# FEDERAL REGISTER

**VOLUME 34** 

NUMBER 194

Thursday, October 9, 1969

Washington, D.C.

Pages 15627-15690

### Agencies in this issue-

Agricultural Research Service Agricultural Stabilization and Conservation Service Agriculture Department Atomic Energy Commission Civil Aeronautics Board Commodity Credit Corporation Consumer and Marketing Service Customs Bureau Engineers Corps Federal Aviation Administration Federal Communications Commission Federal Power Commission Federal Reserve System Federal Trade Commission Fish and Wildlife Service Food and Drug Administration Hazardous Materials Regulations Board Interior Department Internal Revenue Service Interstate Commerce Commission Labor Standards Bureau Land Management Bureau Packers and Stockyards Administration Securities and Exchange Commission Social Security Administration

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## Announcing First 10-Year Cumulation

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Price: \$2.50

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

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



Published daily, Tuesday through Saturday (no publication on Sundays, Mondays, of on the day after an official Federal holiday), by the Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408.

Area Code 202 Phene 962-8626 pursuant to the authority contained in the Federal Register Act, approved July 25, 1935 (49 Stat. 500, as amended; 44 U.S.C., Ch. 15), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President (1 CVP). proved by the President (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

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

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

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### Title 7—AGRICULTURE

Chapter I-Consumer and Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 68-REGULATIONS AND STANDARDS FOR INSPECTION AND CERTIFICATION OF CERTAIN AGRI-CULTURAL COMMODITIES AND PRODUCTS THEREOF

### Fees and Charges for Certain Federal Inspection Services

Pursuant to sections 203 and 205 of the Agricultural Marketing Act of 1946, as amended (7 U.S.C. 1622, 1624), the provisions of 7 CFR 68.42 prescribing fees in connection with the inspection of agricultural commodities administratively assigned to the Grain Division are hereby amended as follows:

Statement of considerations. Agricultural Marketing Act of 1946 provides for the collection of fees equal as nearly as may be to the cost of inspection services rendered under its provisions. This amendment increases the hourly rate for services charged by the hour under Part 68 and makes corresponding changes in fees or charges for certain other services based on the hourly rate under Part 68 from \$7.25 to \$8.25 per hour. The changes are necessary due to recent general salary increases to Federal employees.

The amendment also provides for additional laboratory testing services and establishes a fee for each of these services

Section 68.42 is amended by changing the fee or charge of \$7.25 wherever it appears to \$8.25. This section is further amended by changing the provisions for "Laboratory testing" to read as follows, in order to provide additional laboratory testing services:

Laboratory testing:

(a) In addition to the charges, if any, for sampling or other requested service, a fee will be assessed for each laboratory analysis or test as follows:

	Fee or
Service	charge
(1) Acetyl value	\$5.00
(2) Acidity-Greek	- 1.70
(3) Acid value oil	2.35
(4) Appearance, flavor, and odo	r interest
of oils	_ 1.10
(5) Ash	_ 1.70
(6) Bacteria Count	_ 3.50
(7) Baking test-Bread	3.95
(8) Baking test—prepared mix	3.05
(9) Baume	_ 4,50
(10) Break test	3.05

(11) Calcium—AOAC	4.00
(12) Calcium enrichment	4.00
(13) Calcium carbonate	4.00
(14) Carotenoid color	4.50
(15) Clarity of oils involving heating	
heating	1,45
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(19) Color—Lovibond (20) Color—Wesson	2. 10
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(22) Congeal point	4.30
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(25) Crude fat	2.25
(26) Crude fiber	3.35
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(36) Fat stability—AOM	3.35
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(69) Peroxide value	1.75
(70) Peroxide value after 8 hours	
AOM	4.80
(71) Phosporus-photometric	3.65
(72) Popping value-popcorn	1.50
(73) Potassium bromate-quali-	
tative	. 85
(74) Potassium bromate-quan-	
titative	3. 25
(75) Protein for cargo wheat-	
duplicate test required	45.45
(76) Protein-Kjeldahl	2.05
(77) Reducing sugars	8.40
(78) Refining loss—oils	5.75
(79) Refractive index	1.20
(80) Riboflavin	6.60
(81) Rope spore count	11.10
(82) Salt	3, 50
(83) Saponification number	3.05
(84) Sedimentation value -	
wheat (85) Sieve test	
	2.20
(86) Smoke point	1.40
(88) Solid fat index	9.90
(89) Solubility in alcohol (oil)	1.10
(90) Specific baking volume—	1.10
prepared mix	3.05
(91) Specific gravity—offs	2.95
(92) Test weight per bushel-	2.00
other than grain	1,20
(93) Unsaponifiable matter	5.80
(94) Urease activity	2.25
(95) Viscosity-Gardner-Holdt-	1
olls	1.50
(96) Viscosity-Saybolt	3.85
(97) Water soluble protein	2.60
(98) Xanthydrol test for rodent	-
urine	2.50
The same and the same and	
Secs. 203, 205, 60 Stat. 1087, 109	10, as
nended; 7 U.S.C. 1622, 1624; 29 F.R.	16210,
amended, 33 F.R. 10750)	
The need for increases in the fe	es for
rvices and the amount thereof ar	
endent upon facts within the know	
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of the Consumer and Marketing Service. The additional services provided for in this document are voluntary in nature. The provisions therefor do not require any action by any member of the public but make available services for which there is a public need. Therefore, under the administrative procedure provisions of 5 U.S.C. 553, it is found upon good cause that notice and other public rulemaking procedures on the amendments are impracticable and unnecessary.

This amendment shall become effective December 1, 1969.

Done at Washington, D.C., this 2d day of October 1969.

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

[F.R. Doc. 69-12006; Filed, Oct. 8, 1969; 8:45 a.m.]

SUBCHAPTER G-PROCESS OR RENOVATED

## PART 171—SANITARY INSPECTION OF PROCESS OR RENOVATED BUTTER

The administration of the Process or Renovated Butter Act (60 Stat. 300; Public Law 427, 79th Cong.) was transferred from the Meat Inspection Division to the Dairy Division, effective April 4, 1966 (31 F.R. 7916). Accordingly, it is hereby ordered that the regulations relating to process or renovated butter (9 CFR Part 371) be transferred to Title 7; that a new Subchapter G, Part 171, be established in Title 7 to contain these regulations and that they be renumbered accordingly.

In addition, it is ordered that the phrases "Director of Meat Inspection Division" and "Meat Inspection Division" wherever they appear be changed to read "Director Dairy Division" and "Dairy Division", respectively. All other provisions of the regulations to appear unchanged and shall read as follows:

### SUPERVISORY OFFICIAL

Sec.
171.1 Director of Dairy Division charged
with administration of regulations
in this part.

#### DEFINITIONS

- 171.2 Department.
- 171.2a Secretary.
- 171.4 Director of Division.
- 171.5 Inspector.
- 171.6 Person
- 171.7 Butter.
- 171.8 Process or renovated butter.
- 171.9 Process or renovated butter act.
- 171.10 Process or renovated butter factory.

MAINTENANCE OF INSPECTION AND ACCESS TO PREMISES

- 171.11 Maintenance of sanitary inspections of premises and products.
- 171.12 Access to factory premises, etc., for inspection purposes.

SANITARY REQUIREMENTS FOR PROCESS OR RENOVATED BUTTER FACTORIES

- 171.13 Factories, storehouses, etc., to be kept sanitary and separate.
- 171.14 Lighting, screening, ventilating, and draining.
- 171.15 Care of floors, ceilings, walls, partitions, etc.
- 171.16 Equipment.
- 171.17 Sanitary pumps, pipes, and fittings required.
- 171.18 Cleanliness of employees and of clothing worn.
- 171.19 Communicable diseases of employees.
- 171.20 Lavatories, toilets, and dressing rooms; location and equipment.
- 171.21 Freedom from objectionable odors and substances,

SANITARY REQUIREMENTS FOR PROCESS OR RENOVATED BUTTER, AND FOR INGREDIENTS INTENDED FOR USE IN ITS MANUFACTURE

171.22 Requirements for containers of ingredients.

### Sec.

- 171.23 Pure, clean water and ice to be used.
- 171.24 Pure, clean air to be used; approved equipment for purifying air required.
- 171.25 Pasteurization of mixtures and emulsions; approved recording dairy thermometers required.
- 171.26 Butter must be melted, clarified, etc., at factory under supervision of inspector.
- 171.27 Process or renovated butter and ingredients must be kept, stored, and handled in a sanitary manner.
- 171.28 All containers must be kept and stored in a sanitary manner.

INSPECTION STANDARDS FOR PROCESS OR RENO-VATED BUTTER, AND FOR INGREDIENTS IN-TENDED FOR USE IN ITS MANUFACTURE

- 171.29 Process or renovated butter, and prospective ingredients thereof, found to be putrid and decomposed, or to be ranicid, etc.
- 171.30 Process or renovated butter, and prospective ingredients thereof, found to contain any avian animal, etc., including immature stages or parts thereof, or excrement therefrom; destruction or denaturation required.
- 171.31 Process or renovated butter, and prospective ingredients thereof, found to contain any insect, or other animal, not referred to in § 171.30 including immature stages or parts thereof, or excrement therefrom; extent of destruction or denaturation required.
- 17132 Prospective ingredients found to contain any visible mold, etc.; extent of destruction or denaturation required.
- 171.33 Identification of process or renovated butter, and of ingredients intended for use in its manufacture, which have passed inspection.
- 171.34 Destruction or denaturation of condemned process or renovated butter, and of condemned prospective ingredients.
- 171.35 Storage and safekeeping of any lot of process or renovated butter, and of any lot of ingredients intended for use in its manufacture, pending further inspection of such lot.
- 171.36 Reinspections.
- 171.37 Ingredients must be inspected and passed prior to use in manufacturing.

MARKING, LABELING, AND BRANDING OF PROCESS OR RENOVATED BUTTER

- 171.38 Statutory packages.
- 171.39 Cartons, wrappers, and other containers.
- 171.40 Net weight requirements; pictorial misrepresentations prohibited.
- 171.41 Surface impressions.
- 171.42 Marks, etc., requiring approval.
- 171.43 Evidence of approval.

### PENALTIES

- 171.44 Forgery, etc., of marks, stamps, labels, or tags.
- 171.45 False or misleading statements on wrappers, labels, cartons, or containers.
- 171.46 Transportation of process or renovated butter which has not been inspected and passed, and properly marked, labeled, and branded.
- 171.47 Maximum penalty for violation.

#### REPORTS

- Sec. 171.48 Work reports.
- 171.49 Furnishing of information.
- 171.50 Reports of violations.

WITHDRAWALS OF INSPECTIONS

171.51 Withdrawals of inspections.

#### OFFICE SPACE

171.52 Furnishing of office space, etc., to inspectors.

#### REVIEW OF DECISIONS

171.53 Review of inspector's decisions,

AUTHORITY: The provisions of this Part 171 issued under sec. 4817, 68A Stat. 573; 26 U.S.C. 4817.

### SUPERVISORY OFFICIAL

§ 171.1 Director of Dairy Division charged with administration of regulations in this part.

The Director of the Dairy Division, Consumer and Marketing Service, U.S. Department of Agriculture, is charged with the administration of the regulations in this part,

### DEFINITIONS

§ 171.2 Department.

The United States Department of Agriculture.

§ 171.2a Secretary.

"Secretary" means the Secretary of Agriculture of the United States, or any officer or employee of the Department to whom authority has heretofore been delegated, or to whom authority may hereafter by delegated, to act in his stead.

### § 171.3 Division.

The Dairy Division, Consumer and Marketing Service, U.S. Department of Agriculture.

§ 171.4 Director of Division.

The administrative head of the Division.

§ 171.5 Inspector.

Any officer or other employee of the Division who is authorized or directed to make any inspection in connection with the administration of the regulations in this part.

### § 171.6 Person.

Any natural person, a corporation, a partnership, a company, a trust or estate, a joint-stock company, an association, or other unincorporated organization or group. It includes a guardian, committee, trustee, executor, administrator, trustee in bankruptcy, receiver, assignee for the benefit of creditors, conservator, or any person acting in a fiduciary capacity.

### § 171.7 Butter.

The food product usually known as butter which is made exclusively from milk or cream, or both, with or without common salt, and with or without additional coloring matter.

### § 171.8 Process or renovated butter.

Butter which has been subjected to any process by which it is melted, clarifled, or refined, and made to resemble butter as defined in § 171.7, excepting "adulterated butter" as defined in 26 U.S.C. 2320(b).

### § 171.9 Process or renovated butter act.

The act of Congress approved June 24, 1946, entitled "An act to authorize the condemnation of materials which are intended for use in process or renovated butter and which are unfit for human consumption, and for other purposes" (60 Stat. 300; Pub. Law 427, 79th Cong.).

## §171.10 Process or renovated butter factory.

One or more plants, storehouses, and other premises where process or renovated butter is manufactured (either in whole or in part), packaged, stored, or otherwise handled, and all premises where ingredients intended for use therein are stored, which are operated under the same management and so long as they are considered to be on the same bonded premises by, and are covered under the same bond in that connection to, the Internal Revenue Service, United States Treasury Department: Provided, That, if any such manufacturing operation is conducted as aforesaid in part at a plant at one location and in part at a plant at another location, all ingredients handled, including (but not limited to) butter oil, shall be used exclusively by that bonded manufacturer at his factory in the manufacture of process or renovated butter.

### MAINTENANCE OF INSPECTION AND ACCESS TO PREMISES

### § 171.11 Maintenance of sanitary inspections of premises and products.

Inspection will be maintained at each process or renovated butter factory and the premises connected therewith during all periods of its operation. The factory management shall give the inspector reasonable advance notice of any change in its usual operating hours.

### § 171.12 Access to factory premises, etc., for inspection purposes.

The inspector shall have full and free access at all times to every part of any process or renovated butter factory, and to all other premises and grounds used in connection therewith.

### SANITARY REQUIREMENTS FOR PROCESS OR RENOVATED BUTTER FACTORIES

### § 171.13 Factories, storehouses, etc., to be kept sanitary and separate.

All factories, storehouses, and other premises where process or renovated butter is manufactured, packaged, stored, or otherwise handled, and all premises where ingredients intended for use therein are stored, shall be used exclusively for such purposes, shall be separated by solid walls or partitions from any premises used for other purposes, and shall be maintained in a sanitary condition; Provided, however, That but-

ter oil may be stored under seal in commercial cold storage warehouses.

## § 171.14 Lighting, screening, ventilating, and draining.

All factories, storehouses, and other premises where process or renovated butter is manufactured, packaged, stored, or otherwise handled, and all premises where ingredients intended for use therein are stored, shall be suitably lighted, screened, and ventilated. All such premises shall also be provided with adequate drains, which shall be properly trapped and sewer connected. Rooms shall be kept reasonably free from steam and other vapors.

## § 171.15 Care of floors, ceilings, walls, partitions, etc.

All parts of any premises where process or renovated butter is manufactured, packaged, stored, or otherwise handled, and all premises where ingredients intended for use therein are stored, including, but not limited to, the floors, ceilings, walls, pillars, partitions, platforms, and stairways of such premises, shall be kept clean, and shall be scraped, washed, painted, or otherwise treated as required by the inspector. When any part of the premises, or any equipment, becomes so old or in such condition that it cannot readily be kept clean and sanitary, it shall be replaced. Walks, platforms, and other approaches to all such premises shall be kept clean.

### § 171.16 Equipment.

All melting tanks, cans, vats, blowing tanks, and settling tanks and equipment used in preparing, cutting, chopping, and otherwise handling the ingredients used in the manufacture of process or renovated butter, shall be made of a noncorrosive metal, or shall be suitably nickeled, tinned, or coated with other noncorrosive metal. All such equipment and all churns, butter workers, trucks, trays, and other receptacles, chutes, platforms, racks, tables, and all other utensils, machinery, and equipment used in the packaging, storing, or other handling of process or renovated butter, shall be kept in a clean and sanitary condition.

## § 171.17 Sanitary pumps, pipes, and fittings required.

All pumps, pipes, and fittings used for conveying or conducting milk, skim milk, cream, mixtures containing milk or cream, or butter oil shall be of the so-called sanitary types. Specifically: that all parts with which milk, skim milk, cream, mixtures containing milk or cream, or butter oil, come into contact shall be made of a non-corrosive metal, or shall be suitably nickeled, tinned, or coated with other non-corrosive metal, and all such parts shall be readily accessible for cleaning; (b) all pipes shall have smooth outer and inner surfaces coated with nickel, tin, or other non-corrosive metal; and (e) all fittings shall have smooth outer and inner surfaces coated with nickel, tin, or other non-corrosive metal, and shall be of such design that there are no pockets or recesses on the inside. All pumps, pipes, and fittings shall be kept in a sanitary condition, and shall, after the completion of each daily operation, be disassembled and thoroughly washed and sterilized before being reassembled and used again.

## § 171.18 Cleanliness of employees and of clothing worn.

All employees or other persons who handle process or renovated butter, or any ingredient entering into its manufacture, shall be required to keep themselves clean, particularly their hands, and signs to that effect shall be posted in conspicuous places in the manufacturing room and elsewhere on the premises as conditions require. Aprons, smocks, and other outer clothing worn by employees or other persons who handle, or in any way come in contact with process or renovated butter, or with any ingredient entering into its manufacture, shall be of materials that may be made sanitary by washing, and only clean garments shall be worn. Boots and shoes shall be kept reasonably clean.

## § 171.19 Communicable diseases of employees.

No person affected with any infectious, contagious, or other communicable disease, or who is a carrier thereof; shall be employed in any factory where process or renovated butter is manufactured, packaged, stored, or otherwise handled, and any employee suspected of being so affected shall be reported by the inspector to the factory management and to the Director of Division.

## § 171.20 Lavatories, toilets, and dressing rooms; location and equipment.

All lavatories, toilets, and dressing rooms shall be separate and distinct from the rooms in which process or renovated butter is manufactured, packaged, stored, or otherwise handled, as well as from rooms in which ingredients intended for use in the manufacture of process or renovated butter are stored: and where any such lavatory, toilet, or dressing room opens into a room used for any of the aforesaid purposes it shall be provided with automatically closing doors. Such lavatories, toilets, and dressing rooms shall also be conveniently located, sufficient in number (including separate facilities for women where both sexes are employed), adequate in size, and fitted with appropriate accommodations, including toilet paper, individual paper towels, soap, and running hot and cold water, and shall be properly lighted. suitably ventilated, and kept clean and

## § 171.21 Freedom from objectionable odors and substances.

All premises in which process or renovated butter is manufactured, packaged, stored, or otherwise handled, and all premises in which ingredients intended for use in the manufacture thereof are stored, shall be kept free from objectionable odors coming from poultry rooms, egg rooms, drains, sewers, or other source. Every practicable precaution.

including the use of appropriate sprays, traps, etc., shall be taken to exclude all organic or inorganic foreign substances, particularly flies, rats, mice, and other vermin, from such premises.

SANITARY REQUIREMENTS FOR PROCESS OR RENOVATED BUTTER, AND FOR INGREDI-ENTS INTENDED FOR USE IN ITS MANU-FACTURE

§ 171.22 Requirements for containers of ingredients.

In order to safeguard the purity and fitness of butter, butter oil, milk, and other ingredients for use in the manufacture of process or renovated butter, no manufacturer shall accept delivery of butter unless, at the time of such receipt, it is packed in a container which is constructed of: (a) Non-corrosive metal; (b) a corrosive metal which has been coated with some non-corrosive metal or lacquer; (c) wood which is tightly fitted together, parchment lined, and tightly headed; or (d) viscose or plastic. Such containers shall be equipped with tightly fitted covers or a closing device, and shall be kept covered or closed at all times. Containers constructed of materials mentioned in paragraph (a) or (b) of this section shall have smooth inner surfaces without pockets or recesses. Every container of butter shall be cleaned and dried thoroughly before it is used again. Butter received in a process or renovated butter factory in a container which does not meet the requirements of this section shall be denatured or destroyed in accordance with the provisions of § 371.34, as shall also butter received in containers which are deemed to be unfit for use as such containers because of the presence of rust, because they had not been cleaned properly, or had been improperly used. Milk, nonfat dry milk solids, and other ingredients, except butter, shall be deemed to be fit for use in the manufacture of process butter if the containers thereof are so designed as to afford proper protection of the contents thereof, provided such ingredients are otherwise eligible for such use.

§ 171.23 Pure, clean water and ice to be used.

Only pure, clean water and ice shall be used in the manufacture of process or renovated butter. When there is any doubt on the part of the inspector regarding the purity of the ice or water supply, he shall report the facts to the factory management and to the Director of Division.

§ 171.24 Pure, clean air to be used; approved equipment for purifying air required.

Air used in aerating butter oil in connection with the manufacture of process or renovated butter shall be pure and clean and free from contamination of any kind.

§ 171.25 Pasteurization of mixtures and emulsions; approved recording dairy thermometers required.

Every mixture or emulsion made from milk, skim milk, or cream (either in liquid or powdered form) and butter oil shall be properly pasteurized before it is used in the manufacture of process or renovated butter. A recording datry thermometer shall be provided and used to facilitate determinations of proper pasteurization.

§ 171.26 Butter must be melted, clarified, etc., at factory under supervision of inspector.

No butter shall be used in the manufacture of process or renovated butter unless the melting, clarifying, refining, and other processing of it has been done at a process or renovated butter factory under the supervision of an inspector: Provided, That butter melted by the original farmer-producer thereof and placed and stored by him in a container meeting the specifications prescribed in § 171.22 which is sold to a process or renovated butter manufacturer (either directly or through a designated representative of such manufacturer) may be used by such manufacturer in the manufacture of process or renovated butter, if it is otherwise eligible for such use: And provided further, That butter oil which is produced at one plant of a process or renovated butter factory may be transported to and used in the manufacture of process or renovated butter at another plant of the same factory if (a) said butter oil is transported between the two plants under seal, and (b) prior to the production of such butter oil all ingredients used in such production were inspected and passed pursuant to the requirements of this part.

§ 171.27 Process or renovated butter and ingredients must be kept, stored, and handled in a sanitary manner.

All milk, skim milk, or cream (in either liquid or powdered form), and all butter, butter oil, and other ingredients intended to be used in the manufacture of process or renovated butter, as well as all process or renovated butter, shall be kept, stored and handled in a sanitary manner.

§ 171.28 All containers must be kept and stored in a sanitary manner.

All cartons, packages, tubs, cans, tins, wrappers, liners, or other containers intended for use in the packaging of process or renovated butter shall be kept and stored in a sanitary manner.

INSPECTION STANDARDS FOR PROCESS OR RENOVATED BUTTER, AND FOR INGREDI-ENTS INTENDED FOR USE IN ITS MANU-FACTURE

§ 171.29 Process or renovated butter, and prospective ingredients thereof, found to be putrid and decomposed, or to be rancid, etc.

Any butter, butter oil, milk, or other ingredient intended for use in the manufacture of process or renovated butter which, upon inspection, is found to be putrid or decomposed shall be deemed to be unfit for such use. Any butter, butter oil, milk, or other ingredient intended for use in the manufacture of process or renovated butter which, upon inspection, is found to be rancid, cheesy, bleached, oxidized, or otherwise

deteriorated to an extent which cannot be removed by any generally recognized processing method shall also be deemed to be unfit for such use. The inspector shall mark the container "U. S. Inspected and Condemned." and all of the contents of such container shall be denatured or destroyed, by or under the supervision of an inspector, in accordance with the provisions of § 171.34. The provisions, of this section shall also apply to any churning or other lot of process or renovated butter.

§ 171.30 Process or renovated butter, and prospective ingredients thereof, found to contain any avian animal, etc., including immature stages or parts thereof, or excrement therefrom; destruction or denaturation required.

Any butter, butter oil, milk, or other ingredient intended for use in the manufacture of process or renovated butter which, upon inspection, is found to contain any avian, reptilian, mammalian, amphibian, or piscine animal, or any cockroach, flea, louse, or fly, or any other insect or animal not specifically mentioned, including immature stages or parts thereof, or any excrement therefrom, shall be deemed to be unfit for such use. Th inspector shall mark the container "U.S. Inspected and Condemned," and all of the contents of such container shall be denatured or destroyed by or under the supervision of an inspector in accordance with the provisions of § 171,-34. The provisions of this section shall also apply to any churning or other lot of process or renovated butter.

§ 171.31 Process or renovated butter, and prospective ingredients thereof, found to contain any insect, or other animal, not referred to in § 171.30, including immature stages or parts thereof, or excrement therefrom; extent of destruction or denaturation required.

Any portion of any butter, butter oil, milk, or other ingredient intended for use in the manufacture of process or renovated butter which, upon inspection, is found to contain any insect, or other animal not specifically referred to in \$171.30, including immature stages or parts thereof, or any excrement therefrom, shall be deemed to be unfit for such use, and such infested portion shall be removed therefrom and placed in a container marked "U. S. Inspected and Condemned," and shall be denatured or destroyed by or under the supervision of an inspector in accordance with the provisions of § 171.34. In determining the portion to be so condemned and denatured or destroyed, the following rules shall govern: (a) If the infestation is of such a local character that it may be removed and still leave a remaining portion which is unaffected, such unaffected portion may be passed for human food after the removal and the condemnation of the infested por-tion; (b) however, if the infestation is of such a general character that the complete extirpation thereof would be difficult and uncertainly accomplished, all of the contents of such container

shall be condemned and denatured or destroyed as aforesaid. The provisions of this section shall also apply to any churning or other lot of process or renovated butter.

§ 171.32 Prospective ingredients found to contain any visible mold, etc.; extent of destruction or denaturation required.

