FEDERAL REGISTER

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Pages 14311–14360

Agencies in this issue—

Agriculture Department
Atomic Energy Commission
Business and Defense Services Administration
Civil Aeronautics Board
Coast Guard
Consumer and Marketing Service
Customs Bureau
Federal Aviation Administration
Federal Communications Commission
Federal Crop Insurance Corporation
Federal Maritime Commission
Federal Power Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Foreign Assets Control Office
Foreign-Trade Zones Board
Interior Department
International Commerce Bureau
Interstate Commerce Commission
Wage and Hour Division

Detailed list of Contents appears inside.

FEDERAL REGISTER

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SUBCHAPTER C—AIRCRAFT

[Airworthiness Docket No. 69-WE-16-AD; Amdt. 39-838]

PART 39—AIRWORTHINESS DIRECTIVES

Boeing 727 Series Airplanes

Amendment 39-810, 34 F.R. 12563, AD 69-16-1, requires revision of the Airplane Flight Manual, Emergency Procedure Section, Loss of All Generators paragraph, to include procedures which would direct the flight crew to switch the standby power system, insure that the battery switch is "On," and reduce loads on Boeing 727 airplanes. After issuing Amendment 39-810, the agency determined that a delay in the effective date of the AD to August 15, 1969, was required to effect changes in the Flight Manuals which material was being supplied by the manufacturer. Therefore, the AD is being amended to provide for a new effectivity date, as indicated.

Since this amendment imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 39-810, 34 F.R. 12563, AD 69-16-1, is amended as follows:

Amend the effectivity date (now Aug. 1, 1969) to read: "* * * August 15, 1969."

This amendment becomes effective September 12, 1969.

(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 Los Angeles, Calif., on September 2, 1969.

ARVIN O. BASNIGHT,
Director, Western Region.

[F.R. Doc. 69-10878; Filed, Sept. 11, 1969; 8:46 a.m.]

SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 69-WE-54]

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

Alteration of Control Zone

On July 24, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 12225) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Palm Springs, Calif., control zone.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections. No objections have been received and the proposed amendment is hereby adopted with the following change: Delete the FEDERAL REGISTER citation "* * * (34 F.R. 4557 * * *" and substitute "* * * (34 F.R. 12085 * * *" therefor.

Effective date. This amendment shall be effective 0901 G.m.t., November 13, 1969.

Issued in Los Angeles, Calif., on August 28, 1969.

LEE E. WARREN,
Acting Director, Western Region.

In § 71.171 (34 F.R. 12085) the description of the Palm Springs, Calif., control zone is amended by deleting the last sentence and substituting therefor "This control zone shall be effective during the specific dates and times established in advance by a Notice to Airmen. This control zone shall be effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airman's Information Manual.

[F.R. Doc. 69-10893; Filed, Sept. 11, 1969; 8:47 a.m.]

[Airspace Docket No. 69-WE-51]

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

Alteration of Control Zone and Transition Area

On July 24, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 12225) stating that the Federal Aviation Administration was considering amendments to Part 71 of the Federal Aviation Regulations which would alter the descriptions of the Grand Junction, Colo., control zone and transition area.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections. No objections have been received and the proposed amendments are hereby adopted without change.

Effective date. These amendments shall be effective 0901 G.m.t., November 13, 1969.

Issued in Los Angeles, Calif., on August 28, 1969.

LEE E. WARREN,
Acting Director, Western Region.

In § 71.171 (34 F.R. 4557) the description of the Grand Junction, Colo., control zone is amended by deleting the numeral "* * * 10 * * *" and substituting "* * * 8 * * *" therefor.

In § 71.181 (34 F.R. 4637) in the description of the Grand Junction, Colo., transition area a 700-foot portion of transition area is added and amended to read in part as follows:

GRAND JUNCTION, COLO.

That airspace extending upward from 700 feet above the surface within 8 miles northwest and 5 miles southeast of the Grand Junction VORTAC 247° and 067° radials extending from 13 miles southwest to 14 miles northeast of the VORTAC and within 2 miles south and 10 miles north of the Grand Junction VORTAC 110° radial extending from the VORTAC to 22 miles southeast; that airspace extending upward from 1,200 feet above the surface * * *

[F.R. Doc. 69-10894; Filed, Sept. 11, 1969; 8:47 a.m.]

[Airspace Docket No. 69-SO-79]

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

Alteration of Control Zone and Transition Area

On July 25, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 12289), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Brunswick, Ga. (Malcolm-McKinnon Airport and NAS Glynco), control zones and the Brunswick, Ga., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable.

Subsequent to the publication of the notice, the geographic coordinate (latitude 31°04'25" N., longitude 81°25'40" W.) for Jekyll Island Airport was obtained from Coast and Geodetic Survey. Additionally, it was determined that the criteria contained in U.S. Standards for Terminal Instrument Procedures (TERPs) as applied to AL/JAL TACAN RWY 7 and AL/JAL TACAN RWY 25 instrument approach procedures was in error. Correct application of this criteria requires the following alterations:

Control zone (NAS Glynco). 1. Increase the width of the extension predicated on Glynco TACAN 055° radial from 1.5 to 2 miles (increase in controlled airspace of 2 square miles).

2. Increase the width of the extension predicated on Glynco TACAN 250° radial from 2 to 3 miles (increase in controlled airspace of 2.5 square miles).

Transition area. 1. Add an extension "within 4.5 miles each side of Glynco TACAN 055° radial, extending from the 8.5-mile radius area to 7 miles Northeast of the TACAN" (increase in controlled airspace of 0.3 square mile).

2. Add an extension "within 4.5 miles each side of Glynco TACAN 250° radial, extending from the 8.5-mile radius to 8.5 miles West of the TACAN" (increase in controlled airspace of 0.94 square mile).

These alterations require a total increase in controlled airspace of 3.74 square miles. It is necessary to alter the Brunswick (NAS Glynco) control zone and the Brunswick transition area to reflect these alterations.

Since these amendments are editorial and minor in nature, notice and public procedure hereon are unnecessary and action is taken herein to amend the descriptions accordingly.

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.

In § 71.171 (34 F.R. 4557), the Brunswick, Ga. (Malcolm-McKinnon Airport and NAS Glynco), control zones are amended to read:

BRUNSWICK, GA. (MALCOLM-MCKINNON AIRPORT)

Within a 5-mile radius of Malcolm-McKinnon Airport (latitude 31°09'05" N., longitude 81°23'20" W.); within 1.5 miles each side of the Brunswick VOR 023° radial, extending from the 5-mile radius zone to the VOR, excluding the portion within a 1.5-mile radius of Brunswick Municipal Airport (latitude 31°11'10" N., longitude 81°28'50" W.) and the portion within the Brunswick (NAS Glynco) control zone.

BRUNSWICK, GA. (NAS GLYNCO)

Within a 5-mile radius of NAS Glynco (latitude 31°15'30" N., longitude 81°28'00" W.); within 2 miles each side of the Glynco TACAN 055° radial, extending from the 5-mile radius zone to 5 miles northeast of the TACAN; within 3 miles each side of the Glynco TACAN 250° radial, extending from the 5-mile radius zone to 6.5 miles west of the TACAN, excluding the portion that is within a 1.5-mile radius of Brunswick Municipal Airport (latitude 31°11'10" N., longitude 81°28'50" W.) south of a line 3.5 miles south of and parallel to NAS Glynco Runway 7 centerline extended.

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

BRUNSWICK, GA.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of NAS Glynco (latitude 31°15'30" N., longitude 81°28'50" W.); within 4.5 miles each side of Glynco TACAN 055° radial, extending from the 8.5-mile radius area to 7 miles northeast of the TACAN; within 4.5 miles each side of Glynco TACAN 250° radial, extending from the 8.5-mile radius area to 8.5 miles west of the TACAN; within 3 miles each side of the 268° bearing from Glynco RBN, extending from the 8.5-mile radius area to 8.5 miles west of the RBN; within an 8.5-mile radius of Malcolm-McKinnon Airport (latitude 31°09'05" N., longitude 81°23'20" W.); within a 5-mile radius of Jekyll Island Airport (latitude 31°04'25" N., longitude 81°25'40" W.); within 3 miles each side of Brunswick VOR 203° radial, extending from the Malcolm-McKinnon Airport 8.5-mile and Jekyll Island Airport 5-mile radius areas to 8.5 miles south of the VOR, excluding the portion outside the continental limits of the United States.

(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 September 4, 1969.

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

[F.R. Doc. 69-10895; Filed, Sept. 11, 1969; 8:47 a.m.]

[Airspace Docket No. 69-WE-37]

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

Alteration of Control Zone and Transition Area

On August 14, 1969, F.R. Doc. 69-9588 was published in the FEDERAL REGISTER amending the Pocatello, Idaho, control zone and transition area. Subsequent to the action initiating this document, it was discovered that certain changes were necessary to clarify the description of the transition area. Action is taken herein to affect these changes.

In consideration of the foregoing, F.R. Doc. 69-9588 is amended in part as follows: In the description of the transition area delete all after "* * * centered on the Pocatello VORTAC * * *" and substitute "* * * to latitude 43°05'20" N., longitude 113°00'00" W., thence to latitude 43°20'30" N., longitude 112°45'30" W., thence to point of beginning." therefor.

Effective date. The effective date as originally adopted may be retained.

Issued in Los Angeles, Calif., on September 3, 1969.

LEE E. WARREN,
Acting Director, Western Region.

In § 71.181 (34 F.R. 4637) the Pocatello, Idaho, transition area is amended to read as follows:

POCATELLO, IDAHO

That airspace extending upward from 700 feet above the surface within 4.5 miles southeast and 11 miles northwest of the Pocatello VORTAC 048° radial, extending from the VORTAC to 28 miles northeast of the VOR TAC; within 9.5 miles north and 4.5 miles south of the 252° radial extending from 18.5 miles west to 1.5 miles east of the VORTAC; that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at latitude 43°11'30" N., longitude 112°10'00" W., thence to latitude 42°52'00" N., longitude 112°11'45" W., thence clockwise via a 23-mile radius arc centered on the Pocatello VORTAC to latitude 43°05'20" N., longitude 113°00'00" W., thence to latitude 43°20'30" N., longitude 112°45'30" W., thence to point of beginning.

[F.R. Doc. 69-10896; Filed, Sept. 11, 1969; 8:47 a.m.]

[Airspace Docket No. 69-SO-77]

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

Designation of Transition Area

On July 23, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 12186) and supplemented on August 9, 1969 (34 F.R. 12951), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Hilton Head Island, S.C., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable except those submitted by the Navy Regional Airspace Officer, FAA Southern Region. The comments submitted by the Navy Regional Airspace Officer pertain to air traffic control procedures in the Savannah/Beaufort terminal areas and have no bearing on establishing the 700-foot transition area at Hilton Head Airport and will be considered under separate action.

Subsequent to the publication of the notice, the geographic coordinate (latitude 32°13'20" N., longitude 80°41'55" W.) for Hilton Head Airport was obtained from Coast and Geodetic Survey. It is necessary to alter the description by adding the geographic coordinate for the airport.

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

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.

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

HILTON HEAD ISLAND, S.C.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Hilton Head Airport (latitude 32°13'20" N., longitude 80°41'55" W.), excluding the portion outside the continental limits of the United States.

(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 September 3, 1969.

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

[F.R. Doc. 69-10897; Filed, Sept. 11, 1969; 8:47 a.m.]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 9816; Amdt. 666]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

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

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

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

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

Borger, Tex.—Hutchinson County, VOR Runway 17, Amdt. 1, 18 Mar. 1967 (established under Subpart C).
Las Vegas, N. Mex.—Las Vegas Municipal, Amdt. 5, 21 Jan. 1967 (established under Subpart C).
Las Vegas, N. Mex.—Las Vegas Municipal, Orig., 17 June 1967 (established under Subpart C).
Truth or Consequences, N. Mex.—Truth or Consequences Municipal, VOR 1, Amdt. 5, 10 Apr. 1965 (established under Subpart C).

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

Lima, Ohio—Allen County, NDB (ADF) Runway 27, Orig., 5 June 1969, canceled, effective 2 Oct. 1969.

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

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

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Owosso Int	LOM (final)	Direct	2000	T-dn¾	300–1	300–1	300–1½
FNT VOR	LOM	Direct	2100	C-dn	400–1	500–1	500–1½
Russell Int	LOM	Direct	2700	S-dn-9#	200–½	200–½	200–½
Fosters Int	LOM	Direct	2500	A-dn	600–2	600–2	600–2
St. Johns Int	Vernon Int	Via FNT R 272°	2500				
Vernon Int	LOM (final)	Direct	2000				
Bancroft Int	LOM (final)	Via crs 045° and FNT ILS LOC.	2000				
R 172° FNT VOR CW	10-mile DME Fix and FNT R 272°	Via 10-mile DME Arc.	2700				
10-mile DME Fix and FNT R 272°	LOM (final)	Direct	2000				
R 340°, FNT VOR CCW	10-mile DME Fix and FNT R 272°	Via 10-mile DME Arc.	2000				

Procedure turn S side of crs, 271° Outbnd, 091° Inbnd, 2100′ within 10 miles.
Minimum altitude at glide slope intercept Inbnd, 2000′.
Altitude of glide slope and distance to approach end of runway at OM, 1988′—3.9 miles; at MM, 986′—0.5 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, make left-climbing turn and proceed to Davis Int. via FNT R 078° at 2400′; or, when directed by ATC, make climbing right turn and proceed direct to FN LOM at 2100′.
400–¾ required when glide slope not utilized and 400–½ authorized with operative ALS, except for 4-engine turbojets.
% RVR 2400′ authorized Runway 9.
*RVR 2400′. Descent below 981′ not authorized unless approach lights are visible.

City, Flint; State, Mich.; Airport name, Bishop; Elev., 781′; Fac. Class., ILS; Ident., I-FNT; Procedure No. ILS Runway 9, Amdt. Orig.; Eff. date, 15 Aug. 69

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 6 miles after passing BGD VOR.
				Climb to 5000' on R 174° within 15 miles. Supplementary charting information: Tower 0.6 mile SE of airport, 3305'. Runway 17, TDZ elevation, 3017'.

Procedure turn W side of crs, 354° Outbnd, 174° Inbnd, 5000' within 10 miles of BGD VOR.
FAF, BGD VOR. Final approach crs, 174°. Distance FAF to MAP, 6 miles.
Minimum altitude over BGD VOR, 4300'.
MSA: 000°-180°—4700'; 180°-360°—5000'.
*When control zone not effective, the following limitations apply except for operators with approved weather reporting service: (1) Use Amarillo, Tex. altimeter setting. (2) Alternate minimums not authorized. (3) Circling and straight-in MDA increased 140'.
%300-1 required for takeoff Runway 17.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-17*	3440	1	423	3440	1	423	3440	1	423	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C*	3620	1	566	3620	1	566	3620	1¼	566	NA
A	Standard.*		T 2-eng. or less—Standard.%				T over 2-eng.—Standard.%			

City, Borger; State, Tex.; Airport name, Hutchinson County; Elev., 3054'; Facility, BGD; Procedure No. VOR Runway 17, Amdt. 2; Eff. date, 2 Oct. 69; Sup. Amdt. No. 1; Dated, 18 Mar. 67

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: LVS VORTAC.
				Climb to 9000' on R 012° within 15 miles. Supplementary charting information: Final approach crs intercepts runway centerline 5200' from threshold. Runway 2, TDZ elevation, 6865'.

Procedure turn E side of crs, 207° Outbnd, 027° Inbnd, 9000' within 10 miles of LVS VORTAC.
Final approach crs, 027°.
Minimum altitude over 4-mile DME R 027°, 7580'.
MSA: 000°-090°—9500'; 090°-180°—8000'; 180°-270°—12,700'; 270°-360°—13,600'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAT	MDA	VIS	HAT	VIS	VIS
S-2	7580	1	715	7580	1	715	NA	NA
	MDA	VIS	HAA	MDA	VIS	HAA		
C	7580	1	714	7580	1	714	NA	NA
	VOR/DME Minimums:							
	MDA	VIS	HAT	MDA	VIS	HAT		
S-2	7280	1	415	7280	1	415	NA	NA
	MDA	VIS	HAA	MDA	VIS	HAA		
C	7280	1	414	7380	1	514	NA	NA
A	Standard.		T 2-eng. or less—Standard.				T over 2-eng.—Standard.	

City, Las Vegas; State, N. Mex.; Airport name, Las Vegas Municipal; Elev., 6866'; Facility, LVS; Procedure No. VOR Runway 2, Amdt. 6; Eff. date, 2 Oct. 69; Sup. Amdt. No. 5; Dated, 21 Jan. 67

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

Terminal routes			Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: LVS VORTAC.
			Climb to 10,000' on R 215° within 20 miles. Supplementary charting information: Final approach crs intercepts runway centerline 4937' from threshold. Runway 20, TDZ elevation, 6858'.

Procedure turn E side of crs, 012° Outbnd, 192° Inbnd, 8500' within 10 miles of LVS VORTAC.
Final approach crs, 192°.
MSA: 000°-090°—9500'; 090°-180°—8000'; 180°-270°—12,700'; 270°-360°—13,600'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAT	MDA	VIS	HAT	VIS	VIS
S-20	7220	1	362	7220	1	362	NA	NA
	MDA	VIS	HAA	MDA	VIS	HAA		
C	7260	1	394	7360	1	494	NA	NA
A	Standard.		T 2-eng. or less—Standard.				T over 2-eng.—Standard.	

City, Las Vegas; State, N. Mex.; Airport name, Las Vegas Municipal; Elev., 6866'; Facility, LVS; Procedure No. VOR Runway 20, Amdt. 1; Eff. date, 2 Oct. 69; Sup. Amdt. No. Orig.; Dated, 17 June 67

Terminal routes			Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 2.4 miles after passing TCS VORTAC.
			Climbing left turn, direct TCS VORTAC, climb in holding pattern on R 360° to 8000', left turns. Supplementary charting information: Runway 13, TDZ elevation, 4850'; 132° magnetic.

Procedure turn E side of crs, 360° Outbnd, 180° Inbnd, 8000' within 10 miles of TCS VORTAC.
FAF, TCS VORTAC. Final approach crs, 162°. Distance FAF to MAP, 2.4 miles.
Minimum altitude over TCS VOR, 6600'.
MSA: 000°-220°—8600'; 220°-360°—11,400'.
% IFR departures: Takeoff Runway 13, climbing left turn to TCS VOR, climb in holding pattern R 360°, left turns, to en route altitude; takeoff Runway 31, climbing right turn to TCS VOR, climb in holding pattern R 360°, left turns, to en route altitude.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAA	MDA	VIS	HAA	VIS	VIS
C	5640	1	780	5640	1¼	780	NA	NA
A	1200-2.		T 2-eng. or less—Standard.%				T over 2-eng.—Standard.%	

City, Truth or Consequences; State, N. Mex.; Airport name, Truth or Consequences Municipal; Elev., 4860'; Facility, TCS; Procedure No. VOR Runway 13, Amdt. 6; Eff. date, 2 Oct. 69; Sup. Amdt. No. VOR 1, Amdt. 5; Dated, 10 Apr. 65

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: CLT VORTAC.
Bradley Int	CLT VORTAC	Direct	3000	Climb to 3000' on CLT VORTAC R 063° to Bradley Int; or, when directed by ATC, climbing right turn to 2300' on CLT VORTAC R 133° to Weddington Int.
Weddington Int	CLT VORTAC	Direct	2300	
Bethany Int	CLT VORTAC	Direct	2300	
Waco Int	CLT VORTAC	Direct	2900	
Stanley Int	CLT VORTAC	Direct	2900	
				Supplementary charting information: Final approach crs intercepts runway centerline 2500' from threshold. REIL Runway 36. TDZ elevation, 717'.

Procedure turn N side of crs, 225° Outbnd, 045° Inbnd, 2300' within 10 miles of Lake Int or 5.5-mile DME Fix.
Final approach crs, 045°.
Minimum altitude over Lake Int or 5.5-mile DME Fix, 1700'.
MSA: 000°–090°—3000'; 090°–180°—3000'; 180°–270°—2800'; 270°–360°—4000'.
NOTE: ASR.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-5	1160	RVR 24	443	1160	RVR 24	443	1160	RVR 24	443	1160	RVR 50	443
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1220	1	472	1220	1	472	1220	1¼	472	1300	2	552
A	Standard.		T 2-eng. or less—RVR 24', Runway 5; Standard all other runways.				T over 2-eng.—RVR 24', Runway 5; Standard all other runways.					

City, Charlotte; State, N.C.; Airport name, Douglas Municipal; Elev., 748'; Facility, CLT; Procedure No. VOR Runway 5, Amdt. 4; Eff. date, 2 Oct. 69; Sup. Amdt. No. 3 Dated, 30 Jan. 69

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: CLT VORTAC.
FML VORTAC	CLT VORTAC	Direct	2300	Climb to 2300' on CLT VORTAC R 187° and proceed to FML VORTAC; or, when directed by ATC, climb to 2300' right turn to York Int via CLT VORTAC R 229°.
Bradley Int	CLT VORTAC	Direct	3000	
Weddington Int	CLT VORTAC	Direct	2300	
Bethany Int	CLT VORTAC	Direct	2300	
Waco Int	CLT VORTAC	Direct	2900	
Stanley Int	CLT VORTAC	Direct	2900	
				Supplementary charting information: Final approach crs intercepts runway centerline 4100' from threshold. REIL Runway 36. TDZ elevation, 747'.

Procedure turn W side of crs, 005° Outbnd, 185° Inbnd, 2300' within 10 miles of CLT VORTAC.
Final approach crs, 185°.
Minimum altitude over Railroad 5-mile DME Fix, 1640'.
MSA: 000°–090°—3000'; 090°–180°—3000'; 180°–270°—2800'; 270°–360°—4000'.
NOTES: (1) ASR. (2) Inoperative component table does not apply to HIRL Runway 18.
*Standard alternate minimums for VOR/DME/RADAR. For VOR only aircraft all categories 900-2.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-18	1640	1¼	893	1640	1½	893	1640	1¾	893	1640	2	893
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1640	1¼	892	1640	1½	892	1640	1¾	892	1640	2	892
	VOR/DME/RADAR minimums:											
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-18	1300	1	553	1300	1	553	1300	1	553	1300	1¼	553
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1300	1	552	1300	1	552	1300	1½	552	1300	2	552
A	Standard.*		T 2-eng. or less—RVR 24', Runway 5; Standard all other runways.				T over 2-eng.—RVR 24', Runway 5; Standard all other runways.					

City, Charlotte; State, N.C.; Airport name, Douglas Municipal; Elev., 748'; Facility, CLT; Procedure No. VOR Runway 18, Amdt. 6; Eff. date, 2 Oct. 69; Sup. Amdt. No. 5 Dated, 27 Mar. 69

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: CLT VORTAC.
Bradley Int	CLT VORTAC	Direct	3000	Climb to 2300' on CLT VORTAC R 229° to York Int; or, when directed by ATC, climb to 2300' left turn via R 185° CLT VORTAC to FML VORTAC.
Weddington Int	CLT VORTAC	Direct	3000	
Bethany Int	CLT VORTAC	Direct	3000	
Waco Int	CLT VORTAC	Direct	3000	
Stanley Int	CLT VORTAC	Direct	3000	Supplementary charting information: Final approach crs intercepts runway centerline 3000' from threshold. REIL Runway 36. TDZ elevation, 748'.

Procedure turn N side of crs, 060° Outbnd, 240° Inbnd, 3000' within 10 miles of Parks Int.
Final approach crs, 240°.
Minimum altitude over Parks Int or 5-mile DME Fix, 1800'.
MSA: 000°–090°—3000'; 090°–180°—3000'; 180°–270°—2800'; 270°–360°—4000'.
NOTES: (1) ASR. (2) Inoperative component table does not apply to HRL Runway 23.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-23	1300	1	552	1300	1	552	1300	1	552	1300	1¼	552
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1300	1	552	1300	1	552	1300	1½	552	1300	2	552
A	Standard.		T 2-eng. or less—RVR 24', Runway 5; Standard all other runways.				T over 2-eng.—RVR 24', Runway 5; Standard all other runways.					

City, Charlotte; State, N.C.; Airport name, Douglas Municipal; Elev., 748'; Facility, CLT; Procedure No. VOR Runway 23, Amdt. 3; Eff. date, 2 Oct. 69; Sup. Amdt. No. 2; Dated, 30 Jan. 69

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: CLT VORTAC.
FML VORTAC	Ross Int (NOPT)	Direct	1800	Climb to 2300' left turn via R 229° CLT VORTAC to York Int; or, when directed by ATC, climb to 2300' left turn via R 185° CLT VORTAC TO FML VORTAC.
Bradley Int	CLT VORTAC	Direct	3000	
Weddington Int	CLT VORTAC	Direct	2300	
Bethany Int	CLT VORTAC	Direct	2300	
Waco Int	CLT VORTAC	Direct	2900	
Stanley Int	CLT VORTAC	Direct	2900	Supplementary charting information: Final approach crs intercepts runway centerline 2500' from threshold. REIL Runway 36. TDZ elevation, 726'.

Procedure turn E side of crs, 173° Outbnd, 353° Inbnd, 2200' within 10 miles of Ross Int.
Final approach crs, 353°.
Minimum altitude over Ross Int or 5.5-mile DME Fix, 1800'.
MSA: 000°–090°—3000'; 090°–180°—3000'; 180°–270°—2800'; 270°–360°—4000'.
NOTE: ASR.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-36	1120	¾	394	1120	¾	394	1120	¾	394	1120	1	394
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1220	1	472	1220	1	472	1220	1½	472	1300	2	552
A	Standard.		T 2-eng or less—RVR 24', Runway 5; Standard all other runways.				T over 2-eng.—RVR 24', Runway 5; Standard all other runways.					

City, Charlotte; State, N.C.; Airport name, Douglas Municipal; Elev., 748'; Facility, CLT; Procedure No. VOR Runway 36, Amdt. 4; Eff. date, 2 Oct. 69; Sup. Amdt. No. 3; Dated, 30 Jan. 69

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE TERMINAL VOR—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: CKV VOR.
				Climbing right turn to 2200' to CKV VOR and hold. Supplementary charting information: Hold S, 1 minute, right turns, 348° Inbnd. Final approach crs intercepts runway centerline 3000' from threshold. LRCO 122.1R, 126.7R. Depict restricted areas (R-3702 and R-3703) W of CKV. TDZ elevation, 549'.

Procedure turn E side of crs, 168° Outbnd, 348° Inbnd, 2200' within 10 miles of CKV VOR.
Final approach crs, 348°.
MSA: 000°-270°—2200'; 270°-360°—2100'.
NOTES: (1) Radar vectoring. (2) Night minimums not authorized Runways 5/23. (3) Use Campbell approach control altimeter setting.
#Alternate minimums not authorized except operators with approved weather reporting service.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-34	900	1	351	900	1	351	900	1	351	900	1	351
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1040	1	491	1040	1	491	1040	1½	491	1100	2	551
A	Not authorized.#		T 2-eng. or less—Standard.				T over 2-eng.—Standard.					

City, Clarksville; State, Tenn.; Airport name, Outlaw Field; Elev., 549'; Facility CKV; Procedure No. VOR Runway 34, Amdt. 2; Eff. date, 2 Oct. 69; Sup Amdt. No. 1; Dated, 17 Apr. 69

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 10.1 miles after passing HKY VOR.
				Climb to 4000', right turn, to HKY VOR via R 224° and hold. Supplementary charting information: Hold NE, 1 minute, right turns, 240° Inbnd. REIL, Runway 24. Runway 24, TDZ elevation, 1189'.

Procedure turn S side of crs, 060° Outbnd, 240° Inbnd, 3500' within 10 miles of HKY VOR.
FAF, HKY VOR. Final approach crs, 224°. Distance FAF to MAP, 10.1 miles.
Minimum altitude over HKY VOR, 3000'; over Taylorsville FM, 2400'.
MSA: 000°-090°—4700'; 090°-180°—4000'; 180°-270°—5000'; 270°-360°—8000'.
*Standard minimums for VOR/FM equipped aircraft. For VOR only aircraft, Categories A and B 1300-2, Category C 1300-2¼.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-24	2400	1¾	1211	2400	2	1211	2400	2¼	1211	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C	2400	1¾	1211	2400	2	1211	2400	2¼	1211	NA
	VOR/FM:									
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	
S-24	1560	1	371	1560	1	371	1560	1	371	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C	1640	1	451	1640	1	451	1640	1½	451	NA
A	Standard.*		T 2-eng. or less—Standard.				T over 2-eng.—Standard.			

