890 Grand Avenue, Phoenix, Ariz., at lat. 33°29'08" N., long. 112°07'20" W.

Modification of licenses as follows:

990-C1-MI-70—American Television Relay, Inc. (KIT75), Corona, Calif.

991-C1-MI-70—American Television Relay, Inc. (KNK67), Palm Desert, Calif.

992-C1-MI-70—American Television Relay, Inc. (KNZ42), El Centro, Calif.

993-C1-MI-70—American Television Relay, Inc. (KPK31), Yuma, Ariz.

994-C1-MI-70—American Television Relay, Inc. (KPV76), Petryville, Ariz.

995-C1-MI-70—American Television Relay, Inc. (KPP58), Tucson, Ariz. (Informative: Applicant proposes to provide the audio programming of radio station KFI in Los Angeles to NBC affiliate stations in Coachella and El Centro, Calif., and in Yuma, Phoenix, and Tucson, Ariz. Applicant also proposes to carry audio signal of radio station KTR of Phoenix, Ariz., to the NBC affiliate station in Yuma, Ariz.)



## POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTTELEPHONE)—continued

- 997-C1-P-70—Microwave of New Mexico, Inc. (KLR73), C.P. to change frequencies to 6034.2, 6160.2, and 6212.0 MHz on azimuth 124°57'. Station location: 110 South Richardson Street, Roswell, N. Mex., at lat. 33°23'34" N., long. 104°31'26" W.
- 998-C1-P-70—Mountain Microwave Corp. (KBI22), C.P. to change frequencies and transmitters. Frequencies 6019.3, 6049.0, 6108.3, 6137.9, and 6167.6 MHz on azimuths 102°33', 248°02', 255°24', 72°33', and 171°38', and frequencies 6137.9 and 6167.6 MHz on azimuth 165°57'. Location: Almagre Mountain, 8 miles west of Broadmoor, Colo., at lat. 38°46'25" N., long. 104°59'30" W.
- 999-C1-P-70—Mountain Microwave Corp. (KBT67), C.P. to change frequencies and transmitters. Frequencies 6271.4, 6301.0, 6330.7, 6360.3, and 6390.0 MHz on azimuth 264°35'. Location: 17 miles west of Salida, Colo., at lat. 38°29'46" N., long. 106°19'11" W.
- 1000-C1-P-70—Mountain Microwave Corp. (KBT68), C.P. to change frequencies and transmitters. Frequencies 5945.2, 6049.3, 6078.6, 6108.3, and 6167.6 MHz on azimuths 320°19', 300°52', 313°08', and 12°23', and frequencies 6108.3 and 6167.6 MHz on azimuth 178°17' to passive reflector and 296°21' from reflector to Silverton, Colo. Location: Waterdog Peak, 13 miles southeast of Montrose, Colo., at lat. 38°23'15" N., long. 107°40'26" W. (Informative: All equipment proposed above is Collins, MW-109E operating with a maximum output of 7 watts.)
- 1001-C1-P-70—Brentwood Co. (KTG33), C.P. for power split of frequencies proposed in application File No. 2736-C1-MP-68. Frequencies 5937.8, 6107.0, 6256.0, 6316.0, and 6375.0 MHz on azimuth 05°45'. (Informative: Application was filed to reflect the possibility of interconnection with proposed facilities of Microwave Service Co. at Iron Mountain, Calif.)
- 1003-C1-P-70—United Video, Inc. (New), C.P. for a new station in Joplin, Mo., at lat. 37°04'49" N., long. 94°33'25" W. Frequencies 10,735 and 10,895 MHz on azimuth 335°22'. (Informative: Applicant proposes to provide the television signals of stations KETC and KPLR-TV of St. Louis, Mo., to Pittsburg, Kans., for interconnection with facilities to be constructed and operated by Sekan Microwave. Sekan will file applications for relaying signals to existing subscribers.)
- 1024-C1-P-70—United Video, Inc. (New), C.P. for a new station in Joplin, Mo., at lat. 37°04'49" N., long. 94°33'25" W. Frequencies 10,735 and 10,895 MHz on azimuth 223°55'. (Informative: Applicant proposes to provide the television signals of stations KETC and KPLR to Miami, Okla., for delivery to Midwest Cablevision.)