Any portion of any butter, butter oil, milk, or other ingredient intended for use in the manufacture of process or renovated butter which, upon inspection, is found to contain any visible mold, bits of wood or metal (including scrapings), dirt, dust, or other debris, shall be deemed to be unfit for such use, and such contaminated portion shall be removed therefrom and placed in a container marked "U. S. Inspected and Condemned." and shall be denstured or destroyed, by or under the supervision of an inspector, in accordance with the provisions of § 171.34. In determining the portion which shall be condemned and denatured or destroyed. the following rules shall govern: (a) If the contaminated portion is of such a local character that it may be removed and still leave a remaining portion which is unaffected, such unaffected portion may be passed for human food after the removal and condemnation of the contaminated portion; (b) however, if the contamination is of such general character that the extirpation thereof would be difficult and uncertainly ac-complished, all of the contents of such container shall be condemned and denatured or destroyed as aforesaid. The provisions of this section shall also apply to any churning or other lot of process or renovated butter.

§ 171.33 Identification of process or renovated butter, and of ingredients intended for use in its manufacture, which have passed inspection.

All butter, butter oil, milk, and other ingredients intended for use in the manufacture of process or renovated butter, or portions thereof, which, after final inspection, are not condemned, pursuant to the provisions contained in §§ 171.29, 171.30, 171.31 or 171.32, shall be considered to be fit for such use, and the containers thereof shall be marked "U. S. Inspected and Passed." All process or renovated butter which, after final inspection, is not condemned, pursuant to the provisions contained in §§ 171.29, 171.30, 171.31 or 171.32, shall be deemed to be clean, wholesome, healthful, and otherwise fit for human food, and the containers thereof shall be marked "U. S. inspected and Passed."

§ 171.34 Destruction or denaturation of condemned process or renovated butter, and of condemned prospective ingredients.

Each lot of condemned process or renovated butter, and each lot of condemned butter, butter oil, milk, or other ingredient which was intended for use in the manufacture of process or renovated butter, shall be either destroyed or denatured, at the option of

the process or renovated butter manufacturer, by or under the supervision of inspector. Any such destruction shall be accomplished either by burning, or by dumping in a sewer, whichever method the inspector may deem to be the most expedient, practicable, and effective to accomplish the desired purpose. Any such denaturation shall be accomplished by the addition to each 100 parts of the condemned portion of either (a) three parts of rosin oil, (b) one-fourth part of pyridin, (c) four parts of aniline oil, (d) six parts of dark colored oleic acid, or (e) one and onehalf parts of kerosene, and the thorough mixing of such denaturant with such condemned portion. Every such denaturation shall be by, or under the supervision of, an inspector, and the denaturant used in each instance shall be furnished by, and at the expense of, the particular process or renovated butter manufacturer.

§ 171.35 Storage and safekeeping of any lot of process or renovated butter, and of any lot of ingredients intended for use in its manufacture pending further inspection of such lot.

If any lot of process or renovated butter, or any lot of butter, butter oil, milk, or other ingredient intended for use in the manufacture of process or renovated butter, upon inspection, does not plainly show, but is suspected of being affected with any infestation or contamination which, under the provisions of the regulations in this part, may cause condemnation, in whole or in part, the container of such lot shall be so marked by the inspector as to preserve its identity as a suspect requiring further inspection, and it shall be placed in a separate room or rooms, which room or rooms shall be securely locked, and the keys to which shall be in the custody of an inspector.

§ 171.36 Reinspections.

Any process or renovated butter, even though it has previously been inspected and passed, may be reinspected by an inspector as often as he may deem it necessary to determine whether it is clean, wholesome, healthful, and otherwise fit for human food. Any butter, butter oil, milk, or other ingredient intended for use in the manufacture of process or renovated butter may, even though it has previously been inspected and passed, be reinspected by an inspector as often as he may deem it necessary to determine whether it is fit for such use.

§ 171.37 Ingredients must be inspected and passed prior to use in manufacturing.

No ingredient of any kind shall be used in the manufacture of process or renovated butter unless and until it has been inspected and passed for that purpose by an inspector.

MARKING, LABELING, AND BRANDING OF PROCESS OR RENOVATED BUTTER

§ 171.38 Statutory packages.

Each package of process or renovated butter shall have legibly printed or sten-

ciled on one of its sides the words "Process Butter," also the factory number, district, and State and the net weight, in the following manner:

> Process Butter Pactory No. 2, 2d Dist., New York Net Weight, 60 Lbs.

The words "Process Butter" shall be in bold-face gothic letters, not less than three-quarters of an inch square, and the other words and figures shall be not less than one-half an inch square. The color of such words and figures shall be in strong contrast to the color of the package. No container of bulk-packed process or renovated butter, and no container of two or more cartons or prints of process or renovated butter shall be removed from the factory unless and until each such container, as well as each such carton or print, is stamped "U.S. Inspected and Passed" by the inspector.

§ 171.39 Cartons, wrappers, and other containers.

Each of the cartons, wrappers, and other containers in which prints or rolls of process or renovated butter are placed shall be branded on one panel with the words "Process Butter" in bold-face gothic letters not less than three-eighths of an inch square. The color of such printed or stenciled words shall be in strong contrast to the color of the wrapper or carton. No other marks shall be placed on the panel of the carton, wrapper, or other container on which such words are branded, except the words "U. S. Inspected and Passed."

§ 171.40 Net weight requirements; pictorial misrepresentations prohibited.

Each carton, wrapper, or other container in which prints or rolls of process or renovated butter are placed, shall show the manufacturer's name and address, or the factory number, district, and State, and shall bear a plain and conspicuous statement of the net weight of the contents. Such cartons, wrappers, or other containers shall bear no pictorial, or other representation, which may create the impression that the article therein contained is other than process or renovated butter.

§ 171.41 Surface impressions.

The top surface of solid-packed process or renovated butter shall be imprinted with the words "Process Butter" in plain gothic letters not less than one-half an inch square, and such words shall be impressed at least one-eighth of an inch deep. Prints and rolls of process or renovated butter shall be similarly impressed with letters not less than three-eighths of an inch square. The surface impression may be omitted from prints and rolls of a pound unit weight, or less, if there is compliance with all other requirements.

§ 171.42 Marks, etc., requiring approval.

With the exception of shipping marks, any marks, brands, or labels, other than those prescribed by the regulations in this part, shall be approved by the Director of Division before they are used

on packages, cartons, wrappers, or other containers of process or renovated butter. Triplicate copies of proposed new labels, cartons, or wrappers, in the form of sketches, proofs, or photographic copies, shall be transmitted through inspectors to the Director of Division for approval. After such labels, cartons, or wrappers have been printed, lithographed, or embossed in accordance with approved sketches or proofs, three of each of such labels, cartons, or wrappers shall be submitted through inspectors for final approval and filing. Stocks of packages, cartons, wrappers, or other containers shall not be acquired prior to such final approval.

### § 171.43 Evidence of approval.

Approved copies of all labels, cartons, or wrappers shall be retained in the manufacturers' registered place of business, and kept available for inspection by representatives of the United States Department of Agriculture.

### PENALTIES

§ 171.44 Forgery, etc., of marks, stamps, labels, or tags.

No person shall forge, counterfeit, simulate, falsely represent, detach, or knowingly alter, deface, or destroy, or use without proper authority, any of the marks, stamps, labels, or tabs provided for in the regulations in this part for use on process or renovated butter, or on wrappers, packages, containers, or cases in which the product is contained, or any certificate in relation thereto.

§ 171.45 False or misleading statements on wrappers, labels, cartons, or containers.

No statement that is false or misleading in any particular shall be placed on or affixed to any wrapper, label, carton, or container of process or renovated butter.

§ 171.46 Transportation of process or renovated butter which has not been inspected and passed, and properly marked, labeled, and branded.

No person shall transport, or offer for transportation, or sell, or offer for sale, in interstate or foreign commerce, or in commerce affecting commerce among the States, any process or renovated butter that has not been inspected and passed, and marked, labeled, and branded in accordance with the provisions contained in the regulations in this part.

§ 171.47 Maximum penalty for violation.

Any person who violates any provision of the process or renovated butter act, including, but not limited to, any provision set forth in §§ 171.44, 171.45, or 171.46, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not more than \$1,000 or by imprisonment of not more than six months, or by both such fine and imprisonment.

### REPORTS

§ 171.48 Work reports.

Reports of the work carried on in each process or renovated butter factory shall be submitted to the Division by the inspector assigned to such factory at such times, on such forms, and in such manner as may be specified by the Director of Division.

### § 171.49 Furnishing of information.

Each manufacturer of process or renovated butter shall furnish an inspector, upon request therefor, with accurate information in regard to his manufacturing operations.

§ 171.50 Reports of violations.

Every inspector shall report promptly to the Director of Division the facts and circumstances respecting any known or suspected violation of the process or renovated butter act, or of the regulations in this part.

### WITHDRAWALS OF INSPECTIONS

### § 171.51 Withdrawals of inspections.

In any case in which the Director of Division determines that the sanitary conditions existing in any process or renovated butter factory do not meet any of the standards prescribed in §§ 171.13 to 171.28, inclusive, he shall cause inspection to be withdrawn from such factory: Provided, That, except in cases where the Director of Division determines that a violation was willful or endangered the public health or safety, no such withdrawal action shall be made effective unless and until the facts or conduct which the Director of Division believes may warrant such action have been called to the attention of the manufacturer in writing, and such manufacturer has been accorded an adequate opportunity to demonstrate compliance with all of such standards. In any case in which the Director of Division determines that any manufacturer of process or renovated butter has failed to comply with any provision of the regulations in this part, other than any of those set forth in §§ 171.13 to 171.28, inclusive, the Director of Division is authorized, in his discretion, to withdraw inspection from such manufacturer's factory: Provided, That, except in cases where the Director of Division determines that a violation was willful or endangered the public health or safety, no such withdrawal action shall be made effective unless and until the facts or conduct which the Director of Division believes may warrant such action have been called to the attention of the manufacturer in writing, and such manufacturer has been accorded an adequate opportunity to demonstrate or achieve compliance with all such provisions. Every such withdrawal of inspection shall remain effective for such period of time as the Director of Division may order, except that in no event shall inspection be resumed in any factory from which inspection was withdrawn for failure to meet any standard prescribed in §§ 171.13 to 171.28, inclusive, unless or until it appears, to the satisfaction of the Director of Division, that all requirements prescribed in such sections are being met.

### OFFICE SPACE

§ 171.52 Furnishing of office space, etc., to inspectors.

Properly and adequately furnished office space, including light, heat, and janitor service, shall be provided, without expense to the division, for the use of inspectors.

### REVIEW OF DECISIONS

### § 171.53 Review of inspector's decisions.

Any person who is dissatisfied with the decision of any inspector with respect to any matter covered in the regulations in this part may, by making written request to the Director of Division therefor, obtain a review of such decision by the Director of Division, whose decision shall be final. However, nothing contained in this section shall be construed to deny or abridge the power of the Director of Division to make decisions originally whenever he shall deem it advisable to do so, with regard to any matter covered in the regulations in this part.

Done at Washington, D.C., September 22, 1969.

ROY W. LENNARTSON, Administrator.

[F.R. Doc. 69-12084; Filed, Oct. 8, 1969; 8:48 a.m.]

Chapter III—Agricultural Research Service, Department of Agriculture

### PART 354—OVERTIME SERVICES RE-LATING TO IMPORTS AND EXPORTS

### Commuted Traveltime Allowances

Pursuant to the authority conferred upon the Director of the Plant Quarantine Division by § 354.1 of the regulations concerning overtime services relating to imports and exports (7 CFR 354.1), effective July 13, 1969 (34 F.R. 11548), administrative instructions (7 CFR 354.2). effective August 19, 1967, as amended February 9, 1968, April 19, 1968, July 25, 1968, December 14, 1968, February 19, 1969, June 6, 1969, July 12, 1969, and August 14, 1969 (32 F.R. 11981, 33 F.R. 2757, 5987, 10561, 18580, 34 F.R. 2351, 9025, 11547, 13148), prescribing the commuted traveltime that shall be included in each period of overtime or holiday duty, are hereby amended by adding to the "lists" therein as follows:

§ 354.2 Administrative instructions prescribing commuted traveltime.

OUTSIDE METROPOLITAN AREA

THREE HOURS

. / .

Add: Donaldsonville, La. (served from Baton Rouge, La.).

PIVE HOURS

Add: Natchez, Miss. (served from Baton Rouge, La.).

These commuted traveltime periods have been established as nearly as may be practicable to cover the time necessarily spent in reporting to and returning from the place at which the employee performs such overtime or holiday duty when such travel is performed solely on account of such overtime or holiday duty. Such establishment depends upon facts within the knowledge of the Plant Quarantine Division. It is to the benefit of the public that these instructions be made effective at the earliest practicable date. Accordingly, pursuant to the provisions of 5 U.S.C. 553, it is found upon good cause that notice and public procedure on these instructions are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making these instructions effective less than 30 days after publication in the PEDERAL REGISTER.

(64 Stat. 561: 7 U.S.C. 2260)

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

Done at Hyattsville, Md., this 3d day of October 1969.

F. A. JOHNSTON, Director, Plant Quarantine Division.

[F.R. Doc. 69-12083; Filed, Oct. 8, 1969; 8:47 a.m.]

Chapter VIII-Agricultural Stabilization and Conservation Service (Sugar), Department of Agriculture SUBCHAPTER I-DETERMINATION OF PRICES

### PART 874—SUGARCANE: LOUISIANA Fair and Reasonable Prices for 1969 Crop

Pursuant to the provisions of section 301(c)(2) of the Sugar Act of 1948, as amended (herein referred to as "act") after investigation and consideration of the evidence presented at the public hearing held in Houman, La., on June 26, 1969, the following determination is hereby issued.

874.33 General requirements. Definitions.

874.35 Basic price.

874.36 Conversion of net sugarcane to standard sugarcane. 874.37

Payment for frozen sugarcane.

Molasses payment.

874.39 Hoisting, weighing, and transportation.

874.40 Mutual plan for improving harvesting and delivery.

874.41 Toll agreements. 874.42 Applicability.

874.43 Subterfuge, 874.44

Processor mill procedures and checking compliance.

AUTHORITY: Secs. 874.33 to 874.44 issued under secs. 301, 403, 61 Stat. 929, as amended, 932; 7 U.S.C. 1131, 1153.

§ 874.33 General requirements.

A producer of sugarcane in Louisiana who is also a processor of sugarcane, to which this part applies as provided in § 874.42 (herein referred to as "processor"), shall have paid or contracted to pay for sugarcane of the 1969 crop grown by other producers and processed by him, or shall have processed sugarcane of other processors under a toll agree-ment, in accordance with the following requirements.

### § 874.34 Definitions.

For the purpose of this section the term:

(a) "Price of raw sugar" means the price of 96° raw sugar quoted by the Louisiana Sugar Exchange, Inc., except that if the Director of the Sugar Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250, determines that such price does not reflect the true market value of raw sugar, because of inadequate volume, failure to report sales in accordance with the rules of such Exchange or other factors, he may designate the price to be effective under this determination, which he determines will reflect the true market value of raw

(b) "Price of blackstrap molasses" means the price per gallon of blackstrap molasses quoted by the Louisiana Sugar Exchange, Inc., except that if the Director of the Sugar Division determines that such price does not reflect the true market value of blackstrap molasses, because of inadequate volume, failure to report sales in accordance with the rules of such exchange or other factors, he may designate the price to be effective under this determination, which he determines will reflect the true market value of blackstrap molasses.

(c) "Weekly average price" means the simple average of the daily prices of raw sugar or blackstrap molasses, for the week (Friday through the following Thursday), in which the sugarcane is delivered.

(d) "Season's average price" means the simple average of the weekly prices of raw sugar or of blackstrap molasses for the period October 10, 1969, through

April 23, 1970.

(e) "Delivered average price" means the weighted average price of 1969-crop raw sugar determined by weighting (1) the simple average of the daily prices of raw sugar for the period October 10, 1969, through December 31, 1969, by the quantity of 1969-crop sugar, raw value, marketed under the processors' 1969 marketing allotment; and (2) the simple average of the daily prices of raw sugar for the period January 1, 1970, through February 26, 1970, by the quantity of 1969-crop sugar, raw value, not marketed in 1969 under the processors' 1969 marketing allotment.

(f) "Net sugarcane" means the quaritity of sugarcane obtained by deducting the weight of trash from the gross weight of sugarcane as delivered by a producer.

(g) "Trash" means green or dried leaves, sugarcane tops, dirt, and all other extraneous material delivered with sugarcane.

(h) "Standard sugarcane" means net sugarcane, containing 12 percent sucrose in the normal juice with a purity of at least 76.00 but not more than 76.49

percent

(i) "Salvage sugarcane" means any sugarcane containing either less than 9.5 percent sucrose in the normal juice or less than 68 purity in the normal juice.

(j) "Percent sucrose in normal juice" means average percent sucrose in sample mill juice obtained from producers' sugarcane multiplied by a factor representing the ratio of factory normal juice sucrose to the average percent sucrose in sample mill juice extracted from producers' sugarcane.

(k) "Average percent sucrose in sample mill juice" means the percentage of sucrose solids in juice extracted from samples of producers' sugarcane by the sample mill.

(1) "Factory crusher juice Brix" means the percentage of soluble solids in undiluted mill crusher juice as determined by direct analysis in accordance with standard procedures.

(m) "Factory normal juice sucrose" means the percentage of sucrose in undiluted juice extracted by a mill tandem, or by a mill tandem and a diffuser, as determined by multiplying factory dilute juice purity by factory normal juice Brix.

(n) "Factory normal juice Brix" means the percentage of soluble solids in the undiluted juice extracted from sugarcane by a mill tandem, or by a mill tandem and a diffuser, as determined by multiplying factory crusher juice Brix by a dry milling factor representing the ratio of factory normal juice Brix to factory crusher juice Brix.

(o) "Factory dilute juice purity" means the ratio of factory dilute juice sucrose to factory dilute juice Brix which are determined by direct analysis.

(p) "Percent purity of normal juice" means the ratio which the percentage of sucrose solids bears to the percentage of Brix solids in the normal juice of each producer's sugarcane.

(q) "State office" means the Louisiana State Agricultural Stabilization and Conservation Service Office, 3737 Government Street, Alexandria, La. 71303.

(r) "State committee" means the Louisiana State Agricultural Stabilization and Conservation Committee. § 874.35 Basic price.

(a) The basic price for standard sugarcane shall be not less than \$1.05 per ton for each 1-cent per pound of raw sugar determined on the basis of the weekly average price, the season's average price, or the delivered average price as elected by the processor in writing to the State office not later than October 17, 1969, and the pricing basis elected shall be used for pricing all 1969 crop sugarcane. The average price of raw sugar as determined above shall be increased 0.03 cent for all mills located in Preight Area (a); shall be unchanged for all mills in Freight Area (b); and may be decreased 0.03 cent in Freight Area (c).

Preight Area (a) includes all mills except those located in Areas (b) and (c) below;

Freight Area (b) Includes all mills located north of Bayou Goula between the Atchafalays and Mississippi Rivers and southeast of New Iberia and west of the Atachafalaya Piyar

Freight Area (c) includes all mills located north and west of New Iberia west of the Atachafalaya River. (b) The basic price for salvage sugarcane shall be determined in accordance with the method of settlement used by the processor for the 1968 crop, except that the processor and producer may agree upon a different method of settlement subject to written approval by the State office upon a determination by the State committee that the method of settlement and the resultant price are fair and reasonable.

## § 874.36 Conversion of net sugarcane to standard sugarcane.

Net sugarcane (except salvage sugarcane) shall be converted to standard sugarcane as follows:

(a) By multiplying the quantity of net sugarcane delivered by each producer by the applicable quality factor in accordance with the following table:

STANDARD SUGARCANE PURITY FACTOR !

Percent	
sucrose	Standard
in	sugaroane
normal	quality
fuice	factor 1
9.5	0.60
10.0	.70
10.5	,80
11.0	.90
11.5	.95
12.0	1.00
12.5	1.05
13.0	1.10
13.5	1.15
14.0	1.20
14.5	1.25

<sup>1</sup> The quality factor for sugarcane of intermediate percentages of sucrose in normal juice shall be interpolated and for sugarcane having more than 14.5 percent sucrose in the normal juice shall be computed in proportion to the immediately preceding interval.

and.

(b) By multiplying the quantity determined pursuant to paragraph (a) of this section by the applicable purity factor in the following table:

	purity of																
A SHOP AND	and Junear	At least 9.50	9,70	9.90	10.10	10.30	10.50	11.00	11.50	12.00	12.50	13.00	13.50	14.00	14.50	15.00	15.5
At least	But not more than	But not more than 9.60	9.80	10.09	10.29	10,49	10.99	11.40	11.99	12.49	12.09	13,49	13.99	14.49	14.90	15.49	15.9
68.00	68, 24	1,000	0.989	0.978	0.967	0.956	0.045	0, 936	0, 929	0, 922	0.915	0.908	0.901	0.894	0.887	0.880	0.87
68, 25	68, 49	1.005	993	.982	.971	.900	.949	.941	,934	.927	. 920	. 913	.906	. 899	.893	. 885	. 87
68, 50	68,74	1.010	1998	.987	,976	965	.954	.945	.938	.931	. 924	.917	.910	,904	.897	. 890	. 88
68, 75	68, 99	1.016	T 003	.992	.981	.970	. 959	.950	.943	. 936	. 929	.922	.915	.909	902	. 896	. 85
60,00	69, 49	1.021	1.009	.997	.986	.975	.964	. 955	.948	.941	.934	.927	. 920	914	.908	.902	, 85
601; 50	60, 99	1.025	1.013	I. 001	,990	.979	.968	,960	.953	.945	-938	.031	.934	.918	.912	.906	.00
70, 00	70, 49	1.030	1.018	1.006	.995	.984	.973	.965	. 958	.950	. 943	. 936	. 929	. 923	.917	.911	-90
71.00	71, 49	1.040	1.023	1.011	,900	, 988	.977	969	- 962	.954	.947	.940	. 933	927	.921	.915	- 00
71.50	71.99	1.045	1.033	1.021	1,004		.982	.074	.966	.959	.951	.945	. 938	.937	, 926	. 920	.91
72.00	72.49	1.050	1, 038	1,026	1.014	1,003	.987	.978	-1170	.963	- 955	.949	.942	. 936	.930	.924	,90
72.50	72.99	1.055	1.043	1.031	1.019	1.003	.992	.983	. 975	. 907	.960	1954	.047	.940	-904	. 928	, 50
73.00	73, 40	1.060	1.048	1.036	1.024	L-012	1.000	.991	.979	.971	.964	. 958	139,	,944	.938	. 933	790
73, 50	73. 99	1.065	1.052	1.040	1.028	-1.016	1.004	.995	. 788	, 980	.968	,962	.955	-948	.942	, 936	.90
74.00	74. 49	***************************************	and the second	L 044	1.032	1.020	1.008	1,000	.992	984	.977	970	. 963	. 952	.946	.940	- 90
74, 50	74.99		(a) 45-4-50	1,049	1.036	1.024	1.012	1.004	. 996	1988	-981	.974	.907	.960	.950	.944	194
75, 00	75, 40			1, 054	1.041	1.028	1.016	1.008	1,000	, 992	.985	.978	.971	964	. 958	952	0.00
75, 50	75, 90	***************************************		a Cristian	1.046	1,033	1.020	1,011	1.004	, 996	.988	.981	.974	.967	.961	955	. 94
76,00	76.49				1.051	1. 638	1, 025	1.015	1.008	1.000	.902	.985	.978	.971	965	959	.90
76, 50	76.99	****			1.054	1,041	1.028	1.019	1.011	1.004	996	,989	. 981	.975	.900	.903	198
77.00	77, 40	*************		*******		1.045	1.032	1.023	1,015	1.008	1,000	.993	. 985	.979	.973	967	.96
77, 50	77, 99	*************				1.049	1.035	1.027	1.019	1.011	1,003	.996	. 989	.982	.976	. 970	.96
78, 00	78.40	************						1.031	1.023	1.015	1.007	1,000	. 993	.986	.980	. 974	,90
78, 50	78,90							1.605	1, 026	1.018	1.010	1.003	. 1996	.980	.983	.977	.90
79, 00	79, 49	434444411111111111111111111111111111111							1,030	1.022	1.014	1.007	1.000	, 963	.987	.081	97
79, 50	79, 39 80, 49	**************							1,033	1.025	1.017	1.010	1,003	. 996	,990	,984	-97
80, 50	80.99								1.037	1.029	1,021	1.014	1.007	1,000	. 994	988	. 98
81.00	81, 49									1,032	1.024	1,017	1.010	1,003	.997	. 991	- 98
81, 50	81.99	************								- W. William	1.028	1,021	1.014	1,006	1,000	.994	.06
82.00	82, 49	*************									1,032	1,024	1.017	1.009	1.003	.997	.99
82, 50	82.99											1.027	1,020	1.013	1,007	1.000	-96
83, 00	83, 49												1,023	1.016	1.010	1.004	1.00
83, 50	83, 99	***************************************											L 030	1.019	1.013	1.010	1.00
84.00	84.49												L 033	1.025	1,016	1.013	1.00
84, 50	84,00													1.028	1.022	1.016	1.01

I Factors applicable to higher or lower sucrose and purity of normal juice than shown in this table shall be determined by the same method of calculation used to compute the factors specified and shall be furnished by the State Office upon request.

### § 874.37 Payment for frozen sugarcane.

(a) The payment for sugarcane determined pursuant to § 874.36 of this part may be reduced upon certification by the State office that sugarcane has been damaged by freeze and that the processing of such sugarcane has adversely affected boiling house operations. Deductions from the payment for such frozen sugarcane shall be at rates not in excess of 1.5 percent of the payment for each 0.1 cc. of acidity above 2.50 cc. of N/10 alkali per 10 cc. of juice but not in excess of 4.75 cc. (intervening fractions are to be computed to the nearest multi-

ple of 0.05 cc.). No payment is required for the amount of sugar recoverable from sugarcane testing in excess of 4.75 cc. of acidity.

(b) In the event a general freeze causes abnormally low recoveries of raw sugar by a processor in relation to the sucrose and purity tests of sugarcane, payment for such sugarcane may be made as mutually agreed upon between the producer and the processor subject to written approval by the State office: Provided, That the payment for each ton of net sugarcane shall be not less than an amount equal to the total returns

from raw sugar and molasses actually recovered from such sugarcane, determined on the basis of the season's average prices of raw sugar and blackstrap molasses less an amount not to exceed \$3.40 per gross ton of sugarcane for processing and less the actual costs of hoisting, weighing, and transporting of such sugarcane.