City, Hickory; State, N.C.; Airport name, Hickory Municipal; Elev., 1189'; Facility, HKY; Procedure No. VOR Runway 24, Amdt. 11; Eff. date, 2 Oct. 69; Sup. Amdt. No. 10; Dated, 24 Apr. 69

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: SNL NDB.
Shawnee Int	Shawnee NDB	Direct	2000	Climb to 2600', left turn to SNL NDB and hold. Supplementary charting information: Hold N on bearing 360°-180° Inbnd, 1 minute, right turns. Final approach crs intercepts runway centerline 3958' from threshold.

Procedure turn E side of crs, 360° Outbnd, 180° Inbnd, 2600' within 10 miles of SNL NDB.
Final approach crs, 180°.
Minimum altitude over SNL NDB, 1800'.
MSA: 225°-315°—2900'; 315°-225°—2600'.
NOTE: Use Oklahoma City FSS altimeter setting.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-17	1800	1	720	1800	1	720	1800	1¼	720	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C	1800	1	720	1800	1	720	1800	1¼	720	NA
A	Not authorized.		T 2-eng. or less—Standard.				T over 2-eng.—Standard.			

City, Shawnee; State, Okla.; Airport name, Shawnee Municipal; Elev., 1080'; Facility, SNL; Procedure No. NDB (ADF) Runway 17, Amdt. Orig.; Eff. date, 2 Oct. 69

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 4 miles after passing PDA NDB.
HOU VORTAC	PDA NDB	Direct	1600	Climb to 2000' direct to HO LOM and hold; or, when directed by ATC, climb to 1800' on R 306° HOU VORTAC within 15 miles.
La Porte Int	PDA NDB	Direct	1600	
Fry Int	PDA NDB	Direct	1600	
Monument Int	PDA NDB (NOPT)	Direct	1100	
				Supplementary charting information: Hold SW, 1 minute, right turns, 036° Inbnd. TV tower 1549', 13 miles SW of airport. Runway 21, TDZ elevation, 44'.

Procedure turn N side of crs, 036° Outbnd, 216° Inbnd, 1600' within 10 miles of PDA NDB.
FAF, PDA NDB. Final approach crs, 216°. Distance FAF to MAP, 4 miles.
Minimum altitude over PDA NDB, 1100'.
MSA within 25 miles of PDA NDB: 000°-090°—1600'; 090°-180°—2300'; 180°-270°—2600'; 270°-360°—1800'.
NOTE: ASR.
RVR 2400' authorized Runway 3.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-21	540	1	496	540	1	496	540	1	496	540	1	496
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	540	1	492	540	1	492	540	1¼	492	600	2	552
A	Standard.		T 2-eng. or less—Standard.#				T over 2-eng.—Standard.#					

City, Houston; State, Tex.; Airport name, William P. Hobby; Elev., 48', Facility, PDA; Procedure No. NDB (ADF) Runway 21, Amdt. 6; Eff. date, 2 Oct. 69; Sup. Amdt. No. 5; Dated, 29 May 69

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 2 miles after passing SRW NDB.
High Rock Int	SRW NDB	Direct	2400	Climb to 2400', right turn, direct to SRW NDB and hold.
Hazel Int	SRW NDB	Direct	2400	Supplementary charting information:
Barber Int	SRW NDB	Direct	2400	Hold N, 1 minute, right turns, 197° Inbnd.

Procedure turn W side of crs, 017° Outbnd, 197° Inbnd, 2400' within 10 miles of SRW NDB.
FAF, SRW NDB. Final approach crs, 197°. Distance FAF to MAP, 2 miles.
Minimum altitude over SRW NDB, 1700'.
MSA: 000°–180°—2400'; 180°–360°—4000'.
NOTE: Use Winston-Salem altimeter setting.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAA	MDA	VIS	HAA	VIS	VIS
C	1480	1	705	1480	1	705	NA	NA
A	Not authorized.		T 2-eng. or less—Standard.				T over 2-eng.—Not authorized.	

City, Salisbury; State, N.C.; Airport name, Rowan County; Elev., 775'; Facility, SRW; Procedure No. NDB (ADF) Runway 20, Amdt. 1; Eff. date, 2 Oct. 69; Sup. Amdt. No. Orig.; Dated, 1 Aug. 68

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE RADAR

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

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

Radar terminal area maneuvering sectors and altitudes (sectors and distances measured from radar antenna)										Notes
From—	To—	Distance	Altitude	Distance	Altitude	Distance	Altitude	Distance	Altitude	Distance	Altitude	
000°	360°	0-15	*2300									1. Descend aircraft after passing FAF.
000°	105°	15-30	3000									2. Runway 18, FAF 6 miles from threshold. Minimum altitude over 2-mile Radar Fix, 1300'. TDZ elevation, 747'.
105°	260°	15-30	2300									3. Runway 23, FAF 6 miles from threshold. Minimum altitude over 2-mile Radar Fix, 1300'. TDZ elevation, 748'.
260°	360°	15-30	4000									4. Runway 36, FAF 6 miles from threshold. Minimum altitude over 3-mile Radar Fix, 1380'. TDZ elevation, 726'.
												5. Runway 5, FAF 6 miles from threshold. Minimum altitude over 2-mile Radar Fix, 1160'. TDZ elevation, 717'.
												NOTES:
												MTI required for all surveillance approaches.
												REIL Runway 36.
												Inoperative component table does not apply to HIRL Runways 18 and 23.

All airways segments 6-35 miles published MEA or sector altitudes whichever is lower.
All bearings and distance are from radar site on Douglas Municipal Airport with sector azimuths progressing clockwise.
* Radar control will provide 1000' vertical clearance within a 3-mile radius of the following towers: 1932', 10 miles NE; 2049', 13 miles E; 1733', 16.5 miles W; 1866', 10 miles NW.
Missed approach:
Runway 18—Climb to 2300' direct to FML VORTAC, hold S, 1 minute, right turns, 006° Inbnd.
Runway 23—Climb to 2300' direct to CLT LOM, hold SW, 1 minute, left turns, 050° Inbnd.
Runway 36—Climb to 2600' on FML VORTAC R 007° to Mount Holly Int, hold N, 1 minute, left turns 187° Inbnd.
Runway 5—Turn right, climb to 3000' on CLT VORTAC R 063° to Bradley Int. Hold NE, 1 minute, right turns, 219° Inbnd.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-18	1160	1	413	1160	1	413	1160	1	413	1160	1	413
S-23	1160	1	412	1160	1	412	1160	1	412	1160	1	412
S-36	1060	¾	334	1060	¾	334	1060	¾	334	1060	1	334
S-5	1080	RVR 24	363	1080	RVR 24	363	1080	RVR 24	363	1080	RVR 50	363
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	1220	1	472	1220	1	472	1220	1¼	472	1300	2	552
A	Standard.			T 2-eng. or less—RVR 24', Runway 5; Standard all other runways.				T over 2-eng.—RVR 24', Runway 5; Standard all other runways.				

City, Charlotte; State, N.C.; Airport name, Douglas Municipal; Elev., 748'; Facility, Charlotte Radar; Procedure No. Radar-1, Amdt. 10; Eff. date, 2 Oct. 69; Sup. Amdt. No. 9; Dated, 10 July 69

These procedures shall become effective on the dates specified therein.

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

Issued in Washington, D.C., on August 27, 1969.

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

[F.R. Doc. 69-10607; Filed, Sept. 11, 1969; 8:45 a.m.]

Title 7—AGRICULTURE

Chapter I—Consumer and Marketing Service (Standards, Inspection, Marketing Practices), Department of Agriculture

PART 51—FRESH FRUITS, VEGETABLES AND OTHER PRODUCTS (INSPECTION, CERTIFICATION AND STANDARDS)

Subpart—U.S. Standards for Grades of Oranges (Texas and States Other Than Florida, California, and Arizona)

GENERAL; CORRECTION

In F.R. Doc. 69-10358 appearing in the issue of Saturday, August 30, 1969 (34 F.R. 13909), § 51.680 *General* was inadvertently omitted and is corrected by insertion after the authority statement in column 2 of page 13909 as follows:

§ 51.680 General.

The standards in this subpart apply only to the common or sweet orange group and varieties belonging to the Mandarin group except tangerines for which separate U.S. Standards are issued.

Dated: September 8, 1969.

G. R. GRANGE,
Deputy Administrator,
Marketing Services.

[F.R. Doc. 69-10881; Filed, Sept. 11, 1969; 8:46 a.m.]

PART 68—REGULATIONS AND STANDARDS FOR INSPECTION AND CERTIFICATION OF CERTAIN AGRICULTURAL COMMODITIES AND PRODUCTS THEREOF

Miscellaneous Amendments

Statement of consideration. On June 5, 1969, notice of postponement of the effective dates of revised Part 68 regulations (7 CFR Part 68, 34 F.R. 5709) theretofore adopted under the Agricultural Marketing Act of 1946, as amended (7 U.S.C. 1621 et seq.), was published in the FEDERAL REGISTER (34 F.R. 8963) to allow consideration of comments and views submitted by the rice industry. As a result of meetings with the rice industry, on July 2, 1969, notice of proposed amendments of the revised Part 68 regulations was published in the FEDERAL REGISTER (34 F.R. 11147). After consideration of all relevant matters, the amendments as proposed are hereby adopted, and the revised regulations as so amended shall become effective 30 days after the date of publication of this notice in the FEDERAL REGISTER.

(Secs. 203, 205, Agricultural Marketing Act of 1946, 60 Stat. 1087, 1090, as amended, 7 U.S.C. 1622, 1624, 29 F.R. 16210, as amended, 33 F.R. 10750)

Done at Washington, D.C., this 8th day of September 1969.

G. R. GRANGE,
Deputy Administrator,
Marketing Services.

1. Section 68.16a is amended to read:

§ 68.16a Issuance of corrected certificate.

(a) If any error is made in an inspection, a corrected inspection certificate may be issued in accordance with instructions issued by the Director. The term "error" shall be deemed to include any error of commission or error of omission.

(b) The original and copies of the corrected certificate shall be issued as promptly as possible to the same interested persons as received the incorrect certificate.

(c) The corrected certificate shall supersede the incorrect inspection certificate previously issued. The corrected certificate shall clearly identify by certificate number and date the incorrect certificate which it supersedes.

(d) The issuing inspector shall obtain the original and all copies of the superseded incorrect certificate if possible. If the inspector is unable to obtain the original and all copies of the superseded certificate, he shall, to the extent possible, notify all parties to the transaction, to prevent misuse of the superseded certificate.

2. Section 68.21 is amended to read:

§ 68.21 How to obtain an appeal inspection.

(a) An application for appeal inspection may be made by any interested party who is dissatisfied with the results of an inspection.

(b) The application shall be made in writing or by telegraph and shall be filed in the office of a Supervising Inspector.

(c) The inspection certificate for the inspection appealed from shall be submitted with the application or as soon thereafter as possible.

(d) This paragraph is applicable to rice inspection only: Except as may be agreed upon by the interested parties, the application shall be filed before the rice has left the place where the inspection appealed from was made and not later than the close of business on the second business day following the date of the inspection appealed from, which time of filing may be extended by the Supervising Inspector for good cause shown.

(e) Subject to the limitations in paragraphs (f) and (g) of this section, an appellant may request that an appeal lot inspection be based on the official file sample, or based on a new sample if the lot can be positively identified by the Supervising Inspector as the lot which was previously inspected and the entire lot is available for sampling and examination. However, only one appeal inspection may be obtained from any original inspection.

(f) Subject to the limitations in paragraph (g) of this section, at the option of the Supervising Inspector, an appeal lot inspection shall be based on the sample or samples which are considered most representative of the lot.

(g) An appeal inspection shall be limited to a review of the sampling procedure and an analysis of the official file sample when, as a result of the original inspection, the commodity was found to be contaminated with filth or to contain a deleterious substance. If it is determined that the sampling procedures were improper, a new sample shall be obtained if the lot can be positively identified by the Supervising Inspector as the lot which was previously inspected and the entire lot is available for sampling and examination.

[F.R. Doc. 69-10845; Filed, Sept. 11, 1969; 8:45 a.m.]

Chapter IV—Federal Crop Insurance Corporation, Department of Agriculture

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1969 and Succeeding Crop Years

APPENDIX; COUNTIES DESIGNATED FOR COMBINED CROP INSURANCE

Correction

In F.R. Doc. 69-10173 appearing at page 13645 in the issue of Tuesday, August 26, 1969, the crop "Corn" appearing beside the county of Grand Forks, N. Dak., should be deleted, and the crop "Flex" beside the county of Ransom, N. Dak., is corrected to read "Flax".

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1969 and Succeeding Crop Years

APPENDIX; COUNTIES DESIGNATED FOR CORN CROP INSURANCE

Correction

In F.R. Doc. 69-10174 appearing at page 13645 in the issue of Tuesday, August 26, 1969, under the State of South Dakota the entry for "Deul" should read "Deuel".

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

[Orange Reg. 8, Amdt. 5]

PART 944—FRUIT; IMPORT REGULATIONS

Oranges

On September 3, 1969, notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 13994) that consideration was being given to a proposed further amendment of § 944.307 *Orange Regulation 8*, which would limit the importation of oranges into the United States, pursuant to Part 944—Fruits; Import Regulations (7 CFR Part 944.307). This amendment of the import regulation sets forth grade and size requirements which are the same as the domestic grade and size requirements being made effective September 15, 1969, for oranges grown in the State of Texas. The import regulation is effective pursuant to section 8e (7 U.S.C. 608e–1) of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

It is hereby found that good cause exists for not postponing the effective time of amendatory provisions of this regulation beyond that hereinafter specified (5 U.S.C. 553) in that (a) the requirements of this amendment of the import regulation are imposed pursuant to section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), which makes such requirements mandatory; (b) such amendatory provisions contain the same grade and size requirements as those of the domestic grade and size regulation for oranges grown in Texas under Orange Regulation 21, which becomes effective September 15, 1969; (c) notice that such amendatory action was being considered was published in the September 3, 1969, issue of the FEDERAL REGISTER (34 F.R. 13994); (d) compliance with this amendment of the import regulation will not require any special preparation which cannot be completed by the effective time hereof; (e) notice hereof in excess of 3 days, the minimum prescribed by said section 8e, is given with respect to this amendment of the import regulation; and (f) such notice is hereby determined, under the circumstances, to be reasonable.

Paragraph (a) of § 944.307 *Orange Regulation 8* (7 CFR Part 944; 34 F.R. 5156) is amended to read as follows:

§ 944.307 Orange Regulation 8.

(a) On and after September 16, 1969, the importation into the United States of any oranges is prohibited unless such oranges are inspected and grade U.S. Fancy, U.S. No. 1, U.S. No. 1 Bright, U.S. No. 1 Bronze, U.S. Combination, with not less than 60 percent, by count, of the oranges in each container thereof grading at least U.S. No. 1 grade and the remainder grading U.S. No. 2, or U.S. No. 2; and are of a size not smaller than 2$^{10}/_{10}$ inches in diameter: *Provided*, That not more than 10 percent, by count, of such oranges in any lot of containers, and not more than 15 percent, by count, of such oranges in any individual container in such lot, may be of a size smaller than 2$^{10}/_{10}$ inches in diameter.

* * * * *

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

Dated: September 10, 1969.

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

[F.R. Doc. 69–10973; Filed, Sept. 11, 1969; 8:45 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of International Commerce, Department of Commerce

SUBCHAPTER B—EXPORT REGULATIONS

[12th Gen. Rev. of Export Regs (Amdt. 4)]

PART 390—GENERAL ORDERS

Short Supply Licensing Controls Over Nickel Products

Part 390 of the Code of Federal Regulations is amended as set forth below.

(Sec. 3, 63 Stat. 7; 50 U.S.C. App. 2023; E.O. 10945, 26 F.R. 4487, 3 CFR 1959–1963 Comp.; E.O. 11038, 27 F.R. 7003, 3 CFR 1959–1963 Comp.)

Effective date: September 9, 1969.

RAUER H. MEYER,
Director, Office of Export Control.

A new § 390.6 is established to read as follows:

§ 390.6 Short supply licensing controls over nickel products.

(a) *Licensing policy and exceptions.* To conserve the domestic supply of nickel, it has been necessary to discontinue the granting of licenses to export the following primary and secondary forms of nickel:

Export Control Commodity Number and Commodity Description	
28200	Iron and steel scrap containing 1 percent or more nickel by weight, including scrap melted into crude forms.
28401	Nickel bearing residues and dross.
28403	Other nickel or nickel alloy waste and scrap.
51369	Nickel oxide.
51470	Nickel sulfate.
67160	Ferronickel containing 90 percent or less nickel.
68310	Nickel based magnetic materials, unwrought.
68310	Other nickel or nickel alloys, unwrought.
68324	Nickel or nickel alloy electroplating anodes.

However, the Office of Export Control will consider requests for exceptions to this licensing policy if, for technological or economic reasons, the commodities cannot be commercially processed in the United States.

(1) If the commodities cannot be processed in the United States for technological reasons, the application shall include:

(i) A statement describing the commodities, with an analysis of the metal content, and an explanation of the difficulty in processing them in the United States;

(ii) The following certification:

I (we) certify that, to my (our) best knowledge and belief, the commodities described on this application cannot be commercially processed in the United States;

and

(iii) A copy of correspondence with one or more recognized U.S. nickel processors confirming that the commodities described in the application can not be commercially processed in the United States.[1]

(2) An exception will also be considered in cases where failure to export the commodities will subject the applicant to a definite economic hardship in the form of a substantial financial liability. An example of such hardship is a situation where a contract is in effect, the commodities have been specially processed and packed for shipping, and freight arrangements have been made. Another example is a situation where, because of geographic location, a loss would be suffered if the applicant had to dispose of the commodities in the United States. A mere decrease in an expected profit does not impose a financial liability and does not constitute an economic hardship within the meaning of this section. To establish an economic hardship, an applicant shall submit in support of his license application a copy of his sales contract with the foreign purchaser. In addition, he shall disclose the date he purchased the commodities, the price he paid for them, their current U.S. market price, and any other facts to establish his potential economic hardship.[1]

[F.R. Doc. 69–10890; Filed, Sept. 11, 1969; 8:47 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C–1568]

PART 13—PROHIBITED TRADE PRACTICES

Hilco Homes Corp.

Subpart—Advertising falsely or misleadingly: § 13.155 *Prices:* 13.155–5

[1] Section 376.4 of the Export Control Regulations of this chapter contains additional special requirements regarding applications for licenses to export nickel commodities.

Additional charges unmentioned; 13.155–10 Bait. Subpart—Misrepresenting oneself and goods—Prices: § 13.1778 *Additional costs unmentioned;* § 13.1779 *Bait.* Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1882 *Prices;* § 13.1905 *Terms and conditions.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Hilco Homes Corp., Philadelphia, Pa., Docket C–1568, July 28, 1969]

In the Matter of Hilco Homes Corp., a Corporation

Consent order requiring a Philadelphia, Pa., housing and building contractor to cease using bait tactics, false advertising, and deceptive pricing representations, and failing to disclose that settlement and other costs are to be borne by the purchaser of its houses.

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

It is ordered, That respondent Hilco Homes Corp., a corporation, and its officers, and respondent's agents, representatives, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution or construction of houses, or other structures, or products in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using, in any manner, a sales plan, scheme, or device wherein false, misleading, or deceptive statements or representations are made in order to obtain leads or prospects for the sale of houses or other products.

2. Making representations purporting to offer houses or other products for sale when the purpose of the representation is not to sell the offered house or other product but to obtain leads or prospects for the sale of other houses or other products.

3. Representing, directly or by implication, that any houses or other products are offered for sale when such offer is not a bona fide offer to sell such houses or other products.

4. Representing, directly or by implication, that houses or other products are offered for sale for certain prices or on stated terms, conditions or financing arrangements unless fully applicable and available with respect thereto; or misrepresenting in any manner the prices, terms, conditions and financing arrangements for respondent's houses or other products.

5. Illustrating or describing a higher-priced home in conjunction with the price of a lower-priced home.

6. Failing to quote and to disclose in advertising and promotional material the price of an illustrated or described home with equal size and conspicuousness as the price quoted for any other home.

7. Representing, directly or by implication, that respondent's houses which are not 100 percent complete or custom-built are 100 percent complete or are custom-built.

8. Failing to disclose, clearly and conspicuously, in advertising and promotional material, that respondent's houses which are incomplete homes are incomplete homes.

9. Quoting prices, terms or conditions in advertising which does not include all of the features of the house or other products illustrated or described.

10. Representing, directly or by implication, that respondent's offers are made available to owners of lots or parcels of real estate without clearly and conspicuously revealing any requirements, conditions, or limitations applicable to said property such as but not limited to value, location, size or improvements.

11. Representing, directly or by implication, that houses or other products may be purchased without down payment, settlement, or closing costs, or other initial payment.

12. Failing clearly and conspicuously to disclose and separately to designate both orally and in contracts of sale or contracts of purchase or papers which list the charges of respondent's products, the amounts of the down payment, settlement charges, closing costs, or other initial payment.

13. Furnishing any advertising and promotional material, brochures, or mailings, suggested sales talks and presentations, contracts of sale or contracts of purchase, or any other means of similar import whereby the public may be misled or deceived as to any of the matters prohibited by this order.

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

15. Failing, after the acceptance by the Commission of respondent's initial report of compliance, to submit to the Commission on June 1st of each of the succeeding 3 years a report: (1) Describing every complaint involving the acts and practices prohibited by this order received by respondent from or on behalf of their customers during the 12 months preceding the date of the report; (2) setting forth the facts uncovered by respondent in connection with the investigation made of each such complaint; and (3) stating the action taken by respondent with respect to each such complaint.

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

Issued: July 28, 1969.

By the Commission.

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

[F.R. Doc. 69–10869; Filed, Sept. 11, 1969; 8:46 a.m.]

[Docket No. 8772]

PART 13—PROHIBITED TRADE PRACTICES

Market Fur Dressing Corp. and Milton Mainwold

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely:* 13.1108–45 Fur Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, sec. 8, 65 Stat 179; 15 U.S.C. 45, 69f) [Cease and desist order, Market Fur Dressing Corp., et al., New York, N.Y., Docket 8772, July 24, 1969]

In the Matter of Market Fur Dressing Corp., a Corporation, and Milton Mainwold, Individually and as an Officer of Said Corporation

Order requiring a New York City manufacturer of fur garments to cease falsely invoicing its fur products.

The order to cease and desist is as follows:

It is ordered, That the respondents Market Fur Dressing Corp., a corporation, and its officers, and Milton Mainwold, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or manufacture for introduction, into commerce, or the sale, advertising or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product; or in connection with the manufacture for sale, sale, advertising, offering for sale, transportation or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce; or in connection with the introduction into commerce, or the sale, advertising or offering for sale in commerce, or the transportation and distribution in commerce of furs, as the terms "commerce," "fur," and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from falsely or deceptively invoicing fur products or furs by:

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

2. Describing fur products or furs which have been bleached, dyed, or otherwise artificially colored by the name mink or by any other animal name or names without disclosing that the said fur products or furs were bleached, dyed or otherwise artificially colored.

3. Failing when a fur or fur product is pointed or contains or is composed of bleached, dyed, or otherwise artificially colored fur, to disclose such facts as a part of the required information on invoices pertaining thereto.

4. Failing to set forth the term "natural" as part of the information required to be disclosed on invoices under the Fur Products Labeling Act and the rules and

regulations promulgated thereunder to describe such fur products or furs which are not pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

By "Final Order" further order requiring report of compliance is as follows:

It is further ordered, That respondents, Market Fur Dressing Corp., a corporation, and Milton Mainwold, individually and as an officer of said corporation, shall, within sixty (60) days after service of this order upon them, file with the Commission a report in writing, signed by such respondents, setting forth in detail the manner and form of their compliance with the order to cease and desist.

Issued: July 24, 1969.

By the Commission.

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

[F.R. Doc. 69-10870; Filed, Sept. 11, 1969; 8:46 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 69-201]

PART 12—SPECIAL CLASSES OF MERCHANDISE

Importation of Viruses, Serums, Toxins, Antitoxins, and Analogous Products for Use in Treatment of Man

The bringing into the United States of any virus, therapeutic serum, toxin, antitoxin, or analogous product, or arsphenamine or its derivatives (or any other trivalent organic arsenic compound) applicable to the prevention, treatment, or cure of diseases or injuries of man is subject to section 351 of the Public Health Service Act, as amended (42 U.S.C. 262), and to regulations promulgated by the Public Health Service. Such products may also be subject to restrictions under the Department of Agriculture animal quarantine regulations in 9 CFR Parts 94 and 122, if made from or with material of animal origin other than human. In order to conform §§ 12.21–12.23 of the Customs Regulations (19 CFR 12.21–12.23) to current laws and regulations of the Department of Health, Education, and Welfare including a recent change in § 73.23 of the Public Health Service Regulations (42 CFR 73.23) regarding the inclusion of samples in packages of imported viruses, serums, toxins, antitoxins, and similar products, for the treatment of man, and to clarify that such products may also be subject to restrictions under the Department of Agriculture animal quarantine regulations, §§ 12.21–12.23 of the Customs Regulations are amended to read as follows:

§ 12.21 Licensed establishments.

The bringing into the United States for sale, barter, or exchange, of any virus, therapeutic serum, toxin, anitoxin, or analogous product, or arsphenamine or its derivatives (or any other trivalent organic arsenic compound), applicable to the prevention, treatment, or cure of diseases or injuries of man is prohibited unless such virus, serum, toxin, antitoxin, or other product has been manufactured at an establishment holding an unsuspended and unrevoked license issued by the Secretary of Health, Education, and Welfare for such manufacture.

(Sec. 351, 58 Stat. 702, as amended; 42 U.S.C. 262)

§ 12.22 Labels; samples.

Each package of such products imported for sale, barter, or exchange shall be labeled or plainly marked with the name, address, and license number of the manufacturer, and the date beyond which the contents cannot be expected to yield their specific results. From each lot of product the district director shall select at random at least two final containers. The random sample together with a copy of the associated documents which describe and identify the shipment shall be forwarded to the Director, Division of Biologics Standards, National Institutes of Health, Bethesda, Md. 20014. For shipments of 20 or less final containers, samples need not be forwarded, provided a copy of an official release from the Division of Biologics Standards accompanies each shipment.

(Sec. 351, 58 Stat. 702, as amended; 42 U.S.C. 262)

§ 12.23 Detention; examination; disposition.

(a) District directors shall detain all importations of unlicensed viruses, therapeutic serums, toxins, antitoxins, and analogous products, and arsphenamines or its derivatives (or any other trivalent organic arsenic compound) for the treatment or cure of diseases or injuries of man pending examination by the Director, Division of Biologics Standards, unless satisfied from evidence furnished at the time of entry that the products are intended solely for purposes of controlled investigation and not for sale, barter, or exchange, as evidenced by a copy of a filed "Notice of Claimed Investigational Exemption for a New Drug," pursuant to § 130.3 of the Food, Drug, and Cosmetic Act Regulations (21 CFR 130.3), or are being imported under the short supply provisions of § 73.16 of the Public Health Service Regulations (42 CFR 73.16).

(b) If the shipment is imported for sale, barter, or exchange and is found by the Director, Division of Biologics Standards, to be admissible, the district director shall release it upon receipt of a report from him that the shipment is admissible.

(c) If the Director, Division of Biologics Standards, reports that the shipment was found upon examination not to conform to the law and the regulations, the district director shall not release the shipment but shall permit the exportation or destruction thereof under customs supervision at the option of the importer.

(d) Shipments of such products for use in the treatment of man but made from or with material of animal origin other than human, shall, unless accompanied by a Department of Agriculture, Animal Health Division, permit, be detained until proof is presented to the district director that their importation is not prohibited under 9 CFR Part 94 or Part 122.

(Sec. 351, 58 Stat. 702, as amended; 42 U.S.C. 262)

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

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

Approved: September 3, 1969.

EUGENE T. ROSSIDES, *Assistant Secretary of the Treasury.*

[F.R. Doc. 69-10902; Filed, Sept. 11, 1969; 8:48 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

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

Definitions and Interpretations

Information provided by the University of California Agricultural Extension Service, Berkeley, Calif. 94720, and by the U.S. Department of Agriculture indicates that the same pesticides are useful on various varieties of peppers, including pimentos, and that the same tolerances should apply. The Commissioner of Food and Drugs concurs.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 408, 701(a), 68 Stat. 511–18, as amended, 52 Stat. 1055; 21 U.S.C. 346a, 371(a)) and under authority delegated to the Commissioner (21 CFR 2.120), § 120.1(h) is amended by alphabetically inserting in the table a new item, as follows:

§ 120.1 Definitions and interpretations.