- 1025-C1-P-70—United Video, Inc. (New), C.P. for a new station to be located in Joplin, Mo., at lat. 37°04'49" N., long. 94°33'25" W. Frequencies 10,735 and 10,895 MHz on azimuth 146°09'. (Informative: Applicant proposes to provide the television signals of stations KETC and KPLR to Neesho, Mo., for delivery to KBTN Cable TV, Inc.)
- 1026-C1-P-70—United Video, Inc. (New), C.P. for a new station in Joplin, Mo., at lat. 37°04'49" N., long. 94°33'25" W. Frequencies 10,735 and 10,895 MHz on azimuth 335°22'. (Informative: Applicant proposes to provide the television signals of station KETC and KPLR-TV of St. Louis, Mo., to Pittsburg, Kans., for delivery to Pittsburg Cable TV, Inc.)
- 1027-C1-P-70—United Video, Inc. (WAN79), C.P. to power split frequencies 10,735 and 10,895 MHz on azimuth 293°07'. Location: 3.3 miles southeast of Lebanon, Mo., at lat. 37°42'39" N., long. 92°42'43" W.
- 1028-C1-P-70—United Video, Inc. (New), C.P. for a new station 2.68 miles northwest of Urbana, Mo., at lat. 37°52'16" N., long. 93°11'25.3" W. Frequencies 11,425 and 11,585 MHz on azimuth 338°32'.
- 1029-C1-P-70—United Video, Inc. (New), C.P. for a new station near Warsaw, Mo., at lat. 38°15'17" N., long. 93°22'58" W. Frequencies 10,735 and 10,895 MHz on azimuth 334°48'.
- 1030-C1-P-70—United Video, Inc. (New), C.P. for a new station 1.68 miles west-northwest of Windsor, Mo., at lat. 38°32'26" N., long. 93°33'16" W. Frequencies 11,425 and 11,585 MHz on azimuth 61°46'.
- 1031-C1-P-70—United Video, Inc. (New), C.P. for a new station near Sedalia, Mo., at lat. 38°40'00" N., long. 93°15'10" W. Frequencies 10,735 and 10,895 MHz on azimuth 6°3' toward Marshall, Mo. (Informative: Applicant proposes to provide the television signals of station KETC and KPLR of St. Louis, Mo., to Cablevision, Inc., in Sedalia, Mo., and to Marshall Cable TV, Inc., in Marshall, Mo.)
- 1039-C1-P-70—United Video, Inc. (New), C.P. for a new station 2.4 miles south-southeast of Hannibal, Mo., at lat. 39°40'19" N., long. 91°21'22" W. Frequencies 11,305 and 11,625 MHz on azimuth 300°14'.
- 1061-C1-P-70—United Video, Inc. (New), C.P. for a new station 1.5 miles east-southeast of Philadelphia, Mo., at lat. 39°49'51.6" N., long. 91°42'46.2" W. Frequencies 10,735 and 10,895 MHz on azimuth 301°32'.
- 1062-C1-P-70—United Video, Inc. (New), C.P. for a new station 2.5 miles northeast of Novelty, Mo., at lat. 40°02'51.3" N., long. 92°10'32.9" W. Frequencies 11,425 and 11,585 MHz on azimuth 293°12'.
- 1063-C1-P-70—United Video, Inc. (New), C.P. for a new station 1.6 miles southeast of Kirksville, Mo., at lat. 40°10'24" N., long. 92°33'42" W. Frequencies 10,735 and 10,895 MHz on azimuth 245°22'.
- 1064-C1-P-70—United Video, Inc. (New), C.P. for a new station 5.8 miles northeast of Purdin, Mo., at lat. 39°59'36.4" N., long. 93°04'13.7" W. Frequencies 11,425 and 11,585 MHz on azimuths 185°17', 244°19', and 282°45'. (Informative: Applicant proposes to provide the television signals of stations KETC and KPLR-TV of St. Louis, Mo., to CATV systems in Kirksville, Brookfield, Chillicothe, and Trenton, Mo.)

## Major Amendment

- 2592-C1-P-69—Mountain Microwave Corp. (KZA64), Application amended to change coordinates of receiving station at Valentine, Nebr., to lat. 42°54'07" N., long. 100°33'13" W. and change azimuth toward Valentine to 124°25'. Station location: Vetal, S. Dak.