### § 874.38 Molasses payment.

The processor shall pay an amount equal to the product of 7 gallons times one-half of the average price per gallon of blackstrap molasses in excess of 6

cents for each ton of net sugarcane processed except for (a) salvage sugarcane where settlement is based on the socalled "Java Formula;" (b) frozen sugarcane testing in excess of 4.75 cc. of acidity; and (c) sugarcane damaged by a general freeze which is tolled by the processor and settlement is based on the net proceeds from sugar and molasses recovered from such cane. The average price of blackstrap molasses shall be the weekly average price or the season's average price as elected by the processor in writing to the State office not later than October 17, 1969, and the pricing basis elected shall be used in making molasses payments for 1969 crop sugarcane.

### § 874.39 Hoisting, weighing, and transportation.

The price for sugarcane established by this Part shall be applicable to sugarcane delivered by the producer (a) to a hoist for loading into the conveyance for transportation to the mill, or (b) from the farm directly to the mill. With respect to sugarcane delivered to a hoist, the costs of hoisting, weighing, and transporting sugarcane from the hoist to the mill shall be borne by the processor. If the producer performs such services the processor shall make allowance to the producer, based on net sugarcane, at per ton rates not less than those made with respect to sugarcane of the 1968 crop: Provided, That the processor shall not be required to make hauling allowances to producers in excess of the rates charged by a contract or commercial carrier or the rates which such carrier would have charged for performing such service, With respect to sugarcane delivered directly from the farm to the mill the processor shall bear the cost of transportation. If the producer performs such services the processor shall make allowance to the producer, based on net sugarcane, at per ton rates not less than those made with respect to the 1968 crop. The processor shall not be required to make an allowance to the producer for hauling sugarcane directly from the farm to the mill at rates in excess of 30 cents per ton for distances of one mile or less, 40 cents per ton for distances of 1.1 to 2 miles, plus 5 cents per ton for each mile or fraction thereof in excess of 2 miles, Nothing in this section shall be construed as prohibiting negotiations between the processor and the producer, any change to be approved in writing by the State office upon a determination by the State committee that the change results in allowances which are fair and reasonable.

## § 874.40 Mutual plan for improving harvesting and delivery.

If a processor and the producers delivering sugarcane to such processor mutually agree upon a plan for improving harvesting and delivery operations, the processor may deduct from the price per ton of sugarcane an amount equal to one-half of the per ton cost of such plan. Such deduction may not be made until the plan has the written approval of the State office and it has been determined by the State committee that the plan is fair and reasonable.

### § 874.41 Toll agreements.

The rate for processing sugarcane produced by a processor and processed under a toll agreement by another processor shall be the rate they agree upon.

### § 874.42 Applicability.

The requirements of this part are applicable to all sugarcane purchased from other producers and processed by a ... ocessor who produces sugarcane (a processor-producer is defined in 7 CFR 821.1); and to sugarcane purchased by a cooperative processor from nonmembers. The requirements are not applicable to sugarcane processed by a cooperative processor for its members.

### § 874.43 Subterfuge.

The processor shall not reduce the returns to the producer below those determined in accordance with the requirements of this part through any subterfuge or device whatsoever.

## § 874.44 Processor mill procedures and checking compliance.

The procedures to be followed by processors in determining net sugarcane, trash, average percent sucrose in normal juice, average percent crusher juice sucrose, factory normal juice sucrose, factory crusher juice sucrose, percent purity of normal juice; and other related mill procedures and required reports are set forth in ASCS Handbook 8-SU entitled "Sampling, Testing, and Reporting for Louisiana Sugar Processors", copies of which have been furnished each processor. The procedures to be followed by the ASCS State office in checking compliance with the requirements of this Part are set forth under the heading "Fair Price Compliance" in Handbook 3-SU, issued by the Deputy Administrator, State and County Operations, Agricultural Stabilization and Conservation Service, Handbooks 8-SU and 3-SU may be inspected at county ASCS offices and copies may be obtained from the Louisiana ASCS State Office, 3737 Government Street, Alexandria, La. 71303.

### STATEMENT OF BASES AND CONSIDERATIONS

General. The foregoing determination establishes the fair and reasonable price requirements which must be met as one of the conditions for payment under the act, by a producer who processes sugarcane of the 1969 crop grown by other producers.

Requirements of the act. Section 301 (c) (2) of the act provides as a condition for payment, that the producer on the farm who is also, directly or indirectly, a processor of sugarcane, as may be determined by the Secretary, shall have paid or contracted to pay under either purchase or toll agreements, for sugarcane grown by other producers and processed by him at rates not less than those that may be determined by the Secretary to be fair and reasonable after investigation and due notice and opportunity for public hearing.

1969 crop price determination. This determination continues the provisions of the 1968 crop determination, except that the period for determining the season's average prices of raw sugar and blackstrap molasses is from October 10, 1969, through April 23, 1970; the periods for determining the delivered average price of raw sugar are from October 10, 1969, through December 31, 1969, for 1969 crop sugar, raw value, marketed under the 1969 quota, and from January 1, 1970, through February 26, 1970, for 1969 crop sugar, raw value, not marketed under the 1969 quota; and that the maximum charge for processing sugarcane which has been damaged by a general freeze has been increased from \$3 per gross ton of sugarcane to \$3.40 per gross ton.

A public hearing was held in Houma, La., on June 26, 1969, at which interested persons were afforded the opportunity to testify with respect to fair and reasonable prices for 1969 crop Louisiana sugarcane. A representative of the Grower-Processor Committee recommended that the same three bases of settlement for sugarcane provided in the prior determination, i.e., weekly average season's average price, and delivered average price, be continued for the 1969 crop; that the period for determining the season's average price of raw sugar and blackstrap molasses extend from October 10, 1969, through April 23, 1970; and that the periods for determining the delivered average price of raw sugar extend from October 10, 1969, through December 31, 1969, for the 1969 crop sugar, raw value marketed under the processors' 1969 marketing allotment, and from January 1, 1970, through February 26, 1970, for 1969 crop sugar, raw value, not marketed in 1969 under the processors' 1969 marketing allotment.

The witness also recommended that the maximum charge for processing frozen sugarcane be increased from \$3 to \$3.40 per gross ton of sugar cane.

The representative of the Louisiana Farm Bureau Federation recommended the same periods for determining the season's average price of raw sugar and blackstrap molasses, and the delivered average price of raw sugar as recommended by the Grower-Processor Committee. The witness also recommended that the determination be clarified to clearly state that if the producer performs all or part of the hoisting operation, the processor shall be required to pay the producer a rate based on the cost of performing the service. He fur-ther stated that this same provision should also apply to hauling and weighing. The witness stated that there is little relationship at present between allowances paid and the costs of performing these services. In a supplemental brief the witness recommended that there be no change in the present tolling rate for frozen sugarcane.

A sugarcane processor, representing the Western Louisiana Sugar Producers Association, recommended that no change be made in the present hoisting provision of the determination. He testified that a standard hoisting allowance would severely restrict the flexibility producers now have in selecting an outlet for their sugarcane.

Consideration has been given to the testimony presented at the public hearing and to other pertinent information. The comparative returns, costs, and profits of producing and processing sugarcane in Louisiana, obtained through field survey, have been recast in terms of prospective price and production conditions for the 1969 crop. Analysis of these data indicates that the provisions of this determination will provide an equitable sharing of total returns between producers and processors based on their sharing of total costs. Although there have been some variations in the cost-returns relationship between producers and processors in recent years, such variations have been minimal, and the past 5-year average relationship indicates relative stability.

The periods specified for determining the season's average price of raw sugar and blackstrap molasses, and the delivered average price of raw sugar are those recommended by the Grower-Processor Committee and the Louisiana Farm Bureau Federation. It is believed that the alternative pricing bases for sugarcane settlements with producers are equitable and will enable processors to relate such settlements to their marketing opportunities.

The provision in the determination regarding hoisting allowances has not been changed. The delivery point for sugar-cane is either at a field hoist—ready for loading into conveyance for transportation to the mill-or loaded on the conveyance in the field for direct transportation to the mill. From that point on, the processor is responsible for the costs of hoisting, weighing, and transporting. If the producer performs these services for the processor, the allowance for such services is a matter of negotiation between the two parties. Prior determinations have not attempted to establish a basis for determining hoisting allowances, but have provided only that allowances be made to producers who perform such services with the proviso that the rates therefor shall be not less than those paid the previous year.

The recommendation of the Louisiana Grower-Processor Committee to increase the maximum processing rate for sugarcane which has been damaged by freeze from \$3 per gross ton of sugarcane to \$3.40 per gross ton has been adopted. Since the maximum processing rate of \$3 was set in 1951, there has been a steady increase in the cost of most goods and services. A review of recent Department cost studies showed the recommended rate of \$3.40 per gross ton to be justified in view of current factory costs. The Department believes that this increase is necessary to reimburse processors for their cost of processing frozen low quality cane and at the same time to assure producers of a market for this type of cane.

Processors are required to inform the State office in writing not later than October 17, 1969, the pricing basis elected, i.e., weekly, season's, or delivered average price for raw sugar, and the weekly or season's average price for molasses. Processors are required to use the periods so elected for the entire crop.

On the basis of an examination of all pertinent factors, the provisions of this determination are deemed to be fair and

reasonable.

Accordingly, I hereby find and conclude that the foregoing determination will effectuate the price provisions of the Sugar Act of 1948, as amended.

Effective date. This determination shall become effective upon publication in the FEDERAL REGISTER and is applicable to the 1969 crop of Louisiana sugarcane.

Signed at Washington, D.C., on October 2, 1969.

CLIFFORD M. HARDIN. Secretary of Agriculture.

[F.R. Doc. 69-12045; Filed, Oct. 8, 1969; 8:45 a.m.]

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

[Valencia Orange Reg. 297]

### PART 908-VALENCIA ORANGES GROWN IN ARIZONA AND DESIG-NATED PART OF CALIFORNIA

Limitation of Handling

§ 908.597 Valencia Orange Regulation 297.

(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee. established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice. engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the Federal Register (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient. and a reasonable time is permitted, under

the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necesary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on October 7, 1969.

(b) Order. (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period October 10, 1969, through October 16, 1969, are hereby fixed as follows:

(i) District 1: 300,000 cartons:

(ii) District 2: 401,847 cartons;

(iii) District 3: 5,000 cartons.

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

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

Dated: October 8, 1969.

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

[F.R. Doc. 69-12168; Filed, Oct. 8, 1969; 11:26 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B-LOANS, PURCHASES, AND OTHER OPERATIONS

[Amdt. 2]

### PART 1446-PEANUTS

Subpart—General Regulations Governing 1967 and Subsequent Crop Peanut Warehouse Storage Loans and Sheller Purchases

MISCELLANEOUS AMENDMENTS

The General Regulations issued by Commodity Credit Corporation, published in 32 F.R. 9950, as amended, 33 F.R. 10503, which contain the terms and conditions governing 1967 and subsequent crop peanut warehouse storage loans and sheller purchases, are hereby further amended as follows:

1. Paragraph (a) of \$ 1446.2 is amended by changing reference to Producer Associations Division to Oilseeds and Special Crops Division and, as amended, reads as follows:

### § 1446.2 Administration.

(a) Responsibility. Under the general direction and supervision of the Executive Vice President, CCC, the Oilseeds and Special Crops Division, ASCS will administer this subpart.

2. Paragraph (n) of \$ 1446.3 is amended by deleting reference to Form CCC-1028-B and, as amended, reads as follows:

### § 1446.3 Definitions.

(n) Peanut Receiving and Warehouse Contract. Form CCC-1028 Identity Preserved Storage; or Form CCC-1028-A Commingled Storage.

3. The last sentence in paragraph (a) of § 1446.6 is amended to correct references to Part 718 and, as amended, reads as follows:

### § 1446.6 Eligible producer.

. .

(a) Requirements. \* \* No producer on a farm in a certification county for which the farm operator falls timely to file a certification of crop or land use acreages as required by Part 718 of this title shall be eligible for price support unless the late filed certification was accepted by the county committee.

4. Paragraph (b) of § 1446.14 is amended by extending the final date by which offers of shelled peanuts must be received from 9 days to 15 days after the date of the inspection certificate and, as amended, reads as follows:

## § 1446.14 Period of offering—size of lots—grading.

141 (b) Time of offer and acceptance. The date the offer is received by the association shall be deemed to be the date of the offer. If peanuts (other than farmers stock peanuts) are inspected before they are offered to CCC, the offer must be received by the association within 15 days after the date of the inspection certificate, except that when the 15th day following the date of the inspection certificate is a Saturday, Sunday, or a holiday, receipt of the offer by the association on the next regular working day will be considered timely. Offers will be accepted by CCC as soon as possible after receipt thereof.

(Secs. 4 and 5, 62 Stat. 1070, as amended; 15 U.S.C. 714 5 and c. Interpret or apply secs. 101, 401, 63 Stat. 1051, as amended 7 U.S.C. 1441, 1421)

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on October 2, 1969.

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

[F.R. Doc. 69-12104; Filed, Oct. 8, 1969; 8:49 a.m.]

## Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C-INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

### PART 71—GENERAL PROVISIONS

### Miscellaneous Amendments

On July 15, 1969 (34 F.R. 11593-11594), there was published in the Federal Register a notice with respect to proposed amendments to Part 71, Title 9, Code of Federal Regulations, which restricts the interstate movement of animals and poultry because of contagious, infectious, and communicable diseases. After due consideration of all relevant material submitted in connection with such notice and pursuant to the provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114a, 114a-1, 115-117, 120-126, 134-134h), said Part is hereby amended in the following respects:

1. Section 71.2 is amended to read as

§ 71.2 Secretary to issue rule governing quarantine and interstate movement of diseased animals, including poultry.

When the Secretary of Agriculture shall determine the fact that poultry or other animals in any State, Territory, or the District of Columbia are affected with any contagious, infectious, or communicable disease of livestock or poultry for which, in his opinion, a quarantine should be established or that other basis for a quarantine exists, notice will be given of that fact, and a rule will be issued accordingly, placing in quarantine such State, Territory, or the District of Columbia, or specified portion thereof. This rule will either absolutely forbid the interstate movement of the quarantined animals from the quarantined area or will indicate the regulations under which interstate movements may be made.

2. Sections 71.4, 71.5, 71.6, 71.7, 71.8, and 71.9 of the regulations are deleted and new sections 71.4, 71.5, 71.6, and 71.7 are issued to read as follows:

- § 71.4 Maintenance of certain facilities and premises in a sanitary condition required; cleaning and disinfection, when required; animals classed as "exposed."
- (a) Yards, pens, chutes, alleys, and other facilities and premises which are used in connection with the interstate

movement of livestock or poultry shall be maintained by the person in possession of the facilities and premises in a clean and sanitary condition, in accordance with good animal husbandry practices, and shall be subject to inspection by a Division or State Inspector. When such inspector determines that such facilities or premises are not in such clean and sanitary condition and gives written notice of his determination to such person, the facilities and premises shall be cleaned and disinfected in accordance with §§ 71.7 and 71.10-71.12 by such person under the supervision of such an inspector or an accredited veterinarian before such premises are again used for livestock or poultry.

(b) Yards, pens, chutes, alleys, and other facilities and premises which have contained interstate shipments of cattle, sheep, swine, poultry, or other animals affected with, or carrying the infection of, any contagious, infectious, or communicable disease of livestock or poultry other than slight unopened cases of actinomycosis or actinobacillosis (or both). bovine foot rot, atrophic rhinitis, ram epididymitis, ringworm, infectious keratitis, and arthritis (simple lesions only), shall be cleaned and disinfected under the supervision of a Division or State Inspector or an accredited veterinarian in accordance with \$\$ 71.7 and 71.10-71.12 before such premises are again used for animals, and any poultry or other animals unloaded into such yards or premises before they have been so cleaned and disinfected shall thereafter be classed as "exposed" within the meaning of the regulations in this subchapter and shall not be moved interstate except in compliance with the provisions of such regulations applicable to "exposed" animals.

§ 71.5 Unsanitary railroad cars, trucks, boats, aircraft or other means of conveyance; interstate movement restricted.

No person who receives notice from a Division Inspector that a rallroad car, truck, boat, aircraft or other means of conveyance owned or operated by such person is not in a clean and sanitary condition in accordance with good animal husbandry practices, shall thereafter use such means of conveyance in connection with the interstate movement of livestock or poultry, or move said means of conveyance interstate, until it has been cleaned and disinfected under the supervision of a Division or State Inspector or an accredited veterinarian in accordance with §§ 71.7 and 71.10-71.12.

- § 71.6 Carrier responsible for cleaning and disinfecting of railroad cars, trucks, boats, aircraft or other means of conveyance.
- (a) Railroad cars, trucks, boats, aircraft, and other means of conveyance which have been used in the interstate transportation of cattle, sheep, swine, poultry, or other animals affected with, or carrying the infection of, any contagious, infectious, or communicable disease of livestock or poultry other than slight unopened cases of actinomycosis

or actinobacillosis (or both), atrophic rhinitis, bovine foot rot, ram epididymitis, ringworm, infectious keratitis, and arthritis (simple lesions only), shall be cleaned and disinfected under Division supervision in accordance with §§ 71.7 and 71.10-71.12, at the point where the animals are unloaded, before again being used for animals, including poultry, and the final carrier shall be responsible for such cleaning and disinfecting: Provided, That when Division supervision is not available at such point, the means of conveyance may be cleaned and disinfected under the supervision of a State Inspector or an accredited veterinarian.

(b) No railroad car, truck, boat, aircraft or other means of conveyance from which poultry or other animals affected with an infectious, contagious or communicable disease of livestock or poultry, other than those specified in § 71.4(b), have been unloaded shall thereafter be used in connection with the interstate movement of animals, including poultry, or be moved interstate until it has been cleaned and disinfected by the final carrier under the supervision of a Division or State Inspector or an accredited veterinarian in accordance with §§ 71.7 and 71.10–71.12.

(c) If Division supervision or other supervision as required by paragraph (a) or (b) of this section or proper cleaning and disinfecting facilities are not available at the point where the animals are unloaded, upon permission first received from the Division, the means of conveyance may be forwarded empty to a point at which such supervision and facilities are available, and there be cleaned and disinfected under supervision in accordance with §§ 71.7 and 71.10-71.12.

### § 71.7 Means of conveyance, facilities and premises; methods of cleaning and disinfecting.

(a) Railroad cars, trucks, aircraft, or other means of conveyance, except boats, required by the regulations in this subchapter to be cleaned and disinfected shall be treated in the following manner: Remove all litter and manure from all portions of the conveyance, including any external ledges and framework; clean the exterior and interior of the conveyance; and saturate the entire interior surface, including the inner surface of the doors of the conveyance, with a permitted disinfectant specified in \$\frac{1}{2}\$ 71.10-71.12.

(b) Boats required by the regulations in this subchapter to be cleaned and disinfected shall be treated in the following manner: Remove all litter and manure from the decks and stalls, and all other parts of the boat occupied or traversed by any poultry or other animals and from the portable chutes or other appliances or fixtures used in loading and unloading the animals, and saturate with a permitted disinfectant the entire surface of the deck, stalls, or other parts of the boat occupied or traversed by any

animals or with which they may come in contact or which have contained litter or manure

(c) Yards, pens, chutes, and alleys required by the regulations in this subchapter to be disinfected shall be treated in the following manner: Empty all troughs, racks, or other feeding or watering appliances; remove all litter and manure from the floors, posts, or other parts; and saturate the entire surface of the fencing, troughs, chutes, floors, walls, and other parts with a permitted disinfectant specified in §§ 71.10-71.12.

3. Whenever in the heading or text of §§ 71.13 and 71.15 the term "livestock" is used, the words "or poultry" are inserted immediately thereafter, and whenever the term "livestock" is used in the text of § 71.14, the words "animals, including poultry" are substituted.

4. Whenever in the heading or text of §§ 71.13, 71.14, 71.16, and 71.17 the term "animals" or "animal" is used, the words "poultry or other" are inserted immedi-

ately preceding such term.

The purposes of the foregoing amendments are to clarify and update the regulations contained in this part by (1) adding "aircraft and other means of conveyance" to the list of vehicles which are subject to cleaning and disinfection requirements under the regulations; (2) requiring that facilities and premises used in connection with the interstate movement of livestock and poultry be kept in a clean and sanitary condition; (3) including a reference to poultry as appropriate through the regulations in this part; and (4) clarifying the provisions of the regulations.

It does not appear that further notice and public participation in the rule making procedure with respect to this amendment would provide additional information to this Department, and the amendment should be made effective promptly in order to prevent the spread of livestock and poultry diseases. Therefore under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that such further procedure is unnecessary, and good cause is found for making the amendment effective less than 30 days after its publication in the Federal Register.

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, sec. 3, 33 Stat. 1265, as amended, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123-126, 134-134h; 29 F.R. 16210, as amended; 33 F.R. 15485)

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

Done at Washington, D.C., this 6th day of October 1969.

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

[F.R. Doc. 69-12103; Filed, Oct. 8, 1969; 8:49 a.m.]

Chapter III—Consumer and Marketing Service (Meat Inspection), Department of Agriculture

SUBCHAPTER C—PROCESS OR RENOVATED BUTTER

## PART 371—SANITARY INSPECTION OF PROCESS OR RENOVATED BUTTER

### Transfer of Regulations

The administration of the Process or Renovated Butter Act (60 Stat. 300; Public Law 427, 79th Congress) was transferred from the Meat Inspection Division to the Dairy Division effective April 4, 1966 (31 F.R. 7916). Accordingly, it is hereby ordered that the regulations relating to process or renovated butter (9 CFR 371) be transferred to Title 7, Part 171. In addition, the phrases "Director of Meat Inspection Division" and "Meat Inspection Division" wherever they appear will be changed to "Director Dairy Division" and "Dairy Division", respectively.

Done at Washington, D.C., October 3, 1969

ROY W. LENNARTSON,
Administrator.

[F.R. Doc. 69-12085; Filed, Oct. 8, 1969; 8:48 a.m.]

## Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Airspace Docket No. 69-SO-107]

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

### Alteration of Transition Area

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

The Wallace transition area is described in § 71.181 (34 F.R. 5637 and 14069).

U.S. Standards for Terminal Instrument Procedures (TERPs), issued after extensive consideration and discussion with Government agencies concerned and affected industry groups, are now being applied to update the criteria for instrument approach procedures. The criteria for the designation of controlled airspace for the protection of these procedures was revised to conform to TERPs and achieve increased and efficient utilization of airspace.

Because of this revised criteria, it is necessary to alter the transition area by designating an extension 3 miles each side of Wilmington VORTAC 334' radial, extending from the 5-mile radius area to 22 miles northwest of the

VORTAC.

In consideration of the foregoing, notice and public procedure hereon are unnecessary and Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.181 (34 F.R. 4637), the Wallace, N.C., transition area (34 F.R. 14069) is amended to read:

WALLACE, N.C.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Henderson Field (Int. 34-43'05" N., long. 78'01'20" W.); within 3 miles each side of Wilmington VORTAC 344° radial, extending

from the 5-mile radius area to 22 miles northwest of the VORTAC.

(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 October 2, 1969.

> JAMES G. ROGERS, Director, Southern Region.

[F.R. Doc. 69-12073; Filed, Oct. 8, 1969; 8:47 a.m.]

### Title 16—COMMERCIAL **PRACTICES**

Chapter I-Federal Trade Commission

PART 15-ADMINISTRATIVE **OPINIONS AND RULINGS** 

Use of "12 Karat Gold Filled" To Describe Earrings

§ 15.371 Use of "12 karat gold filled" to describe earrings.

(a) The Commission issued an advisory opinion to a company, denying permission to apply the designation "12 karat gold filled" unqualifiedly to an earring where all the metallic parts, except the steel spring base, are composed of 1/20 12karat-gold-filled precious metal.

(b) It was alleged by the company seeking the opinion that the spring base performed a "spring" or tension function and is a spring within the meaning of that word in trade practice rules for the Jewelry Industry. Being a spring, it was further contended, exempts it in any assay for quality and permits unqualified use of the designation "12 karat gold filled."

(c) In rejecting the company's position, the Commission said: "Even if we assume that the allegation of performing a spring or tension function is correct, this is not the primary purpose or function of the spring base. As we view the situation, the spring base serves primarily as a connecting link or arm between the clip, which is attached to the top, and the ornament which is attached to the bottom. Thus, simply because the spring base may perform a tension function, this does not mean that the component is a spring within the meaning of that word in Rule 22D of trade practice rules for the Jewelry Industry. Stated differently, performing a dual function does not necessarily make the component a spring. Accordingly, the Commission is of the opinion that the spring base is not a spring as that term is contemplated within the meaning of the rules and the component therefore is not exempt in assay for quality. Since the component is not a spring, it would therefore be improper under Rule 22B(4) and Rule 25 (a) of the trade practice rules to unqualifiedly designate the earring as '12 karat gold filled'. As you know, these two rule provisions prohibit the use of a quality mark, such as the one contemplated, in a manner which would misrepresent the metallic composition of the product or any part thereof. Since the spring base is composed of steel rather than the quality indicated in the proposed designation, it would therefore be deceptive to use such a quality unqualifiedly."

(38 Stat. 717, as amended; 15 U.S.C. 41-58)

Issued: October 8, 1969.

By direction of the Commission.

[SEAL]

JOSEPH W. SHEA. Secretary.

[F.R. Doc. 69-12094; Filed, Oct. 8, 1969; 8:48 a.m.]

### Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I-Federal Power Commission

[Opinion No. 567]

PART 2--GENERAL POLICY AND INTERPRETATIONS

PART 154-RATE SCHEDULES AND **TARIFFS** 

PART 157-APPLICATIONS FOR CER-TIFICATES OF PUBLIC CONVEN-IENCE AND NECESSITY AND FOR ORDERS PERMITTING AND AP-PROVING ABANDONMENT UNDER SECTION 7 OF THE NATURAL GAS ACT

Opinion and Order Promulgating Statement of Policy, Prescribing Base Area Rates and Initial Rates for Previously Committed Acreage, Amending Regulations and Denying Motion for Reconsideration

OCTOBER 3, 1969.

Hugoton-Anadarko Area Rate Proceeding (Committed Acreage), Docket No. AR64-1 (Severed Issue); Permian Basin Area Rate Proceeding, Docket No. AR61-1; Southern Louisiana Area Rate Proceeding, Docket No. AR61-2

At various times, this Commission has promised to consider adopting a policy which would apply the incentive of the two-price system adopted in Permian (three-price in Southern Louisiana), to encourage the search for gas to be derived from reservoirs not yet discovered at the time a contract was made committing gas from designated acreage to the interstate market.

In the rehearing opinion in the Permian Basin Area Rate Proceedings, 34 FPC 1068, 1071, the Commission dis-cussed the matter and expressed the belief that the Hugoton-Anadarko Area Rate Proceeding was an appropriate vehicle for eliciting a factual predicate for the resolution of the identified issue. Evidence and argument on the issue as definied in the Permian rehearing opinion was received by Presiding Examiner Max L. Kane before he issued his initial decision on Hugoton-Anadarko rates on September 16, 1968.

At this time, the Commission has Examiner Kane's decision before it on exceptions. However, the so-called committed acreage issue has been severed from Hugoton-Anadarko. The Commission's order of February 4, 1969, ordering severence, refers to the discussion of the issue in both Permian,' and in Southern

Louisiana.

Before us at this time is a policy issue which has been discussed in obiter dicta in Permian and in Southern Louisiana; the limited factual record in Hugoton-Anadarko; and a motion from Sun Oil Co. addressed to our order of February 4, 1969, severing the committed acreage issue, which motion contests the predicate for severing, namely that the issue was fully tried in Hugoton-Anadarko and is therefore ripe for decision. We also have a discussion of the issue by Examiner Kane, in his initial decision, but this must be read in the light of his adoption of a one-price scheme in the area, which makes the issue of an incentive price for the committed acreage moot in his view.3

We believe that the record which has now been made on this matter fully confirms the position of virtually all parties that under the multiple pricing system we have adopted, later-vintage prices should be applied to later discovered sources of gas even though the acreage upon which such gas is found was previously contracted.

Several subordinate questions encompassed within the general proposition that equity and sound policy demands that there be incentive for discovery of new gas deserve discussion. One subordinate question is the definition in a physical or geological sense of the gas covered by the policy. In Permian, allusion was made to the problem in terms of discoveries in "deeper reservoirs" than those in which gas had been discovered at the time the contracts were signed. Other references (for example in the rehearing of Southern Louisiana, Opinion 546-A)

Opinion No. 468-A, 34 PPC 1068, 1072 (1965).

Opinion No. 546-A, issued Mar. 20, 1969,

mimeo. pp. 11-12.
\*In the Texas Gulf Coast Area Rate Proceeding, AR64-2, the initial decision of Ex-aminer Dyer Justice Taylor provided (p. 229) that new gas-well gas from committed acreage is to receive the new gas ceiling price, provided the Commission so provides for the Hugoton-Anadarko area.

have recognized that we must consider whether the incentive should not apply for all newly discovered reserves, whether deeper or not. Possibilities suggested by witnesses include a possible classification based upon whether "a new and separate drilling program" was required to develop the new reservoir, and also whether take-or-pay problems were involved.

We have concluded that production from newly discovered reservoirs on previously committed acreage should have the price it would have if the contract had been dated coincident with discovery.

This brings us to the meaning of the word "discovery", and specifically when the discovery occurs. As to this, we have decided to require producers seeking the benefit of this policy statement to file copies of the documents filed by them or other parties with or issued by State regulatory agencies relating to the discovery of the reservoir from which the gas is produced. Data previously filed in connection with other applications may be incorporated by reference. From these data, we will reach an appropriate determination in each case. As a matter of policy we will follow the State agency determination, where available, without further investigation on our part. We recognize that in some instances the State agencies must redefine or reclassify a "reservoir" on the basis of information yielded by subsequent drilling operations which indicates the existence of two or more separate reservoirs when one only had been thought to exist at the time of original classification. On the other hand, an exploratory step-out well, at first classified as penetrating a new reservoir, may turn out only to have proven up an extension of a previously known deposit. Our policy will be to follow a State agency reclassification prospectively from the date of the agency determination. We will not retroactively apply such reclassification to prior deliveries. The producer will file all necessary rate changes. Both the producer and the buyer will be responsible for advising the Commission of any reclassification which might change the applicable area rate.

It follows that gas will be "vintaged" as of the date of discovery. This means that in Permian Basin gas-well gas (and residue gas derived therefrom) produced from reservoirs discovered on or after January 1, 1961, will be subject to a base area rate of 16.5 cents per Mcf in Texas and 15.5 cents per Mcf plus applicable State and local production taxes in New Mexico, even though the gas was committed to interstate commerce by a contract prior to January 1, 1961. Similarly, in the Southern Louisiana area gas-well gas (and residue gas derived therefrom) produced from reservoirs discovered between January 1, 1961, and September 30, 1968, will be subject to a base area rate of 19.5 cents per Mcf for gas within the Louisiana domain, and to a base area rate of 18 cents per Mcf for gas within the Federal domain; gas-well gas (and residue gas derived therefrom) produced from reservoirs discovered on or after October 1, 1968, will be subject to a base area rate of 18.5 cents per Mcf for gas

within the Federal domain, and 20 cents per Mcf for gas within the Louisiana domain. In Southern Louisiana the moratorium imposed upon filings of rates in excess of the applicable ceiling price will not prevent filings up to the new ceilings made applicable by this

The Commission stated in Permian (34 FPC 1072) that "any change in policy will be applied prospectively." We severed this issue that it might be determined more quickly and so that any incentive policy that might be adopted could be brought into play earlier than a decision in Hugoton could be expected. The incentive price policy here adopted will apply to collections under future rate filings and to collections after the effective date of this order of rates subject to refund under previous filings. Good cause exists to make the new policy and implementing regulations come into effect 60 days after the issuance of this opinion and order, but newly filed rates may relate back and be effective as of November 1, 1969.4 In other words, the Commission will permit the relevant section 4 increased rate filings to become effective as of November 1, 1969, under regulations whose effectiveness will begin 60 days after the issuance of the order, Filings will not be permitted until the ordering paragraphs become effective, and the retroactive effective date, if the filing is otherwise supported, will only be applied if application therefor is made within 90 days after the effective date of the governing ordering paragraphs.

In those areas where just and reasonable rates for producers have not yet been determined (areas outside the Permian and Southern Louisiana areas), we shall apply prospectively the initial service ceilings established in the Commission's statement of general policy No. 61-1, as amended, which are set forth in Table No. 1 of § 2.56 of the Commission's rules of practice and procedure, to new production of gas-well gas (or residue gas derived therefrom) on previously committed acreage. These ceilings will apply during the interim period prior to a determination by the Commission of just and reasonable rates in each of these areas

Accordingly, if a producer is now collecting a rate below the just and reasonable ceiling or the initial service ceiling. as applicable, he may file for a rate not in excess of such ceiling, if contractually authorized to do so, and such filing will be accepted. Where a producer is now collecting a rate in excess of the just and reasonable ceiling or the initial service ceiling, as applicable, subject to refund under section 4(e) of the Act down to a rate below the applicable ceiling, the producer's refund obligation in that proceeding will be limited prospectively to amounts collected in excess of the applicable ceiling in the event he submits the required documents showing that he is entitled to the higher rate ceiling under the principles set forth in this opinion.

A final subordinate question is whether contract price limitations should control. should they be lower than the ceiling price applicable to a newly discovered reservoir on previously committed acre-Although his discussion on this question was in the context of his finding that the issue was moot in the case before him, Examiner Kane opined that the contract limitations should not control. We believe his rationale is not sound, and we note that the producer group in its brief opposing exceptions (p. 98) said it was not seeking to avoid the terms of existing contracts. Accordingly, producers will remain limited to the applicable prices set forth in existing contracts, if those prices are lower than price ceilings set by this Commission. Naturally, the parties are free to renegotiate within the framework of the regulated price ceilings.

The motion of Sun Oil Co. addressed to our order severing this issue was resisted by Shell. The thrust of the argument by Sun is that in Southern Louisiana, it was unable to secure the admission of its proffered evidence bearing on the appropriate price for gas from committed acreage, and that the Hugoton-Anadarko evidence was not nationally based. These facts, taken with the Examiner's conclusion of mootness of the issue in Hugoton-Anadarko assertedly

deprive Sun of due process.

Shell Oil Co.'s response argues that Sun is really attempting to persuade us that if a two- or three-price system is to be employed, the vintaging must be based on the time of discovery, not the date of contract. This is the result we reach, and it thus appears that neither Sun's motion nor Shell's response are in conflict with each other or with us. However, we have also reviewed Sun's proffered evidence, and find that it does not alter our determinations herein.

The Commission finds:

(1) Past, present and proposed sales of natural gas to which the order herein applies are subject to the jurisdiction of this Commission.

(2) It is necessary and appropriate to carry out the provisions of the Natural Gas Act that the Commission adopt the orders and regulations prescribed herein.

- (3) The just and reasonable rates in the Permian Basin and Southern Louisiana areas for future sales of gas-well gas (and residue gas derived therefrom) produced from new reservoirs on previously committed acreage are the applicable rates prescribed herein.
- (4) Except as herein granted the exceptions to the initial decision and the proposed order of the Presiding Examiner in the Hugoton-Anadarko Area Rate Proceeding, AR64-1, with respect to the issues dealt with in this order should be
- (5) Amendment of the statement of general policy contained in § 2.56 of the Commission's rules of practice and procedure is necessary and appropriate for administration of the Natural Gas Act.

<sup>&</sup>quot;This last rate is subject to revision in pending proceeding AR69-1.

is This date is selected to conform with the industry's normal billing practices. See Opin-ion 546-A, 41 FPC

and does not prescribe any course of action on the part of any person but merely sets forth the Commission's contemplated course of action; therefore, notice under section 4 of the Administrative Procedure Act (5 U.S.C. 553) is not required, and amendment of the Statement may be made effective upon issuance.

(6) The amendment of § 154.105(c) of the Commission's regulations under the Natural Gas Act is in accordance with sections 553, 556, and 557 of title 5 of the United States Code, (the Administrative Procedure Act, 60 Stat. 238, 239, 241, 242 as codified September 6, 1966, by 80 Stat.

383, 384, 386, 387).

The Commission, acting pursuant to authority granted by the Natural Gas Act as amended, particularly sections 4. 5, and 16 thereof (52 Stat. 822, 823, 824, and 830; 15 U.S.C. 717c, 717d, 717f, and 717o) and sections 553, 556, and 557 of title 5 of the United States Code (the Administrative Procedure Act, 60 Stat. 238, 239, 241, and 242, as codified Sept. 6, 1966, by 80 Stat. 383, 384, 386, and 387)

(A) The Permian Basin base area rates prescribed in Opinion No. 468, 34 PPC 159, as amended by 34 FPC 1068 and 34 FPC 1286, for gas-well gas (or residue gas derived therefrom) produced on or after November 1, 1969, from a new reservoir on previously committed acreage shall be determined by utilizing the date of discovery of such reservoir in Lieu of the contract date.

(B) Small Producer Sales in Permian Area: Part 157 of the Commission's regulations under the Natural Gas Act, Subchapter E, Chapter I, Title 18 of the Code of Federal Regulations (18 CFR 157) is amended so that as revised § 157.40(b)

(1) (i) reads as follows: "

§ 157.40 Small producer certificates of public convenience and necessity.

(1) \* \* \* (i) For new gas-well gas (and any residue gas derived therefrom) sold and to be sold pursuant to contracts executed on or after January 1, 1961, or produced on or after November 1, 1969, from reservoirs discovered on or after January 1, 1961, on previously committed acreage. (a) In Texas Railroad Districts No. 7-c and 8: 16.5 cents per Mcf (at 14.65 D.S.i.a.). (b) In Lea, Eddy, and Chaves Counties in N. Mex.: 15.5 cents per Mcf (at 14.65 p.s.i.a.) plus the applicable State and local production taxes in effect on September 1, 1965.

200 (C) Part 154 of the Commission's regulations under the Natural Gas Act, Subchapter E. Chapter I, Title 18 of the Code of Federal Regulations (18 CFR 154) is smended by adding a new subparagraph at the end of paragraph (c) of § 154.105 which reads as follows:

§ 154.105 Area rates; Southern Louisiana area.

(c) · · ·

(5) Notwithstanding the provisions of subparagraphs (1), (2), (3), and (4) of this paragraph, the base area rates for gas-well gas (or residue gas derived therefrom) produced on or after November 1, 1969, from a new reservoir on previously committed acreage shall be determined by utilizing the date of discovery of such reservoir in lieu of the contract date.

(D) Section 2.56, Part 2, Statements of General Policy and Interpretations, Chapter I of Title 18 of the Code of Federal Regulations, is amended by adding a new paragraph (f), to read as follows:

§ 2.56 Area price levels for natural gas sales by independent procedures.

(f) Special policy for newly-discovered reservoirs on previously committed acreage. (1) In the Permian Basin and Southern Louisiana areas, the rate ceilings set forth in Table 1 of this section applicable to gas-well gas (or residue gas derived therefrom) shall be determined by the date of discovery of such reservoir, in lieu of the contract date, in the case of production on or after November 1, 1969, from a new reservoir on previously committed acreage. In all other areas, the initial rate ceilings set forth in Table 1 of this section shall determine the increased rate ceilings in the case of gas-well gas (or residue gas derived therefrom) produced on or after November 1, 1969, from a reservoir discovered on or after September 28, 1960, on previously committed acreage.

(2) Where a producer is entitled to an increase in the price of its gas based on the date of discovery of the reservoir from which gas-well gas sales (or residue gas derived therefrom) are being made, it may file a proposed price increase pursuant to section 4 of the Natural Gas Act. indicating to what gas the higher price will be applicable. With each filing the producer will include (1) copies of all documents filed with or issued by local or State regulatory agencies relating to the discovery of the reservoir from which the gas is produced, and (ii) a statement by the buyer of the gas that the gas qualifies for the price sought, or why the buyer believes it does not. The producer shall also furnish any additional material in its possession or available to it which the Commission may request in writing. Documents or other data previously filed with this Commission, whether by the producer or another, may be incorporated by reference in any filing hereunder. Similar information shall be filed in any pending section 4 proceeding to which it is relevant. The Commission will follow the determination made by the appropriate State agency in determining the date of discovery of a reservoir. In the event the State agency changes its classification of a reservoir, the Commission shall follow such change as of the date of the new classification. Whenever the reclassification of a reservoir affects the applicable ceiling rate the producer and the buyer shall notify the Commission.

(E) Except as herein granted the exceptions to the examiner's initial decision and proposed order in the Hugoton Anadarko Area Rate Proceeding, Docket No. AR64-1, with respect to the issues dealt with in this order are denied.

(F) The motion of Sun Oil Co. for reconsideration and modification of the Commission's order of February 4, 1969, severing the issue as to rates on later discovered gas on committed acreage is denied.

(G) The provisions of this order shall go into effect 60 days after the date of issuance but when effective shall relate back to the November 1, 1969 date provided herein.

By the Commission.

[SEAL] GORDON M. GRANT, Secretary.

[F.R. Doc. 69-12054; Filed, Oct. 8, 1969; 8:45 a.m.]

### Title 21-FOOD AND DRUGS

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

SUBCHAPTER C-DRUGS

PART 133-DRUGS: CURRENT GOOD MANUFACTURING PRACTICE IN MANUFACTURE, PROCESSING, PACKING, OR HOLDING

Whole Blood (Human), Red Blood Cells (Human), and Allergenic Products

The Commissioner of Food and Drugs proposed in the FEDERAL REGISTER of March 29, 1969 (34 F.R. 5952), a regulation establishing good manufacturing practice requirements for whole blood (human), red blood cells (human), and allergenic products for reasons specified in the notice.

In response, letters were received from representatives of five processors of the drug products, a manufacturers association, the United States Pharmacopeia, and the National Formulary.

The two principal objections to the proposal are (1) the concern that the proposal would establish dual regulation of the affected articles by the Division of Biologics Standards, National Institutes of Health, and by the Food and Drug Administration, and (2) that the cited provisions of the Federal Food, Drug, and Cosmetic Act do not furnish legal authority to establish the proposed requirements.

The Commissioner concludes that:

1. The regulation is not intended to and in fact will not establish dual control of the subject articles, but rather will continue the licensing requirements, practices, standards, and other controls

The reference to Texas Railroad District 8 k to the district as constituted Aug. 5, 1965.

for such products as administered by the Division of Biologics Standards, National

Institutes of Health.

2. Since it is the position of the Department of Health, Education, and Welfare that the Federal Food, Drug, and Cosmetic Act furnishes legal authority to promulgate the regulation, and in view of the public health importance of continuing in effect the conditions of current good manufacturing practice that had been developed by the Division of Biologics Standards, National Institutes of Health, and established in the licensing requirements, practices, standards, and other controls for such products as set forth in 42 CFR Part 73, the Food and Drug Administration is prepared to support this position in Federal court proceedings, if necessary.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 501 (a) (2) (B) and (b), 502(g), 701(a), 52 Stat. 1049-51, as amended, 1055; 21 U.S.C. 351 (a) (2) (B) and (b), 352(g), 371(a)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 133 is amended by adding thereto a new center heading and a new

section, as follows:

OTHER DRUG PRODUCTS; MANUFACTURING PRACTICE

- § 133,300 Whole blood (human), red blood cells (human), and allergenic products; drugs subject to licensing by the Division of Biologics Standards, National Institutes of Health.
- (a) The methods used in, or the facilities or controls used for, the manufacture, processing, packing, or holding of the drugs whole blood (human), red blood cells (human), and allergenic products do not conform to, or are not operated or administered in conformity with. current good manufacturing practice to assure that any such drug meets the requirements of the act as to safety and has the identity and strength and meets the quality and purity characteristics, which it purports or is represented to possess, unless the manufacture, processing, packing, and holding of such drugs conform to the licensing and other requirements as to such drugs and the practices and standards of manufacture. processing, packing, and holding applicable to such drugs set forth in part 73 of title 42. Applications for licensing shall be submitted to the Division of Biologics Standards, National Institutes of Health, Bethesda, Md. 20014.

(b) The criteria in §§ 133.3-133.14, inclusive, shall also apply in determining whether the manufacture, processing, packing, or holding of any such drug conforms to, or is operated or administered in conformity with, current good manufacturing practice to the extent that these criteria are not inconsistent with the provisions of part 73 of title 42.

Effective date. This order shall become effective 30 days after its date of publication in the Federal Register.

(Secs. 501 (a) (2) (B) and (b), 502(g), 701(a), 52 Stat. 1049-51, as amended, 1055; 21 U.S.C. 351 (a) (2) (B) and (b), 352(g), 371(a))

Dated: October 1, 1969.

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

[P.R. Doc. 69-12058; Filed, Oct. 8, 1969; 8:46 a.m.]

## Title 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Administration, Department of Health, Education, and Welfare

[Reg. No. 4, further amended]

PART 404—FEDERAL OLD-AGE, SURVIVORS, AND DISABILITY IN-SURANCE (1950 \_\_\_\_)

Miscellaneous Amendments

Correction

In F.R. Doc. 69-11562, appearing at page 14887 of the issue for Saturday, September 27, 1969, the following changes should be made:

1. § 404.503(b) (4) is corrected to read

as follows:

(4) The surviving spouse of the deceased individual (as defined in section 216 (c), (g), or (h) of the Act) who does not qualify under subparagraph (1) of this paragraph.

2. § 404.507(b) is corrected to read:

(b) Failure to furnish information which he knew or should have known to be material; or

## Title 33 — NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 208—FLOOD CONTROL REGULATIONS

Waterbury Dam and Reservoir, Waterbury (Little River), Washington County, Vt.

Pursuant to the provisions of section 7 of the act of Congress approved December 22, 1944 (58 Stat. 890: 33 U.S.C. 709), the following regulations are hereby prescribed to govern the use of flood control storage in the Waterbury Reservoir on the Waterbury (Little River), Washington County, Vt., and the operation of the Waterbury Dam for flood control purposes. The reservoir storage capacity of 27,700 acre-feet between elevations 592.0 and 617.5 feet above m.s.l. is expressly reserved for flood control purposes and regulations for the use of this storage are provided herein.

§ 208.17 Waterbury Dam and Reservoir, Waterbury (Little River), Vt.

The State of Vermont shall operate the Waterbury Dam and Reservoir in the interest of flood control as follows:

(a) Storage space in the reservoir above elevation 592 feet above m.s.l. shall be reserved for the temporary detention of flood waters. The three tainter gates shall be suspended in their open position on the wire-rope hangers, except when the storage space is being utilized for

flood control.

(b) Whenever the stage on the Winooski River at the Main Street bridge in Waterbury reaches elevation 417 feet above m.s.l. on the staff gage the three tainter gates shall be completely closed and discharge through the turbine shall be limited to the average daily release required to generate the primary energy of the project, without restriction on normal peaking operation. If during the subsequent flood period the reservoir fails to attain elevation 617.5 feet above m.s.l. the gates shall remain in closed position until the flood crest on the Winooski River in the village of Waterbury at Main Street bridge has subsided to elevation 417 feet above m.s.l. Releases shall then be gradually increased within 6 hours to a rate of 2,000 cubic feet per second, including the discharge through the conduit and turbine, and maintained until the reservoir level has fallen to elevation 592 feet above m.s.l. The tainter gates shall be suspended in the fully open position when the reservoir level is below elevation 592.

(c) If during the flood period the reservoir level rises to elevation 617.5 feet above m.s.l., the three tainter gates shall be opened gradually so that the inflow to the reservoir shall be discharged, maintaining the reservoir level at elevation 617.5 feet above m.s.l. When the inflow to the reservoir reaches 31,200 c.f.s. the three tainter gates will be in a fully open

position.

(d) On falling stages above elevation 617.5 feet above m.s.l. in the reservoir, the tainter gates shall be kept fully open until the reservoir level has fallen to elevation 617.5 feet above m.s.l. Then the inflow to the reservoir shall be discharged, maintaining the reservoir level at 617.5 feet above m.s.l., until the level of the main stream in the village of Waterbury at Main Street bridge has fallen to elevation 417 feet above m.s.l. at which time releases shall be gradually increased within 6 hours to a rate of 2,000 cubic feet per second including discharge through the conduit and turbine. When the reservoir level has fallen to elevation 592 feet above m.s.l. the tainter gates shall be suspended in the fully open position.

(e) The State of Vermont shall furnish the District Engineer, Crops of Engineers, Department of the Army, in charge of the locality a monthly report showing the daily elevation of the reservoir pool; the daily reservoir inflow; daily releases over uncontrolled spillway.

through the tainter gates; through the bypass conduit; and daily power releases. Whenever the reservoir level exceeds elevation 592 ft., the State of Vermont shall keep the District Engineer, Corps of Engineers, in charge of the locality, currently informed of reservoir elevation, reservoir releases including those for power and such other operating data as the District Engineer may request.

(f) The regulations in this section are subject to temporary modification by the District Engineer, Corps of Engineers, in charge of the locality, if found necessary in time of emergency. Request for and action on such modification may be made by any available means of communication and the action taken by the District Engineer shall be confirmed in writing under date of the same day to the State of Vermont.

[Regs., Sept. 17, 1969, ENGCW-EY] (Sec. 7, 58 Stat. 890; 33 U.S.C. 709)

For the Adjutant General.

HAROLD SHARON. Chief, Legislative and Precedent Branch Management Division, TAGO

[F.R. Doc. 69-12047; Filed, Oct. 8, 1989;

### Title 43—PUBLIC LANDS: INTERIOR

Subtitle A-Office of the Secretary of the Interior

### PART 20-EMPLOYEE RESPONSIBIL-ITIES AND CONDUCT

### List of Employees Required To File Statements

The Appendix to Part 20 of the rules and regulations of the Department is

amended in its entirety.

As provided in 43 CFR 20.735-41(a) (2), the employees in the following positions, which are in addition to those listed in 20.735-41(a)(1), shall file statements of employment and financial interests.

These amendments were approved by the Civil Service Commission on September 3, 1969, and are effective on publication in the FEDERAL REGISTER.

> WALTER J. HICKEL, Secretary of the Interior.

OCTOBER 2, 1969.

OFFICE OF THE SECRETARY

SECRETARY'S IMMEDIATE OFFICE

Assistants to the Secretary (7). Washington,

Assistant to the Secretary (Congressional

Liaison), Washington, D.C. Special Assistant to the Secretary (Congres-

sional Liaison), Washington, D.C. Assistant to the Secretary and Science Adviser, Washington, D.C.

OFFICE OF THE UNDER SECRETARY

Deputy Under Secretary, Washington, D.C. Assistant to the Under Secretary, Washington, D.C.

Deputy Under Secretary for Programs, Washington, D.C.

Assistant Director, Office of Program Analysis, Washington, D.C.

### ASSISTANT SECRETARY—PUBLIC LAND MANAGEMENT

Deputy Assistant Secretary, Washington, D.C

Staff Assistant (Indian Affairs), Washington,

Staff Assistant (Land Matters), Washington, D.C.

Staff Assistant (Recreation and Public Relations Matters), Washington, D.C.

#### ASSISTANT SECRETARY—WATER AND POWER DEVELOPMENT

Engineering Advisor, Washington, D.C. Deputy Assistant Secretary, Washington, D.C. Staff Assistant, Washington, D.C. General Engineer, Washington, D.C. Administrator, Defense Electric Power, Washington, D.C.