* * * * * * *

(h) * * *

A	*B*
* * *	* * *
Peppers ----------	All varieties of peppers including pimentos and bell, hot, and sweet peppers.
* * *	* * *

* * * * * * *

Since the amendment in this order is interpretative, nonrestrictive, and noncontroversial in nature, notice and public procedure and delayed effective date

are not prerequisites to this promulgation.

Effective date. This order shall be effective upon publication in the FEDERAL REGISTER.

(Secs. 408, 701(a), 68 Stat. 511–18, as amended, 52 Stat. 1055; 21 U.S.C. 346a, 371 (a))

Dated: September 5, 1969.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 69-10871; Filed, Sept. 11, 1969; 8:46 a.m.]

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

Succinic Acid 2,2-Dimethylhydrazide

A petition (PP 9F0813) was filed with the Food and Drug Administration by Uniroyal Inc., Bethany, Conn. 06525, proposing the establishment of tolerances for residues of the plant regulator succinic acid 2,2-dimethylhydrazide in or on the raw agricultural commodities peaches and sweet cherries at 30 parts 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 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), § 120.246 is revised to read as follows to establish the subject tolerances:

§ 120.246 Succinic acid 2,2-dimethylhydrazide; tolerances for residues.

Tolerances are established for residues of the plant regulator succinic acid 2,2-dimethylhydrazide in or on raw agricultural commodities as follows:

30 parts per million in or on apples, peaches, sweet cherries.

10 parts per million in or on grapes.

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: September 5, 1969.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 69-10872; Filed, Sept. 11, 1969; 8:46 a.m.]

Title 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 601—SHOE AND RELATED PRODUCTS INDUSTRY IN PUERTO RICO

Wage Order

Pursuant to sections 5, 6, and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206, 208) and by means of Administrative Order No. 607 and Reorganization Plan No. 6 of 1960 (3 CFR 1949–1953 Comp. p. 1004), the Secretary of Labor appointed and convened Industry Committee No. 84–A for the Shoe and Related Products Industry in Puerto Rico. The Committee was referred the question of the minimum wage rate or rates to be paid to employees of the industry under section 6(c) of the Fair Labor Standards Act. The order also provided timely notice of the hearing to be held by the Committee.

Following an investigation and hearing conducted pursuant to the notice, the Committee has filed with the Administrator of the Wage and Hour and Public Contracts Divisions of the Department of Labor a report of its findings of fact and recommendations with respect to the matters referred to it.

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950, and 29 CFR 511.18, the recommendations of Industry Committee No. 84–A are hereby published, to be effective September 28, 1969, in this order amending § 601.2 of Title 29, Code of Federal Regulations, as follows:

§ 601.2 Wage rates.

* * * * *

(a) *Pre-1966 coverage classification.* (1) The minimum wage for this classification is $1.45 per hour.

* * * * *

(b) *1966 coverage classification.* (1) The minimum wage for this classification is $1.30 per hour through January 31, 1970; is $1.45 per hour after that date through January 31, 1971; and $1.60 per hour after that date.

* * * * *

(Secs. 6, 8, 52 Stat. 1062, 1064, as amended; 29 U.S.C. 206, 208)

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

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

[F.R. Doc. 69-10921; Filed, Sept. 11, 1969; 8:49 a.m.]

PART 720—RUBBER PRODUCTS INDUSTRY IN PUERTO RICO

Wage Order

Pursuant to sections 5, 6 and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206, 208) and Reorganization Plan No. 6 of 1950 (3 CFR 1949–1953 Comp., p. 1004), and by means of Administrative Order No. 607 (34 F.R. 9346), the Secretary of Labor appointed and convened Industry Committee No. 84–B for the rubber products industry in Puerto Rico, referred to the Committee the question of the minimum wage rate or rates to be paid under section 6(c) of the Act to employees in the industry, and gave notice of a hearing to be held by the Committee.

Subsequent to an investigation and a hearing conducted pursuant to the notice, the Committee has filed with the Administrator of the Wage and Hour and Public Contracts Divisions of the Department of Labor a report containing its findings of fact and recommendation with respect to the matters referred to it.

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1939, Reorganization Plan No. 6 of 1950, and 29 CFR 511.18, the recommendations of Industry Committee No. 84–B are hereby published to be effective September 28, 1969, in this order amending § 720.2 of Title 29, Code of Federal Regulations. As amended, § 720.2 reads as follows:

§ 720.2 Wage rates.

* * * * *

(a) *Pre-1961 coverage classifications.* The classifications for pre-1961 coverage apply to all activities in the industry to which section 6 of the Fair Labor Standards Act would have applied prior to the Fair Labor Standards Amendments of 1961.

* * * * *

(3) *The rubber bucket classification.* (i) The minimum wage for this classification is $1.35 an hour.

* * * * *

(4) *The rubber footwear classification.* (i) The minimum wage for this classification is $1.43 an hour.

* * * * *

(b) *1961 coverage classification.* (1) The minimum wage for this classification is $1.60 an hour.

* * * * *

(c) *1966 coverage classification.* (1) The minimum wage for this classification

is $1.15 per hour for the period ending January 31, 1969; $1.30 per hour for the period beginning February 1, 1969, and ending January 31, 1970; $1.45 per hour for the period beginning February 1, 1970, and ending January 31, 1971, and $1.60 per hour thereafter.

* * * * *

(Secs. 5, 6, 8, 52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206, 208)

Signed at Washington, D.C., this 8th day of September 1969.

ROBERT D. MORAN,
Administrator, Wage and Hour and Public Contracts Divisions, U.S. Department of Labor.

[F.R. Doc. 69-10888; Filed, Sept. 11, 1969; 8:47 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 0—COMMISSION ORGANIZATION

Miscellaneous Amendments

Order. 1. The amendments to Part 0 of the rules and regulations set forth below are editorial in nature:

Changes in § 0.12 reflect the reorganization and renaming of several divisions of the Office of the Executive Director.

The elimination of §§ 0.13–0.20 results from a determination that functional statements for bureaus and staff offices only should be set forth.

2. Authority for the amendments set forth below is contained in sections 4(i), 5(b), and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154 (i), 155(b), and 303(r), and § 0.261, Part 0 of the rules and regulations. Because the amendments relate to internal Commission organization and because they are editorial in nature, the prior notice and effective date provisions of section 4 of the Administrative Procedure Act, 5 U.S.C. 553, do not apply.

In view of the foregoing: *It is ordered,* Effective September 16, 1969, that Part 0 of the rules and regulations is amended as set forth below.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303)

Adopted: September 5, 1969.

Released: September 9, 1969.

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

Part 0 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. Section 0.12 is revised to read as follows:

§ 0.12 Units in the Office.

(a) Immediate Office of the Executive Director.
(b) Administrative Services Division.
(c) Budget and Fiscal Division.
(d) Data Processing Division.
(e) Emergency Communications Division.
(f) Management Information Division.
(g) Personnel Division.
(h) Property Management Division.

§§ 0.13–0.20 [Deleted]

2. Sections 0.13–0.20 are deleted in their entirety.

[F.R. Doc. 69-10891; Filed, Sept. 11, 1969; 8:47 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

PART 28—PUBLIC ACCESS, USE AND RECREATION

Necedah National Wildlife Refuge, Wis.

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

§ 28.28 Special regulations; public access, use, and recreation; for individual wildlife refuge areas.

WISCONSIN

NECEDAH NATIONAL WILDLIFE REFUGE

Public recreational activities are permitted on the Necedah National Wildlife Refuge subject to the following special conditions:

(1) Public recreational activities are limited to sightseeing, nature observation, and photography.

(2) General public recreational use is permitted as follows:

Area 1. September 19, through December 31, 1969
Area 2. November 21, through December 31, 1969
Area 3. December 6, through December 31, 1969

These open areas, comprising approximately 39,500 acres are delineated on a map available at the refuge headquarters, Necedah, Wis. 54646, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111.

The provisions of this special regulation supplement the regulations which govern public access, use, and recreation on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 28, and are effective through December 31, 1969.

DAVID J. BROWN,
Refuge Manager, Necedah National Wildlife Refuge, Necedah, Wis.

AUGUST 27, 1969.

[F.R. Doc. 69-10886; Filed, Sept. 11, 1969; 8:47 a.m.]

PART 32—HUNTING

Brigantine National Wildlife Refuge, N.J.

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

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

NEW JERSEY

BRIGANTINE NATIONAL WILDLIFE REFUGE

Public hunting of waterfowl and coots on the Brigantine National Wildlife Refuge, N.J., is permitted during established State and Federal waterfowl seasons on the areas designated by signs as open to hunting.

These open areas are delineated as Hunting Units 1, 2, and 3 on maps available at Refuge Headquarters, Oceanville, N.J., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, U.S. Post Office and Courthouse, Boston, Mass. 02109.

Hunting shall be in accordance with applicable State and Federal regulations covering the hunting of waterfowl and coots subject to the following special conditions:

(1) Hunting on Unit 3 during the waterfowl hunting season is restricted to certified, Young Waterfowler Program trainees by permit from designated blind sites.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally, as set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 30, 1970.

DON REESE,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

SEPTEMBER 8, 1969.

[F.R. Doc. 69-10885; Filed, Sept. 11, 1969; 8:47 a.m.]

Proposed Rule Making

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 9844]

AIRWORTHINESS DIRECTIVE

Vickers Viscount Models 744, 745D, and 810 Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive (AD) applicable to Vickers Viscount Models 744, 745D, and 810 Airplanes. There have been failures of the aluminum breather pipes located between the firewall and drains collection box; and the gearbox breather pipe connecting into the engine breather piping on certain Vickers Viscount airplanes that could result in a nacelle fire. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require replacement of the aluminum breather pipes with stainless steel pipes.

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 docket number and be submitted in duplicate to the 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 October 13, 1969, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments 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 sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORP. Applies to Vickers Viscount Models 744, 745D, and 810 Airplanes.

Compliance required as indicated unless already accomplished.

To prevent burn-through of aluminum piping, accomplish the following:

(a) For Viscount Models 744, 745D airplanes—

Within the next 600 hours' time in service, after the effective date of this AD, replace the aluminum engine breather pipes located between the firewall and drains collector box with stainless steel pipes in accordance with British Aircraft Corp. Bulletin for Modification No. D. 3226 dated March 17, 1969, or later ARB-approved issue, or FAA-approved equivalent.

(b) For Viscount Model 810 airplanes—

Within the next 600 hours' time in service after the effective date of this AD, replace the aluminum engine breather pipes located between the firewall and drains collector box and the engine accessory gearbox aluminum breather pipes which connect into the engine breather piping, with stainless steel pipes in accordance with British Aircraft Corp. Bulletin for Modification No. FG. 2102, dated March 17, 1969, or later ARB-approved issue, or an FAA-approved equivalent.

Issued in Washington, D.C., on September 5, 1969.

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

[F.R. Doc. 69-10899; Filed, Sept. 11, 1969; 8:47 a.m.]

[14 CFR Parts 61, 63]

[Docket No. 9843; Notice 69-40]

USE OF FOREIGN PILOT, FLIGHT ENGINEER, AND FLIGHT NAVIGATOR CERTIFICATES AND MEDICAL QUALIFICATION EVIDENCE

Notice of Proposed Rule Making

The Federal Aviation Administration is considering amending § 63.3 of the Federal Aviation Regulations to provide that when a civil aircraft of U.S. registry is operated within a foreign country a current flight engineer or flight navigator certificate issued by the country in which the aircraft is operated may be used. This section, as well as § 61.3, also would be amended to provide that under these circumstances evidence of medical qualification issued for the foreign certificate could be used.

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 11, 1969, will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in 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 61.3(a) *Pilot certificate* of the Federal Aviation Regulations allows a person acting as pilot in command or in any other capacity as a required pilot flight crewmember of a civil aircraft of U.S. registry operated within a foreign country to use a current pilot certificate issued by the country in which the aircraft is operated. This provision was inserted by Amendment 61-22, effective September 19, 1966, that accompanied amendments to Part 91 prescribing rules applicable to civil aircraft operated outside of the United States to conform the regulations with the Convention on International Civil Aviation (Chicago Convention). However, the regulations do not provide that the pilot in these circumstances may use evidence of medical qualification issued by the foreign country. The proposed amendment would allow the pilot to do this.

Paragraphs (a) and (b) of § 63.3, that prescribe certificates for flight engineers and flight navigators, do not have provisions for these airmen similar to the § 61.3(a) provision as to use of foreign certificates. For the purpose of maintaining consistent regulatory provisions and of extending to other flight crewmembers the same opportunity to use foreign-issued certificates, it is proposed to allow flight engineers and flight navigators also to use the appropriate certificates issued by a foreign country in which the aircraft is operated, and evidence of medical qualification for these certificates issued by that country.

The language of paragraph (a) of § 63.3 would be amended to conform with the language in § 61.3 by deleting the phrases "assisting a pilot in the mechanical operation of an" and "as his primary assigned duty in flight". The certificate requirements in paragraphs (a) and (b) of that section would apply the flight navigator or flight engineer certificate requirement to a person acting in that capacity on a civil aircraft of U.S. registry. The requirements would also be divided into those applicable generally or those applicable in a foreign country without reference to air commerce.

In consideration of the foregoing, it is proposed to amend Parts 61 and 63 of the Federal Aviation Regulations as follows:

1. By amending paragraph (c) of § 61.3 to read as follows:

§ 61.3 Certificates and ratings required.

* * * * *

(c) *Medical certificate.* Except for glider pilots piloting gliders, no person may act as pilot in command or in any other capacity as a required pilot crewmember of an aircraft under a certificate issued to him under this part, unless he has in his personal possession an appropriate current medical certificate issued

under Part 67 of this chapter. However, when the aircraft is operated within a foreign country with a current pilot certificate issued by that country, evidence of current medical qualification for that certificate, issued by that country, may be used. Also, in the case of a pilot certificate issued under § 61.33, evidence of current medical qualification accepted for the issue of that certificate is used in place of a medical certificate.

* * * * *

2. By amending paragraphs (a) and (b) of § 63.3 to read as follows:

§ 63.3 Certificates and ratings required.

(a) No person may act as a flight engineer of a civil aircraft of U.S. registry unless he has in his personal possession a current flight engineer certificate with appropriate ratings issued to him under this part and a second-class (or higher) medical certificate issued to him under Part 67 of this chapter within the preceding 12 months. However, when the aircraft is operated within a foreign country, a current flight engineer certificate issued by the country in which the aircraft is operated, with evidence of current medical qualification for that certificate, may be used. Also, in the case of a flight engineer certificate issued under § 63.42, evidence of current medical qualification accepted for the issue of that certificate is used in place of a medical certificate.

(b) No person may act as a flight navigator of a civil aircraft of U.S. registry unless he has in his personal possession a current flight navigator certificate issued to him under this part and a second-class (or higher) medical certificate issued to him under Part 67 of this chapter within the preceding 12 months. However, when the aircraft is operated within a foreign country, a current flight navigator certificate issued by the country in which the aircraft is operated, with evidence of current medical qualification for that certificate, may be used.

* * * * *

These amendments are proposed under the authority of sections 313(a), 601–610, and 1102 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421–1430, 1502); Article 32(a) of the Convention on International Civil Aviation (61 Stat. 1180); and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

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

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

[F.R. Doc. 69-10898; Filed, Sept. 11, 1969; 8:47 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 69-SO-84]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Greenville, Miss., control zone and transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Area Manager, Memphis Area Office, Air Traffic Branch, Post Office Box 18097, Memphis, Tenn. 38118. 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 amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Regional Headquarters, Room 724, 3400 Whipple Street, East Point, Ga.

The Greenville control zone described in § 71.171 (34 F.R. 4557) would be altered by deleting "* * * within 2 miles each side of the Greenville VOR 358° radial * * *" and substituting "* * * within 3 miles each side of the Greenville VOR 358° radial * * *" therefor.

The Greenville transition area described in § 71.181 (34 F.R. 4637) would be redesignated as:

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Greenville Municipal Airport; within 3 miles each side of the Greenville VOR 358° radial, extending from the 8.5-mile radius area to 8.5 miles north of the VOR; and that airspace extending upward from 1,200 feet above the surface within 9.5 miles west and 4.5 miles east of the Greenville VOR 358° radial, extending from the VOR to 18.5 miles north, excluding the portion within the State of Mississippi.

The application of Terminal Instrument Procedures (TERPs) and current airspace criteria to the Greenville terminal area requires an increase in the width of the control zone extension predicated on the Greenville VOR 358° radial from 2 to 3 miles; an increase in the transition area basic radius circle from 8 to 8.5 miles; an increase of 1 mile in the width and 6.5 miles in the length of the 1,200-foot transition area extension predicated on the Greenville VOR 358° radial, and permits the revocation of the 1,200-foot transition area extension predicated on the Greenville VOR 178° radial.

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

Issued in East Point, Ga., on September 3, 1969.

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

[F.R. Doc. 69-10900; Filed, Sept. 11, 1969; 8:47 a.m.]

[14 CFR Part 75]

[Airspace Docket No. 69-EA-95]

JET ROUTE SEGMENTS

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 75 of the Federal Aviation Regulations that would realign segments of Jet Route Nos. 6, 8, and 42 in the vicinity of Wilmington, Del.

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, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. 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 Federal Aviation Administration is considering the following airspace actions:

a. Realign J–6 segment from Westminister, Md., via the intersection of Westminister 080° T (088° M) and Robbinsville, N.J., 239° T (249° M) radials; to Robbinsville.

b. Realign J–8 and J–42 segments from Casanova, Va., via the intersection of Casanova 051° T (057° M) and Westminister 080° T (088° M) radials; intersection of Westminister 080° T (088° M) and Robbinsville 239° T (249° M) radials; to Robbinsville.

These proposed realignments will permit the jet route segments to conform to Standard Terminal Arrival Routes being developed for the Newark, N.J., and LaGuardia, N.Y., airports.

These proposals are made 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 September 4, 1969.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 69-10879; Filed, Sept. 11, 1969; 8:46 a.m.]

ATOMIC ENERGY COMMISSION

[10 CFR Parts 40, 150]

SOURCE MATERIAL REPORTS

Notice of Proposed Rule Making

The Atomic Energy Commission is considering the amendment of its regulations in 10 CFR Part 40, "Licensing of Source Material," and 10 CFR Part 150, "Exemptions and Continued Regulatory Authority in Agreement States under Section 274," to prescribe new reporting requirements for source material in the possession of Commission and Agreement State licensees. These reports will provide information needed by the Commission in carrying out its responsibility for assuring that source material is adequately safeguarded in the interest of the common defense and security.

Licensees would be required to submit to the Commission:

1. A report concerning each transfer, receipt, export, and import of 1,000 kilograms or more of source material per shipment;

2. A statement of their inventories of source material, within 30 days of the effective date of the proposed amendments and June 30 of each year thereafter (by licensees authorized to possess more than 1,000 kilograms of source material at any one time and location); and

3. A report concerning any attempted theft or unlawful diversion of source material (by licensees identified in Item 2 above).

The proposed new requirements would not apply to source material in the milling process. They would apply only to source material after it becomes a product of a mill and the product contains 5 percent or more uranium or thorium by dry weight.

A copy of Form AEC–741, on which transfers of source material would be reported, and related printed instructions, is availalbe for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Copies may be obtained by addressing a request to the Director, Division of Nuclear Materials Safeguards, U.S. Atomic Energy Commission, Washington, D.C. 20545.

Pursuant to the Atomic Energy Act of 1954, as amended, and section 553 of title 5 of the United States Code, notice is hereby given that adoption of the following amendments of 10 CFR Parts 40 and 150 is contemplated. All interested persons who desire to submit written comments or suggestions should send them to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Branch, within sixty (60) days after publication of this notice in the FEDERAL REGISTER. Comments received after that period will be considered if it is practicable to do so, but assurance of consideration cannot be given except as to comments filed within the period specified. Copies of comments on the proposed amendments may be examined at the Commission's Public Document Room at 1717 H Street NW., Washington, D.C.

1. The undesignated center head preceding § 40.61 of 10 CFR Part 40 is amended to read as follows: "Records, Reports, and Inspections".

2. A new § 40.64 is added to 10 CFR Part 40 to read as follows:

§ 40.64 Reports.

(a) Except as specified in paragraph (d) of this section, each licensee who transfers, receives, imports or exports at any one time 1,000 kilograms or more of uranium or thorium, or any combination thereof, shall complete and distribute a Nuclear Material Transfer Report on Form AEC–741, in accordance with the printed instructions for completing the form. Each licensee who transfers or exports such material shall submit a completed copy of Form AEC–741 to the Commission and to the receiver of the material promptly after the transfer or export takes place. Each licensee who receives or imports such material shall submit a completed copy of Form AEC–741 to the Commission and to the shipper of the material within ten (10) days after the material is received. The reports shall be submitted to the U.S. Atomic Energy Commission, Post Office Box E, Oak Ridge, Tenn. 37830.

(b) Except as specified in paragraph (d) of this section, each licensee who is authorized to possess at any one time and location more than 1,000 kilograms of uranium or thorium, or any combination thereof, shall submit to the Commission within thirty (30) days after ----------,[1] and within thirty (30) days after June 30 of each year thereafter, a statement of his source material inventory. The reports shall be submitted to the U.S. Atomic Energy Commission, Post Office Box E, Oak Ridge, Tenn. 37830, and shall include the Reporting Identification Symbol (RIS) assigned by the Commission to the licensee.

(c) Except as specified in paragraph (d) of this section, each licensee who is authorized to possess at any one time and location more than 1,000 kilograms of uranium or thorium, or any combination thereof, shall report promptly to the Director, Division of Nuclear Materials Safeguards, by telephone, telegram, or teletype, any incident in which an attempt has been made or is believed to have been made to commit a theft or unlawful diversion of such material. The initial report shall be followed within a period of fifteen (15) days by a written report submitted to the Director, Division of Nuclear Materials Safeguards, which sets forth the details of the incident and its consequences. Subsequent to the submission of the written report required by this paragraph, a licensee shall promptly inform the Division of Nuclear Materials Safeguards by means of a written report of any substantive additional information, which becomes available to the licensee, concerning an attempted or apparent theft or unlawful diversion of source material.

(d) The reports described in paragraphs (a), (b), and (c) of this section are not required for (1) unprocessed ores containing uranium or thorium, or (2) processed ores containing less than five (5) percent of uranium or thorium, or any combination thereof, by dry weight.

[1] Effective date of this amendment.

3. Section 150.10 of 10 CFR Part 150 is amended to read as follows:

§ 150.10 Persons exempt.

Except as provided in §§ 150.15, 150.16, and 150.17, any person in an Agreement State who manufacturers, produces, receives, possesses, uses, or transfers byproduct material, source material, or special nuclear material in quantities not sufficient to form a critical mass is exempt from the requirements for a license contained in Chapters 6, 7, and 8 of the Act, regulations of the Commission imposing licensing requirements upon persons who manufacture, produce, receive, possess, use, or transfer such materials, and from regulations of the Commission applicable to licensees. The exemptions in this section do not apply to agencies of the Federal Government as defined in § 150.3.

4. A new § 150.17 is added to 10 CFR Part 150 to read as follows:

§ 150.17 Submission to Commission of source material transfer reports.

(a) Except as specified in paragraph (d) of this section, each person who, pursuant to an Agreement State license, transfers or receives at any one time 1,000 kilograms or more of uranium or thorium, or any combination thereof, or who imports such material pursuant to § 40.24 of this chapter, shall complete and distribute a Nuclear Material Transfer Report on Form AEC–741, in accordance with the printed instructions for completing the form. Each person who transfers such material shall submit a completed copy of Form AEC–741 to the Commission and a completed copy to the receiver of the material promptly after the transfer takes place. Each person who receives or imports such material shall submit a completed copy of Form AEC–741 to the Commission and the shipper of the material within ten (10) days after the material is received. The reports shall be submitted to the U.S. Atomic Energy Commission, Post Office Box E, Oak Ridge, Tenn. 37830.

(b) Except as specified in paragraph (d) of this section, each person who is authorized to possess at any one time and location, pursuant to an Agreement State license, more than 1,000 kilograms of uranium or thorium, or any combination thereof, shall submit to the Commission within thirty (30) days after ----------,[1] and within thirty (30) days after June 30 of each year thereafter, a statement of his source material inventory. The reports shall be submitted to the U.S. Atomic Energy Commission, Post Office Box E, Oak Ridge, Tenn. 37830, and shall include the Reporting Identification Symbol (RIS) assigned by the Commission to such person.

[1] Effective date of this amendment.

(c) Except as specified in paragraph (d) of this section, each person who is authorized to possess at any one time and location, pursuant to an Agreement State license, more than 1,000 kilograms of uranium or thorium, or any combination thereof, shall report promptly to the Director, Division of Nuclear Materials Safeguards, by telephone, telegram, or teletype any incident in which an attempt has been made or is believed to have been made to commit a theft or unlawful diversion of such material. The initial report shall be followed within a period of fifteen (15) days by a written report submitted to the Director, Division of Nuclear Materials Safeguards, which sets forth the details of the incident and its consequences. Subsequent to the submission of the written report required by this paragraph, each person subject to the provisions of this paragraph shall promptly inform the Division of Nuclear Materials Safeguards by means of a written report of any substantive additional information, which becomes available to such person, concerning an attempted or apparent theft or unlawful diversion of source material.

(d) The reports described in paragraphs (a), (b), and (c) of this section are not required for (1) unprocessed ores containing uranium or thorium, or (2) processed ores containing less than five (5) percent of uranium or thorium, or any combination thereof, by dry weight.

(Secs. 65, 161, 274, 68 Stat. 933, 948, 73 Stat. 688; 42 U.S.C. 2095, 2201, 2021)

Dated at Germantown, Md., this 29th day of August 1969.

For the Atomic Energy Commission,

W. B. McCool,
Secretary.

[F.R. Doc. 69-10648; Filed, Sept. 11, 1969; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 52]

FROZEN CORN-ON-THE-COB

Standards for Grades [1]

Notice is hereby given that the U.S. Department of Agriculture is considering a revision to the U.S. Standards for Grades of Frozen Corn-on-the-Cob (7 CFR 52.931–52.942).

This revision, if made effective, will be the third issue by the Department of grade standards for this product. These grade standards are issued under authority of the Agricultural Marketing Act of 1946 (sec. 202–208, 60 Stat. 1087 as amended; 7 U.S.C. 1621–1627) which provides for the issuance of official U.S. grades to designate different levels of quality for the voluntary use of producers, buyers, and consumers. Official grading services are also provided under this Act upon request of the applicant and upon payment of a fee to cover the cost of such services.

All persons who desire to submit written data, views, or arguments for consideration in connection with the proposal should file the same in duplicate, not later than March 1, 1970, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250. All written submittals made pursuant to this notice will be available for public review at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Statement of consideration leading to the proposed revision. The current U.S. Standards for Grades of Frozen Corn-on-the-Cob have been in effect since 1958. Since that time there have been a number of significant changes in growing, processing, and marketing practices which are reflected in this proposal. Certain terms have been added or redefined and more specific allowances provided for simplicity, uniformity of interpretation, and ease of application. The requirements in this proposal are a result of many seasons' experience in grading the product and will furnish more objective criteria in applying the grades.

The principal changes proposed are in presentation, revised and expanded definitions, and the inclusion of specific measurements to replace the general requirements in the currently effective standards. Specific allowances are now proposed for:

(1) Off-color kernels,

(2) Length and width variation of the ears,

(3) Number of newly defined development defects, and

(4) A more precise interpretation of other occurring defects.

The proposal also realigns the score points to allow 10 points in each grade to conform to those in most U.S. grade standards for processed fruits and vegetables.

The proposed revision is as follows:

PRODUCT DESCRIPTION, STYLES, COLOR, GRADES

Sec.

52.931 Product description.
52.932 Styles.
52.933 Colors of frozen corn-on-the-cob.
52.934 Grades.

FACTORS OF QUALITY

52.935 Ascertaining the grade of a sample unit.
52.936 Ascertaining the rating for the factors which are scored.
52.937 Color.
52.938 Uniformity of size.
52.939 Development.
52.940 Defects.
52.941 Tenderness and maturity.

EXPLANATIONS AND METHODS OF ANALYSIS

52.942 Preparation and evaluation.
52.943 Cooking procedure.

LOT COMPLIANCE

52.944 Ascertaining the grade of a lot.

SCORE SHEET

52.945 Score sheet for frozen corn-on-the-cob.

AUTHORITY: The provisions of this subpart issued under sec. 205, 60 Stat. 1090 as amended; 7 U.S.C. 1624.

PRODUCT DESCRIPTION, STYLES, COLOR, GRADES

§ 52.931 Product description.

Frozen corn-on-the-cob is the product which is prepared from sound, properly matured, fresh, sweet corn ears by removing husk and silk; by sorting, trimming, and washing as necessary to assure a clean and wholesome product. The ears are blanched, then frozen and stored at temperatures necessary for the preservation of the product.