[F.R. Doc. 69-10616; Filed, Sept. 4, 1969; 8:48 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

## CAPITOL HOLDING CORP.

## Order Suspending Trading

August 29, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading otherwise than on a national securities exchange in the common stock and all other securities of Capitol Holding Corp. is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 2, 1969 through September 11, 1969, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.[F.R. Doc. 69-10596; Filed, Sept. 4, 1969;  
8:46 a.m.]

[File No. 1-4563]

## COMMONWEALTH UNITED CORP.

## Order Suspending Trading

August 29, 1969.

The common stock, \$1 par value, of Commonwealth United Corp. (a California corporation), being listed and registered on the American Stock Exchange, the Philadelphia-Baltimore-Washington Stock Exchange, and the Pacific Coast Stock Exchange, the 6 percent convertible subordinated debentures due 1983, being listed and registered on the American Stock Exchange and the Philadelphia-Baltimore-Washington Stock Exchange, the warrants for \$1 par common stock and the \$1.05 convertible preferred stock being listed and registered on the American Stock Exchange, and the Pacific Coast Stock Exchange pursuant to the provisions of the Securities Exchange Act of 1934 and all other securities of Commonwealth United Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15(c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange, the Pacific Coast Stock Exchange, and the Philadelphia-Baltimore-Washington Stock Exchange, and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 31, 1969 through September 9, 1969, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.[F.R. Doc. 69-10597; Filed, Sept. 4, 1969;  
8:47 a.m.]



[File No. 1-3421]

**CONTINENTAL VENDING MACHINE CORP.****Order Suspending Trading**

August 29, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cents par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 30, 1969 through September 8, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.[F.R. Doc. 69-10598; Filed, Sept. 4, 1969;  
8:47 a.m.]**TELSTAR, INC.****Order Suspending Trading**

August 29, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock and all other securities of Telstar, Inc., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 2, 1969 through September 11, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.[F.R. Doc. 69-10599; Filed, Sept. 4, 1969;  
8:47 a.m.]

## OFFICE OF EMERGENCY PREPAREDNESS MISSISSIPPI

**Notice of Major Disaster; Amendment**

Notice of Major Disaster for the State of Mississippi, dated August 21, 1969, is hereby amended to include the following counties among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of August 18, 1969:

Jasper. Jones.

Dated: August 27, 1969.

G. A. LINCOLN,  
Director.

Office of Emergency Preparedness.

[F.R. Doc. 69-10594; Filed, Sept. 4, 1969;  
8:46 a.m.]**VIRGINIA****Notice of Major Disaster**

Pursuant to the authority vested in me by the President under Executive Order

10427 of January 16, 1953, Executive Order 10737 of October 29, 1957, and Executive Order 11051 of September 27, 1962 (18 F.R. 407, 22 F.R. 8799, 27 F.R. 9683); and by virtue of the Act of September 30, 1950, entitled "An Act to authorize Federal assistance to State and local governments in major disasters, and for other purposes" (42 U.S.C. 1855-1855g); notice is hereby given that on August 23, 1969, the President declared a major disaster as follows:

I have determined that the damages in those areas of the State of Virginia adversely affected by severe storms and flooding beginning on or about August 19, 1969, are of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 81-875. I, therefore, declare that such a major disaster exists in Virginia.

I do hereby determine the following areas in the State of Virginia to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of August 23, 1969:

The counties of:

|               |             |
|---------------|-------------|
| Albemarle.    | Fluvanna.   |
| Alleghany.    | Goochland.  |
| Amherst.      | Hanover.    |
| Augusta.      | Henrico.    |
| Bath.         | Louisa.     |
| Buckingham.   | Nelson.     |
| Caroline.     | Powhatan.   |
| Chesterfield. | Rockbridge. |
| Cumberland.   |             |

Dated: August 27, 1969.

G. A. LINCOLN,  
Director.

Office of Emergency Preparedness.

[F.R. Doc. 69-10595; Filed, Sept. 4, 1969;  
8:46 a.m.]**CUMULATIVE LIST OF PARTS AFFECTED—SEPTEMBER**

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