### ASSISTANT SECRETARY-WATER QUALITY AND RESEARCH

Deputy Assistant Secretary, Washington, D.C. Deputy Assistant Secretary for Scientific Programs, Washington, D.C.

Deputy Assistant Secretary for Water Pollution Control, Washington, D.C.

ASSISTANT SECRETARY-MINERAL RESOURCES

Deputy Assistant Secretary, Washington, D.C.

ASSISTANT SECRETARY FOR FIRM AND WILDLIFE, PARKS, AND MARINE RESOURCES

Deputy Assistant Secretary, Washington, D.C. Special Assistant to the Commissioner of Fish and Wildlife, Washington, D.C.

ASSISTANT SECRETARY FOR ADMINISTRATION

Deputy Assistant Secretary for Administra-tion, Washington, D.C.

### BOARD OF CONTRACT APPEALS

Supervisory Attorney-Examiner (General). Washington, D.C.

Attorney-Examiners (General) (4), Washington, D.C.

### OIL IMPORT APPEALS BOARD

Washington, D.C. (General), Attorney-Advisor Chairman,

### OFFICE OF INFORMATION

Assistant to the Secretary and Director of Information, Washington, D.C. Information Specialist (Deputy Director), Washington, D.C.

### OFFICE OF LEGISLATION

Legislative Counsel, Washington, D.C. Assistant Legislative Counsel, Washington, D.C

### ENVIRONMENTAL PLANNING STAFF

Assistant to the Under Secretary for Environmental Planning, Washington, D.C. Coordinator, Northeast Field Committee,

Boston, Mass.

Coordinator, Pacific Northwest Field Com-mittee, Portland, Oreg.

Coordinator, Southwest Field Committee, Muskogee, Okla.

Coordinator, Alaska Field Committee, Juneau, Alaska.

Coordinator, North Central Field Committee, Cincinnati, Ohio. Coordinator, Missouri River Basin Field Com-

mittee, Billings, Mont.

Coordinator, Pacific Southwest Field Committee, San Francisco, Calif.

### JOB CORPS PROGRAM SUPPORT STAPP

Coordinator, Washington, D.C. Contract and Procurement Officer, Washington, D.C.

#### OFFICE OF SURVEY AND REVIEW

Director, Washington, D.C. Assistant Director, Washington, D.C.

Assistant to the Director (Contract Review), Washington, D.C.

Supervisory Auditor, Washington, D.C. Supervisory General Investigator, Washing-

ton, D.C. Investigators (General) (5) GS-11 and above, Washington, D.C.

Director, Audit Operations, Washington, D.C. Assistant Director, Internal Audit, Washington, D.C.

Assistant Director, Grant and Contract Auditing, Washington, D.C.

Assistant Director, Job Corps Audit, Washington, D.C. Regional Director, Region I, Washington,

DC

Regional Director, Region II, Denver, Colo. Regional Director, Region III, Portland, Oreg.

### OFFICE OF BUDGET

Director, Washington, D.C.

### OFFICE OF MANAGEMENT OPERATIONS

Director, Washington, D.C. Deputy Director, Washington, D.C. Chief, Division of Fiscal Services, Washington, D.C.

Chief, Division of General Services, Washington, D.C.

### OFFICE OF SALINE WATER

Director, Washington, D.C. Assistant Director, Engineering and Development, Washington, D.C.
Assistant Director, Research, Washington,

D.C.

Assistant Director, Project Management and Plant Engineering, Washington, D.C. Chief, Desalting Feasibility and Economic Studies, Washington, D.C.

Chief, Program Analysis, Washington, D.C. Chief, Information Office, Washington, D.C.

Chief, Administrative Management, ington, D.C.

Chief, Contract Operations, Washington, D.C. Chief, Financial Management, Washington, D.C

Chief, Finance and Accounting, Washington, DC

Special Assistant to the Chief, Administra-tive Management, Washington, D.C. Special Assistant to Assistant Director,

Project Management and Plant Engineering, Washington, D.C.

Chief. Distillation Division, Washington, D.C

Chief, Membrane Division, Washington, D.C. Chief, Special Projects Division, Washington, D.C.

Chlef, Materials Technology Division, Washington, D.C. Project Manager, Saudi Arabia Project, Wash-

ington, D.C. Project Manager, Bolsa Island Project, Wash-

ington, D.C. Chief, Plant Engineering Division, Washing-

ton, D.C.

Manager, Test Facility, Wrightaville Beach,

Manager, Test Facility, Freeport, Tex. Manager, Test Facility, Roswell, N. Mex. Manager, Test Facility, Chula Vista, Calif. Chief, Applied Sciences Division, Washington, D.C.

Chief, Chemistry Division, Washington, D.C.

Chief, Chemical Physics Division, Washington, D.C. Chief, Materials Division, Washington, D.C.

Chief, Polymer and Biophysics Division, Washington, D.C.

### OFFICE OF WATER RESOURCES RESEARCH

Director, Washington, D.C. Associate Director, Washington, D.C. Executive Officer, Washington, D.C.

OFFICE OF OIL AND GAS

Director, Washington, D.C. Deputy Director, Washington, D.C.

OFFICE OF MINERALS AND SOLID FUELS

Director, Washington, D.C.

OIL IMPORT ADMINISTRATION

Administrator, Washington, D.C. Deputy Administrator, Washington, D.C. Industrial Specialists (5), Washington, D.C.

OFFICE OF COAL RESEARCH

Director, Washington, D.C. Chief, Division of Contract and Administration, Washington, D.C. Chief, Division of Mining and Preparation, Washington, D.C.

Chief, Division of Utilization, Washington,

Staff Assistant, Economics, Washington, D.C. Contract Specialists (3), Washington, D.C.

OFFICE OF THE SOLICITOR

Deputy Solicitor, Washington, D.C. Special Assistants to the Solicitor (2), Washington, D.C.

Associate Solicitors (7), Washington, D.C. Assistant Solicitors (17), Washington, D.C. Regional Solicitors (8).

Assistant Regional Solicitors (18).

Field Solicitors (16)

Field Solicitor, GS-12 (1).

Claims Attorney, Branch of Claims, Washington, D.C.

DELAWARE RIVER BASIN COMMISSION

Alternate Federal Member and U.S. Commissioner.

PEDERAL WATER POLLUTION CONTROL ADMINISTRATION

Deputy Commissioner, Washintgon, D.C. Director, Office of Public Information, Wash-

ington, D.C. Director, Office of Program Coordination.

Washington, D.C.

Assistant Commissioner for Administration, Washington, D.C.

Director, Division of General Services, Washington, D.C.

Chief, Procurement Branch, Washington, D.C. Equal Employment Opportunity and Con-tracts Compliance Officer, Washington, D.C. Contracts Compliance Specialists (2), Washington, D.C.

Acting Assistant Commissioner for Opera-tions, Washington, D.C.

Director, Division of Manpower and Training, Washington, D.C.

Director, Division of State and Local Programs, Washington, D.C.

Acting Chief, Construction Grants and Engi-

neering Branch, Washington, D.C.
Director, Division of Planning and Interagency Programs, Washington, D.C.
Director, Division of Technical Support,

Washington, D.C.
Program Advisor, Washington, D.C.
Assistant Commissioner for Research and Development, Washington, D.C.
Acting Director, Division of Process Research

and Development, Washington, D.C. Acting Director, Division of Water Quality Research, Washington, D.C.

Director, Division of Applied Science and Technology, Washington, D.C.

Assistant Commissioner for Enforcement, Washington, D.C.

Director, Division of Enforcement, Washing-

Director, Division of Interstate Compacts and Uniform State Laws, Washington, D.C. Assistant Enforcement Officer, Washington, D.C.

Regional Director, Boston, Mass. Deputy Regional Director, Boston, Mass. Regional Construction Grants Officer, Boston, Mass

Chief, Construction Grants, Edison, N.J. Laboratory Director, West Kingston, R.I. Regional Director, Charlottesville, Va. Deputy Regional Director, Charlottesville, Va. Program Director, Facilities Office, Char-

lottesville, Va.

Chief, Municipal Grants Branch, Charlottesville, Va.

Public Information Officer, Charlottesville, Va.

Regional Enforcement Program. Director. Charlottesville, Va.

Regional Director, Atlanta, Ga.

Regional Construction Grants Officer, Atlanta, Ga.

Program Director, Atlanta, Ga. Enforcement Program Specialist, Atlanta,

Public Information Officer, Atlanta, Ga. Laboratory Director, Athens, Ga. Regional Director, Cincinnati, Ohio Acting Regional Construction Grants Officer,

Cincinnati, Ohio Laboratory Director, Cincinnati, Ohio

Chief, Contracts and Grants Activities, Cincinnati, Ohlo

Public Information Officer, Cincinnati, Ohio Regional Director, Chicago, Ill. Director, Office of Enforcement and Coopera-

tive Programs, Chicago, Ill.

Acting Chief, Construction Grants Branch, Chicago, Ill.

Laboratory Director, Duluth, Minn.
Public Information Officer, Chicago, Ill. Regional Enforcement Officer, Chicago, Ill. Regional Director, Kansas City, Mo. Deputy Regional Director, Kansas City, Mo.

Acting Director, Grants Management, Kansas City, Mo. Regional Enforcement Officer, Kansas City,

Mo. Public Information Officer, Kansas City, Mo.

Regional Director, Dallas, Tex. Deputy Regional Director, Dallas, Tex.

Acting Director, Office of Contracts and Grants for Research, Development and Demonstration, Dallas, Tex.

Director, Construction Grants, Dallas, Tex. Laboratory Director, Ada, Okia. Regional Director, San Francisco, Calif.

Deputy Regional Director, San Francisco, Calif.

Director, Enforcement Coordination Office, San Francisco, Calif.

Director, Grants Management Office, San Francisco, Calif.

Director, Information and Education Office, San Francisco, Calif.

Regional Director, Portland, Oreg. Deputy Regional Director, Portland, Oreg. Director, Regional Construction Grants Pro-

gram, Portland, Oreg. Laboratory Director, Corvallis, Oreg. Public Information Officer, Portland, Oreg. Laboratory Director, College, Oreg.

BUREAU OF COMMERCIAL FIRSTERIES

Director, Washington, D.C. Deputy Director, Washington, D.C.

Associate Director for Fisheries, Washington, DC

Associate Director for Fishery Economics and Services, Washington, D.C.

Assistant Director for Administration, Washington, D.C.

Assistant Director for International Affairs, Washington, D.C. Assistant Director for Marine Resources.

Washington, D.C. Assistant Director for Pishery Programs,

Washington, D.C. Assistant Director for Utilization and Engineering, Washington, D.C.

Assistant Director for Economics, Washington, D.C

Assistant Director for Resource Development, Washington, D.C.

Chief, Division of Property Management, Washington, D.C.

Assistant Chief, Division of Property Management, Washington, D.C.

Chief, Division of Financial Assistance, Washington, D.C.

Chief, Division of Federal Aid, Washington, D.C.

All Regional Directors (6)

All Associate Regional Directors (12)

All Assistant Regional Directors for Administration (6)

Property and Supply Officer, St. Petersburg. Property Management Officer, Seattle, Wash.

Area Director, Honolulu, Hawaii. Associate Area Director, Honolulu, Hawali.

Assistant Area Director for Administration, Honolulu, Hawaii.

BUREAU OF SPORT FISHERIES AND WILDLIFE

Director, Washington, D.C.

Deputy Director, Washington, D.C. Associate Director, Washington, D.C.

Assistant Director, Research, Washington, DC

Assistant Director, Operations, Washington, D.C.

Assistant Director, Cooperative Services, Washington, D.C. Director, National Pisheries Center and

Aquarium, Washington, D.C. Assistant Director, Administration and En-

gineering, Washington, D.C. Chief, Division of Contracting and General Services, Washington, D.C.

Assistant Chief, Division of Contracting and General Services, Washington, D.C.

Chief, Division of Procurement and Property Services, Washington, D.C.

Regional Director, Pacific Region, Portland Oreg

Assistant Regional Director, Administration and Engineering, Portland, Oreg.
General Supply Officer, Portland, Oreg.
Assistant Regional Director, Cooperative
Services, Portland, Oreg.

Regional Supervisor, Division of Federal Aid,

Portland, Oreg. Deputy Regional Director, Portland, Oreg.

Regional Director, Southwestern Region, Albuquerque, N. Mex. Assistant Regional Director, Administration and Engineering, Albuquerque, N. Mex.

Procurement Officer, Albuquerque, N. Mex. Assistant Regional Director, Cooperative Services, Albuquerque, N. Mex. Regional Supervisor, Division of Federal Aid, Albuquerque, N. Mex. Cooperative

Deputy Regional Director, Albuquerque, N.

Mox Regional Director, North Central Region,

Minneapolis, Minn. Assistant Regional Director, Administration and Engineering, Minneapolis, Minn.

Property Officer, Minneapolis, Minn.
Assistant Regional Director, Cooperative
Services, Minneapolis, Minn.
Regional Supervisor, Division of Federal Aid. Cooperative

Minneapolis, Minn.

Regional Director, Minneapolis, Deputy Minn. Regional Director, Southeastern Region, At-

lanta, Ga.

Assistant Regional Director, Administration and Engineering, Atlanta Ga. General Supply Officer, Atlanta, Ga. Assistant Regional Director, Cooperative

Services, Atlanta, Ga. Regional Supervisor, Division of Federal Aid.

Atlanta, Ga. Deputy Regional Director, Atlanta, Ga. Regional Director, Northeastern Region, At-

lanta, Ga. Assistant Regional Director, Administration and Engineering, Atlanta, Ga.

Property Officer, Atlanta, Ga. Assistant Regional Director, Cooperative Services, Atlanta, Ga. Regional Supervisor, Division of Federal Aid, Atlanta, Ga.

Deputy Regional Director, Atlanta, Ga.

### GEOLOGICAL SURVEY

Associate Director, Washington, D.C. Assistant Director-Engineering, Washington, D.C.

Assistant Director-Research, Washington, D.C.

Assistant Director-Program, Washington,

Assistant Director-Administration, Washington, D.C.

Physical Scientist, Washington, D.C.

Staff Geologists (2), Washington, D.C. Special Assistant to Assistant Director—Engineering, Washington, D.C.

Research Geologist-Earth Orbiter, Washington, D.C.

Program Analyst (2), Washington, D.C. Public Information Officer, Washington, D.C. Research Geographer, Geographic Applica-tions Program, Washington, D.C.

Geographic, Geographic Applications Program, Washington, D.C. Assistant Executive Officer, Washington, D.C.

Contract Negotiator, Washington, D.C. Chief, Publications Division, Washington,

Assistant Chief, Publications Division, Washington, D.C.

Chief, Water Resources Division, Washington, D.C.

Assistant Chief, Water Resources Division, Washington, D.C.

Research Hydrologist (2), Washington, D.C. Assistant Chief for Resources and Technical Coordination, Washington, D.C.

Chief, Office of Water Data Coordination,

Washington, D.C. Hydraulic Engineer (Delaware Watermas-

ter), Washington, D.C.
Procurement Officer, Washington, D.C.
Chief Topographic Engineer, Washington, D.C.

Associate Chief Topographic Engineer, Wash-

ington, D.C. Assistant Chief Topographic Engineer, Wash-

ington, D.C. Chief, Office of Research and Technical

Standards, Washington, D.C. Chief, Conservation Division, Washington, D.C.

Assistant Chief, Conservation Division, Washington, D.C.

Chief, Branch of Oil and Gas Operations, Washington, D.C.

Chief, Branch of of Mining Operations, Washington, D.C. Chief, Branch of Minerals Classification,

Washington, D.C. Supervisory Petroleum Engineer, Washing-

ton, D.C. Petroleum Engineers (2), Washington, D.C. Supervisory Mining Engineer, Washington,

General Engineer, Washington, D.C.

Supervisory Hydraulic Engineer, Washington, D.C.

Chief, Computer Center Division, Washington, D.C.

Assistant Chief, Computer Center Division, Washington, D.C.

Chief Geologist, Washington, D.C. Associate Chief Geologist, Washington, D.C. Geologist, Washington, D.C.

Assistant Chief Geologist for Mineral Resources, Washington, D.C.

Assistant Chief Geologist for Environmental Geology, Washington, D.C.

Chief, Branch of Analytical Laboratories, Washington, D.C.

Chief, Office of Minerals Exploration, Washington, D.C.

Assistant Chief Geologist for Geochemistry and Geophysics, Washington, D.C. Management Officer, Denver, Colo.

Personnel Officer, Denver, Colo. Regional Hydrologist, Denver, Colo. Rocky Mountain Engineer, Denver, Colo. Supervisory Mining Engineer, Denver, Colo. Management Officer, Menlo Park, Calif. Personnel Officer, Menlo Park, Calif. Regional Hydrologist, Menlo Park, Calif. Pacific Region Engineer, Menlo Park, Calif. Supervisory Geophysicist-Earthquake Cen-

ter, Menlo Park, Calif. Chief, Office of Marine Geology and Hydrology, Menlo Park, Calif. Regional Hydrologist, St. Louis, Mo.

Regional Hydrologist, Arlington, Va. Atlantic Region Engineer, Arlington, Va. Supervisory Hydraulic Engineer (Watermaster), Idaho Palls, Idaho. Central Region Engineer, Rolla, Mo.

Supervisory Petroleum Engineer, Casper. Supervisory Petroleum Engineer, Roswell,

N. Mex. Supervisory Petroleum Engineer, Metairie. La.

Supervisory Petroleum Engineer, Tulsa, Okla. Supervisory Petroleum Engineer, Los Angeles, Callf

Supervisory Petroleum Engineer, Anchorage, Alaska.

Supervisory Mining Engineer, Anchorage, Alaska

Supervisory Mining Engineer, McAlester,

Supervisory Mining Engeineer, Carlsbad, N. Mex.

Supervisory Mining Engineer, Salt Lake City, Utah.

Supervisory Mining Engineer, Billings, Mont, Chief of Party, Saudi Arabla, Jidda, Saudi Arabia.

### BUREAU OF INDIAN AFFARES

Deputy Commissioner, Washington, D.C. Assistant Commissioner for Administration, Washington, D.C.

Supply Program Management Officer, Washington, D.C.

Headquarters Administrative Officer, Washington, D.C.

Area Director, Aberdeen, S. Dak.

Assistant Area Director (Administration), Aberdeen, S. Dak.

Supervisory General Supply Officer, Aberdeen, S. Dak.

Area Director, Albuquerque, N. Mex. Assistant Area Director (Administration),

Albuquerque, N. Mex. Supervisory General Supply Officer, Albuquerque, N. Mex.

Area Director, Anadarko, Okla. Area Director, Billings, Mont. Assistant Area Director, Billings, Mont.

Supervisory General Supply Officer, Billings,

Area Director-Navajo Area, Gallup, N. Mex. elstant Area Director (Administration),

Gallup, N. Mex. Supply Management Officer, Gallup, N. Mex.

Area Director, Juneau, Alaska. Assistant Area Director (Administration), Juneau, Alaska

General Supply Officer, Juneau, Alaska.

Area Director, Minneapolis, Minn. Area Director, Muskogee, Okla.

Assistant Area Director, Muskogee, Okla. Supervisory General Supply Officer, Muskogee, Okla.

Area Director, Phoenix, Ariz.
Assistant Area Director (Administration),
Phoenix, Ariz.

Supervisory General Supply Officer, Phoenix,

Area Director, Portland, Oreg.

Assistant Area Director (Administration). Portland, Oreg.

Supply Management Officer, Portland, Oreg. Area Director, Sacramento, Calif.

Supervisory General Engineer—Indian Affairs Data Center, Albuquerque, N. Mex.

Supervisory Plant Management Engineer, Littleton, Colo. Supervisory Civil Engineer, Littleton, Colo.

Administrative Officer and Special Representative (Seattle Liaison Office-Juneau Area). Seattle, Wash.

### BURRAU OF LAND MANAGEMENT

Associate Director, Washington, D.C.

Assistant Director, Administration, Wash-ington, D.C.

Assistant Director, Resources, Washington, D.C. Assistant Director, Legislation and Plans,

Washington, D.C. Assistant Director, Technical Services, Wash-

ington, D.C. Chief, Division of Lands and Realty, Washington, D.C.

Chief, Division of Energy and Minerals, Washington, D.C.

Chief, Division of Administrative Services, Washington, D.C.

Manager, Eastern States Land Office, Silver Spring, Md.

Chief, Office of Appeals and Hearings, Silver Spring, Md.

Chief, Branch of Land Appeals, Stiver Spring, Md.

Chief, Branch of Mineral Appeals, Silver Spring, Md.

State Director, Anchorage, Alaska

Chief, Division of Lands and Minerals Programs Management and Land Office, Anchorage, Alaska.

Chief, Division of Resource Program Management, Anchorage, Alaska.

District Manager, Anchorage, Alaska, District Manager, Fairbanks, Alaska, State Director, Phoenix, Ariz.

Chief, Division of Lands and Minerals Program Management and Land Office, Phoenix, Ariz.

Chief, Division of Resource Program Management, Phoenix, Ariz.
District Manager, Phoenix, Ariz.

Manager, Lower Colorado River Office, Yuma, District Manager, St. George, Utah.

District Manager, Safford, Ariz.

State Director, Sacramento, Calif. Chief, Division of Lands and Minerals, Program Management and Land Office, Sacramento, Calif.

Chief, Division of Resource Program Manage-

ment, Sacramento, Calif.
District Manager, Sacramento, Calif.
Hearing Examiners (3), Sacramento, Calif. Mineral Lessing Representative, Los Angeles, Calif.

District Manager, Bakersfield, Calif. District Manager, Susanville, Calif. District Manager, Redding, Calif. District Manager, Uklah, Calif. District Manager, Riverside, Calif.

Chief, Division of Lands and Minerals, Program Management and Land Office, Den-

Chief, Division of Resource Program Management, Denver, Colo,

District Manager, Craig, Colo.

State Director, Denver, Colo.

District Manager (GS-12 and above), Glenwood Springs, Colo. District Manager, Montrose, Colo.

District Manager, Canon City, Colo.

District Manager, Grand Junction, Colo. State Director, Boise, Idaho. Chief, Division of Lands and Minerals, Program Management and Land Office, Bolse,

Idaho. Chief, Division of Resource Program Manage-

ment, Boise, Idaho. District Manager, Boise, Idaho. District Manager, Burley, Idaho.

District Manager, Idaho Falls, Idaho.

District Manager, Salmon, Idaho, District Manager, Shoshone, Idaho.

District Manager (GS-12 and above), Coeur d'Alene, Idaho,

State Director, Billings, Mont.

Chief, Division of Lands and Minerals, Pro gram Management and Land Office, Bill-

chief, Division of Resource Program Management, Billings, Mont,
District Manager (GS-12 and above), Bill-

ings, Mont.

District Manager, Malta, Mont. District Manager, Miles City, Mont.

District Manager, Dillon, Mont.

District Manager (GS-12 and above), Lewiston, Mont

District Manager (GS-12 and above), Missoula, Mont.

Manager, Outer Continental Shelf Office, New Orleans, La.

State Director, Reno, Nev.

Chief, Division of Lands and Minerals, Program Management and Land Office, Reno, Nev. Chief, Division of Resource Program Man-

agement, Reno, Nev.

District Manager, Elko, Nev.

District Manager, Winnemucca, Nev.

District Manager, Carson City, Nev. District Manager, Ely, Nev. District Manager, Las Vegas, Nev.

District Manager, Battle Mountain, Nev.

State Director, Santa Fe, N. Mex.

Chief, Division of Lands and Minerals Program Management and Land Office, Santa Fe. N. Mex.

Chief, Division of Resource Program Manage-ment, Santa Fe, N. Mex.

District Manager, Albuquerque, N. Mex. District Manager (GS-12 and above), Socorro, N. Mex.

District Manager, Las Cruces, N. Mex.

District Manager, Roswell, N. Mex. State Director, Portland, Oreg.

Chief, Division of Lands and Minerals, Program Management and Land Office, Portland, Oreg

Chief, Division of Resource Program Manage-

ment, Portland, Oreg.
District Manager, Lakeview, Oreg.
District Manager, Burns, Oreg.
District Manager, Vale, Oreg. District Manager, Prineville, Oreg. District Manager, Baker, Oreg District Manager, Coos Bay, Oreg.

District Manager, Salem, Oreg.

District Manager, Eugene, Oreg. District Manager, Roseburg, Oreg. District Manager, Medford, Oreg.

District Manager (GS-12 and above), Spokane, Wash.

State Director, Salt Lake City, Utah.
Chief, Division of Lands and Minerals, Program Management and Land Office, Salt Lake City, Utah.

Chief, Division of Resource Program Management, Salt Lake City, Utah. District Manager, Salt Lake City, Utah.

Hearing Examiners (4), Salt Lake City, Utah. District Manager, Fillmore, Utah.

District Manager (GS-12 and above); Cedar City, Utah.

District Manager, Richfield, Utah.

District Manager, Monticello, Utah. District Manager, Price, Utah

District Manager, Vernal, Utah. District Manager, Kanab, Utah.

State Director, Cheyenne, Wyo. Chief, Division of Lands and Minerals, Program Management and Land Office, Cheyenne, Wyo.

Chief, Division of Resource Program Management, Cheyenne, Wyo.

District Manager, Worland, Wyo.

District Manager (GS-12 and above), Lander, Wyo.

District Manager, Rawlins, Wyo.

District Manager, Rock Springs, Wyo.

District Manager (GS-12 and above), Pinedale, Wvo.

District Manager, Casper, Wyo.

BUREAU OF MINES

Deputy Director, Washington, D.C. Associate Director—Health and Safety, Washington, D.C.

Assistant Director-Administration, Washington, D.C.

Assistant Director-Metal and Nonmetal Mine Safety, Washington, D.C.

Assistant Director-Mineral Industry Health, Washington, D.C.
Assistant Director—Coal Mine Safety, Wash-

ington, D.C. Assistant Director—Hellum, Washington,

D.C.