§ 52.932 Styles.

(a) *Trimmed.* Ears trimmed at both ends to remove tip and stalk ends and/or cut to specific lengths.

(b) *Natural.* Ears untrimmed except to remove all or most of the stalk.

§ 52.933 Colors of frozen corn-on-the-cob.

(a) Golden (or yellow).

(b) White.

§ 52.934 Grades.

(a) "U.S. Grade A" (or U.S. Fancy) frozen corn-on-the-cob is composed of ears with similar varietal characteristics and that have a good flavor and odor. The ears have a good color, are at least reasonably uniform in size, are at least reasonably well developed, are practically free from defects, and are tender. The product scores not less than 90 points when rated in accordance with the scoring system outlined in this subpart.

(b) "U.S. Grade B" (or U.S. Extra Standard) frozen corn-on-the-cob is composed of ears with similar varietal characteristics and that have at least a reasonably good flavor and odor. The ears have at least a reasonably good color; and are at least reasonably uniform in size, reasonably well developed, reasonably free from defects, and reasonably tender. The product scores not less than 80 points when rated in accordance with the scoring system outlined in this subpart.

(c) "Substandard" is the quality of frozen corn-on-the-cob that fails to meet the requirements of U.S. Grade B.

FACTORS OF QUALITY

§ 52.935 Ascertaining the grade of a sample unit.

(a) *General.* The grade of a sample unit of frozen corn-on-the-cob is ascertained by considering: The flavor and odor which are not scored; the ratings for the factors of color, uniformity of size, development, defects, and tenderness and maturity which are scored; the total score; and the limiting rules which may be applicable.

(b) *Sample unit size.* For purposes of rating the quality factors, a sample unit shall consist of four (4) ears; or, if the ears are trimmed to 3 inches or less in length, the sample unit shall be eight (8) such ears.

(c) *Assigning the scores.* The scores for the factors of color and defects are determined immediately after thawing to

[1] Compliance with the provisions of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act or with applicable state laws and regulations.

the extent that the surfaces of the cobs are substantially free from ice crystals. The evaluation of the factor of tenderness and maturity and of flavor and odor is made on the thawed product and also after cooking as prescribed in §§ 52.941, 52.942, and 52.943.

(d) *Definitions of flavor and odor.* (1) "Good flavor and odor" means that the product has a good, characteristic, normal flavor and odor and is free from objectionable flavors and objectionable odors of any kind.

(2) "Reasonably good flavor and odor" means that the product may be lacking in good flavor and odor but is free from objectionable flavors and objectionable odors of any kind.

(e) *Factors rated by score points.* The relative importance of each factor which is scored is expressed numerically on the scale of 100. The maximum number of points that may be given such factors are:

Factors:	Points
Color	20
Uniformity of size	10
Development	10
Defects	30
Tenderness and Maturity	30
Total score	100

§ 52.936 Ascertaining the rating for the factors which are scored.

The essential variations within each factor which is scored are so described that the value may be ascertained for each factor and expressed numerically. The numerical range within each factor which is scored is inclusive. (For example, "27 to 30 points" means 27, 28, 29, or 30 points.)

§ 52.937 Color.

(a) *General.* The factor of color is evaluated when the product has been thawed to the extent that the outer surfaces are free from ice crystals.

(b) *Definition of "off variety" kernels.* Corn kernels which are not damaged but which vary markedly from the predominant color of the ear are considered "off variety" kernels.

(c) (*A*) *Classification.* Frozen corn-on-the-cob that has a good color may be given a score of 18 to 20 points. "Good color" means a color that is bright and typical of tender sweet corn. Such color also complies with the requirements for U.S. Grade A in Table I in this subpart.

(d) (*B*) *Clasification.* Frozen corn-on-the-cob that has a reasonably good color may be given a score of 16 or 17 points. Frozen corn-on-the-cob that falls into this classification shall not be graded above U.S. Grade B, regardless of the total score (limiting rule). "Reasonably good color" means a color that may be slightly dull but is typical of reasonably tender sweet corn. Such color also complies with the requirements for U.S. Grade B in Table I in this subpart.

(e) (*SStd*) *Classification.* Frozen corn-on-the-cob that fails to meet the requirements of paragraph (d) of this section may be given a score of 0 to 15 points and shall not be graded above Substandard, regardless of the total score for the product (limiting rule).

TABLE I

REQUIREMENTS FOR UNIFORMITY OF COLOR AND OFF-VARIETY KERNELS

	Uniformity of color		Off-variety kernels	
	Each ear in the sample unit	All ears in the sample	Each ear in the sample unit	All ears in the sample
			Maximum number	
U.S. Grade A	Practically uniform	Reasonably uniform.	3 kernels	6 kernels.
U.S. Grade B	Reasonably uniform.	Fairly uniform	15 kernels	30 kernels.

§ 52.938 Uniformity of size.

(a) *General.* The rating for uniformity of size is based on the variations in length and diameter of the ears. The diameter is the largest diameter measured at right angles to the longitudinal axis.

(b) (*A*) *Classification.* Frozen corn-on-the-cob that is practically uniform in size may be given a score of 9 or 10 points. "Practically uniform in size" means that the variations in the diameter and/or length of the ears do not exceed the variations allowed for U.S. Grade A, for the applicable style, in Table II of this subpart.

(c) (*B*) *Classification.* Frozen corn-on-the-cob that is only reasonably uniform in size may be given a score of 8 points. "Reasonably uniform in size" means that the variations in the diameter and/or length of the ears do not exceed the variations allowed for U.S. Grade B, for the applicable style, in Table II of this subpart.

(d) (*SStd*) *Classification.* Frozen corn-on-the-cob that exceeds the variations allowed for U.S. Grade B, for the applicable style, in Table II of this subpart may be given a score of 0 to 7 points and shall not be graded above Substandard, regardless of the total score (limiting rule).

TABLE II

VARIATION LIMITS FOR DIAMETER AND LENGTH

	Trimmed style				Natural style (Untrimmed)	
	Ears, trimmed to exceed 3 inches		Ears, trimmed to 3 inches or less			
	Diameter	Length	Diameter	Length	Diameter	Length
	Maximum variation in the sample unit					
U.S. Grade A	3/8 inch	1/2 inch	3/8 inch	1/4 inch	3/4 inch	1 inch.
U.S. Grade B	3/4 inch	1 inch	3/4 inch	1/2 inch	3/4 inch	2 inches.

§ 52.939 Development.

(a) (*A*) *Classification.* Frozen corn-on-the-cob that is well developed may be given a score of 9 or 10 points. "Well developed" means that the ears are well filled with kernels and the appearance is not materially affected by missing and shrunken kernels. In addition, any "development defects" present (as defined and classified in this section) do not exceed the allowances in Table III of this subpart.

(b) (*B*) *Classification.* Frozen corn-on-the-cob that is reasonably well developed may be given a score of 8 points. "Reasonably well developed" means that the ears are reasonably well filled with kernels and the appearance is not seriously affected by missing and shrunken kernels. In addition, any "development defects" present (as defined and classified in this section) do not exceed the allowances in Table III of this subpart.

(c) (*SStd*) *Classification.* Frozen corn-on-the-cob that fails to meet the requirements of paragraph (b) of this section may be given a score of 0 to 7 points and shall not be graded above Substandard, regardless of the total score for the product (limiting rule).

(d) *Definitions and classification of "development defects."*

Type of development defect	Classification	
	Minor	Major
Twisted ear:		
An ear twisted more than the width of 4 rows of kernels or more than one-fourth of the circumference from one end to the other	X	
Nonparallel kernels:		
Nonparallel rows totaling more than 2 inches lengthwise of the ear		X
Separation of rows exceeding one-half the length of the ear:		
One such space showing cob more than one-fourth the width of an average-size kernel	X	
Two or more such spaces showing cob more than one-fourth but not more than one-half the width of an average-size kernel		X
A space or spaces showing cob more than one-half the width of an average-size kernel		X

TABLE III

DEVELOPMENT DEFECTS FOR EACH GRADE

	Total minor and major development defects	Limit for major development defects
	Maximum in the sample unit	
U.S. Grade A	2	1
U.S. Grade B	4	2

§ 52.940 Defects.

(a) *General.* This factor refers to the degree of freedom from crushed and

broken kernels, blemished kernels, poorly trimmed ears, husk, and silk. Defects are identified and classified as to seriousness in accordance with paragraph (e) of this section. The number of damaged kernels, husk, and strands of silk applies to the entire sample unit.

(b) *(A) Classification.* Frozen corn-on-the-cob that is practically free from defects may be given a total score of 27 to 30 points. "Practically free from defects" means that not more than a total of four (4) minor and major defects may be present, of which not more than one (1) may be a major defect.

(c) *(B) Classification.* Frozen corn-on-the-cob that is reasonably free from defects may be given a score of 24 to 26 points. "Reasonably free from defects" means that not more than a total of six (6) minor and major defects may be present, of which not more than two (2) may be major defects. Frozen corn-on-the-cob that falls into this classification shall not be graded above U.S. Grade B, regardless of the total score for the product (limiting rule).

(d) *(SStd) Classification.* Frozen corn-on-the-cob that fails to meet the requirements of paragraph (c) of this section may be given a score of 0 to 23 points and shall not be graded above Substandard, regardless of the total score for the product (limiting rule).

(e) *Definitions and classification of defects.*

Type of defect and definition	Classification	
	Minor	Major
Crushed or Broken Kernels (other than those at end of ears caused by trimming).		
More than 10 kernels but not more than 25 kernels	X	
More than 25 kernels		X
Blemished Kernels: (discoloration, pathological injury, similar damage or imperfections)		
More than 3 kernels but not more than 6 kernels	X	
More than 6 kernels		X
Poorly trimmed ears:		
More than 30°, but not more than 45°, from a right-angle cut	X	
More than 45° from a right-angle cut		X
Attached or Loose Husk:		
More than 2 square inches but not more than 3 square inches	X	
More than 3 square inches		X
Silk:		
More than 10 strands but not more than 30 strands of any color, each more than 1 inch long	X	
More than 30 strands of any color, each more than 1 inch long		X

§ 52.941 **Tenderness and maturity.**

(a) *General.* The tenderness and maturity of the frozen corn-on-the-cob is determined in accordance with the methods outlined in §§ 52.942 and 52.943.

(b) *Definitions of stages of kernel development.* (1) "Blister stage": The kernel contents are thin and watery or slightly cloudy or translucent and the pericarp is generally very pale in color. An ear is considered to be in the blister stage if more than one-fifth of the kernels are in the blister stage.

(2) "Milk stage": The kernel contents are opaque and viscous. Light pressure is required to remove contents.

(3) "Early cream stage": The kernel contents are slightly creamy and viscous. Reasonably firm pressure is required to remove contents which show only slight separation of clear liquid.

(4) "Cream stage": The kernel contents are creamy and thick. Firm pressure is required to remove contents which show no free liquid.

(5) "Dough or overmature stage": The kernel contents are semisolid or hard and require considerable pressure to remove contents which appears starchy or doughlike.

(c) *(A) Classification.* Frozen corn-on-the-cob that is tender, but none of the ears in the blister stage, may be given a score of 27 to 30 points. "Tender" means that the kernels are in the milk or early cream stage of maturity and the pericarp is reasonably tender.

(d) *(B) Classification.* If the frozen corn-on-the-cob is fairly tender, and none of the ears are in the blister stage, a score of 24 to 26 points may be given. Frozen corn-on-the-cob that falls into this classification shall not be graded above U.S. Grade B, regardless of the total score for the product (limiting rule). "Reasonably tender" means that the kernels are in the cream stage of maturity and the pericarp is fairly tender.

(e) *(SStd) Classification.* Frozen corn-on-the-cob that fails to meet the requirements of paragraph (d) of this section may be given a score of 0 to 23 points and shall not be graded above Substandard, regardless of the total score for the product (limiting rule).

EXPLANATIONS AND METHODS OF ANALYSIS

§ 52.942 **Preparation and evaluation.**

(a) The sample unit is air-thawed to the extent that the ears are substantially free from ice crystals.

(b) At least three complete adjacent rows of kernels from each ear (or an equivalent number of kernels if kernels are not in rows) are removed by cutting the kernels off, near but above their attachment to the cob.

(c) A representative number of kernels thus removed are squeezed to evaluate the degree of maturity in accordance with definitions in § 52.491.

(d) A representative number of ears in the sample unit are evaluated, after cooking as prescribed in § 52.943, to ascertain:

(1) The degree of maturity of kernel contents,

(2) Tenderness of the pericarp, and

(3) The flavor and odor.

§ 52.943 **Cooking procedure.**

(a) This cooking procedure is not intended as a recipe for proper cooking but is used in the evaluation of the factor of tenderness and maturity and flavor and odor.

(b) For the purposes of this subpart, frozen corn-on-the-cob is cooked as follows:

(1) Place the air-thawed sample units into rapidly boiling water with sufficient amount of water to cover the cobs completely;

(2) Return the water to a rapid boil;

(3) Maintain a rolling boil for exactly five (5) minutes;

(4) Remove cooked ears immediately, and allow to cool sufficiently to evaluate factors of maturity, tenderness of pericarp, and flavor and odor.

LOT COMPLIANCE

§ 52.944 **Ascertaining the grade of a lot.**

The grade of a lot of frozen corn-on-the-cob covered by the standards in this subpart is determined by the procedures set forth in the Regulations Governing Inspection and Certification of Processed Fruits and Vegetables, Processed Products thereof, and Certain Other Processed Food Products (§§ 52.1–52.87), except that these provisions apply wherever applicable:

(a) *Container size.* In considering the size of a container for purposes of selecting samples from a lot, an ear shall be considered to weigh 8 ounces except that ears which are trimmed to approximately 3 inches or less in length shall be considered to weigh 4 ounces each.

(b) *Dozen.* In calculating the number of dozens of ears, ears which are trimmed to approximately 3 inches or less in length shall be considered as 24 of such ears being the equivalent of 1 dozen ears.

SCORE SHEET

§ 52.945 **Score sheet for frozen corn-on-the-cob.**

Size and kind of container.....
Container marks or identification.....
Label.....
Net weight (ounces).....
Style (trimmed or natural).....
Length of ears (inches).....

Factors		Score points	
Color	20	(A)	18-20
		(B)	[1] 16-17
		(SStd)	[1] 0-15
Uniformity of size	10	(A)	9-10
		(B)	8
		(SStd)	[1] 0-7
Development	10	(A)	9-10
		(B)	8
		(SStd)	[1] 0-7
Defects	30	(A)	27-30
		(B)	[1] 24-26
		(SStd)	[1] 0-23
Tenderness and Maturity	30	(A)	27-30
		(B)	[1] 24-26
		(SStd)	[1] 0-23
Total score	100		

Flavor and odor.....
(A) Good; (B) Reasonably good; (SStd) Objectionable.
Grade.....

[1] Indicates limiting rule.

Dated: September 8, 1969.

G. R. GRANGE,
Deputy Administrator, Marketing Services.

[F.R. Doc. 69-10882; Filed, Sept. 11, 1969; 8:46 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

CHINESE-TYPE CARPETS AND RUGS

Importation Directly From Singapore; Available Certifications

Notice is hereby given that certificates of origin issued by the Trade Division, Ministry of Finance of the Government of Singapore under procedures agreed upon between that Government and the Office of Foreign Assets Control in connection with the Foreign Assets Control Regulations are now available with respect to the importation into the United States directly, or on a through bill of lading, from Singapore of the following additional commodity:

Carpets and rugs, Chinese-type.

[SEAL] MARGARET W. SCHWARTZ,
Director,
Office of Foreign Assets Control.

[F.R. Doc. 69-10901; Filed, Sept. 11, 1969; 8:48 a.m.]

DEPARTMENT OF THE INTERIOR

Office of the Secretary

[Order 2924]

NATIONAL WILD AND SCENIC RIVERS SYSTEM AND NATIONAL TRAILS SYSTEM

Responsibility for Planning and Operation of Programs and Projects

SECTION 1. *Purpose.* The purpose of this Secretarial Order is to assign responsibility for carrying out the planning for and the operation of programs and projects of the National Wild and Scenic Rivers and National Trails Systems, hereinafter referred to as the "National Rivers and Trails Systems". The order also sets out the means by which intradepartmental matters are coordinated and how cooperative planning and administration will be carried out with other Federal, State, and local agencies and private interests.

SEC. 2. *Policy.* The National Wild and Scenic Rivers System and the National Trails System have been established by law during the 90th Congress; Public Laws 90-542 and 90-543, respectively.

These laws place the responsibility for administration upon the Secretaries of Interior and Agriculture and provide that such river and trail systems which are established will be effectively planned, developed, and operated as national systems. It is departmental policy that Interior will cooperate in every way and at every level to assist in the fulfillment of these programs and in doing so will work with other Federal, State, and local agencies and private interests.

SEC. 3. *Responsibility for coordination and management of rivers and trails.* (a) The Assistant Secretary for Public Land Management will coordinate Interior's programs in support of the National Rivers and Trails Systems, and provide liaison on these matters with the Department of Agriculture and other concerned Federal agencies.

(b) The Assistant Secretary for Public Land Management will establish a National Rivers and Trails Committee (Interior Department) to advise him on overall program direction. Each bureau which administers land over which national rivers or trails might pass and the Bureau of Outdoor Recreation shall be represented on the National Rivers and Trails Committee. The Bureau of Outdoor Recreation will furnish staff assistance to the meetings and to the work of this Committee.

(c) Interior components of the National Rivers and Trails Systems, including those components which in the future are brought into the Systems, will be planned, developed, and managed by land administering bureaus. The initial assignments of management responsibility by the Secretary of the Interior are as follows:

National Rivers and Bureau

Rio Grande, New Mexico, Bureau of Land Management.
Rogue, Oregon, Bureau of Land Management.
St. Croix, Minnesota and Wisconsin, National Park Service.
Wolf, Wisconsin, National Park Service.

National Trails and Bureau

Appalachian Trail, National Park Service.

Future assignment of management responsibility of Interior Department components will be made by the Secretary. Primary consideration for such assignments will be given to the land administering bureau having jurisdiction over the majority of the land over which rivers and trails in the national system pass.

(d) The bureaus assigned management responsibility for components of the National Rivers and Trails System are delegated through this order, all of the Secretary's authority necessary for carrying out the purpose of Public Laws 90-542 and 90-543 relating to the selection and location of boundaries, property acquisition, development and administration under guidelines and policies developed by the National Rivers and and Trails Committee (Interior Department) as approved by the Assistant Secretary for Public Land Management.

(e) The bureaus have the responsibility for development and management of Interior lands under their jurisdiction which may be included in components of the National Rivers and Trails Systems where administration is assigned to the Department of Agriculture. The responsible bureau will coordinate with overall planning objectives for the river or trail as defined by the Department of Agriculture. Upon approval of an Agriculture Department plan by the Congress, where Interior Department lands are involved, the responsible bureau will develop and manage its lands in accordance with the approved plan.

SEC. 4. *Responsibility for study of rivers and trails at potential additions to systems.* (a) The Bureau of Outdoor Recreation will have the lead role in carrying out the Secretary's responsibilities for studying all rivers and trails specifically designed as potential additions to the National Rivers and Trails Systems, and other unnamed rivers and trails that may be considered as potential additions to such systems. The Bureau of Outdoor Recreation will prepare for submission to the Secretary reports of all such studies in accordance with the provisions of Public Laws 90-542 and 90-543. Interested land administering bureaus will be consulted and assist BOR in preparing these studies and their views will be expressed in the report to the Secretary.

(b) The Bureau of Outdoor Recreation will make studies and investigations to determine which additional river areas within the United States should be evaluated as wild, scenic, or recreation rivers in planning reports by all Federal agencies as potential alternative uses of the water and related land resources involved. (Sec. 5(d) of Public Law 90-542.)

SEC. 5. *Addition of State-administered rivers and trails to systems.* The Assistant Secretary for Public Land Management will exercise the Secretary's authority to approve, establish, or designate State and locally administered rivers and trails as part of the National Rivers and Trails Systems, with the staff assistance of the Bureau of Outdoor Recreation. Whenever such rivers and trails involve lands under the jurisdiction of any Interior bureau or other Federal agency, the Bureau of Outdoor Recreation will consult with such bureaus or agencies and incorporate their views in recommendations to the Assistant Secretary.

RUSSELL E. TRAIN,
Acting Secretary of the Interior.

SEPTEMBER 4, 1969.

[F.R. Doc. 69-10887; Filed, Sept. 11, 1969; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

IOWA

Designation of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-

named counties in the State of Iowa, natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

Iowa

Black Hawk.	Ringgold.
Bremer.	Shelby.
Butler.	Warren.
Lucas.	Wayne.
Marion.	

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after June 30, 1970, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 9th day of September 1969.

J. PHIL CAMPBELL,
Under Secretary.

[F.R. Doc. 69-10915; Filed, Sept. 11, 1969; 8:48 a.m.]

DEPARTMENT OF COMMERCE

Business and Defense Services Administration

HARVARD UNIVERSITY

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Scientific Instrument Evaluation Division, Department of Commerce, Washington, D.C.

Docket No. 69-00407-01-90000. Applicant: Harvard University, 75 Mount Auburn Street, Cambridge, Mass. 02138. Article: Rotating anode X-ray diffraction equipment, Model GX 3. Manufacturer: Elliott Electronic Tubes, Ltd., United Kingdom. Intended use of article: The article will be used in the determination of the structure of macromolecules such as enzymes carboxypeptidase A and aspartate transcarbamylase. In addition, certain large boron compounds will be investigated. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. Reasons: The foreign article is a rotating anode X-ray diffraction instrument which has the capability of fine focus to a 2.0 millimeter (mm.) x 0.2 mm. or 1.0 mm. x 0.1 mm. focal spot size. We are advised by the National Bureau of Standards (NBS) in a memorandum dated May 20, 1969, that the only known comparable domestic instrument manufactured by the Westinghouse Corporation has a minimum focal spot size (1 mm. x 10 mm.) which is larger by a factor of 100 than that of the foreign article. We, therefore, find that the rotating anode X-ray generator manufactured by the Westinghouse Corp. is not of equivalent scientific value to the foreign article for such purposes as the foreign article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

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

[F.R. Doc. 69-10849; Filed, Sept. 11, 1969; 8:45 a.m.]

HARVARD UNIVERSITY

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Scientific Instrument Evaluation Division, Department of Commerce, Washington, D.C.

Docket No. 69-00406-75-43000. Applicant: Harvard University, 75 Mount Auburn Street, Cambridge, Mass. 02138. Article: Super conducting magnet system. Manufacturer: Oxford Instrument Co., Ltd., United Kingdom. Intended use of article: The article will be used to investigate spin interactions and relaxation in high magnetic fields and ultra-low temperatures, which include the investigation of solid hydrogen (H_2) and solid hydrogen-deuterium (HD). Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article is a magnet coil system consisting of a nuclear resonance coil, a demagnetisation coil and a salt field correction coil capable of providing a field of not less than 77 kilogauss in a 2-inch bore, a homogeneity of at least 1 part in 100,000 over 1 centimeter diameter spherical or equivalent cylindrical volume at 70 kilogauss, a field decay less than 1 part per million per day after stabilization and capable of withstanding quenching at 77 kilogauss without damage. The salt field correction coil must be capable of reducing the stray field upon the salt due to high field coil to less than 100 gauss.

We are advised by the National Bureau of Standards (NBS) in a memorandum dated May 2, 1969, that the capability for homogeneity at the field strength is a pertinent characteristic. NBS further advises that it knows of no instrument or apparatus manufactured in the United States of equivalent scientific value to the foreign article for the purposes for which the foreign article is intended to be used.

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

[F.R. Doc. 69-10850; Filed, Sept. 11, 1969; 8:45 a.m.]

UNIVERSITY OF MIAMI

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application or duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Scientific Instrument Evaluation Division, Department of Commerce, Washington, D.C.

Docket No. 69-00387-33-43780. Applicant: University of Miami, Coral Gables, Fla. 33124. Article: Lidwell's phage typing machine. Manufacturer: Biddulph & Co., United Kingdom. Intended use of article: The article will be used to support medical research concerning typing of bacteria. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. Reasons: The foreign article is to be used for typing of bacteria as part of a medical research program. Domestic custom-made bacterial replicating apparatus and other bacteria typing machines are available. We are informed by the Department of Health, Education, and Welfare (HEW) in its memorandum dated April 9, 1969, that in addition to requiring extensive laboratory support such domestic custom-made apparatus are not comparable to the foreign article. HEW advises further that it knows of no commercially standard apparatus being manufactured in the United States which is of equivalent scientific value to the foreign article for such purposes as this article is intended to be used.

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

[F.R. Doc. 69-10851; Filed, Sept. 11, 1969; 8:45 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

CANNED SWEET POTATOES DEVIATING FROM IDENTITY STANDARD

Notice of Temporary Permit for Market Testing

Pursuant to § 10.5 (21 CFR 10.5) concerning temporary permits to facilitate market testing of foods deviating from the requirements of standards of identity promulgated pursuant to section 401 (21 U.S.C. 341) of the Federal Food, Drug, and Cosmetic Act, notice is given that a temporary permit has been issued to Green Giant Co., Le Sueur, Minn. 56058. This permit covers interstate marketing tests of canned "cut" sweet potatoes that deviate from the standard of identity (21 CFR 51.990) in that they contain added calcium salts (either calcium chloride, calcium citrate, calcium sulfate, monocalcium phosphate, or any mixture of two or more such calcium salts) and pectin as firming agents. The quantity of calcium added thereby does not exceed 0.15 percent by weight of the finished food and the quantity of pectin not more than 0.1 percent by weight of the finished food. The principal display panel of the label on each container shall prominently bear the statement "Calcium salts and pectin added to improve firmness."

This permit expires September 5, 1970.

Dated: September 5, 1969.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 69-10873; Filed, Sept. 11, 1969; 8:46 a.m.]

[Docket No. FDC-D-127; NDA Nos. 1, 4-336, 4-336V]

CHATHAM PHARMACEUTICALS, INC.

Notice of Opportunity for Hearing Regarding Combination Drugs Containing Oxalic Acid and Malonic Acid or Their Ethyl Esters

A notice of opportunity for hearing was published in the FEDERAL REGISTER of May 10, 1969 (34 F.R. 7584), on a proposal to issue an order withdrawing approval of new-drug application No. 4-336V and all amendments and supplements thereto held by Chatham Pharmaceuticals, Inc., 901 Broad Street, Newark, N.J. 07102, for the drug Koagamin Veterinary Parenteral Hemostat, pursuant to section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)), on the grounds that information before the Commissioner of Food and Drugs with respect to such drug, evaluated with the evidence available to him when the application was approved, shows that there is a lack of substantial evidence that the drug has the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling.

Chatham Pharmaceuticals, Inc., has elected to avail themselves of the opportunity for a hearing on this proposed action. In accordance with the New Animal Drug Amendments of 1968 (Public Law 90-399), which became effective on August 1, 1969, this proposed action will proceed pursuant to section 512(e)(1)(c) of the Federal Food, Drug, and Cosmetic Act, observing the hearing procedures established in Part 130 (21 CFR Part 130).

In a notice published March 29, 1969 (34 F.R. 5960), the Commissioner announced his intention to initiate proceedings to withdraw approval of the new-drug applications for the drug Koagamin Parenteral Hemostat, for human use (one drug containing oxalic acid and related dicarboxylic acids and the other 5 milligrams of oxalic acid and 2.5 milligrams of malonic acid per cubic centimeter—NDA No. 1 and 4-336) on the basis that the Food and Drug Administration has evaluated reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, and concluded that there is a lack of substantial evidence that Koagamin Parenteral Hemostat is effective for any of the claims in its labeling.

The holder of the new-drug applications for these drugs and any interested person were invited to submit any pertinent data in support of the drugs' effectiveness. The information received, considered with the evidence available when the applications were approved, shows that there is a lack of substantial evidence that the drugs have the effect they purport or are represented to have under the conditions of use prescribed, recommended, or suggested in their labeling.

Therefore, Chatham Pharmaceuticals, Inc., Newark, N.J., and any interested person who may be adversely affected are hereby notified that the Notice of Opportunity for Hearing published in the FEDERAL REGISTER of May 10, 1969, is amended to include a proposal to issue and order under the provisions of section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(e)) withdrawing approval of all new-drug applications for Koagamin Parenteral Hemostat for human use (NDA 1 and NDA 4-336).

Within 30 days after the date of publication hereof in the FEDERAL REGISTER, such persons are required to file with the Hearing Clerk, Department of Health, Education, and Welfare, Office of the General Council, Food, Drug, and Environmental Health Division, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, a written appearance electing whether:

1. To avail themselves of the opportunity of including Koagamin Parenteral Hemostat for human use (NDA 1 and NDA 4-336) in the hearing scheduled on Koagamin Veterinary Parenteral Hemostat (NDA 4-336V); or

2. Not to avail themselves of the opportunity for including Koagamin Parenteral Hemostat for human use (NDA 1 and NDA 4-336) in the hearing on Koagamin Veterinary Parenteral Hemostat. (NDA 4-336V).

If such persons elect not to avail themselves of the opportunity for a hearing as described under 1 above, the Commissioner without further notice will enter a final order withdrawing approval of the new-drug applications. Failure of such persons to file such written appearance of election within such 30 days will be construed as an election by such persons not to avail themselves of the opportunity for a hearing.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 512, 52 Stat. 1050-53, as amended, 82 Stat. 343-51; 21 U.S.C. 352, 355, 360b) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: September 3, 1969.

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

[F.R. Doc. 69-10874; Filed, Sept. 11, 1969; 8:46 a.m.]

[DESI 1002]

CETYLPYRIDINIUM CHLORIDE WITH BENZYL ALCOHOL THROAT LOZENGES AND CERTAIN OTHER DRUGS

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:

1. Cepacol Throat Lozenges containing cetylpyridinium chloride 1:1500 and 0.3 percent benzyl alcohol; marketed by the Wm. S. Merrell Co., Division of Richardson-Merrell, Inc., 110 Amity Road, Cincinnati, Ohio 45215 (NDA 5-422).

2. Aclor Capsules containing 5 grains glutamic acid hydrochloride per capsule; marketed by Cole Pharmacal Co., Inc., 3721 Laclede Avenue, St. Louis, Mo. 63108 (NDA 4-484).

3. Planithin Capsules containing 325 milligrams glutamic acid hydrochloride per capsule; marketed by Table Rock Laboratories, Inc., 812 Hampton Avenue, Greenville, S.C. 29601 (NDA 1-002).

4. Ritonic Capsules containing 5 milligrams methylphenidate hydrochloride, 1.25 milligrams methyltestosterone, 5 micrograms ethinyl estradiol, 5 milligrams thiamine mononitrate, 1 milligram riboflavin, 2 milligrams pyridoxine hydrochloride, 2 micrograms cobalamin concentrate, 25 milligrams niacinamide, and 250 milligrams dibasic calcium phosphate per capsule; marketed by Ciba Pharmaceutical Co., 556 Morris Avenue, Summit, N.J. 07901 (NDA 11-591).

5. Am Plus Improved Capsules containing per capsule 5 milligrams dextroamphetamine sulfate, 5 milligrams hydroxyzine hydrochloride, and Vitamin A

palmitate, ergocalciferol, thiamine mononitrate, riboflavin, pyridoxine hydrochloride, niacinamide, sodium ascorbate, ascorbic acid, calcium pantothenate, cobalamin concentrate, dibasic calcium phosphate, cobaltous sulfate, cupric sulfate, potassium iodide, ferrous fumarate, manganous sulfate, sodium molybdate, magnesium sulfate, potassium sulfate and zinc sulfate; marketed by J. B. Roerig & Co., Division, Chas. Pfizer & Co., Inc., 235 East 42d Street, New York, N.Y. 10017 (NDA 11-852).

6. Liquid Germicidal Detergent containing 2½ percent benzethonium chloride; marketed by Parke, Davis and Co., Joseph Campau at the River, Detroit, Mich. 48232 (NDA 5-616).

7. Phemerol Tincture containing benzethonium chloride 1:500, and alcohol 65 percent; marketed by Parke, Davis and Co. (NDA 4-232).

8. Phemerol Solution containing benzethonium chloride 1:750; marketed by Parke, Davis and Co. (NDA 4-231).

9. Phemerol Topical containing 3 percent benzethonium chloride; marketed by Parke, Davis and Co. (NDA 5-113).

10. Bilcain Tablets containing 3 grains ox bile extract, ⅛ grain aloin, and ½ grain cascara sagrada extract per tablet; marketed by Cole Pharmacal Co. (NDA 3-420).

11. Ethylene Disulphonate (Allergosil Brand) Ampoules containing ethylene disulfonate in a dilution of 10^{-15} sterile water for injection; marketed by Spicer-Gerhart Co., 23 North Sycamore, Pasadena, Calif. 91107 (NDA 5-127).

12. Alertonic Elixir containing in each 45 cubic centimeters: 2 milligrams pipradrol hydrochloride, 10 milligrams thiamine hydrochloride, 5 milligrams riboflavin, 1 milligram pyridoxine hydrochloride, 50 milligrams niacinamide, 100 milligrams choline chloride, 100 milligrams inositol, 100 milligrams calcium glycerophosphate, 1 milligram manganous sulfate, 1 milligram magnesium acetate, 1 milligram zinc acetate, 1 milligram ammonium molybdate, and alcohol; marketed by The Wm. S. Merrell Co. (NDA 10-740).

The Food and Drug Administration has concluded that there is a lack of substantial evidence that these drugs are effective for all the uses recommended or suggested in their labeling and that each component of the combination drugs contributes to the total effects claimed for such drugs.

The Commissioner of Food and Drugs intends to initiate proceedings to withdraw approval of the new drug applications for these drugs. 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 following the date of publication of this notice in the FEDERAL REGISTER. The only material which will be considered acceptable for review must be well-organized, and consist of adequate and well-controlled studies bearing on the efficacy of the products and not previously submitted.

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

A copy of the NAS-NRC report has been furnished to each firm referred to above. Any other interested person may obtain a copy by request to the appropriate office named below.

Communications forwarded in response to this announcement should be identified with the reference number, DESI 1002, and should be directed to the attention of the following appropriate office and addressed to the Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204:

Requests for NAS-NRC report: Press Relations Office (CE-300).

All other communications regarding this announcement: Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine.

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

Dated: September 4, 1969.

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

[F.R. Doc. 69-10875; Filed, Sept. 11, 1969; 8:46 a.m.]

[DESI 7883]

DISULFIRAM

Drugs for Human Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated a report received from the National Academy of Sciences-National Research Council, Drug Efficacy Study Group, on the following drug:

Antabuse Tablets (disulfiram 0.5 gram); marketed by Ayerst Laboratories, Division American Home Products Corp., 685 Third Avenue, New York, N.Y. 10017 (NDA 7-883).

The drug is regarded as a new drug (21 U.S.C. 321(p)). Supplemental new drug applications are required to revise the labeling in and to update previously approved applications providing for such drug. A new drug application is required from any person marketing such drug without approval.

The Food and Drug Administration is prepared to approve new drug applications and supplements to previously approved new drug applications under conditions described in this announcement.

A. *Effectiveness classification.* The Food and Drug Administration has considered the Academy report, as well as other available evidence, and concludes that disulfiram is an effective adjunct in the management of selected chronic alcoholic patients.

B. *Form of drug.* Disulfiram preparations are in tablet form suitable for oral administration and contain per dosage unit an amount appropriate for administration in the dosage range described in the labeling conditions in this announcement.

C. *Labeling conditions.* 1. The label bears the statement "Caution: Federal law prohibits dispensing without prescription."

2. The drug is labeled to comply with all requirements of the Act and regulations and those parts of its labeling indicated below are substantially as follows: (Optional additional information, applicable to the drug, may be proposed under other appropriate paragraph headings and should follow the information set forth below.)

WARNING

Disulfiram should *never* be administered to a patient when he is in a state of alcohol intoxication or without his full knowledge.

The physician should instruct relatives accordingly.

DESCRIPTION

(Descriptive information to be included by the manufacturer or distributor should be confined to an appropriate description of the physical and chemical properties of the drug and the formulation.)

ACTION

Disulfiram alters the metabolism of ethyl alcohol so that acetaldehyde blood levels are 5 to 10 times higher than would otherwise occur; the result is a highly unpleasant reaction following the ingestion of alcohol.

INDICATION

Disulfiram is an aid in the management of selected chronic alcoholic patients; used alone, without proper motivation and without supportive therapy, it is not a cure for alcoholism, and it is unlikely that it will have more than a brief effect on the drinking pattern of the chronic alcoholic.

CONTRAINDICATIONS

Patients who are receiving or have recently received paraldehyde or alcohol-containing preparations, e.g. cough syrups, tonics. Hypersensitivity.

WARNINGS

Disulfiram should be used with extreme caution in patients with any of the following conditions: diabetes mellitus, hypothyroidism, epilepsy, cerebral damage, chronic and acute nephritis, hepatic cirrhosis or insufficiency. The possibility of an accidental or intentional alcohol-disulfiram reaction, with its accompanying hypotension, presents significant risks.

Usage in pregnancy: The safe use of this drug in pregnancy has not been established. Therefore, disulfiram should be used during pregnancy only when, in the judgment of the physician, the probable benefits outweigh the possible risks.

The alcohol-disulfiram reaction: Disulfiram plus alcohol, even small amounts, produces flushing, throbbing in head and neck, throbbing headache, respiratory difficulty, nausea, copious vomiting, sweating, thirst, chest pain, palpitation, dyspnea, hyperventilation, tachycardia, hypotension, syncope,

marked uneasiness, weakness, vertigo, blurred vision and confusion. The blood pressure may fall to shock level. Duration of the reaction usually lasts from 30 minutes to several hours. Drowsiness and sleep follow. The intensity of the reaction varies with individuals but is generally proportional to the amounts of disulfiram and alcohol ingested.

In severe reactions there may be respiratory depression, cardiovascular collapse, arrhythmias, myocardial infarction, acute congestive heart failure, unconsciousness, convulsions, and death.

The patient must be fully informed of the alcohol-disulfiram reaction. He should also be warned to avoid alcohol in sauces, vinegars, cough mixtures, and even aftershave lotions and back rubs. It is important that the patient be strongly cautioned against surreptitious drinking while taking the drug and be fully aware of possible consequences. He should also be warned that reactions may occur with alcohol up to 14 days after ingesting disulfiram.

ALCOHOL-DISULFIRAM TRIAL

During early experience with disulfiram it was thought advisable for each patient to have at least one supervised alcohol-drug reaction. These test reactions have now been largely abandoned. When deemed necessary, however, the following procedure is suggested:

After the first 2 to 3 weeks' therapy with 0.5 gm daily, a drink of 15 cc. of 100 proof whiskey or equivalent is taken slowly. This test dose of alcoholic beverage may be repeated once only so that the total dose does not exceed 30 cc. (1 oz.) of whiskey. Once a reaction develops no more alcohol should be consumed. Such tests should be carried out only when the patient is hospitalized or comparable supervision and facilities including oxygen are available. The test should never be administered to a patient over 50 years of age.

PRECAUTIONS

During initial treatment certain patients with a history of prolonged and heavy alcohol consumption may be able at first to take large quantities of alcohol without discomfort; in the majority of cases this tolerance disappears with continued use of the drug. The longer the patient remains on therapy the more sensitive he becomes to alcohol.

Alcoholism may accompany or be followed by dependence on narcotics or sedatives. Barbiturates have been administered concurrently with disulfiram, but the possibility of initiating a new abuse should be considered.

It is suggested that a patient receiving disulfiram carry an identification card stating that he is receiving disulfiram, describing the symptoms of the disulfiram-alcohol reaction, and indicating the physician or institution to be contacted in emergency.

Disulfiram should be used with caution in those patients receiving diphenylhydantoin or its congeners. Toxic levels of these antiepileptic agents have been reported during concomitant disulfiram therapy.

Baseline and followup transaminase tests (10–14 days) are suggested to detect any hepatic dysfunction that may result with disulfiram therapy.

ADVERSE REACTIONS

Acneform eruptions, allergic dermatitis, drowsiness, fatigability; impotence; headache; metallic or garlic-like aftertaste.

Psychotic episodes, usually at higher doses.

Polyneuropathy and peripheral neuritis.

Cholestatic hepatitis reported but causal relationship not clearly established.

Management of alcohol-disulfiram reaction: In severe reactions whether caused by an excessive test dose or by the patient's unsupervised ingestion of alcohol, supportive measures to restore blood pressure and treat shock should be instituted. Other recommendations include: oxygen, carbogen (95 percent oxygen and 5 percent carbon dioxide), vitamin C intravenously in massive doses (1 Gm.), and ephedrine sulphate. Antihistamines have also been used intravenously. Potassium levels should be monitored particularly in patients on digitalis since hypokalemia has been reported.

DOSAGE AND ADMINISTRATION

Disulfiram should never be initiated nor administered within 12 hours after the patient has consumed any quantity of alcohol.

The usual dose is 500 mg. in a single dose daily. Although usually taken in the morning, disulfiram may be taken on retiring by patients who experience a sedative effect. Maintenance dose may be reduced to 250 mg. daily (range 125 to 500 mg.); it should not exceed 500 mg./day. Maintenance therapy may be required up to several years.

D. *Previously approved applications.* 1. Each holder of a "deemed approved" new drug application (i.e., an application which became effective on the basis of safety prior to Oct. 10, 1962) for such drug is requested to bring the application up to date by submitting supplements containing:

a. Revised labeling, as needed to conform to the labeling conditions described herein for the drug.

b. Adequate data to assure the biologic availability of the drug in the formulation which is marketed; if such data are already included in the application, specific reference thereto may be made.

c. Updating information, as needed to make the application current in regard to items 6 (components), 7 (composition), and 8 (methods, facilities, and controls) of the new drug application form FD–356H to the extent described in the proposal for abbreviated new drug applications, § 130.4(f), published in the FEDERAL REGISTER February 27, 1969. (One supplement may contain all the information described in this paragraph.)

2. Such supplements should be submitted within the following time periods after the date of publication of this notice in the FEDERAL REGISTER:

a. 60 days for revised labeling. The supplement should be submitted under the provisions of § 130.9 (d) and (e) of the new drug regulations (21 CFR 130.9) which permit certain changes to be put into effect at the earliest possible time.

b. 180 days for biologic availability data.

c. 60 days for updating information.

3. Marketing of the drug may continue until the supplemental applications submitted in accord with the preceding subparagraphs 1 and 2 are acted upon, provided that within 60 days after the date of this publication, the labeling of the preparation shipped within the jurisdiction of the Act is in accord with the labeling conditions described in this announcement.

E. *New applications.* 1. Any other person who distributes or intends to distribute such drug which is intended for the conditions of use for which it has been shown to be effective, as described under A above, should submit an abbreviated new drug application meeting the conditions specified in the proposed regulation, § 130.4(f) (1), (2), and (3), published in the FEDERAL REGISTER of February 27, 1969. Such applications should include proposed labeling which is in accord with the labeling conditions described herein and adequate data to assure the biologic availability of the drug in the formulation which is marketed or proposed for marketing.

2. Distribution of any such preparation currently on the market without an approved new drug application may be continued provided that:

a. Within 60 days from the date of publication of this announcement in the FEDERAL REGISTER, the labeling of such preparation shipped within the jurisdiction of the Act is in accord with the labeling conditions described herein.

b. The manufacturer, packer, or distributor of such drug submits, within 180 days from the date of this publication, a new drug application to the Food and Drug Administration.

c. The applicant submits additional information that may be required for the approval of the application within a reasonable time as specified in a written communication from the Food and Drug Administration.

d. The application has not been ruled incomplete or unapprovable.

F. *Unapproved use or form of drug.* 1. If the article is labeled or advertised for use in any condition other than those provided for in this announcement, it may be regarded as an unapproved new drug subject to regulatory proceedings until such recommended use is approved in a new drug application or is otherwise in accord with this announcement.

2. If the article is proposed for marketing in another form or for a use other than the use provided for in this announcement, appropriate additional information as described in § 130.4 or § 130.9 of the regulations (21 CFR 130.4, 130.9) may be required, including results of animal and clinical tests intended to show whether the drug is safe and effective.

Representatives of the Administration are willing to meet with any interested person who desires to have a conference concerning proposed changes in the labeling set forth herein. Requests for such meetings should be made to the Office of Marketed Drugs (MD–300) at the address given below, within 30 days after the publication of this notice in the FEDERAL REGISTER.

A copy of the NAS-NRC report has been furnished to the firm referred to above. Any other interested person may obtain a copy by request to the appropriate office named below.

Communications forwarded in response to this announcement should be identified with the reference number, DESI 7883, and be directed to the attention of the following appropriate office and addressed to the Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204:

Requests for NAS-NRC report: Press Relations Office (CE-300).
Supplements (Identify with new drug application number): Office of Marketed Drugs (MD-300), Bureau of Medicine.
Original abbreviated new drug applications: Office of Marketed Drugs (MD-300), Bureau of Medicine.
All other communications regarding this announcement: Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine.

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

Dated: September 4, 1969.

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

[F.R. Doc. 69-10876; Filed, Sept. 11, 1969; 8:46 a.m.]

[DESI 11-587]

TRIACETYLOLEANDOMYCIN, TETRACYCLINE, OR PENICILLIN IN COMBINATION WITH ANTIHISTAMINES AND/OR ANALGESICS AND/OR DECONGESTANTS FOR ORAL USE

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 antibiotics with antihistamines, and/or analgesics and/or decongestants:

1a. Tain Tablets containing triacetyloleandomycin equivalent to 125 milligrams oleandomycin, 12.5 milligrams phenylpropanolamine hydrochloride, 6.25 milligrams pheniramine maleate, 6.25 milligrams pyrilamine maleate and carbaspirin calcium equivalent to 300 milligrams aspirin per tablet; and

1b. Tain Oral Suspension containing triacetyloleandomycin equivalent to 125 milligrams oleandomycin, 12.5 milligrams phenylpropanolamine hydrochloride, 6.25 milligrams pheniramine maleate, 6.25 milligrams pyrilamine maleate and 150 milligrams acetaminophen per 5 milliliters; both marketed by Dorsey Laboratories, Division of The Wander Co., Northeast U.S. 6 and Interstate 80, Lincoln, Nebr. 68501.

2. Novahistine with Penicillin Capsules containing 200,000 units potassium penicillin G, 12.5 milligrams pheniramine maleate, and 10 milligrams phenylephrine hydrochloride per capsule; marketed by Pitman-Moore Division of the Dow Chemical Co., Post Office Box 1656, Indianapolis, Ind. 46206.

3a. Achrocidin Compound Syrup containing tetracycline equivalent to 125 milligrams tetracycline hydrochloride, 120 milligrams phenacetin, 150 milligrams salicylamide, 25 milligrams ascorbic acid, and 15 milligrams pyrilamine maleate per 5 milliliters; and

3b. Achrocidin Compound Tablets containing 125 milligrams tetracycline hydrochloride, 120 milligrams phenacetin, 30 milligrams caffeine, 150 milligrams salicylamide, and 25 milligrams chlorothen citrate per tablet; both marketed by Lederle Laboratories, Division of American Cyanamid Co., Post Office Box 500, Pearl River, N.Y.

4a. Tao-AC Capsules containing triacetyloleandomycin equivalent to 125 milligrams oleandomycin, 120 milligrams phenacetin, 30 milligrams caffeine and 150 milligrams salicylamide per capsule; and

4b. Tao-AC Capsules containing triacetyloleandomycin equivalent to 125 milligrams oleandomycin, 120 milligrams phenacetin, 30 milligrams caffeine, 150 milligrams salicylamide and 15 milligrams buclizine hydrochloride per capsule; and

4c. Tetracydin Capsules containing 125 milligrams tetracycline hydrochloride, 120 milligrams phenacetin, 30 milligrams caffeine, and 150 milligrams salicylamide per capsule; all three marketed by J. B. Roerig, Division Chas. Pfizer & Co., Inc., 235 East 42d Street, New York, N.Y. 10017.

5a. Tetrex-APC with Bristamin Capsules containing tetracycline phosphate complex equivalent to 125 milligrams tetracycline hydrochloride, 25 milligrams phenyltoloxamine citrate, 150 milligrams aspirin, 120 milligrams phenacetin, and 30 milligrams caffeine per capsule; and

5b. Tetrex-AP Syrup containing tetracycline equivalent to 125 milligrams tetracycline hydrochloride, 120 milligrams acetaminophen, and 12.5 milligrams phenyltoloxamine citrate per 5 milliliters, both marketed by Bristol Laboratories, Inc., Division of Bristol-Myers Co., Post Office Box 657, Syracuse, N.Y. 13201.

6. V-Kor Tablets containing potassium phenoxymethyl penicillin equivalent to 62.5 mg. phenoxymethyl penicillin; pyrrobutamine, as the naphthalene disulfonate, 7.5 mg.; methapyrilene hydrochloride, as the hydroxybenzoyl benzoate, 12.5 mg.; cyclopentamine hydrochloride, as the hydroxybenzoyl benzoate, 6.25 mg.; aspirin 114 mg.; phenacetin 80 mg.; and caffeine 16 mg.; Eli Lilly and Co., Box 618, Indianapolis, Ind. 42605.

7. Pen-Vee-Cidin Capsules containing phenoxymethyl penicillin 62.5 mg., salicylamide 194 mg., promethazine hydrochloride 6.25 mg., phenacetin 130 mg. and mephentermine sulfate 3 mg.; Wyeth Laboratories, Post Office Box 8299, Philadelphia, Pa. 19101.

8a. Syndecon Tablets containing potassium phenethicillin equivalent to 62.5 mg. phenethicillin, phenylephrine hydrochloride 2.5 mg., phenylpropanolamine hydrochloride 10 mg., phenyltoloxamine citrate 3.75 mg., chlorpheniramine maleate 1.25 mg. and acetaminophen 120 mg.; and

8b. Syndecon for Oral Solution containing in 5 milliliters potassium phenethicillin equivalent to 62.5 mg. phenethicillin, phenylephrine hydrochloride 2.5 mg., phenylpropanolamine hydrochloride 10 mg., phenyltoloxamine citrate 3.75 mg., chlorpheniramine maleate 1.25 mg., and acetaminophen 120 mg.; both drugs marketed by Bristol Laboratories, Division Bristol-Myers Co., Thompson Road, Post Office Box 657, Syracuse, N.Y. 13201.

The Food and Drug Administration regards the above listed drugs as ineffective or ineffective as a fixed combination for their claimed indications: For the prophylaxis or control of infections caused susceptible organisms, when combined with ingredients offered for symptomatic relief for their analgesic, antipyretic, mild cerebral and respiratory stimulant, or antihistamine activity.

Accordingly, the Commissioner of Food and Drugs intends to initiate proceedings to amend the antibiotic regulations, as necessary, to delete from the list of drugs acceptable for certification the above listed antibiotic combinations and any other drug containing penicillin, triacetyloleandomycin or tetracycline (or derivative) in combination with an analgesic, antihistamine, and/or decongestant and intended for oral use in man.

Prior to initiating such action, however, the Commissioner invites all interested persons who may be adversely affected by removal of these drugs from the market to submit pertinent data bearing on the proposal within 30 days following the date of publication of this notice in the FEDERAL REGISTER. To be acceptable, such data must be well-organized and consist of adequate and well-controlled studies not previously submitted. Any data should be identified with the reference number, DESI 11-587, and be addressed to the Special Assistant for Drug Efficacy Study Implementation (MD-16), Bureau of Medicine, Food and Drug Administration, 200 C Street SW., Washington, D.C. 20204.

This announcement of the proposed action and implementation of the NAS-NRC reports for these drugs is made to give notice to persons who might be adversely affected by removal of these drugs from the market.

Each firm listed above has been mailed a copy of the NAS-NRC report. Any interested person may obtain a copy of the NAS-NRC report on any of the above named products by writing to the Food and Drug Administration, Press Relations Office (CE-300), 200 C Street SW., Washington, D.C. 20204.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under the authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120).

Dated: September 9, 1969.

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

[F.R. Doc. 69-10884; Filed, Sept. 11, 1969; 8:46 a.m.]

DEPARTMENT OF TRANSPORTATION

Coast Guard

[CGFR 69-91]

EQUIPMENT, CONSTRUCTION, AND MATERIALS

Approval Notice

1. Certain laws and regulations (46 CFR Ch. I) require that various items of lifesaving, firefighting and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from June 13, 1969, to July 18, 1969 (List Nos. 19-69 and 20-69). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and material approvals is generally set forth in sections 367, 375, 390b, 416, 481, 489, 526p, and 1333 of title 46, United States Code, section 1333 of title 43, United States Code, and section 198 of Title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.4 (a)(2) and (g)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction and materials are set forth in 46 CFR Parts 160 to 164.

3. The approvals listed in this document shall be in effect for a period of 5 years from the date of issuance, unless sooner cancelled or suspended by proper authority.

Lifeboat Winches for Merchant Vessels

Approval No. 160.015/96/0, Type CW-75-M lifeboat winch; approval limited to mechanical components only, and for a maximum working load of 7,500 pounds pull at the drums (3,750 pounds per fall); identified by general arrangement drawing WA-9230 dated August 21, 1967, and drawing list dated May 28, 1969, approval is limited for use with Type CG-150-P gravity davit (Approval 160.032/182/0), manufactured by Carroll Engineering Co., 313 State Street, Box 711, Perth Amboy, N.J. 08862, effective June 20, 1969.

Davits for Merchant Vessels

Approval No. 160.032/182/0, gravity davit, Type CG-150-P; approved for a maximum working load of 15,000 pounds per set (7,500 pounds per arm) using two-part falls; identified by general arrangement drawing DA-9234 dated July 23, 1968, and drawing list dated May 28, 1969, approval is limited for use with Type CW-75-M lifeboat winch (Approval 160.015/96/0), manufactured by Carroll Engineering Co., 313 State Street, Box 711, Perth Amboy, N.J. 08862, effective June 20, 1969.

Mechanical Disengaging Apparatus, Lifeboat, for Merchant Vessels

Approval No. 160.033/60/0, Rottmer type releasing gear, approved for a maximum working load of 15,000 pounds per hook, identified by Hook Release Installation drawing No. 9090-111 dated April 18, 1969, manufactured by Whittaker Corp., 5159 Baltimore Drive, La Mesa, Calif. 92042, effective June 20, 1969.

Lifeboats for Merchant Vessels

Approval No. 160.035/464/0, 24.0' x 8.0' x 3.5' aluminum, motor-propelled, Class 1 lifeboat, 37-person capacity, identified by general arrangement and construction dwg. No. 24-002-02, dated June 18, 1969, 46 CFR 160.035-13(c) Marking, Weights: Condition "A"=3,600 pounds; Condition "B"=10,610 pounds, manufactured by Lane Lifeboat and Davit Corp., 150 Sullivan Street, Brooklyn, N.Y. 11231, effective June 24, 1969.

Buoyant Cushions, Unicellular Plastic Foam

Note: Approved for use on motorboats of Classes A, 1, or 2 not carrying passengers for hire.

Approval No. 160.049/74/0, special approval 18" x 14" x 2½" rectangular vinyl-dipped unicellular plastic foam buoyant cushion, dwg. No. BC-2, revision 2, dated April 2, 1969, manufactured by Martin Industries, Post Office Box 423, Clayton, Ala. 36016, effective June 13, 1969. (It supersedes Approval No. 160.-049/74/0, dated Oct. 3, 1968, to show minor changes.)

Approval No. 160.049/75/0, special approval 15" x 15" x 3½" rectangular vinyl-dipped unicellular plastic foam buoyant cushion, dwg. No. BC-1, revision 2, dated April 2, 1969, manufactured by Martin Industries, Post Office Box 423, Clayton, Ala. 36016, effective June 13, 1969. (It supersedes Approval No. 160.-049/75/0, dated Oct. 3, 1968, to show minor changes.)

Approval No. 160.049/78/0, special approval 15" x 15" x 2⅞" rectangular vinyl-dipped unicellular plastic foam buoyant cushion, dwg. No. BC-2D, revision 1, dated April 2, 1969, manufactured by Martin Industries, Post Office Box 423, Clayton, Ala. 36016, effective June 13, 1969. (It supersedes Approval No. 160.-049/78/0, dated Dec. 19, 1968, to show minor changes.)

Pressure Vacuum Relief Valves and Spill Valves for Tank Vessels

Approval No. 162.017/64/3, Figure No. 100, pressure-vacuum relief valve, atmospheric pattern, weight-loaded poppets, bronze, nickel cast iron, or stainless steel body, drawing No. 100-A, Rev. 2, dated April 7, 1969, approved for sizes 2½", 3", 4", 6", 8", 10", and 12", manufactured by Mechanical Marine Co., Inc., 45-15 37th Street, Long Island City, N.Y. 11101, effective July 15, 1969. (It supersedes Approval No. 162.017/64/2, dated Aug. 12, 1965, to show approval of 10" and 12" sizes.)

Approval No. 162.017/65/3, Figure No. 110, pressure-vacuum relief valve with lifting gear, atmospheric pattern, weight-loaded poppets, bronze N1-Resist Type 2 (20 percent nickel cast iron) and stainless steel Type 304, drawing No. 110-C, Alt. 4, dated December 22, 1958, approved for 3", 4", 5", and 6" sizes, manufactured by Mechanical Marine Co., Inc., 45-15 37th Street, Long Island City, N.Y. 11105, effective July 18, 1969. (It is an extension of Approval No. 162.017/65/3, dated Aug. 25, 1964.)