Assistant Director—Mineral Resource Evalu-ation, Washington, D.C. Assistant Director, Minerals Research, Wash-

ington, D.C. Assistant Director-Planning, Washington,

D.C. General Manager-Helium Operations, Wash-

ington, D.C. Chief, Division of Procurement and Property

Management, Washington, D.C. Chief, Eastern Administrative Office, Pittsburgh, Pa.

Research Director, Safety Research Center,

Pittsburgh, Pa.

District Manager, Health and Safety District
A, Pittsburgh, Pa.

District Manager, Health and Safety District B, Mount Hope, W. Va.

District Manager, Health and Safety Dis-trict C, Norton, Va.

District Manager, Health and Safety Dis-trict D, Vincennes, Ind.

Chief, Western Administrative Office, Denver,

Colo. District Manager, Health and Safety District

NATIONAL PARK SERVICE

Deputy Director, Washington, D.C. Associate Directors (2), Washington, D.C. Deputy Associate Director, Washington, D.C. Assistant Directors (7), Washington, D.C. Deputy Assistant Directors (5), Washington,

Chief, Division of Property Management and General Services, Washington, D.C. Chief, Office of Concessions Management, Washington, D.C. Chief, Division of Land Acquisition, Wash-

ington, D.C. Chief, Division of Water Resources, Washing-

ton, D.C.

All Regional Directors (6).
District Director, Northwest District,
Associate Regional Directors (2).
All Assistant Regional Directors (13).

Regional Chiefs, Division of Property Management and General Services.

Supervisory Archeologist, Southwest Archeological Center.

Supervisory Archeologist, Southeast Archeo-

logical Center.
Chiefs, Office of Land Acquisitions,
Chiefs, Office of Water Resources.
Chiefs, Offices of Design and Construction

Chiefs, Division of Contract Administration and Construction (3). All Realty Officers (15).

All Conservation Center Directors (3) (GS-12 and above).

All Superintendents and General Superintendents of Park Areas (166) (GS-11 and above)

All Administrative Officers (11).

BUREAU OF OUTDOOR RECREATION

Associate Director, Washington, D.C. All Assistant Directors (5), Washington, D.C. All Regional Directors (6).

All Assistant Regional Directors (12),

Chief, Division of Program Development and Management Operations.

Chief, Division of Land and Water Conservation Fund (State).

BUREAU OF RECLAMATION

Assistant Commissioner (Power and General Engineering), Washington, D.C. Assistant Commissioner (Planning and Irrigation), Washington, D.C.

Commissioner, Administration. Assistant

Washington, D.C.
Assistant to the Commissioner—Research,
Washington, D.C.

Chief, Division of General Services, Washington, D.C.

Chief, Property and Services Branch, Washington, D.C

Chief, Audit and Financial Review, Washington, D.C.

sistant Chief, Division of Engineering, Assistant Chief, Chief, Construction Activities Branch, Wash-

ington, D.C. Chief, Research, Scientific, and Technical Co-

ordination Branch, Washington, D.C. Chief, Division of Power, Washington, D.C.

Assistant Chief, Division of Power, Washington, D.C.

Chief, Marketing and Sales Branch, Washington, D.C.

Chief, Power Systems Branch, Washington, D.C. Chief, Division of Procurement and Property.

Washington, D.C. Assistant Chief, Division of Procurement and

Property, Washington, D.C. Chief, Division of Project Development, Washington, D.C.

Assistant Chief, Division of Project Development, Washington, D.C.

Chief, Division of Water and Land Operations, Washington, D.C.

Assistant Chief, Division of Water and Land Operations, Washington, D.C.

Chief, Irrigation Branch, Washington, D.C. Chief, Lands and Recreation Branch, Washington, D.C.

Compliance and Settlement Officer, Washing-

ton, D.C.
Realty Officer, Washington, D.C.
Chief, Contracts and Repayment Branch,
Washington, D.C.

Contract and Repayment Specialists (2), Washington, D.C. Chief Engineer-Office of Chief Engineer,

Denver, Colo. Chief Designing Engineer, Denver, Colo.

Chief Research Scientist, Denver, Colo. Supervisory General Physical Scientists (4). Denver, Colo.

General Physical Scientists (2), Denver, Colo. General Engineers (5), Denver, Colo. Supervisory General Engineers (17), Denver, Colo.

Supervisory Civil Engineers (24), Denver. Supervisory Electrical Engineers (12), Den-

ver, Colo, Supervisory Mechanical Engineers (9), Den-

ver, Colo. Supervisory Structural Engineers (4), Denver,

Colo. Electrical Engineer, Denver, Colo. Civil Engineers (7), Denver, Colo. Procurement Officer, Denver, Colo.

Administrative Assistant, Denver, Colo. Supervisory Hydraulic Engineer, Denver, Colo. Supervisory Soil Scientist, Denver, Colo.

Research Meteorologists (3), Denver, Colo. Meteorologist, Denver, Colo.

Supervisory Appraiser, Denver, Colo. Supervisory Geologists (2), Denver, Colo. Supervisory Regional Economist, Denver,

Administrative Officer, Denver, Colo. Research Physical Scientist, Denver, Colo. Business Manager, Denver, Colo.

Office Services Manager, Denver, Colo. Regional Director—Region I, Boise, Idaho. Assistant Regional Director, Boise, Idaho. Assistant to the Regional Director-Administration, Boise, Idaho.

Regional Engineer, Boise, Idaho. Chief, Construction Branch, Boise, Idaho.

Chief, Design Branch, Boise, Idaho. Supervisor of Irrigation, Boise, Idaho, Chief, Repayment and Statistics Branch,

Bolse, Idaho

Supervisor of Power, Bolse, Idaho. Chief. Resources and Contracts Branch, Bolse, Idaho.

Project Development Engineer, Bolse, Idaho.
Amerinte Chief, Division of Project Development, Bolse, Idaho.

Engineering and Surveys Branch, Boise, Idaho.

Calef, Economic Resources Branch, Boise, Idaho.

Procurement and Property Officer, Bolse, Project Manager, Columbia Basin Project,

Ephrata, Wash. Assistant Project Manager, Ephrata, Wash. Chief, Engineering and Construction Division, Ephrata, Wash.

Chief, Construction Field Branch, Ephrata, Wash

Chief, Irrigation and Land Division, Ephrata, Wash

Chief, Power Field Division, Ephrata, Wash. Chief, Maintenance Branch, Ephrata, Wash. Assistant to the Project Manager, Adminis-

tration, Ephrata, Wash. Center Director, Columbia Basin Job Corps Construction Center (GS-12 and above), Larson AFB, Wash.

Project Superintendent, Central Snake Project Office, Boise, Idaho.

Project Superintendent, Minidoka Project

Office, Burley, Idaho. Project Superintendent, Yakima Project Office, Yakima, Wash.

Project Superintendent, Hungry Horse Proj-

ect Office, Hungry Horse, Mont

Project Construction Engineer, Chief Joseph Dam Project, Oroville, Wash. Center Director, Marsing Job Corps Construc-tion Center, Marsing, Idaho.

Area Engineer, Upper Columbia Development

Office, Spokane, Wash. Area Engineer, Lower Columbia Development

Office, Salem, Wash. Area Engineer, Snake River Development Office, Boise, Idaho.

Columbia-North Pacific Planning Officers

(2), Portland, Oreg. Project Construction Engineer, Coulee Dam,

Field Engineer, Coulee Dam, Wash. Office Engineer, Coulee Dam, Wash.

Regional Director-Region 2, Sacramento, Caltr

Assistant Regional Directors (2), Sacramento, Calif.

Assistant to Regional Director-Administra-

tive Management, Sacramento, Calif. Civil Engineer (Loan Engineer), Sacramento,

Regional Supervisor of Irrigation, Sacramento, Calif.

Regional Supervisor of Power, Sacramento,

Chief, Marketing and Sales Branch, Sacramento, Calif.

Regional Engineer, Sacramento, Calif. Regional Project Development Engineer,

Sacramento, Calif. Regional Procurement and Property Officer,

Sacramento, Calif.
Regional Real Estate Officer, Sacramento, Calif.

Supervisory Appraiser, Sacramento, Calif. Mineral Appraiser, Sacramento, Calif. Chief, Folsom Field Division, Folsom, Calif. Chief, Fresno Field Division, Fresno, Calif. Chief, Tracy Field Division, Tracy, Calif. Chief, Shasta Field Division, Redding, Calif. Project Construction Engineer, Callf

Office Engineer, Willows, Calif.

Project Construction Engineer, San Lula Unit, Los Banos, Calif.

Office Engineer, Los Banos, Calif.

Assistant Project Construction Engineer, Los Banos, Calif.

Administrative Officer, Los Bancs, Calif. Project Construction Engineer, Fresno CVP Construction Office, Presno, Calif. Office Engineer, Fresno, Calif.

Project Manager, Klamath Project, Klamath

Falls, Oreg. Project Construction Engineer, Auburn-Folsom South Unit, Auburn, Calif.

Office Engineer, Auburn Calif, Chief, Right of Way Division, Auburn, Calif. Administrative Officer, Auburn, Calif.

Project Manager, Lahontan Basin Project, Carson City, Nev.

Project Construction Engineer, Carson City. Nev. Regional Director-Region 3, Boulder City.

Assistant Regional Director-Post of Duty,

Phoenix, Ariz. Assistant to Regional Director, Administra-

tive Management, Boulder City, Nev. Regional Engineer, Boulder City, Nev.

Regional Supervisor of Power, Boulder City, Regional Supervisor of Water and Land Oper-

ations, Boulder City, Nev. Regional Procurement and Property Officer, Boulder City, Nev.

Chief, Marketing and Sales Branch, Boulder

City, Nev. Chief, Construction Branch, Boulder City,

Nev. Chief, Procurement Branch (GS-12 and

above), Boulder City, Nev. hief, Economics and Repayment Branch, Chief. Boulder City, Nev. Chief, Land Management Branch, Boulder

City, Nev.

Regional Project Development Engineer, Boulder City, Nev. Chief, Land Acquisition Branch, Boulder

City, Nev. Chief, Engineering Branch, Boulder City,

Nev. Project Manager, Boulder City, Nev

Construction Engineer, Boulder City, Nev. Project Manager, Parker-Davis Project, Phoenix, Ariz.

Assistant Project Manager, Phoenix, Ariz. Area Engineer, Phoenix, Ariz

Project Manager, Yuma Projects Office, Yuma, Ariz.

Assistant to Project Manager, Yuma, Ariz. Chief, Engineering Division, Yuma, Ariz. Area Engineer, San Bernardino, Calif.

Pacific-Southwest Planning Officer, San Bernardino, Calif.

Planning Engineer, Dixle Project Office, St. George, Utah. Construction Engineer, South Nevada Water

Project Office, Henderson, Nev.

Project Engineer, Lower Colorado River Project Office, Blythe, Calif. Regional Director-Region 4, Salt Lake City,

Utah. Assistant Regional Director, Salt Lake City, Utah.

Assistant to Regional Director, Administrative Management, Salt Lake City, Utah. Regional Engineer, Salt Lake City, Utah.

Regional Supervisor of Water and Land Operations, Salt Lake City, Utah.

Regional Project Development Engineer, Salt Lake City, Utah. Regional Supervisor of Power, Salt Lake City,

Utah. Regional Finance Officer, Salt Lake City,

Utah. Regional Property and Services Officer, Salt Lake City, Utah.

Project Manager, Central Utah Projects Office, Provo, Utah.

Assistant Project Manager, Provo, Utah. Project Power Manager, CRSP Power Opera-tion Office, Montrose, Colo.

Administrative Officer, Montrose, Colo Project Construction Engineer, Curecanti Unit, Montrose, Colo.

Chief, Flaming Gorge Field Division, Dutch John, Utah,

Chief, Glen Canyon Field Division, Page,

Project Manager, Durango, Colo.

Project Manager, Grand Junction, Colo.

Area Engineer, Logan, Utah. Project Construction Engineer, Riffe, Colo Project Manager, Upper Green River Project (GS-12 and above), Rock Springs, Colo. Center Director, Colibran JCCC (GS-12 and

above), Collbran, Colo. Center Director, Weber Basin JCC Center, Ogden, Utah.

Regional Director-Region 5, Amarillo, Tex. Assistant Regional Director, Amarillo, Tex. Assistant to Regional Director—Administra-

tive Management, Amarillo, Tex. Regional Enginees, Amarillo, Tex.

Regional Supervisor of Power, Amarilo, Tex. Regional Project Development Engineer, Amarilo Tex.

Regional Supervisor of Water and Land Op-erations, Amarillo, Tex. Regional Finance Officer, Amarillo, Tex.

Regional Procurement and Property Officer,

Amarillo, Tex.

Project Superintendent, Middle Rio Grande
Project, Albuquerque, N. Mex.

Project Supervisor, Rio Grande Project, El Paso, Tex.

Project Construction Engineer, Canadian River Project, Amarillo, Tex. Project Construction Engineer, San Juan-Chama Project, Santa Fe, N. Mex.

Project Construction Engineer, Navajo Indian

Irrigation Project, Farmington, N. Mex. Area Engineer, Albuquerque, N. Mex. Chief, Pecoa River Water Salvage (GS-12 and

above), Carlsbad, N. Mex. Area Engineer, Oklahoma City, Okla.

Area Engineer, Austin, Tex. Center Director, Arbuckel JCCC (GS-12 and

Center Director, Aroucket above), Sulphur, Okla. Regional Director—Region 6, Billings, Mont. Assistant Regional Director, Billings, Mont. Regional Engineer, Billings, Mont.

Regional Supervisor of Water and Land Operations, Billings, Mont. Regional Supervisor of Power, Billings, Mont.

Regional Project Development Engineer, Billings, Mont.

Regional Property Officer, Billings, Mont. Chief, Right of Way Branch, Billings, Mont. Assistant to Regional Director, Administra-

tive Management, Billings, Mont.
Project Manager, Missouri-Souris Project, Bismarck, N. Dak.

Assistant Project Manager, Bismarck, N. Dak. Chief, Administrative Services Division, Bismarck, N. Dak.

Project Manager, Missouri-Oahe Project. Huron, S. Dak.

Administrative Officer, Huron, S. Dak Project Manager, Upper Missouri Project, Great Falls, Mont. Construction Engineer, Conrad, Mont.

Project Manager, Riverton Project, Riverton, Wyo.

Power Systems Operations Officer, Watertown, S. Dak.

Regional Director—Region 7, Denver, Colo. Assistant to Regional Director (2), Denver,

Regional Engineer, Denver, Colo.

Chief, Construction Coordination and Estimates Branch, Denver, Colo.

Regional Projects Development Engineer, Denver, Colo.

Regional Supervisor of Water and Land Operations, Denver, Colo.

Chief, Land Acquisition Branch, Denver, Colo. Chief, Repayments Branch, Denver, Colo. Regional Supervisor of Power, Denver, Colo. Chief, Power Contracts Branch, Denver, Colo. Regional Procurement and Property Officer, Denver, Colo.

Regional Finance Officer, Denver, Colo. MRB Planning Officer, Omaha, Nebr.

Assistant MRB Planning Officer, Omaha, Nebr. Wyoming Reclamation Representative,

Cheyenne, Wyo.
Project Manager.
Project, Pueblo, Colo. Fryingpan-Arkansas

Administrative Officer, Pueblo, Colo.

Chief, Construction Field Division, Glenwood Springs, Colo.

Project Manager, South Platte River Project, Loveland, Colo.

Project Manager, North Platte River Project, Casper, Wyo.

Administrative Officer, Casper, Wyo.

Construction Engineer, Glen Elder Construction Office, Beloit, Kans.

Project Manager, Kansas River Project, Mc-Cook, Nebr.

Assistant Project Manager, McCook, Nebr. Construction Engineer, NP River Project, Casper, Wyo.

Area Engineer, Niobrara Lower Platte Devel-opment Office, Grand Island, Nebr.

Supervisory Civil Engineers, Tao Vaco Project (3), Puerto Rico.

### OFFICE OF TERRITORIES

Director, Washington, D.C.

Assistant Director, Pacific Affairs, Washington, D.C.

Assistant Director, Virgin Islands and Legislative Affairs, Washington, D.C.

Chief, Division of Programing and Financial Management, Washington, D.C.

Governor of the Virgin Islands, St. Thomas, V.I.

Government Secretary of the Virgin Islands, St. Thomas, V.I.

Government Comptreller for Virgin Islands, St. Thomas, V.I.

Governor of American Samoa, Pago Pago, American Samoa

Secretary of American Samoa, Pago Pago, American Samoa

Attorney General for American Samoa, Pago Pago, American Samoa.

Special Assistant to the Governor, Pago Pago, American Samoa.

Director for Programs and Management, Pago Pago, American Samoa, Director of Public Works, Pago Pago, Amer-

Ican Samoa.

Director of Administrative Services, Pago Pago, American Samoa

Chief Justice for American Samoa, Pago Pago, American Samoa. Associate Justice for American Samos, Pago

Pago, American Samoa High Commissioner of the Trust Territory,

Salpan, Mariana Islands. Deputy High Commissioner, Salpan, Mariana

Islands. Commissioner for Administration, Salpan,

Mariana Islands.

Chief Engineer, Saipan, Mariana Islands. Director of Property and Supply, Salpan, Mariana Islands.

Director of Transportation, Saipan, Mariana Islands.

Commissioner for Resources Development, Saipan, Mariana Islands.

Commissioner, Health Services, Salpan, Mariana Islands

Comissioner for Public Affairs, Saipan, Mariana Islands.

Chief Justice of the Trust Territory, Saipan, Mariana Islands.

Associate Justices of the Trust Territory (2), Salpan, Mariana Islands.

Attorney General, Saipan, Mariana Islands.

Deputy Attorney General, Salpan, Mariana Islands.

Director, Community Development, Saipan, Mariana Islands.

District Administrators (6), Saipan, Mariana Islands. Director of Economic Development, Salpan,

Mariana Islands. Commissioner for Education, Saipan, Mari-

ana Islands. Governor of Guam, Agana, Guam.

Secretary of Guam, Agana, Guam. Government Comptroller for Guam, Agana,

Guam

BONNEVILLE POWER ADMINISTRATION

Deputy Administrator, Portland, Oreg. Assistants to the Administrator (2), Portland,

Assistant Administrator for Operations and Maintenance, Portland, Oreg. Assistant Administrator, Portland, Oreg.

General Engineer, Portland, Oreg Special Assistant to the Administrator, Portland, Oreg

Executive Assistant to the Administrator,

Portland, Oreg. Assistant to the Administrator (Planning),

Portland, Oreg Chief, Branch of Personnel Management,

Portland, Oreg Assistant Administrator for Engineering, Portland, Oreg

Engineering Manager, Portland, Oreg. Consulting Engineer, Portland, Oreg. Electrical Engineer (General), Portland, Oreg.

Assistant to Chief Engineer, Portland, Oreg. Assistant to Chief Engineer (Program Management), Portland, Oreg.

Assistant Chief, Branch of Power System

Control, Portland, Oreg. Assistant to Chief Engineer (Construction Program Coordination), Portland, Oreg. Electrical Engineers (Power Systems)

Portland, Oreg. General Engineers (5), Portland, Oreg. Supervisory Electrical Engineer, Portland,

OTEG. Electrical Engineers (3), Portland, Oreg. Civil Engineer, Portland, Oreg.

Chief of Construction, Portland, Oreg. Assistant Chief of Construction, Portland,

Oreg. Head, Line Construction Section, Portland,

Oreg. Head, Substation Construction Section, Portland, Oreg.

Plant Services Manager, Portland, Oreg. Supervisory General Engineer, Portland, Oreg.

Realty Officer, Portland, Oreg. Assistant Administrator for Administrative management, Portland, Oreg.

Assistant Director for Administrative Management, Portland, Oreg.

Chief, Branch of Finance and Accounts, Portland, Oreg. Head, Disbursing Audit Section, Portland,

Disbursing and Claims Specialist, Portland,

Oreg Chief, Branch of Supply, Portland, Oreg.

Assistant Chief, Branch of Supply, Portland, Oreg.

Head, Supply Control, Portland, Oreg. Head, Procurement Section, Portland, Oreg. Head, Special Engineering Unit, Portland,

Oreg Head, Inspection Section, Portland, Oreg Head, Pacific Coast Inspection, Portland,

Oreg. Head, Pittsburgh Inspection Office, Pittsburgh, Pa.

Head, Schenectady Inspection Office, Schenectady, N.Y.

Assistant Administrator for Power Management, Portland, Oreg.

Special Assistant to Power Manager, Portland Oreg.

Assistant Power Manager, Portland, Oreg. Chief, Branch of Power Resources, Portland, Oreg.

Branch of Customer Services, Portland, Oreg

Chief, Branch of Power Marketing, Portland, Oreg.

Chief of Maintenance, Portland Oreg Chief, Branch of Power Operations, Portland, Oreg

Area Manager, Portland, Oreg. Area Manager, Seattle, Wash. Area Manager, Spokane, Wash.

Area Manager, Walla Walla, Wash. Area Manager, Idaho Falls, Idaho.

Head, Bid and Awards Unit GS-12 and above. Portland, Oreg.

Head, Purchasing Unit GS-12 and above, Portland, Oreg.

ALASKA POWER ADMINISTRATION

Administrator, Juneau, Alaska.

SOUTHEASTERN POWER ADMINISTRATION Administrator, Elberton, Ga.

SOUTHWESTERN POWER ADMINISTRATION

Administrator, Tulsa, Okla. Deputy Administrator, Tulsa, Okia.

Assistant Administrator for Power, Tulsa, Okla.

Deputy Assistant Administrator for Marketing, Construction and Maintenance, Tulsa, Okla

Deputy Assistant Administrator for Engineering and Operations, Tulsa, Okla.

Chief, Branch of Power Sales and Customer Service, Tulsa, Okla.

Chief, Branch of Construction and Maintenance, Tulsa, Okla.

Assistant Chiefs, Branch of Construction and Maintenance (2), Tulsa, Okla. Assistant Administrator for Administrative

Operations, Tulsa, Okla. Deputy Assistant Administrator for Admin-

istrative Services, Tulsa, Okla Chief, Branch of Supply, Tuisa, Okla. Chief, Management Office, Tuisa, Okla Public Utilities Specialists (2), Tulsa, Okla. Chief, Branch of Power Operations, Tulsa,

[F.R. Doc. 69-12066; Filed. Oct. 8, 1969; 8:46 n.m.]

Okla.

## Title 50-WILDLIFE AND

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

SUBCHAPTER B-HUNTING AND POSSESSION OF WILDLIFE

### PART 10-MIGRATORY BIRDS

Open Seasons, Bag Limits, and Possession of Certain Migratory Game Birds

F.R. Doc. 69-10471 appearing at page 14028 in the issue of Thursday, September 4, 1969, is further amended as follows:

3. In § 10.53, paragraph (h), footnote 3 is amended to read:

Geese: Except that in all States in the Flyway, the daily bag limit may not include more than 3 geese of the dark species; and

the daily bag and possession limit may not

exceed more than I Ross' goose.

Except in the States of Arizona and Utah; in Clark County, Nevada; the Idaho counties of Bear Lake, Boonerville, Caribou, Clark, Premont, Jefferson, Madison, Teton, Bingham, Power, Bannock, Oneida, and Frankin; and in those portions of the States of Montana, Wyoming, Colorado, and New Mexico, placed in the Pacific Flyway, the daily bag and possession limit shall not include more than 2 Canada geese.

Except in the States of Washington and Idaho, the daily bag limit is 3 geese and the

possession limit is 6.

No open season is prescribed for the taking of anow, blue, and Ross' geese in the Idaho counties of Clark, Madison, Fremont, and Teton; nor the Montana counties of Beaverhead, Gallatin, and Madison.

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(40 Stat. 755; 16 U.S.C. 703 et seq.)

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Effective date: Notice and public procedure thereon having been found to be impracticable, these amendments shall become effective upon publication in the PEDERAL REGISTER.

John S. Gottschalk, Director, Bureau of Sport Fisheries and Wildlife.

OCTOBER 3, 1969.

[F.R. Doc. 69-12063; Filed, Oct. 8, 1969; 8:46 a.m.]

### PART 12—AREAS CLOSED TO HUNTING

### Mason Neck National Wildlife Refuge, Va.

The purpose of this designation is to increase the effectiveness of the refuge for the purposes for which it was established by the United States of America.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the formulation of the proposed rules. However, it is hereby found that the provision which allows interested persons 30 days to submit their views, data, or arguments in writing is impracticable because of the urgent need for the protection of the southern bald eagle, which is an endangered species, and allowance of such a period of time is contrary to the public interest.

The text of the proposed designation is as follows:

This action is taken by virtue of and pursuant to section 3 of the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755), as amended by the Act of June 20, 1938 (49 Stat. 1555), and by virtue of the Reorganization Plan II (53 Stat. 1431) and in accordance with section 4(a) of the Administrative Procedure Act of June 11, 1946 (60 Stat. 238).

Having due regard to the zones of temperature and to the distribution, abundance, economic value, breeding habits, and times and lines of migratory flight of migratory birds included in the terms of the Convention between the United States and Great Britain for the protection of migratory birds, concluded August 16, 1916, and the Convention between the United States and the United Mexican States for the protection of migratory birds.

gratory birds and game mammals, concluded February 7, 1936, I hereby designate as a closed area in or on which pursuing, hunting, taking, capturing, or killing of migratory birds, or attempting to take, capture or kill migratory birds is not permitted, an area of water in Fairfax County, Va., adjacent to the boundary of the Mason Neck National Wildlife Refuge, described by metes and bounds as follows:

Beginning at a point in the ordinary low water mark of the right bank of the Potomac River, on the peninsula known as Mason Neck, at the point where the Virginia-Maryland State line intersects the said ordinary low water line at Sycamore Point; then in a northeasterly and easterly direction, with the ordinary low water mark of the right bank of the Potomac River and of all tributary creeks, guts and inlets along the shoreline, approximately 3 miles to Hallowing Point, in the Virginia-Maryland State line; thence in a southwesterly direction, with the said State line, approximately 11,600 feet to the point of beginning, it being the intent to include in this description all public waters lying to the landward or northern side of the Virginia-Maryland State line as it passes from Hallowing Point to Sycamore Point. This designation of closed area to be effective as of the date of publication in the FEDERAL REGISTER.

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

[F.R. Doc. 69-12046; Filed, Oct. 8, 1969; 8:45 a.m.]

SUBCHAPTER C—THE NATIONAL WILDLIFE REFUGE SYSTEM

### PART 28—PUBLIC ACCESS, USE, AND RECREATION

### Salt Plains National Wildlife Refuge, Okla.

The following special regulation is issued and is effective on date of publication in the Federal Register.

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

### OKLAHOMA

SALT PLAINS NATIONAL WILDLIFE REFUGE

Retrieving zones of approximately 100 yards in width are established immediately inside the exterior refuge boundary at certain locations as designated by signs. These retrieving zones are delineated on maps available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. A hunter may enter these retrieving zones to retrieve dead or crippled waterfowl which he has legally killed or crippled by hunting outside the refuge boundary but which have fallen inside the exterior boundary of the refuge and within the designated retrieving zones. The use of dogs and the possession of firearms or weapons inside the exterior boundary of the refuge and in the

authorized retrieving zones is prohibited.

The provisions of this special regulation supplement the regulations which govern public access, use, and recreation on wildlife areas generally which are set forth in Title 50, Code of Federal Regulations, Part 28, and are effective through January 4, 1970.

WILLIAM T. KRUMMES, Regional Director.

OCTOBER 2, 1969.

[F.R. Doc. 69-12081; Filed, Oct. 8, 1969; 8:47 a.m.]

### PART 32-HUNTING

### Seedskadee National Wildlife Refuge, Wyo.

The following special regulation is issued and is effective on date of publication in the Federal Register.

§ 32,22 Special regulations; upland game; for individual wildlife refuge areas.

### WYOMING

### SEEDSKADEE NATIONAL WILDLIFE REFUGE

Public hunting of cottontail rabbits on the Seedskadee National Wildlife Refuge, Wyo., is permitted from August 30, 1969, to March 31, 1970, inclusive. All of the refuge area, comprising 12,370 acres, and so designated by signs, is open to hunting. Maps of the area are available at the Refuge Office, Room 118, Courthouse, Green River, Wyo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State regulations governing the hunting of cottontail rabbits.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife réfuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through March 31, 1979.

Merle O. Bennett, Refuge Manager.

SEPTEMBER 29, 1969.

[P.R. Doc. 69-12065; Filed, Oct. 8, 1969; 8:46 a.m.]

### PART 32-HUNTING

### Seedskadee National Wildlife Refuge, Wyo.

The following special regulation is issued and is effective on date of publication in the Federal Register.

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

### WYOMING

### SEEDSKADEE NATIONAL WILDLIFE REFUGE

Public hunting of mule deer on the Seedskadee National Wildlife Refuge, Wyo. is permitted as follows: West of the Green River from October 15, through November 15, 1969, inclusive; east of the Green River from November 12, through November 20, 1969, inclusive. All of the

refuge area, comprising 12,370 acres, and so designated by signs, is open to hunting. Maps of the area are available at the Refuge Office, Room 118, Courthouse, Green River, Wyo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State regulations governing the hunting of mule deer.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 20. 1969

> MERLE O. BENNETT, Rejuge Manager.

SEPTEMBER 29, 1969.

[F.R. Doc. 69-12064; Filed, Oct. 8, 1969; 8:46 a.m.)

### PART 33-SPORT FISHING

Crescent Lake National Wildlife Refuge and North Platte National Wildlife Refuge, Nebr.

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

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge

#### NEBRASKA

CRESCENT LAKE NATIONAL WILDLIFE REFUGE

Sport fishing on the Crescent Lake National Wildlife Refuge, Nebr., is permitted on Crane and Island Lakes only on the areas designated by signs as open to fishing. These open areas comprising about 1,040 acres, are delineated on maps available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111. Sport Fishing shall be in accordance with all applicable State regulations subject to the following special conditions:

- (1) The open season for sport fishing on the refuge extends from January 1, through September 30, 1970, inclusive.
- (2) Boats propelled with poles, oars or paddles only may be used for fishing.
- (3) No person shall use minnows, fish, or parts thereof, for bait, nor have in possession any minnows or seine or net for capturing minnows.
- (4) Overnight camping is not permitted.

The provisions of this special regula-tion supplement the regulations which govern fishing on wildlife refuge areas

generally which are set forth in Title 50. Part 33, and are effective through September 30, 1970.

NORTH PLATTE NATIONAL WILDLIFE REPUCE

Sport fishing on the North Platte National Wildlife Refuge, Nebr., is per-mitted only on the areas designated by signs as open to fishing. This open area, comprising 3,300 acres, is delineated on maps available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling. Twin Cities, Minn. 55111, Sport fishing shall be in accordance with all applicable State regulations subject to the following special conditions.

(1) The open season for sport fishing on the refuge extends from January 15, through September 30, 1970, inclusive.

(2) Boats, motorboats, and other float-

ing craft may be used.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Part 33, and are effective through September 30, 1970.

> DON R. PERKUCHIN, Refuge Manager.

OCTOBER 3, 1969.

[F.R. Doc. 69-12080; Filed, Oct. 8, 1969; 8:47 a.m.]

## Proposed Rule Making

### DEPARTMENT OF LABOR

Bureau of Labor Standards

[ 29 CFR Part 1500 ]

OCCUPATIONS IN AGRICULTURE PAR-TICULARLY HAZARDOUS FOR THE EMPLOYMENT OF CHILDREN BE-LOW THE AGE OF 16

### Notice of Proposed Rule Making

Pursuant to section 13(c) of the Fair Labor Standards Act of 1938 (52 Stat. 1067, as amended; 29 U.S.C. 213) and Reorganization Plan No. 2 of 1946 (3 CFR, 1943-48 Comp., p. 1064), and in accordance with 29 CFR Part 1500, Subpart D. I hereby propose to revise subpart E-1 of 29 CFR Part 1500 to read as set forth

Interested persons may make oral presentations of data, views, and arguments pertinent to this proposal to Hearing Examiner E. West Parkinson or John B. Mealy on November 18, 1969, commencing at 10 a.m., in Conference Rooms 102 C and D of the U.S. Department of Labor building at 14th Street and Constitution Avenue, Washington, D.C. Interested persons may also submit written data, views, and arguments pertinent to this proposal by filing them with the Director of the Bureau of Labor Standards, Wage and Labor Standards Administration, Room 401, Railway Labor Building, 400 First Street NW., Washington, D.C. 20210, not later than November 13, 1969.

Any person desiring to participate in the oral proceedings is requested to file a notice of intention to do so with the Director of the Bureau of Labor Standards, not later than November 13, 1969. The notice should state the name and address of the person who is to appear, specify his interest in this proposal, and indicate approximately the amount of time his presentation will require.

The oral proceedings shall be reported, and transcripts shall be made available to interested persons on such terms as the hearing examiner may provide. The hearing examiner shall regulate the course of the proceedings in accordance with the procedure prescribed in 29 CFR 1500.45, and shall have the powers conferred by that section. Following the close of the record of the proceeding, the hearing examiner shall certify the record to the Secretary of Labor in accordance with 29 CFR 1500.46.

Subpart E-1 of 29 CFR Part 1500 would be revised to read as follows:

Subpart E-1-Occupations in Agriculture Particularly Hazardous for the Employment of Children Below the Age of 16

1500.70 Purpose and scope.

1500.71 Definitions. 1500.72 Findings and declarations of fact,

1500.73 Exclusions,

AUTHORITY: The provisions of this Subpart E-1 issued under secs. 12, 13, 18, 52 Stat. 1067, 1069, as amended; 29 U.S.C. 212,

### § 1500.70 Purpose and scope.

(a) Purpose. Section 13(c)(2) of the Fair Labor Standards Act of 1938, as amended (29 U.S.C. 213(c)(2)) states that the "provisions of section 12 (of the Act1 relating to child labor shall apply to an employee below the age of 16 employed in agriculture in an occupation that the Secretary of Labor finds and declares to be particularly hazardous for the employment of children below the age of 16, except where such employee is employed by his parent or by a person standing in the place of his parent on a farm owned or operated by such parent or person." The purpose of this subpart is to give effect to this provision.

(b) Exception. This subpart shall not apply to the employment of a child below the age of 16 by his parent or by a person standing in the place of his parent on a farm owned or operated by such

parent or person.

(c) Higher standards. Nothing in this subpart shall justify or excuse noncompliance with any Federal or State law, regulation, or municipal ordinance establishing a standard higher then a standard established by this subpart. If more than one standard in this subpart apply to a single activity, the highest standard shall be applicable.

### § 1500.71 Definitions.

As used in this subpart, the terms "agriculture" and "employer" have the meanings given to the terms by section 3 of the Fair Labor Standards Act of 1938, as amended (29 U.S.C. 203).

### § 1500.72 Findings and declarations of fact.

Except as otherwise provided in § 1500.73, the following occupations in agriculture are particularly hazardous for the employment of children below the age of 16:

(a) Operating a tractor of over 20 PTO horsepower, or connecting or disconnecting an implement or any of its parts to or from such a tractor.

(b) Operating or assisting to operate (including starting, stopping, adjusting, feeding or any other activity involving physical contact associated with the operation) any of the following machines:

(1) Cornpicker, cotton picker, grain combine, hay mower, forage harvester (rotary or flail-type), hay baler, potato digger, or pea viner;

(2) Feed grinder, crop dryer, forage blower, auger conveyor, or the unloading mechanism of a nongravity-type selfunloading wagon or trailer; or

(3) Power post-hole digger, power post driver, or nonwalking type rotary tiller.

(c) Operating or assisting to operate (including starting, stopping, adjusting, feeding, or any other activity involving physical contact associated with the operation) any of the following machines:

(1) Trencher or earthmoving equip-

ment:

(2) Fork lift:

(3) Potato combine: or

(4) Power-driven circular, band, or

(d) Working in a yard, pen, or stall occupied by a:

(1) Bull, boar, or stud horse maintained for breeding purposes; or

(2) Sow with suckling pigs, or cow with newborn calf (with umbilical cord present).

(e) Felling, bucking, skidding, loading, or unloading timber with butt diam-

eter of more than 6 inches.

(f) Working from a ladder or scaffold (painting or repairing building structures, pruning trees, picking fruit, etc.) at a height of over 20 feet.

(g) Driving a bus, truck, or automobile when transporting passengers, or riding on a tractor as a passenger or helper.

(h) All work:

(1) Inside any fruit, forage, or grain storage designed so as to retain an oxygen deficient or toxic atmosphere;

(2) Inside an upright silo within 2 weeks after silage has been added;

(3) Inside a silo when a top unloading device is in operating position;

(4) Inside a manure pit; or

(5) Operating a tractor for packing purposes on a horizontal silo.

(i) Work involving:

(1) Handling or applying any agricultural chemical classified under the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 135 et seq.) as:

(i) Category I of toxicity, the label of which chemical bears the word "danger" and the "skull and crossbones" poison symbol; or

(ii) Category II of toxicity, the label of which chemical bears the word "warning;"

(2) Decontaminating or cleaning equipment used in connection with any of the chemicals specified in subparagraph (1) of this paragraph;

(3) Disposing, returning, or handling empty containers used for any of the chemicals specified in subparagraph (1) of this paragraph:

(4) Serving as a flagman for an aircraft applying any of the chemicals specified in subparagraph (1) of this paragraph;

(5) Handling or using a blasting agent, including, but not limited to, dynamite, black powder, sensitized ammonium nitrate, blasting caps, and primer cord; or

(6) Transporting, transferring, applying anhydrous ammonia.

### § 1500.73 Exclusions.

(a) Student-Learners. The findings and declarations of fact in § 1500.72 shall not apply to the employment of any child as vocational agricultural studentlearner in any of the occupations described in paragraph (a), (b), (c), (d), (e), or (f) of § 1500.72 when all of the following requirements are met: (1) The student-learner is enrolled in a course of study and training in a cooperative vocational education training program in agriculture under a recognized State or local educational authority, or in a course of study in a substantially similar program conducted by a private school: (2) such student-learner is employed under a written agreement which provides: (i) that the work of the studentlearner in the occupation is necessarily incidental to his training; (ii) that such work shall be intermittent, for short periods of time, and under the direct and close supervision of a qualified and experienced person; (iii) that safety instructions shall be given by the school and correlated by the employer with onthe-job training; and (iv) that a schedule of organized and progressive work processes to be performed on the job have been prepared; (3) such written agreement contains the name of the student-learner, and is signed by the employer and by a person authorized to represent the educational authority or school; and (4) copies of each such agreement are kept on file by both the educational authority or school and by the employer.

(b) Federal Extension Service. The findings and declarations of fact in § 1500.72 shall not apply to the employment in any occupation referred to in subparagraph (1), (2), or (3) of this paragraph of a child who has been instructed by his employer on the safe and proper operation of the specific equipment he is to use, is continuously and closely supervised by the employer where feasible, or, where not feasible, in work such as cultivating, his safety is checked at least at midmorning, noon, and midafternoon, and who also satisfies whichever of the following requirements as

appropriate:

(1) If the child is employed in an occupation described in paragraph (a) of \$ 1500.72-

(i) He is a 4-H member;

(ii) He is 14 years of age, or older; (iii) He is familiar with the normal working hazards in the occuaptions;

(iv) He has completed a 10-hour training program which includes the following units from the manuals of the 4-H tractor program conducted by, or in accordance with the requirements of, The Cooperative Extension Service of a land grant college or university:

(a) First-Year Manual:

Unit 1-Learning How To Be Safe; Unit 4-The Instrument Panel:

Unit 5-Controls for Your Tractor; Unit 6-Daily Maintenance and Safety Check; and

Unit 7-Starting and Stopping Your Tractor;

(b) Second-Year Manual:

Unit 1-Tractor Safety on the Farm;
(c) Third-Year Manual:

Unit 1-Tractor Safety on the Highway; 3-Hitches, Power-Take-Off, and Hydraulic Controls:

(v) He has passed a written examination on tractor safety and has demonstrated his ability to operate a tractor safely with a two-wheeled trailed implement on one of the 4-H Tractor Opera-

tor's Contest Courses; and

(vi) His employer has on file with the child's records kept pursuant to Part 516 of this title a true copy of a certificate relating to the child, signed by the 4-H leader who conducted the training program and by a county agricultural agent of the Cooperative Extension Service of a land grant college or university. to the effect that the child has completed all the requirements specified in subdivisions (i) through (v) of this subpara-

(2) If the child is employed in an occupation described in paragraph (b)

of \$ 1500.72-

(i) He satisfies all the requirements specified in subdivisions (i) through (v) of subparagraph (1) of this paragraph;

(ii) He has completed an additional 10-hour training program on farm machinery safety, including 4-H Fourth-Year Manual, Unit 1, Safe Use of Farm Machinery:

(iii) He has passed a written and practical examination on safe machinery

operation; and

(iv) His employer has on file with the child's records kept pursuant to Part 516 of this title a true copy of a certificate relating to the child, signed by the 4-H leader who conducted the training program and by a county agricultural agent of the Cooperative Extension Service of a land grant college or university, to the effect that the child has completed all of the requirements specified in subdivisions (i) through (iii) of this subparagraph.

(3) If the child is employed in anoccupation described in paragraph (a)

or (b) of § 1500.72-

(i) He is 14 years of age, or older;

(ii) He has completed a 4-hour orientation course familiarizing him with the normal working hazards in the occupation:

(iii) He has completed a 20-hour training program on safe operation of tractors and farm machinery, which covers all material specified in subparagraphs (1)(iv) and (2)(ii) of this

paragraph.

(iv) He has passed a written examination on tractor and farm machinery safety, and has demonstrated his ability to operate a tractor with a two-wheeled trailed implement on a course like a 4-H Tractor Operator's Contest Course, and to operate farm machinery safely.

(v) His employer has on file with the child's records kept pursuant to Part 516 of this title a true copy of a certificate relating to the child, signed by the volunteer leader who conducted the training program and by a county agricultural agent of the Cooperative Extension Service of a land grant college or university. to the effect that all of the requirements of subdivisions (i) through (iv) of this subparagraph have been met.

(c) Vocational Agriculture Training. The findings and declarations of fact in § 1500.72 shall not apply to the employment in any occupation referred to in subparagraph (1) or (2) of this paragraph of any child who has been instructed by his employer on the safe and proper operation of the specific equipment he is to use, is continuously and closely supervised by his employer where feasible or, where not feasible, in work such as cultivating, his safety is checked at least at midmorning, noon, and midafternoon, and who also satisfies whichever of the following requirements are appropriate:

(1) If the child is employed in an occupation described in paragraph (a) of

\$ 1500 72-

(i) He is 14 years of age, or older; (ii) He is familiar with the normal working hazards in the occupation;

(iii) He has completed a 15-hour training program which includes the required units specified in the Vocational Agriculture Training Program in Safe Tractor Operation, outlined by the Office of Education, U.S. Department of Health, Education, and Welfare. The training program is outlined in Special Paper No. 8. April 1969, prepared at Michigan State University, East Lansing, Mich., for the Office of Education. Copies may be obtained from the Office of Education, U.S. Department of Health, Education, and Welfare, Washington, D.C. 20202.

(iv) He has passed both a written test and a practical test on tractor safety including a demonstration of his ability to operate safely a tractor with a twowheeled trailed implement on a test course similar to that described in the Vocational Agriculture Training Program in Safe Tractor Operation, outlined by the Office of Education, U.S. Department of Health, Education, and Welfare;

(v) His employer has on file with the child's records kept pursuant to Part 516 of this title a true copy of a certificate relating to him, signed by his parent or guardian and by the Vocational-Agriculture teacher who conducted the course, to the effect that the child has completed all the requirements specified in subdivisions (i) through (iv) of this subparagraph

(2) If the child is employed in an occupation described in paragraph (b) of

\$ 1500.72-

(i) He satisfies all the requirements specified in subdivisions (i) through (iv) of subparagraph (1) of this paragraph:

(ii) He has completed an additional 10-hour training program which includes the required units specified in the Vocational Agriculture Training Program in Safe Farm Machinery Operation, outlined by the Office of Education, U.S. Department of Health, Education, and Welfare:

(iii) He has passed both a written test and a practical test on safe machinery operation similar to that described in the Vocational Agriculture Training Program in Safe Farm Machinery Operation, outlined by the Office of Education, U.S. Department of Health, Education, and Welfare; and

(iv) His employer has on file with the child's records kept pursuant to Part 516 of this title a true copy of a certificate relating to him, signed by his parent or guardian and by the Vocational-Agriculture teacher who conducted the course, to the effect that the child has completed all the requirements specified in subdivisions (i) through (iii) of this

subparagraph.

(d) Agency Review. The provisions of paragraphs (a), (b), and (c) of this section will be reviewed and reevaluated prior to January 1, 1972, in order to de-termine whether the use of protective devices, such as antiroll frames and crush resistant cabs, should be made a condition of the child employment exclusions.

Signed at Washington, D.C., this 6th day of October 1969.

> GEORGE P. SHULTZ, Secretary of Labor.

[F.R. Doc. 59-12093; Filed, Oct. 8, 1969; 8:48 a.m.]

## DEPARTMENT OF HEALTH. EDUCATION, AND WELFARE

Food and Drug Administration [ 21 CFR Part 18 ]

### IMITATION MILKS, STANDARDS OF **IDENTITY AND QUALITY**

### Notice of Proposed Rule Making

In the matter of establishing standards of identity and quality for imitation

milks and creams:

A notice of proposed rulemaking in the above-identified matter was published on the initiative of the Commissioner of Food and Drugs in the FEDERAL REGISTER of May 18, 1968 (33 F.R. 7456). In response, over 85 comments were received and the principal suggested changes in the proposal are as follows:

1. Remove from coverage the imitation creams and imitation half-and-half because the products imitated are not mafor dietary sources of nutrients and therefore requiring fortification of such imitations with protein, vitamins, and

minerals would be unreasonable. Require that certain other vitamins. and minerals be added to imitation milks in addition to the calcium, phosphorus, vitamin A, and riboflavin specified by the proposal. Such supplementation with nutrients would make imitation milks more nearly equivalent to cow's milk.

3. Require that a portion of the fat in imitation milks be linoleate present in

the glyceride form.

4. Specify methods for determining compliance with the requirements for amount and biological quality of protein used in imitation milks.

5. Specify product names that do not include the word "imitation" followed by the words "milk" or "cream." Some stated that the names specified in the proposal suggest an equivalence with the products imitated that does not exist. Others suggested that the word "imitaconnotes inferiority while in fact the substitute products may be superior in some repects to the dairy products they replace. The term "nondiary" was suggested as having meaning for consumer; however, certain nutritionists regarded this term as misleading for products containing sodium caseinate and that it would be a potential danger to the substantial numbers of infants allergic to casein.

Having considered the comments received and other relevant information, the Commissioner concludes that a revised proposal should be published incorporating the suggestions described in 1 through 4 above. This revised proposal supersedes the proposal published

May 18, 1968.

Accordingly, the Commissioner proposes that standards of identity and quality for imitation milks be established by adding two new sections to Part 18, as follows:

### § 18.550 Imitation milks; identity; label statement of optional ingredients.

(a) Imitation milks are the foods that are not filled milks as defined in the Filled Milk Act (21 U.S.C. 61(c)) but which are made in semblance of and intended to be used in substitution for skim milk, low-fat milk, part-skimmed milk, or milk in single strength liquid, concentrated, dried, or frozen form containing one or more of the optional ingredients specified in paragraph (b) of this section and having the edible oil or fat content specified in paragraph (d) of this section

(b) The optional ingredients referred to in paragraph (a) of this section are any substances that perform a useful function, but if any such substance is a food additive or a color additive within the meaning of section 201 (s) or (t) of the Federal Food, Drug, and Cosmetic Act, it is used in conformity with a regulation established pursuant to section 409 or 706 of the act. The optional ingredients that may be used in imitation milks

include, but are not limited to:

(1) Substances or food-grade chemicals derived from milk by physical and/ or chemical treatment so that the resultant product is not milk, skim milk, or cream. Such milk derivatives include, but are not limited to, casein, salts of casein, lactose, milk proteins (coprecipitates of casein, lactalbumins, and lactoglobulins), whey, and whey modified by partial or complete removal of lactose or minerals or both.

(2) Any food fat or oil.

(3) Emulsifiers, stabilizers, and preservatives.

(4) Natural and artificial flavors that impart to the foods a semblance of those milks named in paragraph (a) of this section.

(5) Natural and artificial food coloring that imparts to the foods a semblance of those milks named in paragraph (a) of this section.

(6) Any vitamin, mineral, amino acid, linoleate, or carbohydrate that provides the nutrients in biologically available forms to meet the nutrient levels specified

for imitation milks by § 18.551.

(c) The food shall be pasteurized, sterilized, or sealed in a container and so processed by heat, either before or after sealing, as to prevent spollage.

(d) (1) Imitation skim milk is the food complying with the provisions of paragraph (a) of this section and made in semblance of skim milk. The oil or fat content is less than 0.5 percent by weight.

(2) Imitation low-fat milk is the food complying with the provisions of paragraph (a) of this section and made in semblance of low-fat milk. The oil or fat content is not less than 0.5 percent but is less than 2.0 percent by weight.

(3) Imitation part-skimmed milk is the food complying with the provisions of paragraph (a) of this section and made in semblance of part-skimmed milk. The oil or fat content is not less than 2.0 percent but is less than 3.25 percent by weight.

(4) Imitation milk is the food complying with the provisions of paragraph (a) of this section and made in semblance of milk. The oil or fat content is not less than 3.25 percent by weight.

(5) Imitation concentrated milks are the foods complying with the provisions of paragraph (a) of this section and from which part of the moisture has been removed and which upon addition of water or other fluids in accordance with label directions result in one of the foods named in and meeting the requirements of subparagraph (1), (2), (3), or (4) of this paragraph.

(6) Imitation dried milks are the dry foods complying with the provisions of paragraph (a) of this section and from which substantially all of the moisture has been removed and which upon addition of water in accordance with label directions result in one of the foods named in and meeting the requirements of subparagraph (1), (2), (3), or (4) of this paragraph.

(e) (1) The names of the imitation milks are those provided for those foods specified in paragraph (d) of this section except as modified in subparagraph (4)

of this paragraph.

(2) The optional ingredients used, as provided for in paragraph (b) of this section, shall be declared on the principal display panel or panels of the label by their common names and shall be displayed with such prominence and conspicuousness as to render them likely to be read and understood by ordinary individuals under customary conditions of purchase, except that in lieu of the common names of flavors or colors the words "artificial flavor added" or "artificial color added," as appropriate, may be used. Carotene added for its vitamin A contribution shall also be declared on the label as an artificial color.

(3) Any of the foods provided for by this section when prepared in the frozen form shall have the word "frozen" preceding the name of the food.

(4) Names of the foods provided for in paragraph (d) (5) and (6) of this section shall be modified to denote the particular imitation food which is prepared when it is reconstituted in accordance with label directions; for example, "imitation concentrated skim milk" or "imitation dried skim milk" as the case may be.

## § 18.551 Imitation milks; quality; label statement of substandard quality.

The standard of quality for imitation milks is as follows:

(a) On the basis of an 8-fluid ounce serving, imitation milks shall contain

nutrients as follows:

- (1) Protein: The total protein of imitation milks (including supplemental amino acids when present) has a biological quality not less than 70 percent of that of casein. The amount and biological quality of protein present are such that the quality of protein expressed as a fraction of that of casein multiplied by the amount of protein in grams shall be not less than 8.0. The amount and biological quality of protein shall be determined by the methods specified in paragraph (c) of this section.
- (2) Linoleic acid: When fat is present, not less than 5 percent by weight of the total fat shall be linoleic acid in the form

of a glyceride.

(3) Calcium and phosphorus: Not less than 280 milligrams and 220 milligrams, respectively, with the ratio of approximately 5 parts calcium to 4 parts phosphorus being maintained.