Approval No. 162.017/66/4, Figure No. 120, pressure-only relief valve, atmospheric pattern, weight-loaded poppets, bronze, nickel cast iron, or corrosion-resistant alloy steel body, drawing No. 120-A, Alt. 4, dated February 13, 1961, approved for sizes 3", 4", 6", 8", and 10", manufactured by Mechanical Marine Co., Inc., 45-15 37th Street, Long Island City, N.Y. 11105, effective July 18, 1969. (It is an extension of Approval No. 162.017/66/4, dated Aug. 14, 1964.)

Approval No. 162.017/98/0, Figure 160 (2 sheets) pressure relief valve, dwg. No. 160-A, Alt. 1, dated December 27, 1963, approved for 6" and 8" sizes, manufactured by Mechanical Marine Co., Inc., 45-15 37th Street, Long Island City, N.Y. 11105, effective July 18, 1969. (It is an extension of Approval No. 162.017/98/0, dated Aug. 25, 1964.)

Indicators, Boiler Water Level, Secondary Type

Approval No. 162.025/97/0, secondary type boiler water level indicator, remote reading, 1,500 p.s.i. maximum pressure, comprised of force balance IR type level transmitter and a pointer type indicator, manufactured by Bailey Meter Co., Wickliffe, Ohio 44092, effective July 16, 1969. (It is an extension of Approval No. 162.025/97/0, dated July 30, 1964.)

Bulkhead Panels for Merchant Vessels

Approval No. 164.008/46/0, "UNARCO-BOARD 33" bulkhead panel identical to that described in National Bureau of Standards Test Report No. TG10230-25: FR 3639, dated August 13, 1964; approved as meeting Class B-15 requirements in a ¾-inch thickness, 33 pounds per cubic foot density, manufactured by UNARCO Industries, Inc., Chembest Division, 1111 West Perry Street, Bloomington, Ill. 61701, effective July 3, 1969. (It is an extension of Approval No. 164.008/46/0, dated August 27, 1964.)

Approval No. 164.008/53/0, "Alliance Wall Marine Panel CAL-ROC SEA-PORCEL No. 33" bulkhead panel with porcelain on steel facing on core material identical to that described in National Bureau of Standards Test Report No. TG 10230-25: FR 3639, dated August 13, 1964, and Alliance Wall letters dated, July 5, 1968; approved as meeting Class B-15 requirements with a 33 pounds per cubic foot, ¾-inch-thick core, manufactured by Alliance Wall Corp.,

Wyncote, Pa. 19095 (plant: Alliance, Ohio), effective July 16, 1969. (It supersedes Approval No. 164.008/53/0, dated July 25, 1968, to show change of name of product.)

Dated: September 9, 1969.

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

[F.R. Doc 69-10904; Filed, Sept. 11, 1969; 8:48 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 18650; Order 69-9-42]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Regarding Specific Commodity Rates

Issued under delegated authority September 8, 1969.

Agreement adopted by Traffic Conference 1 of the International Air Transport Association relating to specific commodity rates; Docket 18650, Agreement CAB 20806, R-33 through R-38.

By Order 69-8-135, dated August 25, 1969, action was deferred, with a view toward eventual approval, on certain resolutions adopted by the International Air Transport Association (IATA) relating to specific commodity rates. In deferring action on the agreement 10 days were granted in which interested persons might file petitions in support of or in opposition to the proposed action.

No petitions have been received within the filing period, and the tentative conclusions in Order 69-8-135 will herein be made final.

Accordingly, it is ordered, That:

Agreement CAB 20806, R-33 through R-38, be, and it hereby is, approved: *Provided*, That approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publication.

This order will be published in the FEDERAL REGISTER.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 68-10912; Filed, Sept. 11, 1969; 8:48 a.m.]

[Docket No. 21400; Order 69-9-50]

SCOTT AIR FREIGHT, INC.

Order of Investigation and Suspension Regarding Proposed Increase in C.O.D. Fees

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

By tariff filing of August 11, 1969, and marked to become effective September 11, 1969, Scott Air Freight, Inc. (Scott), an air freight forwarder, proposes to increase its c.o.d. service fees by 500 percent. The present fee of 1 cent per dollar or fraction thereof is to be increased to 5 cents, and the minimum c.o.d. fee is to be increased from $2 to $10. Scott does not accompany its filing with any explanation or justification of its proposal, and has made no showing that its current c.o.d. fees are unduly low and that its proposed fees would not be unreasonably high.

The Board has previously suspended a 7 percent increase in c.o.d. fees proposed by REA Air Express, and, after investigation found such increase to be unjust and unreasonable.[1] REA's c.o.d. fees for collections of $25 or less were lower than the c.o.d. fees of the direct air carriers in their air freight service.

The current proposal of Scott is substantially higher than the existing c.o.d. fees of other air freight forwarders. An exceptionally high c.o.d. fee level, as proposed by Scott, presents a potential pitfall for the unwary shipper or consignee. This would be particularly true when the selection of the carrier is made by the shipper without the advance knowledge or blessing of the consignee, and when the consignee is to pay the c.o.d. fee, as is the usual case.

In these circumstances, the Board finds that the proposed fees of Scott may be unjust, unreasonable, unjustly discriminatory, unduly preferential or unduly prejudicial, or otherwise unlawful and should be suspended pending investigation.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof:

It is ordered, That:

1. An investigation be instituted to determine whether the provisions and charges in Rule No. 100 appearing on 1st Revised Page 7 of Scott Air Freight, Inc., CAB No. 1, and rules, regulations, and practices affecting such provisions and charges, are or will be unjust or unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful provisions and charges, and rules, regulations, or practices affecting such provisions and charges;

2. Pending hearing and decision by the Board, the provisions and charges in Rule No. 100 appearing on 1st Revised Page 7 of Scott Air Freight, Inc., CAB No. 1, are suspended and their use deferred to and including December 9, 1969, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. The proceeding herein be assigned for hearing before an examiner of the Board at a time and place hereafter to be designated; and

4. A copy of this order shall be filed with the tariff and served upon Scott Air Freight, Inc., which is hereby made a party to this proceeding.

This order will be published in the FEDERAL REGISTER.

[1] Increased Valuation and C.O.D. Charges Proposed by Railway Express Agency, Inc., 27 C.A.B. 542 (1958).

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-10913; Filed, Sept. 11, 1969; 8:48 a.m.]

[Docket No. 18078; Order 69-9-48]

SERVICE MAIL RATES FOR MILITARY ORDINARY MAIL

Order To Show Cause

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

In recent mail rate orders, the Board has provided for equalization of rates among the carriers of domestic priority[1] and nonpriority[2] mail, SAM mail,[3] transatlantic and transpacific priority mail,[4] and mail carried in Latin American services.[5] However, a provision to equalize rates has never been included in any military ordinary mail (MOM) rate order.

The Board last established rates for the transportation of MOM by Order 68-9-8, dated September 4, 1968, and at that time there did not seem to be any apparent need for equalization provisions. Since such time, however, significant route awards have been made in the Transpacific Route Investigation, Docket 16242. The addition of new carriers[6] in transpacific services and the new route structures awarded to those carriers already authorized to operate in the Pacific[7] require that consideration now be given to equalization provisions for MOM. The considerations in providing for equalizations in the various mail rates have been that they (1) afford greater flexibility in the dispatch of mail, (2) permit carriers operating over longer routings between points to share in the transportation of mail, and (3) result in the movement of mail upon the basis of service rather than price considerations. In our view, with the additional services that will now be available to the Post Office Department and the Department of Defense, there is no factor which would distinguish MOM from other types of mail in these respects, and the Board has concluded that rate equalization provisions should be established for MOM.

One further matter warrants consideration. There are presently pending before the Board requests by Northwest Airlines[8] and Trans World Airlines[9] for equalization provisions for MOM. These

[1] Order E-25610, Aug. 28, 1967.
[2] Order E-17255, July 31, 1961.
[3] Order E-25654, Sept. 8, 1967.
[4] Order 68-9-9, Sept. 4, 1968.
[5] Order E-23753, May 31, 1966.
[6] American Airlines (Order 69-7-104) in the South Pacific, The Flying Tiger Line, and Trans World Airlines (Order 69-4-90) were authorized to provide transpacific services.
[7] By Order 69-4-90, Northwest Airlines and Pan American World Airways were awarded new route authority.
[8] Application filed Nov. 20, 1968.
[9] Application filed July 29, 1968.

requests were supported by the Post Office Department and the Department of Defense. However, Pan American World Airways filed objections to MOM equalization. These requests predated the transpacific route awards, and many of the contentions and objections posed relative to equalization have to a large degree been made moot by the route awards. The Board has therefore determined to dismiss the applications filed by Northwest and Trans World Airlines and instead initiate this proceeding.[10] Any interested person will, of course, have the opportunity to respond to this proposal, and such responses will be more meaningful than those which were submitted prior to our determination in the Transpacific Route Investigation.

Proposed findings and conclusions. In order that the carriers may equalize rates for the carriage of military ordinary mail, the Board proposes to issue an order including the following findings and conclusions:

(1) There is presently in effect a final service mail rate for the transportation of military ordinary mail established by Order 68-9-8, as amended, which does not provide for rate equalization.

(2) Rate equalization provisions are contained in currently effective rate orders for the transportation of various types of mail.

(3) There appears to be no reason for distinguishing military ordinary mail with respect to permitting voluntary equalization of rates.

(4) In order to remedy this situation, Order 68-9-8, dated September 4, 1968, shall be amended by inserting the equalization provisions set forth below before the paragraph on page 3 thereof which begins with the words, "The rate here fixed and determined * * *":

Election to equalize. Any air carrier, or, pursuant to agreement, any two or more air carriers providing service on an interline or interchange basis, may, by notice, elect to establish a reduced charge for the carriage of military ordinary mail between stated points equal to the charge then in effect for service between such points by any other air carrier or air carriers.

Notice of election to equalize rate. An original and three copies of each notice of election and agreement pursuant to the equalization paragraph above shall be filed with the Board and a copy thereof shall be served upon the Postmaster General and each carrier providing on-line or connecting service between the stated points. Such notices shall contain a complete description of the reduced charge being established, the routing over which it applies, how it is constructed, and the charge with which equalization is sought.

Any equalized rate established pursuant to this order shall be effective for the electing carrier or carriers as of the date of filing of the notice required by such paragraphs or such later date as may be specified in the notice and shall continue in effect until such election is terminated. Elections may be terminated by any electing carrier upon 10 days' notice filed with the Board and served upon the Postmaster General and each carrier providing on-line or connecting service between the stated points.

Division of equalized rates. In case of equalization of rates by agreement pursuant to the equalization paragraph above, the agreement shall provide for the proration of the mail compensation between participating carriers on the basis of the relative compensation which would otherwise be payable to each carrier in the absence of the provisions of the equalization paragraph above. In the absence of an agreement among carriers pursuant to the equalization paragraph above for equalization of rates for interline or interchange shipments between a stated pair of points, any carrier (or two or more carriers jointly) may, by notice, elect to receive as its portion of the total compensation for each shipment the amount remaining after subtracting from such total compensation the compensation due the other carrier or carriers involved (nonelecting carriers). Such total compensation shall be computed on the basis of the lowest rate then in effect for service between the stated pair of points for any carrier or carriers. The compensation due the nonelecting carrier or carriers shall be that otherwise applicable to the point-to-point service it actually provides. In those instances where there is a nonelecting carrier or carriers involved in providing the through service and two or more carriers elect to receive payment under this provision, the total payment due such electing carriers shall be prorated by them on the basis of the relative compensation which would otherwise be payable to each of them in the absence of the provisions of this paragraph.

Divisions of equalized rates prescribed by the Board. In the event that any carrier is unable to enter into an agreement with any other carrier to transport mail between any stated points at a reduced rate pursuant to the equalization paragraph above, it may file an application with the Board requesting it to determine and fix a different method of apportioning the total compensation for each such shipment of mail between the participating carriers. Such applications shall not be deemed to reopen the mail rates fixed by this order. Applications filed pursuant to this paragraph shall conform generally to the provisions of the rules of practice governing the filing of petitions in mail rate cases. Within 7 days after the application is served any party may file an answer in support of or in opposition to the application together with any documentary material upon which it relies. Any order upon an application filed pursuant to this paragraph shall be effective no earlier than the filing date of the application with the Board.

In reviewing such application, the Board will consider, among other pertinent factors, the need for the proposed service, the historical participation of electing carrier or carriers in the transportation of mail between such stated points, the amount of absorption required, and the grounds for refusal by the carrier or carriers to enter into an equalization agreement. After hearing the carriers concerned, either in writing or orally in those cases where it deems such action appropriate, the Board will, by order, prescribe the method for apportioning the total compensation between such carriers, but in no event shall the carrier or carriers which refuse to enter into an agreement to equalize compensation be required to accept less than the compensation which would have been payable if the service were performed under voluntary agreement pursuant to the equalization paragraph above.

Accordingly, pursuant to the Federal Aviation Act of 1958 and particularly sections 204(a) and 406 thereof, and pursuant to the regulations promulgated in 14 CFR Part 302:

It is ordered, That:

1. All interested persons and particularly American Airlines, Inc., Braniff Airways, Inc., Caribbean-Atlantic Airlines, Inc., Delta Air Lines, Inc., Eastern Air Lines, Inc., The Flying Tiger Line, Inc., Northwest Airlines, Inc., Pan American World Airways, Inc., Seaboard World Airlines, Inc., Trans Caribbean Airways, Inc., Trans World Airlines, Inc., Western Air Lines, Inc., the Department of Defense, and the Postmaster General are directed to show cause why the Board should not adopt the foregoing proposed findings and conclusions and amend Order 68-9-8 in accordance therewith.

2. Further procedures herein shall be in accord with 14 CFR Part 302, and if there is any objection to the findings and conclusions proposed herein, notice of objection shall be filed within 10 days, and written answer and supporting documents shall be filed within 30 days after the date of service of this order.

3. If notice of objection or answer is not filed, as specified in 14 CFR Part 302, and this order, all persons shall be deemed to have waived further procedural steps herein and the Board may enter an order incorporating the findings and conclusions proposed herein and amending Order 68-9-8 as herein specified.

4. The application filed by Northwest Airlines, Inc., in this docket dated November 20, 1968, is hereby dismissed.

5. The application filed by Trans World Airlines, Inc., in Docket 11083 et al., dated July 26, 1968, is hereby dismissed.

6. This order shall be served upon the parties named in paragraph 1 above.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 69-10914; Filed, Sept. 11, 1969; 8:48 a.m.]

[10] Trans World Airlines also requested certain revisions to standard mileages. To the extent these requests have not become moot by recent revisions to standard mileages (Order 69-7-11), and/or by the previously discussed route awards, our dismissal of Trans World's application is without prejudice.

FEDERAL COMMUNICATIONS COMMISSION

[Report 456]

COMMON CARRIER SERVICES INFORMATION [1]

Domestic Public Radio Services Applications Accepted for Filing [2]

SEPTEMBER 8, 1969.

Pursuant to §§ 1.227(b)(3) and 21.26 (b) of the Commission's rules, an application, in order to be considered with any domestic public radio services application appearing on the list below, 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 below if filed by the end of the 60-day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

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

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

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

[2] The above alternative cutoff rules apply to those applications listed below 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).

APPLICATIONS ACCEPTED FOR FILING

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

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

1120-C2-P-70—Southern Bell Telephone & Telegraph Co. (New), C.P. for a new Developmental Air-Ground station. Frequencies: 454.675 MHz (signaling) and 454.775 MHz (Ground). Location: Sweat Mountain, approximately 10 miles northeast of Marietta, Ga.

1128-C2-MP-70—California Interstate Telephone Co. (KOF901), Modification of C.P. to change base frequency 152.63 MHz to 152.75 MHz of the location No. 2: 681 West Lake Mead Boulevard, Henderson, Nev. All other terms same as File No. 5260-C2-P-68.

1129-C2-P-70—Southwestern Bell Telephone Co. (KLB601), C.P. to replace base station antenna operating on 152.60 MHz at its station located near State Highway No. 66, 7 miles southwest of Waxahachie, Tex.

1130-C2-P-(3)-70—Michigan Radio Dispatch Service (KQC573), C.P. for additional facilities 454.125, 454.175, and 454.275 MHz at location No. 2: 16500 North Park Drive, Southfield, Mich.

1131-C2-P-(3)-70—Instant Communications, Inc. (KQA338), C.P. to add 454.25, 454.30, 454.35 MHz base facilities at a new site identified as location No. 2: Pnobscott Building, Griswold and Fort Streets, Detroit, Mich.

1172-C2-P-70—Tel-Page Corp. (New), C.P. for a new station to be located at 0.25 mile southwest of junction of Parish and McCarthy Roads, Ionia, N.Y., to operate on base frequency 35.58 MHz.

1173-C2-P-70—Henry M. Zachs (KCC803), C.P. to install a standby transmitter to operate on frequencies 152.06 and 152.12 MHz at location No. 3: 14 Haynes Street, Hartford, Conn.

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE—continued

1177-C2-P-70—General Telephone Co. of Wisconsin (New), C.P. for a new station to be located at 525 Superior Street, Antigo, Wis., to operate on base frequency 152.84 MHz.

Major Amendment and Correction

7013-C2-P-69—Mahaffey Message Relay (New), Correct entry in Public Notice dated May 26, 1969, Report No. 441, to read: MAJOR AMENDMENT: 4428-C2-P-69 Mahaffey Message Relay (New), Amend to add an additional channel: Frequency: 158.70 MHz. Location: 165 Madison Avenue, Memphis, Tenn. All other particulars same as reported in public notice dated February 3, 1969, Report No. 425.

Correction

7559-C2-P-(3)-69—James D. and Lawrence D. Garvey, doing business as Radiofone (New), Correct call sign to read KKO349 and correct to read: C.P. to add base frequencies 454.125, 454.175, 454.200 MHz. All other particulars remain the same as reported on public notice dated June 23, 1969, Report No. 445.

RURAL RADIO SERVICE

1171-C1-P/L-70—Andrew J. Dibrell (New), C.P. and license for a new station to be located in any temporary fixed location within territory of grantee to operate on frequency 158.49 MHz.

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

393-C1-ML-70—The Pacific Telephone & Telegraph Co. (KMQ86), Modification of license to add 6197.2 MHz directed toward San Francisco, Calif., at its station located 1587 Franklin Street, Oakland, Calif., from American Telephone & Telegraph Co. under Call Sign KNK99 colocated.

394-C1-ML-70—The Pacific Telephone & Telegraph Co. (KNB53), Modification of license to add 5945.2 MHz directed toward Oakland, Calif., at its station located 99 Moultrie Street, San Francisco, Calif., from American Telephone & Telegraph Co. under Call Sign KZA56 colocated.

1117-C1-P-70—Pacific Power & Light Co. (New), C.P. for a new station. Frequencies: 10,175 and 10,955 MHz. Location: 527 Second Street, Whitefish, Mont.

1118-C1-P-70—Pacific Power & Light Co. (KKU21), Modification of C.P. to add 11,245 and 11,485 MHz directed toward Whitefish, Mont., via passive reflector at its station located 3.3 miles south-southwest of La Salle, Mont. All other terms same as File No. 533-C1-P-69.

1119-C1-MP-70—The Pacific Telephone & Telegraph Co. (WAD75), Modification of C.P. to change frequency 10,995 MHz to 10,955 MHz toward Angels Peak, Calif., via passive reflector at its station located 31 East William Street, Sonora, Calif. All other terms same as File No. 6053-C1-P-69.

1174-C1-P-70—Western Union International, Inc. (New), C.P. for a new fixed station to be located 2.5 miles east of Talkeetna, Alaska, to operate on frequencies 11,365, 11,525, and 11,685 MHz toward Scotty Lake, Alaska.

1175-C1-P-70—Western Union International, Inc. (New), C.P. for a new fixed station to be located at Scotty Lake, 5.9 miles west of Talkeetna, Alaska, to operate on frequencies 10,755, 10,915, and 11,705 MHz toward Talkeetna, Alaska, and 6595, 6675, and 6635 MHz toward Twelvemile Lake, Alaska.

1176-C1-P-70—Western Union International Inc. (New), C.P. for a new fixed station to be located 1 mile west of Twelvemile Lake, Alaska, to operate on frequencies 6776, 6815, and 6855 MHz toward Scotty Lake, Alaska, and 6063.8, 6093.5, and 6123.1 MHz toward Anchorage, Alaska. Informative: Applicant has requested waiver of section 21.701 of the FCC rules to use noncommon carrier frequencies.

218-C1-P-70—The Mountain States Telephone & Telegraph Co. (KPQ57), Change frequency from 2162.0 to 2162.4 MHz in Casper, Wyo.

219-C1-P-70—The Mountain States Telephone & Telegraph Co. (KPQ58), Change frequencies from 2112.0 and 2118.0 to 2112.4 and 2118.8 MHz respectively at Casper Mountain, Wyo. (All other particulars same as reported in public notice dated July 28, 1969, Report No. 450.)

5492-C1-P-69—The Chesapeake & Potomac Telephone Co. of Maryland (New), Change frequency from 6004.5 to 11,035 MHz and change transmitter from Western Electric, TH-3, to Raytheon, KTR-3A-11.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)—Continued

5493–C1–P–69—The Chesapeake & Potomac Telephone Co. of Maryland (New), Change frequencies toward Arnold, Md., from 6256.5, 6375.2, and 11,685 MHz to 6301.0, 6404.8, and 11,525 MHz. Change frequency toward Owings Mills, Md., from 6256.5 to 11,485 MHz and change transmitter from Western Electric TH–3 to Raytheon KTR–3A–11.

5494–C1–P–69—The Chesapeake & Potomac Telephone Co. of Maryland (New), Change frequencies toward Baltimore, Md., from 6004.5, 6123.1, and 10,775 to 6049.0, 6152.8, and 11,075 MHz. Change frequencies toward Wye Mills, Md., from 6004.5, 6160.2, and 10,955 to 6152.8, 6108.3, and 10,795 MHz.

5495–C1–P–69—The Chesapeake & Potomac Telephone Co. of Maryland (New), Change frequencies toward Arnold, Md., from 6256.5, 6412.2, and 11,405 to 6360.3, 6404.8 and 11,245 MHz. Change point of communication from Cambridge, Md., to Federalsburg, Md. (New path azimuth 131°11'.) and frequencies from 6256.5, 6397.4, and 11,685, to 6301.0, 6404.8, and 11,525 MHz.

5497–C1–P–69—The Chesapeake & Potomac Telephone Co. of Maryland (New), Change point of communication from Cambridge, Md., to Federalsburg, Md. (New path azimuth 339°29'.) and frequencies from 6256.5, 6412.2, and 11,405 to 6360.3, 6404.8, and 11,245 MHz. All other particulars same as stated in public notice, Report No. 432, dated Mar. 24, 1969. 1969.

1178–C1–P–70—South Central Bell Telephone Co. (KJA77), C.P. to add frequencies 11,425 and 11,665 MHz toward Beattyville, Ky. (new point of communication), via a passive reflector and to change antenna system at station located 2.3 miles northeast of Beattyville, Ky.

1179–C1–P–70—South Central Bell Telephone Co. (New), C.P. for a new fixed station to be located on West Street, Beattyville, Ky., to operate on frequencies 10,775 and 11,015 MHz toward Station KJA77, 2.3 miles northeast of Beattyville, Ky.

1180–C1–P–70—The Chesapeake & Potomac Telephone Co. of Maryland (New), C.P. for new fixed station to be located 2.3 miles north-northeast of Federalsburg, Md., to operate on frequencies 6049.0, 6152.8, and 11,075 MHz toward Wye Mills, Md., and on frequencies 6108.3, 6152.8, and 10,795 MHz toward Salisbury, Md.

LOCAL TELEVISION TRANSMISSION SERVICE

1132–C1–P–70—The Ohio Bell Telephone Co. (New), C.P. for a new station. Frequency: 6323.3 MHz. Location: 121 Huron Street, Toledo, Ohio. (Informative: This station proposes to provide a network feed for Television Station WDHO–TV at Toledo, Ohio.)

POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE)

636–C1–ML–70—West Texas Microwave Co. (KZS70), Modification of license to deliver, via audio subcarrier, the signal of station KWXI–FM, Texas State Network, to radio station KHOB in Hobbs, N. Mex. Transmitter location: 0.6 mile east of Seminole, Tex.

1134–C1–TC–(3)–70—Telecommunications, Inc. (KPR28), (KPR29), (KPZ61), Consent to transfer of control from Robert S. McCaw, Fred G. Goddard, and Robert A. Purdue, Transferors to Western Microwave, Inc., Transferee. Stations: Capitol Peak, Wash.; Aberdeen, Wash.; Wickiup Mountain, Oreg.

1135–C1–TC–(3)–70—Telecommunications of Oregon, Inc. (KPV56), (KPV59), (KOS35), Consent to transfer of control from Robert S. McCaw, Fred G. Goddard, and Robert A. Purdue, Transferors to Western Microwave, Inc., Transferee. Stations: Goodnoe Hill, Wash., near Spout Springs, Oreg.; Mount Harris, Oreg.

1002–C1–P–70—Brentwood Co. (KTG34), C.P. for power split of frequencies proposed in application File No. 7166–C1–P–66. Location: Breckenridge Mountain, Calif., at lat. 35°27'14" N., long. 118°35'37" W. Frequencies 6212.0, 6271.4, 6330.7, and 6360.3 MHz on azimuth 317°30'. (Informative: Application was filed to reflect the possibility of interconnection with proposed facilities of Microwave Service Co. at Iron Mountain, Calif.)

1162–C1–P–70—United Video, Inc. (New), C.P. for new station 1.68 miles west-northwest of Windsor, Mo., at lat. 38°32'26" N., long. 93°33'16" W. Frequency 11,425 MHz on azimuth 345°43'. (Informative: Applicant proposes to provide the television signal of KPLR–TV of St. Louis, Mo., to Warrensburg Cable, Inc., in Warrensburg, Mo.

POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE)—Continued

1163–C1–P–70—United Video, Inc. (New), C.P. for new station 1.68 miles west-northwest of Windsor, Mo., at lat. 38°32'26" N., long. 93°33'16" W. Frequency 11,425 MHz on azimuth 228°12'. (Informative: Applicant proposes to provide the television signal of KPLR–TV of St. Louis, Mo., to Clinton Cablevision System, Inc., in Clinton, Mo.)

1164–C1–MP–70—Western Microwave, Inc. (KPY90), Modification of C.P. to change frequencies and transmitters at Baldy Mountain, 15 miles west of White Sulphur Springs, Mont. Lat. 46°28'35" N., long. 111°15'04" W. Frequencies 6019.3, 6049.0, 6078.6, and 6108.3 MHz on azimuth 228°32' 73°10', 284°12', 282°42', and 356°55'.

1165–C1–MP–70—Western Microwave, Inc. (KSQ83), Modification of C.P. to change frequencies and transmitters at Blackhorse, 6 miles north of Great Falls, Mont. Lat. 47°35'42" N., long. 111°20'25" W. Frequencies 6241.7, 6330.7, 6390.0 MHz on azimuths 204°01', 6360.0, 6390.0 MHz, 150°10', 6241.7, 6330.7, 6360.0 MHz, 06°00', 6330.7 MHz, 146°41'.

1166–C1–P–70—Microrelay of New Mexico, Inc. (New), C.P. for new station 2 miles southeast of Whitesboro, Tex., at lat. 33°37'22" N., long. 96°52'49" W. Frequencies 11,505, 11,585, and 11,665 MHz on azimuth 346°44'.

1167–C1–P–70—Microrelay of New Mexico, Inc. (New), C.P. for new station at Gene Autry, 4 miles east-northeast of Ardmore, Okla., at lat. 34°11'44" N., long. 97°02'37" W. Frequencies 11,015, 11,095, and 11,175 MHz on azimuth 2°53'.

1168–C1–P–70—Microrelay of New Mexico, Inc. (New), C.P. for new station 3 miles northwest of Stratford, Okla., at lat. 34°49'19" N., long. 97°00'19" W. Frequencies 11,505, 11,585, and 11,665 MHz on azimuth 340°05'.

1169–C1–P–70—Microrelay of New Mexico, Inc. (New), C.P. for new station 6 miles east of Midwest City, Okla., at lat. 35°25'53" N., long. 97°16'35" W. Frequencies 11,015, 11,095, 11,175 MHz on azimuths 03°30' and 56°58'.

1170–C1–P–70—Microrelay of New Mexico, Inc. (New), C.P. for new station 8.5 miles west of Stillwater, Okla., at lat. 36°04'26" N., long. 97°13'40" W. Frequencies 11,505, 11,585, and 11,665 MHz on azimuth 307°36'. (Informative: Applicant proposes to provide the television signals of Stations KDTV, KMEC, and KTVT of Dallas-Fort Worth, Tex., to Mid-America Cablevision, Inc., and Community Cables, Inc., in Stroud and Enid, Okla.)

8096–C1–MP–69—East Texas Transmission Co. (KLH74), Modification of C.P. (6729–C1–P–69) to change designation of Tyler, Tex., receiving site to (Drop-Relay) in order to provide the TV signals of Stations KMEC–TV, KERA–TV, KFWT–TV, and KDTV of Dallas-Fort Worth, Tex., to Gencoe, Inc., in Tyler, Tex.

8097–C1–MP–69—East Texas Transmission Co. (KLH75), Modification of C.P. (6730–C1–P–69) to change designation of Jacksonville, Tex., receiving site to (Drop-Relay) in order to provide the TV signals of Stations KMEL–TV, KERA–TV, KFWT–TV, and KDTV of Dallas-Fort Worth, Tex., to Gencoe, Inc., in Jacksonville, Tex.

8098–C1–MP–69—East Texas Transmission Co. (KLU31), Modification of C.P. (6731–C1–P–69) to add frequency 11,295 MHz, via power split, toward Alto, Tex. (lat. 31°39'58" N., long. 95°05'22" W.), on azimuth 152°30'.

Informative

As noted in the Common Carrier Public Notice of January 13, 1969 (Report No. 422) microwave applications proposing new service to CATV systems will not be processed unless and until the applicant submits a showing that the proposal is consistent with the rules proposed in the Commission's notice in Docket 18397 (15 FCC 2d 417). Many applications recently filed contain only a statement that the proposal is consistent with Docket 18397. Applicants are reminded that such a statement, standing alone, does not comprise an adequate showing. To be satisfactory the showing should contain sufficient facts to identify the applicable proposed rule and to enable the Commission to make a positive determination as to the consistency of the application with that rule. Applications without a satisfactory showing will be retained on file but not processed, pending further order of the Commission.

[F.R. Doc. 69–10892; Filed, Sept. 11, 1969; 8:47 a.m.]

FEDERAL MARITIME COMMISSION

ITALY, SOUTH FRANCE, SOUTH SPAIN, PORTUGAL/U.S. GULF AND PUERTO RICO CONFERENCE

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. G. Ravera, Secretary, Italy, South France, South Spain, Portugal/U.S. Gulf and Puerto Rico Conference, Vico San Luca 4, 16100 Genova, Italy.

Agreement No. 9522-12 between the member lines of the Italy, South France, South Spain, Portugal/U.S. Gulf and Puerto Rico Conference, amends Article 9 of the basic agreement to provide that the Lines must offer a service in the 90-day period preceding each meeting to be eligible to participate in rate committee meetings for the various sections of the Conference trade.

Dated: September 9, 1969.

By Order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-10905; Filed, Sept. 11, 1969; 8:48 a.m.]

NOVO CORP. AND BARNETT INTERNATIONAL FORWARDERS, INC.

Notice of Agreement Filed for Approval

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 for approval by:

Robert A. Peavy, Morgan, Lewis & Bockius, 1140 Connecticut Avenue NW., Washington, D.C. 20036.

Agreement No. FF 69-8 between Novo Corp., and Barnett International Forwarders, Inc. (Barnett, Federal Maritime Commission License No. 865), is intended to secure Federal Maritime Commission approval, pursuant to section 15, Shipping Act, 1916, of the acquisition of Barnett by Novo Corp. (Novo). Novo currently owns Barnett, Trans-World Forwarding & Air Expediting Co. (Federal Maritime Commission License No. 773), Barnett International Forwarders, Inc., of California (Federal Maritime Commission License No. 689) and Freeslate International Corp. (Federal Maritime Commission License No. 1240).

Barnett has been merged, pursuant to New York Business Corporation Law, with and into a wholly owned subsidiary of Novo, incorporated for that purpose. The name of the surviving corporation is Barnett International Forwarders, Inc. In consideration of the merger, Novo issued to the then stockholders of Barnett, in equal parts as to each, 61,052 shares of Novo common stock, $1 par value.

As additional consideration for the merger, Novo has agreed to issue to said former stockholders of Barnett, in equal parts as to each, on or before April 30th of the years 1969 through and including 1973, additional shares of Novo common stock pursuant to calculations and limitations set forth in the agreement.

Dated: September 9, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-10907; Filed, Sept. 11, 1969; 8:48 a.m.]

NOVO CORP. AND FREESLATE INTERNATIONAL CORP.

Notice of Agreement Filed for Approval

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 for approval by:

Robert A. Peavy, Morgan, Lewis & Bockius, 1140 Connecticut Avenue NW., Washington, D.C. 20036.

Agreement No. FF 69-9 between Novo Corp. and Freeslate International Corp. (Freeslate, Federal Maritime Commission License No. 1240) is intended to secure Federal Maritime Commission approval pursuant to section 15, Shipping Act, 1916, of the acquisition of Freeslate by Novo Corp. (Novo). Novo currently owns Freeslate, Barnett International Forwarders, Inc. of California (Federal Maritime Commission License No. 689), Trans-World Forwarding & Air Expediting Co. (Federal Maritime Commission License No. 773) and Barnett International Forwarders, Inc. (Federal Maritime Commission License No. 865). Further, Freeslate is affiliated with Freedman & Slater, Inc. (Federal Maritime Commission License No. 223).

Freeslate has been merged pursuant to New York Business Corporation Law, with and into a wholly owned, New York subsidiary of Novo, incorporated for that purpose. The name of the surviving corporation is Freeslate International Corp. In consideration of the merger, Novo issued to the stockholders of Freeslate, 20,500 shares of Novo common stock, $1 par value.

Dated: September 9, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-10909; Filed, Sept. 11, 1969; 8:48 a.m.]

NOVO CORP. AND TRANS-WORLD FORWARDING & AIR EXPEDITING CO.

Notice of Agreement Filed for Approval

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 for approval by:

Robert A. Peavy, Morgan, Lewis & Bockius, 1140 Connecticut Avenue NW., Washington, D.C. 20036.

Agreement No. FF 69-7 between Novo Corp. and Trans-World Forwarding & Air Expediting Co. (Trans-World, Federal Maritime Commission License No. 773) is intended to secure Federal Maritime Commission approval, pursuant to section 15, Shipping Act, 1916, of the acquisition of Trans-World by Novo Corp. (Novo). Novo currently owns Trans-World, Barnett International Forwarders, Inc., of California (Federal Maritime Commission License No. 689), Barnett International Forwarders, Inc. (Federal Maritime Commission License No. 865), and Freeslate International Corp. (Federal Maritime Commission License No. 1240).

Trans-World has assigned and transfered to Novo stock certificates representing all issued and outstanding shares of capital stock of Trans-World in exchange for the number of Novo common shares, $1 par value, determined by dividing into $325,000 the average closing market price of Novo's common shares on the American Stock Exchange during a 30-day trading period set forth in the agreement.

As additional consideration for the purchase of Trans-World, Novo agrees to issue to Trans-World, on or before April 30th in the years 1969 through and including 1973, aditional shares of Novo's common stock to the extent of 25 percent of Trans-World's net operating revenues in excess of $320,000 in each calendar year 1968 through and including 1972. The number of such additional shares of Novo stock, if any, are to be determined by the average closing price of Novo's common stock on the American Stock Exchange during the month of March each year 1969 through 1973.

Dated: September 9, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-10906; Filed, Sept. 11, 1969; 8:48 a.m.]

SOUTH AFRICAN MARINE CORP., LTD., AND UNICORN SHIPPING LINES (PTY), LTD.

Notice of Agreement Filed

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

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

Notice of agreement filed by:

Seymour H. Kligler, Esq., Herman Goldman, Attorneys & Counselors at Law, Equitable Building, 120 Broadway, New York, N.Y. 10005.

Agreement No. 9819, between South African Marine Corp., Ltd. and The Unicorn Shipping Lines (Pty) Ltd. establishes a through billing arrangement for the movement of cargo between ports in Mauritius, Reunion, Malagasy Republic, Comoro Islands, Mozambique, and Seychelles and U.S. Atlantic and Gulf ports with transshipment at ports in the Republic of South Africa in accordance with the terms and conditions set forth in the agreement.

Dated: September 9, 1969.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-10911; Filed, Sept. 11, 1969; 8:48 a.m.]

MATSON NAVIGATION CO.

Application for Independent Ocean Freight Forwarder License

Notice is hereby given that the following applicant has filed with the Federal Maritime Commission an application for a license as an independent ocean freight forwarder, pursuant to section 44(a) of the Shipping Act, 1916 (75 Stat. 522 and 46 U.S.C. 841(b)).

Persons knowing of any reason why the applicant should not receive a license are requested to communicate with the Director, Bureau of Domestic Regulation, Federal Maritime Commission, Washington, D.C. 20573.

Matson Navigation Co., 100 Mission Street, Matson Building, San Francisco, Calif. 94105.

Officers and directors:
Stanley Powell, Jr., president and director.
Norman Scott, executive vice president and director.
Willis R. Deming, vice president, secretary, general counsel, and director.
Chester G. Gifford, vice president.
L. A. Harlander, vice president.
Robert J. Pfeiffer, vice president.
Cecil J. River, vice president.
W. Russell Starr, vice president.
Fulton W. Wright, vice president.
E. S. N. Wong, vice president.
Edward Heagen, treasurer.
L. F. Hughes, controller.
R. G. Jamieson, assistant secretary.
Warren Bean, assistant secretary.
John R. Kuykendall, assistant secretary.
Daniel J. Duckhorn, assistant treasurer.
A. C. Wilcox, Jr., director.
H. M. Hochfeld, director.

Dated: September 9, 1969.

THOMAS LISI,
Secretary.

[F.R. Doc. 69-10906; Filed, Sept. 11, 1969; 8:48 a.m.]

[Independent Ocean Freight Forwarder License 568]

RAILWAY EXPRESS AGENCY, INC.

Order of Revocation

By letter dated August 26, 1969, Railway Express Agency, Inc., 219 East 42d Street, New York, N.Y. 10017, notified the Commission that they no longer required their Independent Ocean Freight Forwarder License No. 568.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order 201.1, section 6.03:

It is ordered, That the Independent Ocean Freight Forwarder License No. 568 of Railway Express Agency, Inc., be and is hereby revoked effective August 26, 1969.

It is further ordered, That this cancellation is without prejudice to reapplication at a later date.

It is further ordered, That License No. 568 be returned to the Commission promptly, and that a copy of this order be published in the FEDERAL REGISTER and served upon Railway Express Agency, Inc.

JOHN F. GILSON,
Deputy Director,
Bureau of Domestic Regulation.

[F.R. Doc. 69-10910; Filed, Sept. 11, 1969; 8:48 a.m.]

FOREIGN-TRADE ZONES BOARD

[Order 79]

NEW ORLEANS, LA.

Adjustment of Boundaries and Contiguous Expansion of Foreign-Trade Sub-Zone

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (48 Stat. 998; 19 U.S.C. 81a–81u), the Foreign-Trade Zones Board has adopted the following order which is promulgated for the information and guidance of all concerned:

Whereas, the Board of Commissioners of the Port of New Orleans, Grantee of Foreign-Trade Zone No. 2, New Orleans, La., was issued a grant for the establishment and operation of Foreign-Trade

Sub-Zone No. 2–B, New Orleans, on November 19, 1968;

Whereas, said Grantee filed with the Foreign-Trade Zones Board on May 28, 1969, an application requesting authority to adjust the boundaries of Sub-Zone No. 2–B, New Orleans, and to add an additional 45,927 square feet (1.05 acres) of space to the existing authorized area of 158,210 square feet (3.64 acres);

Whereas, notice of said application was published on June 10, 1969 (34 F.R. 9145), and opportunity has been afforded all interested parties to submit their views;

Whereas, the requested adjustment of boundaries and contiguous expansion will result in more efficient operation and improved Customs protection and security; and

Whereas, the Foreign-Trade Zones Board has found that the said application satisfies all the applicable provisions of the Foreign-Trade Zones Act and Regulations.

Now, therefore, the Foreign-Trade Zones Board hereby orders:

That the Grantee is authorized to adjust the boundaries and expand the subzone in conformity with Exhibits 1–13 of the application filed with the Foreign-Trade Zones Board on May 28, 1969. The authority given in this order is subject to local approval of the District Director of Customs and the District Army Engineer regarding compliance with their respective requirements for protection of the revenue of the United States and the installation of suitable facilities.

Signed at Washington, D.C., this 8th day of September 1969. This order will be published in the FEDERAL REGISTER.

[SEAL] MAURICE H. STANS,
Secretary of Commerce, Chairman and Executive Officer, Foreign-Trade Zones Board.

Attest:

JOHN J. DA PONTE,
Acting Executive Secretary, Foreign-Trade Zones Board.

[F.R. Doc. 69–10883; Filed, Sept. 11, 1969; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Section 5a Application No. 1; Supp. Amdt. 5]

HOUSEHOLD GOODS CARRIERS' BUREAU

Supplemental Application Regarding Changes in Bylaws

SEPTEMBER 9, 1969.

Supplemental application filed August 8, 1969, by Francis L. Wyche, Executive Secretary, Household Goods Carriers' Bureau, 1424 16th Street NW., Washington, D.C., in lieu of the application filed March 18, 1969, on which notice was given on April 18, 1969, 34 F.R. 6670, involves: Changes in the Bylaws to increase the membership of the Board of Directors from twenty-one (21) to twenty-two (22) members and the quorum thereof from seven (7) to eight (8) members; increase the membership of the Rates and Tariffs Committee from eight (8) to ten (10) members and require six (6) votes in lieu of five (5) for committee action; and make other collateral changes made necessary by the foregoing changes.

The Supplemental Application is docketed and may be inspected at the office of the Commission, in Washington, D.C.

Any interested person desiring to protest and participate in this proceeding shall notify the Commission in writing within 20 days from the date of this notice. As provided by the general rules of practice of the Commission, persons other than applicants should fully disclose their interests, and the position they intend to take with respect to the application. Otherwise, the Commission, in its discretion, may proceed to investigate and determine the matters involved without public hearing.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69–10916; Filed, Sept. 11, 1969; 8:48 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

SEPTEMBER 9, 1969.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41744—*Ethylene glycol from Highlands, Tex.* Filed by Southwestern Freight Bureau, agent (No. B–80), for interested rail carriers. Rates on ethylene glycol, in tankcar loads, as described in the application, from Highlands, Tex., to Clinton, Iowa.

Grounds for relief—Market competition.

Tariff—Supplement 4 to Southwestern Freight Bureau, agent, tariff ICC 4867.

FSA No. 41746—*Iron or steel articles to points in Louisiana and Texas.* Filed by Southwestern Freight Bureau, agent (No. B–79), for interested rail carriers. Rates on iron or steel articles, in carloads, as described in the application, from Minneapolis, Minn., transfer and St. Paul, Minn., to points in Louisiana and Texas.

Grounds for relief—Market competition.

Tariff—Supplement 126 to Southwestern Freight Bureau, agent, tariff ICC 4753.

FSA No. 41747—*Salt to Henderson, N.C.* Filed by Traffic Executive Association-Eastern Railroads, agent (E.R. No. 2956), for interested rail carriers. Rates on salt, common (sodium chloride), in bulk, in covered hopper cars, in carloads, as described in the application, from Watkins Glen, N.Y., and Akron, Ohio, to Henderson, N.C.

Grounds for relief—Market competition.

Tariffs—Supplements 56 and 84 to Traffic Executive Association-Eastern Railroads, agent, tariffs ICC C–262 and A–907, respectively.

FSA No. 41748—*Freight all kinds from and to points in southwestern territory.* Filed by Southwestern Freight Bureau, agent (No. B–70), for interested rail carriers. Rates on freight all kinds, less-than-carloads, as described in the application, from and to points in Arkansas, Louisiana, Missouri (including Kansas City, Kans.), Oklahoma, and Texas, also Memphis, Tenn.

Grounds for relief—Short-line distance formula and grouping.

Tariff—Supplement 49 to Southwestern Freight Bureau, agent, tariff ICC 4656.

FSA No. 41749—*Flour or meal between points in Texas.* Filed by Texas-Louisiana Freight Bureau, agent (No. 632), for interested rail carriers. Rates on flour or meal, in carloads, as described in the application, between points in Texas, for export, also from various points in Texas, on the one hand, to various Louisiana gulf ports, for export, on the other.

Grounds for relief—Rate relationship.

FSA No. 41750—*Soda ash to Farmington, Minn.* Filed by Western Trunk Line Committee, agent (No. A–2597), for interested rail carriers. Rates on soda ash (other than modified soda ash), in bulk, in hopper cars, in carloads, as described in the application, from Alchem, Stauffer, and Westvaco, Wyo., to Farmington, Minn.

Grounds for relief—Rate relationship.

Tariff—Supplement 294 to Western Trunk Line Committee, agent, tariff ICC A–4411.

AGGREGATE-OF-INTERMEDIATES

FSA No. 41745—*Ethylene glycol from Highlands, Tex.* Filed by Southwestern Freight Bureau, agent (No. B–81), for interested rail carriers. Rates on ethylene glycol, in tank carloads, as described in the application, from Highlands, Tex., to Clinton, Iowa.

Grounds for relief—Maintenance of depressed rates published to meet market competition without use of such rates as factors in constructing combination rates.

Tariff—Supplement 4 to Southwestern Freight Bureau, agent, tariff ICC 4867.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 69–10917; Filed, Sept. 11, 1969; 8:49 a.m.]

[Notice 903]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

SEPTEMBER 9, 1969.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate

Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131, published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 31600 (Sub-No. 645 TA), filed September 4, 1969. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham, Mass. Applicant's representative: Frank Hand (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, from New Haven, Conn., to Nassau and Suffolk Counties, Long Island, N.Y., for 180 days. Supporting shipper: American Oil Co., Post Office Box 5690, Chicago, Ill. 60680. Send protests to: James F. Martin, Jr., Assistant Regional Director, Interstate Commerce Commission, Bureau of Operations, John F. Kennedy Building, Government Center, Boston, Mass. 02203.

No. MC 59680 (Sub-No. 171 TA), filed Sept. 4, 1969. Applicant: STRICKLAND TRANSPORTATION CO., INC., Post Office Box 5689, Dallas, Tex. 75222. Applicant's representative: Oscar Peck (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* serving the plantsite of Remington Arms Division of E. I. du Pont de Nemours & Co. located between Little Rock and Lonoke, Ark., as an off route point in connection with carrier's operations between Memphis, Tenn., and Little Rock, Ark., for 180 days. Supporting shipper: E. I. du Pont de Nemours & Co., Wilmington, Del. 19898. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202. NOTE: Applicant states it intends to tack with its presently held authority in MC 59680 and subs.

No. MC 70083 (Sub-No. 15 TA), September 2, 1969. Applicant: DRAKE MOTOR LINES, INC., 20 Olney Avenue, Cherry Hill Industrial Park, Cherry Hill, N.J. 08034. Applicant's representative: Joseph W. Watson (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* in substituted service for Air Transportation, between the airport cities of New York, N.Y.; Newark, N.J.; Philadelphia, Pa.; Boston, Mass.; and points within 25 miles of the city limits of said airport cities on the one hand, and, on the other the airport city of Chicago, Ill., and points within 25 miles of the city limits of the airport city of Chicago, Ill., for 180 days. NOTE: Applicant states it intends to tack with its presently held authority in MC 70083. Supporting shipper: Shulman, Inc., doing business as Shulman Air Freight, 20 Olney Avenue, Cherry Hill Industrial Park, Cherry Hill, N.J. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 410 Post Office Building, 402 East State Street, Trenton, N.J. 08608.

No. MC 82841 (Sub-No. 61 TA), filed September 3, 1969. Applicant: HUNT TRANSPORTATION, INC., 801 Livestock Exchange Building, Omaha, Nebr. 68107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Irrigation systems and parts for irrigation systems*, from Douglas County, Nebr., to points in North Dakota, South Dakota, Minnesota, Iowa, Wisconsin, Maine, Illinois, Colorado, and Wyoming, for 180 days. Supporting shipper: Valmont Industries, Inc., Valley, Nebr. Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 106398 (Sub-No. 418 TA), filed September 2, 1969. Applicant: NATIONAL TRAILER CONVOY, INC., 1925 National Plaza, Tulsa, Okla. 74151. Applicant's representative: Irvin Tull (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, from Hancock, Md., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and West Virginia, for 180 days. Supporting shipper: Prowler Industries of Maryland, Inc., Elden L. Smith, Plant Manager, 35 South Street, Post Office Box 458, Hancock, Md. 21750. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old Post Office Building, 215 Northwest Third, Oklahoma City, Okla. 73102.

No. MC 116077 (Sub-No. 277 TA), filed September 4, 1969. Applicant: ROBERTSON TANK LINES, INC., 5700 Polk Avenue, Post Office Box 1505, Houston, Tex. 77001. Applicant's representative: J. C. Browder (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrochloric acid*, in bulk from the plant of Kaiser Aluminum & Chemical Corp. near Gramercy, La., and the plant of Dow Chemical Co., Plaquemine, La., to the New Orleans, La., docks for export to Kaiser facility in Jamaica for 180 days. NOTE: Applicant does not intend to tack authority with presently authorized routes. Supporting shipper: Kaiser Chemicals (R. L. Weber, Traffic Manager), 300 Lakeside Drive, Oakland, Calif. 94604. Send protests to: District Supervisor John C. Redus, Interstate Commerce Commission, Bureau of Operations, Post Office Box 61212, Houston, Tex. 77061.

No. MC 127991 (Sub-No. 1 TA), filed September 4, 1969. Applicant: P. F. HUNTLEY COMPANY, East 6305 Mallon Avenue, Spokane, Wash. 99206. Applicant's representative: Joseph O. Earp, 411 Lyon Building, 607 Third Avenue, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Quarry tile*, from Spokane Industrial Park (Spokane County), Wash., to points in Los Angeles and Orange Counties, Calif., for 150 days. Supporting shipper: Quarry Tile Co., Spokane Industrial Park, Building 12, Spokane, Wash. 99216. Send protests to: L. C. Taylor, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 401 U.S Post Office, Spokane, Wash. 99201.

No. MC 128180 (Sub-No. 2 TA), filed September 4, 1969. Applicant: WILLIAM E. WALSH, JR., doing business as BILL WALSH TRUCKING, 2131 Northeast 132d Avenue, Portland, Oreg. 97203. Applicant's representative: Lawrence V. Smart, Jr., 419 Northwest 23d Avenue, Portland, Oreg. 97210. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips, sawdust, shavings, and hog fuel*, from Banks and Laurelwood, Oreg., to Longview, Wash., for the account of Longview Fibre Co., for 180 days. Supporting shipper: Longview Fibre Co., Longview, Wash. 98632. Send protests to: A. E. Odoms, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Building, Portland, Oreg. 97204.

No. MC 133091 (Sub-No. 1 TA), filed September 4, 1969. Applicant: ALLEN WAREHOUSES, INC., 1210 Davis Avenue, Laredo, Tex. 78040. Applicant's representative: Richard Kissinger, Post Office Box 1148, Austin, Tex. 78767. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, between points in Brooks, Val Verde, La Salle, Kinney, Maverick, Duval, Zavala, Dimmit, Webb, Zapata, Jim Wells, and Jim Hogg Counties, Tex., on the one hand, and, on the other, points in Val Verde County and Webb County, Tex., and the international boundary between the United States and Mexico at Laredo and Del Rio, Tex., for 180 days. NOTE: The operations above described will be restricted to shipments having a prior or subsequent movement beyond said points. Supporting shippers: CTI-Container Transport International, Inc.,

17 Battery Place, New York, N.Y. 10004; Express Forwarding & Storage, Inc., 17 Battery Place, New York, N.Y. 10004; Davidson Forwarding Co., 3180 V Street, NE., Washington, D.C. 20018; Home-Pack Transport, Inc., 57-48 49th Street, Maspeth, N.Y. 11378. Send protests to: Richard H. Dawkins, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 301 Broadway, Room 206, San Antonio, Tex. 78205.

No. MC 133996 TA, filed September 4, 1969. Applicant: CHRIS DRAKOS, doing business as MONTANA BRAND PRODUCE CO., 111 West Fireclay Avenue, Murray, Utah 84107. Applicant's representative: Irene Warr, 419 Judge Building, Salt Lake City, Utah 84111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail, and chain grocers and food business houses, between Albertson's retail stores, wholesale stores, warehouses, suppliers, and manufacturing plants in Washington, Oregon, California, Nevada, Utah, Idaho, Montana, Wyoming, and Colorado, under a continuing contract with Albertson's, Inc., for 180 days. Supporting shipper: Albertson's, Inc., General Offices, Post Office Box 20, 1623 Washington, Boise, Idaho 83707. Send protests to: John T. Vaughan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 6201 Federal Building, Salt Lake City, Utah 84111.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69-10918; Filed, Sept. 11, 1969; 8:49 a.m.]

[Notice 406]

MOTOR CARRIER TRANSFER PROCEEDINGS

SEPTEMBER 9, 1969.

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

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-71483. By order of September 5, 1969, the Motor Carrier Board approved the transfer to R. F. Sell, Inc., Allentown, Pa., of certificate No. MC-1856 issued August 8, 1968 to Robert F. Sell, 1200 North Irving Street, Allentown, Pa. 18101, authorizing the transportation of: Brick, cement, and supplies used in its manufacture, roofing materials, loose bulk commodities, humus, and agricultural commodities, between specified points and areas in Maryland, Pennsylvania, New Jersey, and New York. S. Maxwell Flitter, 200 South Seventh Street, Easton, Pa. 18042, attorney for transferee.

No. MC-FC-71548. By order of September 5, 1969, the Motor Carrier Board approved the transfer to Gobel Freight Lines, Inc., Chicago, Ill., of permit No. MC-115430, issued October 8, 1956, to Earl Gobel, doing business as Gobel Freight Lines, Niles, Ill., authorizing the transportation of: Malt beverages, advertising matter, and premiums, from La Crosse, Wis., to Chicago, Ill., and empty containers used in transporting malt beverages, from Chicago, Ill., to La Crosse, Wis. Philip A. Lee, 110 South Dearborn Street, Chicago, Ill. 60603, attorney for applicants.

No. MC-FC-71579. By order of September 5, 1969, the Motor Carrier Board approved the transfer to Charles H. Harbutt, Scotch Plains, N.J., of a portion of the certificate in No. MC-123063 (Sub-No. 5), issued September 30, 1968, to Kirbery Transportation, Inc., Woodbridge, N.J., authorizing the transportation of magazines between Dunellen, N.J., and New York, N.Y., on the one hand, and, on the other, points in Bergen, Union, Essex, Middlesex, Passaic, and Hudson Counties, N.J. George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306, representative for applicants.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69-10919; Filed, Sept. 11, 1969; 8:49 a.m.]

[Notice 408A]

MOTOR CARRIER TRANSFER PROCEEDINGS

SEPTEMBER 9, 1969.

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

As provided in the Commission's general rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-71434. By order of September 8, 1969, Division 3, acting as an Appellate Division, approved the transfer to All Cargo Transport, Inc., Newark, N.J., of the operating rights in certificates Nos. MC-17006 and MC-17006 (Sub-No. 1) and of the operating rights in permits Nos. MC-3582 and MC-3582 (Sub-No. 3) issued October 22, 1943, October 17, 1949, October 22, 1943, and March 11, 1966, respectively, to Cardinale Trucking Corp., Secaucus, N.J. The common carrier certificates in Nos. MC-17006 and MC-17006 (Sub-No. 1) authorize the transportation of (a) general commodities (with usual exceptions, and except the commodities authorized to be transported under the name permits) between specified points in New York, New Jersey, Pennsylvania, Maryland, Massachusetts, Rhode Island, Connecticut, Virginia, and Delaware, and the District of Columbia, and (b) rock wool, from Dover, N.J., to Washington, D.C., and points in specified portions of Maryland and Virginia. The contract carrier permits in Nos. MC-3582 and MC-3582 (Sub-No. 3) authorize the transportation of rags, skids, paper, and paper products, machinery, and materials and supplies used in the manufacture of paper and paper products, between New York, N.Y., and specified points in New Jersey, in radial and nonradial movements, and between the referred to New York and New Jersey points, on the one hand, and, on the other, points in New Jersey, New York, Pennsylvania, Washington, D.C., Maryland, Massachusetts, Rhode Island, and Connecticut. *Dual operations were authorized.* Thomas E. Durkin, Jr., 24 Branford Street, Newark, N.J. 07102, and A. David Millner, 744 Broad Street, Newark, N.J. 07102, attorneys for applicants.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69-10920; Filed, Sept. 11, 1969; 8:49 a.m.]

FEDERAL POWER COMMISSION

[Docket No. RI69-358]

AMERADA PETROLEUM CORP.

Order Accepting Letter Agreement, and Accepting Related Decreased Rate Filing Subject to Refund in Existing Rate Suspension Proceeding

SEPTEMBER 5, 1969.

On August 4, 1969, Amerada Petroleum Corp. (Amerada), filed a proposed redetermined rate decrease from a presently effective 14.2678 cents per Mcf rate now being collected subject to refund in Docket No. RI69-358, to 13.2486 cents per Mcf (designated as Supplement No. 9 to Amerada's FPC Gas Rate Schedule No. 49) for gas sold from acreage in the San Juan Basin, Rio Arriba County, N. Mex. (San Juan Basin Area) to El Paso Natural Gas Co. (El Paso). On June 19, 1969, Amerada submitted a letter agreement dated May 6, 1969 (designated as Supplement No. 8 to Amerada's FPC Gas Rate Schedule No. 49) which provides for the switching of certain wells from El Paso's high pressure system to low pressure system with a 1 cent per Mcf reduction in price. The aforementioned rate filings are set forth in Appendix "A" hereof.

The proceeding in Docket No. RI69-358 involves a rate increase from 14.2486 cents to 14.2678 cents per Mcf filed by

Amerada on November 29, 1968. The proposed rate was suspended, among others, by the Commission's order issued December 27, 1968, in Docket No. RI69–358, and was made effective subject to refund by the Commission's notice dated July 10, 1969, as of June 1, 1969.

Amerada's proposed 13.2486 cents per Mcf rate decrease exceeds the area increased rate ceiling of 13 cents per Mcf for the San Juan Basin Area as announced in the Commission's statement of general policy No. 61–1, as amended. Since the proposed rate decrease is provided for by letter agreement we conclude that it would be in the public interest to accept for filing Amerada's proposed rate decrease to become effective as of August 1, 1969, the proposed effective date, subject to refund in the existing rate proceeding in Docket No. RI69–358; and accept for filing the proposed letter agreement dated May 6, 1969, effective as of August 1, 1969, the proposed effective date.

The Commission finds: Good cause exists for accepting for filing Amerada's proposed rate decrease, designated as Supplement No. 9 to Amerada's FPC Gas Rate Schedule No. 49, to become effective as of August 1, 1969, the proposed effective date, subject to refund in the rate suspension proceeding in Docket No. RI69–358; and to accept for filing the letter agreement dated May 6, 1969, designated as Supplement No. 8 to Amerada's FPC Gas Rate Schedule No. 49, to become effective as of August 1, 1969, the proposed effective date.

The Commission orders:

(A) The proposed decreased rate of 13.2486 cents per Mcf contained in Supplement No. 9 to Amerada's FPC Gas Rate Schedule No. 49, is accepted for filing and permitted to become effective as of August 1, 1969, subject to refund in the existing rate suspension proceeding in Docket No. RI69–358 and refund obligation related thereto.

(B) Amerada's letter agreement dated May 6, 1969, designated as Supplement No. 8 to Amerada's FPC Gas Rate Schedule No. 49, is accepted for filing and permitted to become effective as of August 1, 1969, the proposed effective date.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual decrease	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed decreased rate	Rate in effect subject to refund in dockets Nos.
RI69–358..	Amerada Petroleum Corp., Post Office Box 2040, Tulsa, Okla. 74102.	49	[1] 8	El Paso Natural Gas Co. (San Juan Basin, Rio Arriba County, N. Mex.) (San Juan Basin Area).	.....	6–19–69	[2] 8–1–69	(Accepted)	.....	.....	
		49	[1] 9		$855	8– 4–69	[2] 8–1–69	(Accepted—Subject to Refund)	[3] 14.2678	[4] [5] [6] 13.2486	RI69–358.

[1] Letter agreement dated May 6, 1969, which provides for the switching of certain wells (Jicarilla Apache A–3, A–6, and B–13 Wells) from El Paso's high pressure system with a 1 cent per Mcf reduction in price—deletes 1 cent per Mcf minimum guarantee for liquids and favored nations provisions insofar as they pertain to said wells.

[2] The stated effective date is the effective date requested by Respondent.

[3] Applicable only to Jicarilla Apache A–3, A–6, and B–13 Wells.

[4] Redetermined rate increase.

[5] Pressure base is 15.025 p.s.i.a.

[6] Includes partial reimbursement for the full 2.55 percent New Mexico Emergency School Tax.

[F.R. Doc. 69–10862; Filed, Sept. 11, 1969; 8:46 a.m.]

[Docket No. CP70–47]

ARKANSAS LOUISIANA GAS CO.

Notice of Application

SEPTEMBER 5, 1969.

Take notice that on August 29, 1969, Arkansas Louisiana Gas Co. (Applicant), Post Office Box 1126, Shreveport, La. 71102, filed in Docket No. CP70–47 an 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 tap and delivery facilities to effect direct sale and delivery of gas for industrial consumption to General Electric Co. under an industrial gas sales contract dated April 18, 1969, for the fuel requirements of General Electric Co.'s manufacturing plant near Shreveport, La., all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The estimated annual and peak day requirements of the customer are:

	Annual volume (Mcf)	Peak day volume (Mcf)
First Year	190,000	1,200
Second Year	190,000	1,200
Third Year	190,000	1,200

The total estimated cost of the proposed facilities is $28,350, which will be financed from cash on hand and short-term borrowings.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 3, 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. 69–10852; Filed, Sept. 11, 1969; 8:45 a.m.]

[Docket No. CP70–46]

EL PASO NATURAL GAS CO.

Notice of Application

SEPTEMBER 5, 1969.

Take notice that on August 29, 1969, El Paso Natural Gas Co. (Applicant), Post Office Box 1492, El Paso, Tex. 79999, filed in Docket No. CP70–46 an 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 certain natural gas facilities and the sale and delivery of natural gas to California-Pacific Utilities Co. (Cal-Pac) for resale and distribution in the community of Winchester, Oreg., and environs, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to construct and operate additional metering facilities at its existing Winchester Sales Meter Station, located on Applicant's 10¾-inch O.D. Grants Pass lateral in Douglas

County. The total estimated cost of Applicant's proposed facilities is $2,375, which Applicant proposes to finance through working funds. Applicant states that the Winchester Sales Meter Station sales have been limited to two industrial customers on an interruptible basis and that Cal-Pac now proposes to provide firm service to the community of Winchester, Oreg., and environs.

To provide service to the community of Winchester, Cal-Pac proposes to construct facilities consisting of mains, services and meters and a regulating station, at an estimated cost for the first 3 full years of operation of $123,043.

The estimated peak day and annual gas requirements of Cal-Pac during the third full year of the proposed firm service are 114 Mcf and 23,695 Mcf, respectively. Applicant's proposed sale and delivery for resale to Winchester and environs will be initiated on a firm basis in accordance with and at rates contained in Applicant's Rate Schedule DI-5, FPC Gas Tariff, Original Volume No. 3. Sales to Cal-Pac for resale to industrial customers will continue to be made in accordance with and at rates contained in Applicant's Rate Schedule I-5, FPC Gas Tariff, Original Volume No. 3.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 3, 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. 69-10853; Filed, Sept. 11, 1969; 8:45 a.m.]

[Docket No. CP70-48]

EL PASO NATURAL GAS CO.

Notice of Application

SEPTEMBER 5, 1969.

Take notice that on August 29, 1969, El Paso Natural Gas Co. (Applicant), Post Office Box 1492, El Paso, Tex. 79999, filed in Docket No. CP70-48 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the operation of existing facilities and the delivery of natural gas on an exchange basis to Colorado Interstate Gas Co., a division of Colorado Interstate Corp. (Colorado), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant and Colorado have entered into a Letter Agreement dated August 1, 1969, whereby Applicant will deliver by use of existing tap facilities previously installed, natural gas for a limited term and on an emergency standby basis to Colorado in exchange for the delivery of like quantities of gas by Colorado to Northern Natural Gas Co. for the account of Applicant. Applicant will deliver gas to Colorado at a point on its pipeline located in Hutchinson County, Tex., in amounts and at times specified by Colorado, up to but not in excess of 16,000 Mcf per day. Such gas shall be delivered by Colorado to Hill Chemical, Inc., for use in its anhydrous ammonia plant located near Boyer, Tex. The agreement provides for a term continuing through July 31, 1974. It is this limited term for which the certificate is requested.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 3, 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. 69-10854; Filed, Sept. 11, 1969; 8:45 a.m.]

[Docket No. E-7494]

IOWA POWER AND LIGHT CO. AND IOWA-ILLINOIS GAS AND ELECTRIC CO.

Order Providing for Hearing and Permitting Intervention

SEPTEMBER 3, 1969.

Iowa Power and Light Co. and Iowa-Illinois Gas and Electric Co. (Applicants) filed on June 27, 1969, an application, as amended on August 12, 1969, pursuant to section 203 of the Federal Power Act (16 U.S.C. § 824b), requesting authorization to consummate a plan of consolidation under which Applicants would be consolidated into a new corporation, Iowa Energy Corp.

The Iowa State Commerce Commission on July 24, 1969, pursuant to the Commission's rules of practice and procedure, filed a notice of intervention in this proceeding; and Iowa Public Service Co. and Interstate Power Co. (Petitioners) filed petitions to intervene on July 25, 1969, and July 28, 1969, respectively.

Iowa Public Service Co. alleges, inter alia, that it is engaged in the generation, transmission, and sale of electricity within the State of Iowa; that it as well as each applicant is a member of the Iowa Power Pool and Mid-Continent Area Power Planners; and that if certain allegations made in support of the subject application are true, the proposed consolidation would give Applicants a competitive advantage over Iowa Public Service Company not now enjoyed by either applicant.

Interstate Power Co. contends: That it is engaged in the generation, purchase, transmission, and distribution of electricity in the States of Iowa and Illinois, among others; and that it is one of the several competitors of the Applicants

and as such has an interest which may be directly affected by the disposition of this proceeding and which is not adequately represented by existing parties.

In answer to the petitions to intervene, Applicants state that although they do not agree with certain of the allegations made, they have no objection to the intervention by Petitioners in this proceeding.

In view of the legal and policy issues raised by the proposed transaction, and in accordance with our previously expressed policy of requiring public hearings on all applications requesting approval of the merger or consolidation of two or more Class A electric utilities [1] we believe that the public interest and the requirements of the Federal Power Act will be best served by granting the petitions to intervene and setting this matter for hearing, as hereinafter provided.

The Commission finds:

(1) The participation by Petitioners in this proceeding may be in the public interest.

(2) It is appropriate and in the public interest that a hearing be held in this proceeding as hereinafter provided.

(3) The period of public notice of the initial convening of the hearing to be held in this proceeding is reasonable and consistent with the public interest.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by the Federal Power Act and pursuant to the Commission's rules of practice and procedure, a public hearing shall be held in the above-entitled matter in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., before the Presiding Examiner respecting the issue of whether granting the application herein will be consistent with the public interest as expressed in section 203 of the Act. The time for the hearing will be fixed by the Presiding Examiner following the prehearing conference hereinafter directed.

(B) A prehearing conference shall be held before the Presiding Examiner commencing at 10 a.m., e.d.t., September 17, 1969, in a hearing room of the Federal Power Commission, Washington, D.C., for purposes as specified in the Commission's rules of practice and procedure.

(C) The Petitioners are hereby permitted to intervene in this proceeding subject to the rules and regulations of the Commission: *Provided, however,* That participation of such interveners shall be limited to the matters affecting asserted rights and interests specifically set forth in their petitions to intervene: *And provided, further,* That the admission of such interveners shall not be construed as recognition by the Commission that they or either of them might be aggrieved by any order entered in this proceeding.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[F.R. Doc. 69-10855; Filed, Sept. 11, 1969; 8:45 a.m.]

[1] Commonwealth Edison Company, et al., 36 FPC 927, 930; affirmed sub nom., Utility Users League v. FPC, 394, F. 2d 16 (CA7, 1968).

[Docket No. RP70-4]

PACIFIC GAS TRANSMISSION CO.

Order Providing for Hearing and Suspending Proposed Revised Tariff Sheets

SEPTEMBER 3, 1969.

On August 8, 1969, Pacific Gas Transmission Co. (Pacific) tendered for filing a proposed increase in the rate of return component of its cost of service (formula) tariff for sales of natural gas under its FPC Gas Tariff, Original Volume No. 1, to become effective on September 8, 1969.[1] The proposed increase in rate of return, to 7.5 percent, would be applicable to Pacific's Rate Schedules T-1 and PL-1. Based on sales for the 12-month period ended May 31, 1969, as adjusted, the requested increase in rate of return would increase charges for jurisdictional sales by approximately $1,554,235 annually.

Pacific's filing consists of revised tariff sheets for Pacific's Rate Schedules T-1 and PL-1, in its FPC Gas Tariff Original Volume No. 1, which sheets effect a revision in the rate of return element of the two schedules above named.

Pacific states the reason for the proposed rate of return increases is to replace the inadequate 1961-vintage rate of return with a new 7.50 percent rate.

Review of the filing indicates that the proposed increase in rate of return has not been shown to be justified and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful. There may, however, be other issues in the cost of service formula that may also be raised.

The Commission finds:

(1) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the rates and charges contained in Pacific's FPC Gas Tariff, as proposed to be amended herein, and that the proposed tariff sheets listed hereinbefore be suspended, and the use thereof be deferred as herein provided.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the disposition of this proceeding be expedited in accordance with the procedures set forth below.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly Sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing be held commencing October 6, 1969, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C. 20426, concerning the lawfulness of the rates, charges, classifications, and services contained in Pacific's FPC Gas Tariff, as proposed to be amended herein.

(B) Pending such hearing and decision thereon, Pacific's revised tariff sheets listed hereinbefore are hereby suspended and the use thereof is deferred until February 8, 1970, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(C) At the hearing on October 6, 1969, Pacific's prepared testimony (Statement P) filed and served on August 25, 1969, together with its entire rate filing as submitted and served on August 8, 1969, shall be admitted to the record as Pacific's complete case-in-chief as provided by § 154.63(e)(1) of the Commission's regulations under the Natural Gas Act, and Order No. 254, 28 FPC 495, subject to appropriate motions, if any, by parties to the proceeding.

(D) Following admission of Pacific's complete case-in-chief, the parties shall present their views and the Presiding Examiner, in the exercise of his discretion, shall fix dates for service of Staff's and Intervenors' evidence on such issues and service of Pacific's rebuttal testimony; fix dates for witnesses and to stand cross-examination thereon; and proceed with such hearing as expeditiously as feasible.

(E) Presiding Examiner Harry C. Shriver, or any other designed by the Chief Examiner for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding; shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in § 2.59 of the Commission's rules of practice and procedure.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[F.R. Doc. 69-10856; Filed, Sept. 11, 1969; 8:45 a.m.]

[1] The tariff sheets hereinafter suspended are as follows: Second Revised Sheet No. 6 and Second Revised Sheet No. 13 of Original Volume No. 1.

[Docket No. CP70-45]

SEA ROBIN PIPELINE CO.

Notice of Application

SEPTEMBER 5, 1969.

Take notice that on August 29, 1969, Sea Robin Pipeline Co. (Applicant), Post Office Box 1407, Shreveport, La. 71102, filed in Docket No. CP67-45 an 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 certain facilities to connect Block 222, Ship Shoal

Area, offshore Louisiana, to Applicant's offshore pipeline to take into its pipeline system additional supplies of natural gas to be purchased in this area, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to construct and operate approximately 26 miles of 20-inch pipeline from Block 206, Eugene Island Area, offshore Louisiana, to connect the Block 222 reserves. Applicant also requests authority to install 3,600 horsepower of additional compressor facilities at Erath, La.

The total estimated cost of proposed facilities is $7,687,500, which will be financed initially by short-term bank loans.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 2, 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. 69-10857; Filed, Sept. 11, 1969; 8:45 a.m.]

[Docket No. RP69-41]

TEXAS GAS TRANSMISSION CORP.

Order Denying Motion to Amend Order Providing for Hearing and Suspension of Proposed Increased Rates

SEPTEMBER 5, 1969.

Memphis Light, Gas & Water Division (Memphis), on August 21, 1969, filed a motion requesting the Commission to amend the order issued in this proceeding on August 11, 1969, suspending the proposed rate increase of Texas Gas Transmission Corp. and providing for hearing thereon. Memphis moves that, in lieu of the hearing procedure prescribed in that order which leaves decisions on procedural matters to the Presiding Examiner, the Commission order that the issues of rate of return, liberalized depreciation, and related income taxes and the purchased gas adjustment clause be tried in an initial phase of the hearing, in accordance with the schedule proposed by Memphis for the service of further evidence and cross-examination. As alternate relief, Memphis requests that the September 25, 1969, date fixed for hearing by the Commission in the suspension order be advanced to September 8, 1969. The Commission staff and Texas Gas filed answers to Memphis' motion on September 2, 1969.

In support of its motion Memphis contends that, in the Commission's utilization of the two-phase procedure for the trial of rate increase proceedings for the purpose of reducing the amount of excess charges collected and refunded, the time between the issuance of the suspension order and the initial hearing date, is not used productively, thus delaying the prospect of a Commission decision in Phase I prior to expiration of the suspension period. Memphis claims that if the Commission would amend its order to specify the issues in Phase I and direct that cross-examination begin on September 25, 1969, there will be a substantial gain in moving these issues to Commission decision within the suspension period or not long after expiration of the suspension period.

The staff objects to Memphis' motion on the grounds that the relief requested would entirely revise the intent of the suspension order by removing from the Presiding Examiner the authority invested in him to determine appropriate hearing procedures, and by depriving the parties of the opportunity to present their views on procedural matters which, the staff contends, is also contrary to orderly administrative procedure.

Contrary to Memphis' contention that our order provides for a two-phase hearing, the procedure which we prescribed leaves determinations with respect to procedural matters to the Presiding Examiner's discretion as the most practical way of disposing of this proceeding in an orderly and expeditious manner. We expressly authorized him to determine, after hearing the parties' views, the issues, if any, which may be tried in an initial phase of the hearing and to prescribe the dates for service of further evidence and cross-examination. Memphis' proposal would require the Commission to rule upon these detailed procedural matters. In our opinion these rulings are more appropriately a function of the Presiding Examiner who is familiar with the issues and will have the parties directly before him.

Memphis alternatively proposes that the hearing date be advanced to September 8, 1969. Grant of this request is not feasible because we have been advised that a Presiding Examiner will not be available in this proceeding until the week in which the hearing on Memphis is scheduled to commence.

The Commission orders: The procedural matters urged by Memphis in its motion filed August 21, 1969, should be submitted to the Presiding Examiner for consideration and appropriate ruling thereon, and for the reason hereinbefore stated, Memphis' alternative proposal to advance the date of hearing is denied.

By the Commission.

[SEAL] GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-10858; Filed, Sept. 11, 1969; 8:45 a.m.]

[Docket No. CP70-44]

UNITED GAS PIPE LINE CO.

Notice of Application

SEPTEMBER 5, 1969.

Take notice that on August 28, 1969, United Gas Pipe Line Co. (Applicant), Post Office Box 1407, Shreveport, La. 71102 filed 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 certain natural gas facilities to serve Georgia-Pacific Corp. (Georgia-Pacific), Smith County, Miss., all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to construct 7.5 miles of 4-inch pipeline, sales meter station, and appurtenant facilities on the Jackson-Mobile Main Line located in Smith County, Miss., and extending in a northeasterly direction to Georgia-Pacific's plantsite located in Smith County, Miss.

Applicant states that it has entered into a Gas Sales Contract with Georgia-Pacific, dated July 16, 1969, to deliver a maximum of 2,400 Mcf of natural gas per day. It is also stated that the estimated annual volumes under said contract range from 180,000 Mcf in the first year to 420,000 Mcf of natural gas in the third year. Applicant states further that it has been advised by Georgia-Pacific that the gas will be required on or about October 15, 1969.

The total cost of the proposed facilities, as estimated by Applicant, is $298,100.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 29, 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. 69-10859; Filed, Sept. 11, 1969; 8:45 a.m.]

[Docket No. CP70-42]

UNITED NATURAL GAS CO.

Notice of Application

SEPTEMBER 3, 1969.

Take notice that on August 22, 1969, United Natural Gas Co. (Applicant), 308 Seneca Street, Oil City, Pa. 16301, filed in Docket No. CP70-42 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 certain replacement natural gas transmission facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to construct and operate the following facilities: The replacement of approximately 0.4 mile of existing deteriorated 8-inch pipeline with a 12-inch pipeline in Knox and Rose Townships, Jefferson County, Pa.

Applicant states that the proposed project will have the effect of increasing its system's capacity and ability to meet the increasing requirements of its existing markets.

The total cost of the proposed project, as estimated by Applicant, is $31,818. Applicant states that it will finance the proposed project with funds on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 29, 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. 69-10860; Filed, Sept. 11, 1969; 8:45 a.m.]

[Project 57]

OREGON

Order Partially Vacating Withdrawal of Lands

SEPTEMBER 3, 1969.

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

WILLAMETTE MERIDIAN, OREGON

All portions of the following described tracts lying within 200 feet of the centerline of the transmission line location shown on a map designated "Exhibit K, Supplement No. 2" (sheets 2, 3, 4, and 5), and entitled "Project No. 57, Oregon, of Columbia Valley Power Co., Transmission Line, Pelton to Portland Route", and filed in the office of the Federal Power Commission on October 14, 1925:

T. 3 S., R. 6 E.,
Sec. 19, S½SW¼;
Sec. 29, SW¼, SW¼SE¼;
Sec. 30, NW¼NE¼, S½NE¼, N½NW¼;
Sec. 32, N½NE¼, SE¼NE¼;
Sec. 33, lots 3, 4, NW¼NW¼, S½NW¼, NE¼SW¼, NW¼SE¼.
T. 4 S., R. 6 E.,
Sec. 2, lot 7;
Sec. 3, NW¼, SE¼;
Sec. 11, lots 3, 4, 6, 7, 9, 10, 16;
Sec. 12, S½SW¼;
Sec. 13, NW¼NE¼, S½NE¼, N½NW¼, NE¼SE¼.
T. 4 S., R. 7 E.,
Sec. 18, lots 3, 4, SW¼SE¼;
Sec. 19, NE¼, NE¼SE¼;
Sec. 20, SW¼NW¼, NW¼SW¼, S½SW¼;
Sec. 28, SW¼NW¼, SW¼;
Sec. 29, NE¼NW¼, NE¼;
Sec. 33, NW¼NE¼, S½NE¼, NE¼NW¼, N½SE¼, SE¼SE¼;
Sec. 34, SW¼SW¼.
T. 5 S., R. 7 E.,
Sec. 3, NW¼, NE¼SW¼, NW¼SE¼, S½SE¼;
Sec. 4, lot 1;
Sec. 10, E½NE¼;
Sec. 11, NW¼NW¼, S½NW¼, N½SW¼, SE¼SW¼, SW¼SE¼;
Sec. 13, NW¼SW¼, S½SW¼;
Sec. 14, NE¼, NE¼SE¼;
Sec. 24, N½NW¼, SE¼NW¼, NE¼SW¼, NW¼SE¼, S½SE¼;
Sec. 25, E½NE¼.
T. 5 S., R. 8 E.,
Sec. 30, lots 1, 2, 3, E½SW¼, SW¼SE¼;
Sec. 31, N½NE¼, SE¼NE¼, E½SE¼.
T. 6 S., R. 8 E. (unsurveyed),
Sec. 4, SW¼SW¼;
Sec. 5, N½NW¼, SE¼NW¼, SW¼NE¼, N½SE¼, SE¼SE¼;
Sec. 9, SW¼NE¼, N½NW¼, SE¼NW¼, N½SE¼, SE¼SE¼;
Sec. 10, S½SW¼;
Sec. 13, SW¼SW¼;
Sec. 14, S½NW¼, N½SW¼, SE¼;
Sec. 15, N½NW¼, NE¼;
Sec. 24, N½NW¼, SE¼NW¼, NW¼NE¼, S½NE¼, NE¼SE¼.
T. 6 S., R. 8½ E. (unsurveyed),
Sec. 23, NW¼SW¼, S½SW¼;
Sec. 25, S½NW¼, N½SW¼, SE¼;
Sec. 26, NE¼, NE¼NW¼;
Sec. 36, NE¼NE¼.
T. 6 S., R. 9 E.,
Sec. 30, lot 4;
Sec. 31, lot 1, E½NW¼, NE¼;
Sec. 32, S½N½, N½SE¼;
Sec. 33, N½SW¼, SE¼SW¼, SE¼;
Sec. 34, S½SW¼, SW¼SE¼.
T. 7 S., R. 9 E. (unsurveyed),
Sec. 1, SW¼, SW¼SE¼;
Sec. 2, S½NE¼, NW¼, N½SE¼;
Sec. 3, N½NE¼, NE¼NW¼;
Sec. 12, N½NE¼, SE¼NE¼, NE¼NW¼.
T. 7 S., R. 10 E.,
Sec. 7, SW¼NW¼, N½SW¼, SE¼SW¼, NW¼SE¼, S½SE¼;
Sec. 16, SW¼SW¼;
Sec. 17, NW¼NW¼, S½NW¼, NE¼SW¼, SE¼;
Sec. 18, N½NE¼;
Sec. 20, NE¼NE¼;
Sec. 21, N½NW¼, SE¼NW¼, NW¼NE¼, S½NE¼;
Sec. 22, SW¼NW¼, N½SW¼, SE¼;
Sec. 26, N½NE¼, SE¼NE¼, NE¼NW¼;
Sec. 36, NE¼NE¼.

All portions of the following described tracts lying within 100 feet of the center line of the transmission line location shown on sheets 1 and 2 of the above described map designated "Exhibit K, Supplement No. 2", and filed in the office of the Federal Power Commission on October 14, 1925:

T. 7 S., R. 11 E.,
Sec. 31, lot 1.
T. 8 S., R. 11 E.,
Sec. 5, SW¼NW¼, SW¼;
Sec. 8, NE¼NW¼, NW¼NE¼, S½NE¼;
Sec. 9, SE¼SW¼;
Sec. 15, SW¼SW¼;
Sec. 16, NW¼NE¼, S½NE¼, E½NW¼;
Sec. 22, SW¼NE¼, N½NW¼, SE¼NW¼, SE¼;
Sec. 23, SW¼SW¼;
Sec. 26, NW¼, NE¼SW¼, SE¼;
Sec. 35, NE¼NE¼;
Sec. 36, NW¼NW¼.

T. 9 S., R. 11 E.,
Sec. 1, lots 1, 2, and 8.
T. 9 S., R. 12 E.,
Sec. 6, SW¼SE¼;
Sec. 7, N½NE¼;
Sec. 16, lots 13, 14;
Sec. 17, NW¼NE¼, S½NE¼, NE¼SE¼;
Sec. 21, lots 17, 24, 25, NW¼NE¼, NE¼NW¼;
Sec. 27, lots 10, 15, 26, N½NW¼, SE¼NW¼.
T. 10 S., R. 13 E.,
Sec. 18, lots 5, 6;
Sec. 19, lot 5.

Approximately 2,225 acres.

The lands are withdrawn pursuant to the filing on October 14, 1925, of an application for amendment of license for Project No. 57. The lands lie between Pelton Dam on the Deschutes River and the city of Portland, Oreg., and were to be utilized for a transmission line right-of-way. Most of the lands lie within the Mount Hood National Forest. A 50-year license for Project No. 57 was issued to Columbia Valley Power Co. on June 25, 1924, and authorized the construction of dams at the Pelton and Metolius (Round Butte) sites on the Deschutes River. The licensee failed to construct the project, and the license was canceled December 19, 1936, by a decree of the U.S. District Court, District of Oregon.

Dams at the Pelton and Round Butte sites were subsequently constructed by the Portland General Electric Co. under authorization contained in the license for Project No. 2030. The transmission lines for Project No. 2030 follow a different route than that proposed for Project No. 57. Since there are no plans known for use of the subject lands for power purposes, their retention in a withdrawal status is no longer necessary.

The Commission finds: The withdrawal of the subject lands pursuant to the above mentioned application for amendment for the license for Project No. 57 serves no useful purpose and should be vacated.

The Commission orders: The withdrawal of the subject lands pursuant to the application for amendment for the license for Project No. 57 is hereby vacated insofar as it affects the subject lands.

By the Commission.

[SEAL] GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-10861; Filed, Sept. 11, 1969; 8:45 a.m.]

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