(4) Sodium: Not less than 70 milligrams or more than 180 milligrams.

- (5) Potassium: Not less than 200 milligrams or more than 340 milligrams.
- (6) Magnesium: Not less than 30 milligrams.
- (7) Vitamins A and D: 500 and 100 U.S.P. units, respectively. This requirement will be deemed to have been met if reasonable overages of the vitamins, within limits of good manufacturing practice, are present to insure that the required levels of the vitamins are maintained throughout the expected shelf life of the food under customary conditions of distribution.
- (8) Thiamine: Not less than 0.1 milligram.
- (9) Ribofiavin: Not less than 0.4 milligram.
- (10) Niacin equivalent: Not less than 1.8 milligrams (60 milligrams of tryptophan equals 1 milligram of niacin).

(11) Pantothenic acid: Not less than 0.8 milligram.

- (12) Folic acid: Not less than 10 micrograms or more than 25 micrograms.
   (13) Vitamin B<sub>c</sub>: Not less than 0.1
- milligram.
  (14) Vitamin B<sub>10</sub>: Not less than 1 microgram.
- (15) Carbohydrate: Not less than 12 grams.
- (b) On the basis of an 8-fluid ounce serving, imitation milks may contain optional nutrients as follows:

 Iron: If iron is added, the finished food should contain not less than 2 milligrams of iron.

(2) Ascorbic acid: If ascorbic acid is added, the finished food should contain not less than 10 milligrams of ascorbic acid.

(3) Vitamin E: If vitamin E is added, the finished food should contain not less than 1.2 International Units of vitamin E.

- (c) (1) The method for determining biological quality of protein referred to in paragraph (a) (1) of this section is prescribed on pages 785-786 (39.133-39.137), under "Biological Evaluation of Protein Quality-Official, Final Action" of "Official Methods of Analysis of the Association of Official Agricultural Chemists," 10th Edition, 1965.
- (2) The method for determining the amount of protein referred to in paragraph (a) (1) of this section is to multiply by 6.25 the total nitrogen content in grams, as determined by the method prescribed on page 16 (2.044) under "Improved Kjeldahl Method for Nitrate-Free Samples-Official, Final Action" of "Official Methods of Analysis of the Association of Official Agricultural Chemists," 10th Edition, 1965.
- (d) If the amounts of nutrients in imitation milks fall below any of the levels specified in paragraph (a) of this section, the label shall bear the state-ment "Below standard in quality, " the blank to be filled in with a statement declaring the deficient nutrient or nutrients; for example, "low in calcium" or "low biological quality protein used." The arrangement of words, size of letters, and the size of the rectangle surrounding such words shall appear on the label in accordance with the provisions of § 10.7(a) of this chapter, and the rectangle is immediately followed by the statement "Additional quantities of this (these) nutrient(s) should be supplied from other sources.' Such statements shall immediately and conspicuously precede or follow, without intervening written, printed, or graphic matter, the name of the food and any words and statements required or authorized with such name by § 18,550.

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341. 371) and in accordance with the authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), all interested persons are invited to submit their views in writing (preferably in quintuplicate) regarding this proposal within 60 days following the date of publication of this notice in the FEDERAL REGISTER. Such views and comments should be addressed to the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, and may be accompanied by a memorandum or brief in support thereof.

Dated: October 1, 1969.

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

[P.R. Doc. 69-12060; Filed, Oct. 8, 1969; 8:46 a.m.]

### [ 21 CFR Part 120 ]

## GLYODIN; PROPOSED REVOCATION OF TOLERANCES FOR RESIDUES IN OR ON RAW AGRICULTURAL COMMODITIES

### Notice of Proposed Rule Making

Following the spray residue public hearings held in 1950, and pursuant to section 408 of the Federal Food, Drug, and Cosmetic Act, tolerances for residues of the fungicide glyodin (2-heptadecyl glyoxalidine acetate or 2-heptadecyl glyoxalidine (base)) were established in Part 120 at 5 parts per million in or on apples, blackberries, boysenberries, cherries, dewberries, loganberries, pears, quinces, raspberries, and youngberries by an order published in the Federal Register of March 11, 1955 (20 F.R. 1473). Another order promulgating \$ 120.124 in the Federal Register of December 21, 1955 (20 F.R. 9822), established a tolerance of 5 parts per million for residues in or on peaches.

A policy of the Food and Drug Administration is to review its pesticide tolerances with respect to changing patterns of pesticide usage and new scientific data

and information.

Accordingly, a review of the glyodin tolerances has been made and the Commissioner of Food and Drugs concludes that tolerances are unnecessary for those commodities for which there is no registered use of glyodin.

The U.S. Department of Agriculture has advised that there are no registered uses for glyodin on blackberries, boysenberries, dewberries, loganberries, quinces, raspberries, and youngberries.

Based on consideration given to the above information and other relevant material, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(e), (m), 68 Stat. 514, 517; 21 U.S.C. 346a (e), (m), and under authority delegated to him (21 CFR 2.120), the Commissioner proposes that § 120.124 be revised to delete therefrom tolerances for residues of glyodin in or on blackberries, boysenberries, dewberries, loganberries, quinces, raspberries, and young-berries

Any person who has registered or who has submitted an application for the registration of an economic poison under the Federal Insecticide, Fungicide, and Rodenticide Act containing the pesticide chemical glyodin may request, within 30 days after publication hereof in the FEDERAL REGISTER, that this proposal be referred to an advisory committee in accordance with section 408(e) of the act.

Any interested person may, within 30 days from the date of publication of this notice in the Federal Register, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW. Washington, D.C. 20201, written comments (preferably in quintuplicate) regarding this proposal. Comments may be accompanied by a memorandum or brief in support thereof.

Dated: October 2, 1969.

J. K. Kirk,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-12059; Filed, Oct. 8, 1969; 8:46 a.m.]

## DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[Airspace Docket No. 69-80-106]

## 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 New Bern, N.C., 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, Southern Regional Headquarters, Air Traffic Division, Post Office Box 20636, Atlanta, Ga. 30320 All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed 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, Airspace 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 New Bern control zone described in § 71.171 (34 F.R. 4557) would be redesignated as:

Within a 5-mile radius of Simmons-Nott Airport (lat. 35°04'20" N., long. 77°02'38" W.); within 2.5 miles each side of New Bern VOR 221° radial, extending from the 5-mile radius zone to 8.5 miles southwest of the VOR.

The New Bern 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 a 6.5-mile radius of Simmons-Nott Airport (lat. 35°04′ 20″ N., long. 77°02′35″ W.), excluding the portion within R-5306A.

The application of Terminal Instrument Approach Procedures (TERPs) and current airspace criteria to New Bern terminal area requires the following actions:

 Increase the control zone extension predicated on New Bern VOR 221° radial
 mile in width and 0.5 mile in length.

Increase the transition area basic radius circle from 5 miles to 6.5 miles.

The proposed alteration is required to provide controlled airspace protection for IFR operations in climb to 1,200 feet above the surface and in descent from 1,500 feet above the surface.

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 October 2,

JAMES G. ROGERS, Director, Southern Region.

[F.R. Doc. 69-12075; Filed, Oct. 8, 1969; 8:47 a.m.]

### 114 CFR Part 71 1

[Airspace Docket No. 69-SO-108]

### 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, N.C., transition area.

Interested persons may submit such written data, ews, or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Regional Headquarders, Air Traffic Division, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication of this notice in the Federal Register will be considered before action is taken on the proposed 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, Airspace 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 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 a 6.5-mile radius of Pitt-Greenville Airport (lat. 35° 37'55" N., long. 77°23'05" W.); within 3 miles each aide of the 007° bearing from Greenville RBN (lat. 35°42'32" N., long. 77°22'03" W.), extending from the 6.5-mile radius area to 8.5 miles north of the RBN,

The application of Terminal Instrument Approach Procedures (TERPs) and current airspace criteria to the

Greenville terminal area requires the following actions:

1. Increase the transition area basic radius circle from 5 to 6.5 miles.

 Increase the extension predicated on the 007° bearing from Greenville RBN
 miles in width and 0.5 mile in length.

The proposed alteration is required to provide controlled airspace protection for IFR operations in climb from 700 to 1,200 feet above the surface and in descent from 1,500 to 1,000 feet above the surface.

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 October 2, 1969.

James G. Rogers, Director, Southern Region.

[F.R. Doc. 69-12076; Filed, Oct. 8, 1969; 8:47 a.m.]

### [ 14 CFR Part 71 ]

[Airspace Docket No. 69-SO-105]

### TRANSITION AREA

### Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Swainsboro, Ga., 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, Southern Regional Headquarters, Air Traffic Division, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed 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, Airspace 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 Swainsboro transition area would be designated as:

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Emanuel County Airport; within 3 miles each side of Swainsboro TVOR (lat. 32°36'24' N., long. 82°22'10' W.) 315' radial, extending from the 6.5-mile radius area to 8.5 miles northwest of the TVOR.

The proposed designation is required to provide controlled airspace protection for IFR operations in climb from 700 to 1,200 feet above the surface and in descent from 1,500 to 1,000 feet above the surface. A prescribed instrument approach procedure to Emanuel County Airport, utilizing the Swainsboro TVOR (non-Federal) is proposed in conjunction with the designation of this transition area.

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 October 2, 1969.

James G. Rogers, Director, Southern Region.

[F.R. Doc. 59-12077; Filed, Oct. 8, 1969; 8:47 a.m.]

### [ 14 CFR Part 71 ]

[Airspace Docket No. 69-SO-100]

## CONTROL ZONE AND TRANSITION AREA

### Proposed Designation and Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Statesville, N.C., transition area and alter the Hickory, N.C., 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, Southern Re-gional Headquarters, Air Traffic Division, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed 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, Airspace 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 Statesville transition area would be designated as:

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Statesville Municipal Airport; within 2 miles each side of Hickory VOR 114\* radial, extending from the 5-mile radius area to 3.5 miles southeast of the VOR, excluding the portion within the Hickory transition area.

The Hickory control zone described in \$ 71.171 (34 F.R. 4557 and 5430) would be redesignated as:

Within a 5-mile radius of Hickory Municipal Airport (lat. 35°44'30" N., long. 81°23'20" W.); within 2.5 miles each side of the 042° bearing from Hickory RBN (lat. 35°44'00" N., long. 81°23'30" W.), extending from the 5-mile radius zone to 8.5 miles northeast of the RBN; within 2 miles each side of Hickory VOR 222° radial, extending from the 5-mile radius zone to the VOR.

The Hickory transition area described in § 71.181 (34 F.R. 4637 and 5430) would be redesignated as:

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Hickory Municipal Airport (lat. 35 '44'30'' N. long. 81\*23'20'' W.); within 9.5-miles southeast and 4.5 miles northwest of the 042' bearing from Hickory RBN (lat. 35'44'00'' N. long. 81\*23'30'' W.), extending from the RBN to 18.5 miles northeast; within 3 miles each side of Hickory VOR 088' and 222' radials, extending as a corridor from the 8.5-mile radius area to 8.5 miles northeast of the VOR.

The proposed Statesville transition area is required for the protection of IFR operations in climb from 700 to 1,200 feet above the surface and in descent from 1,500 to 1,000 feet above the surface. A prescribed instrument approach to Statesville Municipal Airport, utilizing the Hickory VOR, currently exists. Controlled airspace protection for this approach was contained in the Hickory transition area. Since we propose to designate a Statesville transition area, it is appropriate to revoke the controlled airspace protection contained in the Hickory transition area and redesignate it in the Statesville transition area.

The application of Terminal Instrument Approach Procedures (TERPs) and current airspace criteria to Hickory terminal area requires the following actions:

### CONTROL ZONE

Increase the extension predicated on the 042° bearing from Hickory RBN 1 mile in wilth and 0.5 mile in length.

### TRANSITION AREA

- 1. Increase the basic radius circle from 8 to 8.5 miles.
- Designate an extension 9.5 miles southeast and 4.5 miles northwest of the 042° bearing from Hickory RBN, extending from the 8.5-mile radius area to 18.5 miles northeast of the RBN.
- 3. Increase the extension predicated on Hickory VOR 058° and 222° radials 1 mile in width and 0.5 mile in length.

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 29, 1969.

James G. Rogers, Director, Southern Region.

[F.R. Doc. 69-12078; Filed, Oct. 8, 1969; 8:47 a.m.]

### Hazardous Materials Regulations Board

[ 49 CFR Part 173 ]

[Docket No. HM-35; Notice No. 69-28]

## TRANSPORTATION OF HAZARDOUS MATERIALS

### Flammable Liquids in MC 330 and MC 331 Cargo Tanks; Emergency Discharge Controls for Cargo Tanks

The Hazardous Materials Regulations Board is considering amending the Department's Hazardous Materials Regulations to (1) authorize specification MC 330 and MC 331 cargo tanks for transporting certain fiammable liquids for which those tanks are not presently authorized, (2) require the bottom outlets on MC 330 and MC 331 cargo tanks currently prescribed in §§ 173.123, 173.134, 173.136, and 173.141 to be equipped with valves conforming with § 178,337-11(c), and (3) require bottom outlets on MC 304 cargo tanks in flammable liquid service to be equipped with valves conforming with \$ 178,342-5(a).

For several years MC 330 cargo tanks, used primarily in compressed gas service, have been authorized for the transportation of ethyl chloride, pyroforic liquids, methyl dichlorosilane, trichlorosilane, and various mercaptans. On the basis of the satisfactory experience in the service of these flammable liquids and on the basis of a special permit for the transportation of flammable liquids, n.o.s., in MC 330 cargo tanks, it appears that MC 330 and MC 331 cargo tanks are suitable for the general category of flammable liquids not otherwise specified.

Specification MC 330 and MC 331 cargo tanks currently authorized in §§ 173.123, 173.134, 173.136, and 173.141 are required to be equipped with suitable automatic excess flow valves or automatic quick closing internal valve but are not required to have emergency discharge controls for operation in the event of fire or other accident. To provide the level of safety generally provided for cargo tanks that are presently used primarily in fiammable liquid service the Board believes that bottom outlets on MC 330 and MC 331 cargo tanks should be equipped with valves employing a secondary closing means remote from tank filling or discharge openings.

In addition, the Board believes that MC 304 cargo tanks currently in flammable liquid service should employ emergency discharge controls similar to those used by other types of specification cargo tanks used primarily in the service of flammable liquids. Accordingly, it is proposed to require the bottom outlets on these cargo tanks to be equipped with valves conforming with the emergency discharge controls specified for MC 307 cargo tanks.

Interested persons are invited to give their views on this proposal. Communications should identify the docket number and be submitted in duplicate to the Secretary, Hazardous Materials Regulations Board, Department of Transportation, 400 Sixth Street SW., Washington, D.C. 20590. Communications received on or before December 9, 1969, will be considered before final action is taken on the proposal. All comments received will be available for examination by interested persons at the Office of Secretary, Hazardous Materials Regulations Board, both before and after the closing date for comments.

In consideration of the foregoing, it is proposed to amend 49 CFR Part 173 as follows:

In § 173.119 subparagraphs (a) (17), (e) (3), and (f) (5) would be amended to read as follows:

## § 173.119 Flammable liquids not specifically provided for.

(B) \* \* \*

(17) Specification MC 300, MC 301, MC 302, MC 303, MC 304, MC 305, MC 306, MC 307, MC 330, or MC 331 (§§ 178.340, 178.341, 178.342, 178.337). Tank motor vehicles. Bottom outlets on specification MC 304 cargo tanks must be equipped with valves conforming with § 178.342–5(a). Bottom outlets on specification MC 330 and MC 331 cargo tanks must be equipped with valves conforming with § 178.337–11(c).

[Note 1 remains unchanged]

(e) · · ·

(3) Specification MC 300, MC 301, MC 302, MC 303, MC 304, MC 305, MC 306, MC 307, MC 330, or MC 331 (§§ 178.340, 178.341, 178.342, 178.337). Tank motor vehicles. Bottom outlets on specification MC 304 cargo tanks must be equipped with valves conforming with § 178.342-5 (a). Bottom outlets on specification MC 330 and MC 331 cargo tanks must be equipped with valves conforming with § 178.337-11(c).

(f) . . .

(5) Spec. MC 304, MC 307, MC 330. MC 331. (§§ 178.340, 178.342, 178.337). Tank motor vehicles. Bottom outlets on spec. MC 304 cargo tanks must be equipped with valves conforming with § 178.342-5(a). Bottom outlets on spec. MC 330 and MC 331 cargo tanks must be equipped with valves conforming with § 178.337-11(c).

In § 173.123 subparagraph (a) (6) would be amended to read as follows:

§ 173.123 Ethyl chloride.

(a) · · ·

In addition to other requirements of this section necessary interior cleaning of the tanks must be performed between changes in lading. Safety relief devices must be in accordance with spec. MC 331 (§ 178.337).

(6) Specs. MC 330 or MC 331 (§ 178.-337). Tank motor vehicles. Tank bottom outlets must be equipped with valves conforming with § 178.337-11(c).

In § 173.134 subparagraph (a) (6) would be amended to read as follows:

### § 173.134 Pyroforic liquids, n.o.s.

(a) \* \* \*

(6) Spec. MC 330 or MC 331 (§ 178.-337). Tank motor vehicles having a minimum design pressure of 175 p.s.i. Safety relief devices must communicate with the vapor space when tanks are fully loaded. Tank bottom outlets must be equipped with valves conforming with § 178.337-11(c).

In § 173.135 subparagraph (a) (9) would be amended to read as follows:

§ 173.135 Dimethyl dichlorosilane, ethyl dichlorosilane, ethyl trichlorosilane, methyl trichlorosilane, trimethyl chlorosilane, and vinyl trichlorosilane.

(a) · · ·

(9) Spec. MC 300, MC 303, MC 304, MC 306, or MC 307 (§§ 178.340, 178.341, 178.342). Tank motor vehicles having cargo tanks of steel or stainless steel construction. Tank bottom outlets must be equipped with valves conforming with § 178.342-5(a).

In § 173.136 subparagraph (a) (8) would be amended to read as follows:

§ 173.136 Methyl dichlorosilane and trichlorosilane.

(a) \* \* \*

(8) Spec. MC 330 or MC 331 (§ 178.-337). Tank motor vehicles. Tank bottom outlets must be equipped with valves conforming with § 178.337-11(c).

In § 173.141 subparagraph (a)(8) would be amended to read as follows:

§ 173.141 Amyl mercaptan, butyl mercaptan, ethyl mercaptan, isopropyl mercaptan, propyl mercaptan, and aliphatic mercaptan mixtures.

(a) \* \* \*

(8) Spec. MC 330 or MC 331 (§ 178,-337). Tank motor vehicles. Tank bottom outlets must be equipped with valves conforming with § 178,337-11(c).

In \$173.148 subparagraph (a)(5) would be amended to read as follows:

### § 173.148 Monoethylamine.

(a) · · ·

(5) Spec. MC 304 or MC 307 (§§ 178.-340, 178.342). Tank motor vehicles. Tank bottom outlets must be equipped with valves conforming with § 178.342-5(a).

This proposal is made under the authority of sections 831-835 of title 18, United States Code, and section 9 of the Department of Transportation Act (49 U.S.C. 1657).

Issued in Washington, D.C., on September 25, 1969.

C. P. MURPHY, Rear Admiral, U.S. Coast Guard, by direction of Commandant, U.S. Coast Guard.

Issued in Washington, D.C., on September 25, 1969.

F. C. TURNER,
Administrator,
Federal Highway Administration.

[F.R. Doc. 69-12090; Filed, Oct. 8, 1969; 8:48 a.m.]

### CIVIL AERONAUTICS BOARD

[ 14 CFR Part 224 ]

[Docket No. 21269; EDR-171]

ACCESS TO AIRCRAFT FOR SAFETY PURPOSES; FREE TRANSPORTATION FOR CERTAIN FEDERAL AVIATION ADMINISTRATION, N A T I O N A L TRANSPORTATION SAFETY BOARD, AND WEATHER BUREAU EMPLOY-EES

### Notice of Proposed Rule Making

OCTOBER 6, 1969.

Notice is hereby given that the Civil Aeronautics Board has under consideration proposed amendments to Part 224 of its economic regulations (14 CFR Part 224) which would permit air carriers to provide additional free transportation to FAA Air Traffic Service evaluation personnel.

The principal features of the proposed amendment are described in the attached explanatory statement and the proposed amendment is set forth in the proposed rule. The amendment is proposed under the authority of sections 204(a), 301–314, 403, 404, 601–610, and 701 of the Federal Aviation Act of 1958, as amended (72 Stat. 743, 744–754, 758, 760, 775–780, and 781; 49 U.S.C. 1324, 1341–1355, 1373, 1374, 1421–1430, and 1441), and the Department of Transportation Act, 80 Stat. 931.

Interested persons may participate in the proposed rule making through submission of twelve (12) copies of written data, views, or arguments pertaining thereto, addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428. All relevant material received on or before November 10, 1969, will be considered by the Board before taking final action on the proposed rule. Copies of such communications will be available for examination by intersted persons in the Docket Section of the Board, Room 712 Universal Building, 1825 Connecticut Avenue NW., Washington, D.C. upon receipt thereof.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON, Secretary.

### EXPLANATORY STATEMENT

Section 224.2 of Part 224 of the economic regulations presently permits air carriers to provide free transportation to traffic controllers and aircraft communicators of the Federal Aviation Administration and to aviation weather forecasters of the Weather Bureau in order to better acquaint these persons with the problems affecting in-flight use of such traffic control, communications and weather forecast services. Such free transportation is limited to one trip per carrier per year for each individual.

The Federal Aviation Administration has requested the Board to amend this part so as to remove the one trip per carrier per year restriction for those air traffic controllers who are members of the Washington and Regional Air Traffic Service Evaluation Staff. The FAA has requested this change in order to facilitate the objectives of its evaluation program, especially to permit more extensive observation of air traffic control operations during periods of air traffic slowdown. FAA personnel have indicated that the 50 staff members involved would each be making 15-20 flights per year, for a total of 750-1,000 flights per The FAA has assured the Board that it will closely monitor this use of free transportation

In view of the responsibilities of the Federal Aviation Administration for air traffic control under the Federal Aviation Act of 1958, as amended, especially in light of ever-increasing air traffic congestion, we propose to grant the FAA's request. The proposed amendment to § 224.2 will remove the current flight lim-

itations only for the Washington and Regional Air Traffic Service Evaluation Staff. The proposed amendment to § 224.3 (c) makes it clear that presentation of the additional statement in writing described therein will not be required of Air Traffic Service evaluators. No other substantive changes are intended.

### PROPOSED RULE

It is proposed to amend Part 224 of the economic regulations (14 CFR Part 224) as follows:

- 1. Amend \$ 224.2 to read as follows:
- § 224.2 Traffic control and communications personnel and aviation weather forecasters.

Any air carrier may carry without charge on any aircraft which it operates any traffic controller or aircraft communicator of the Federal Aviation Administration or any aviation weather forecaster of the Weather Bureau (including supervising officers of such persons) for the purpose of more fully and adequately acquainting such persons with the problems affecting in-flight use of air traffic control and communications and weather forecast services provided by the U.S. Government: Provided, however, That no request for free transportation under this section shall be made for the same individual upon any one air carrier more than once in each calendar year (round trips are regarded as one trip for the purposes of this section) unless the individual is an air traffic controller who is a member of the Washington or Regional Air Traffic Service Evaluation Staff of the Federal Aviation Administration or unless the request for such additional transportation is accompanied by the statement in writing prescribed in § 224.3(c).

- 2. Amend § 224.3(c) to read as follows:
- § 224.3 Requests for access to aircraft and free transportation.

(c) When free transportation is requested pursuant to § 224.2 involving more than one free trip within a calendar year by the same individual on the same carrier, the person to be transported, unless he is a member of the Washington or Regional Air Traffic Service Evaluation Staff of the Federal Aviation Administration, shall, at the time of performance of each such additional trip, present to the appropriate agent of the air carrier a statement in writing by the Administrator of the Federal Aviation Administration, or the Director, Weather Bureau, or any official on their staff they may designate, that the additional trip or trips by the person named, between the points designated and on the type of aircraft specified therein, is solely for the purpose specified in § 224.2 and is essential to the effective performance of Federal Aviation Administration or Weather Bureau functions.

[F.R. Doc. 69-12100; Filed, Oct. 8, 1969; 8:49 a.m.]

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# Notices

# DEPARTMENT OF THE TREASURY

Bureau of Customs
SYNTHETIC RUBBER FROM ITALY
Antidumping Proceeding Notice

OCTOBER 2, 1969.

On May 8, 1969, information was received in proper form pursuant to \$\frac{1}{2}\$ 53.26 and 53.27. Customs Regulations (19 CPR 53.26, 53.27), indicating a possibility that styrene-butadiene type synthetic rubber manufactured by Anic, Sp.A., Milan, Italy, is being, or likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a), et seq.).

The information was submitted by Ameripol, Inc., Cleveland, Ohio.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an in-

dustry in the United States.

Having conducted a summary investigation as required by § 53.29 of the Customs Regulations (19 CFR 53.29) and having determined as a result thereof that there are grounds for so doing, the Bureau of Customs is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value.

A summary of information received from all sources is as follows: The information received tends to indicate that the price of synthetic rubber for exportation to the United States is less than the price of such or similar merchandise for

home consumption in Italy.

This notice is published pursuant to \$53.30 of the Customs Regulations (19 CFR 53.30).

[SEAL] EDWIN F. RAINS, Acting Commissioner of Customs.

[F.R. Doc. 69-12095; Filed, Oct. 8, 1969; 8:49 a.m.]

#### Internal Revenue Service RICHARD WILLIAM EHRLICH Notice of Granting of Relief

Notice is hereby given that Richard William Ehrlich, W182 N8904 Princeway Drive, Menomonee Falls, Wis., has applied for relief from disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of his conviction on July 29, 1959, in the Municipal Court of the City and County of Milwaukee, Wis., of a crime punishable by imprisonment for a term exceeding 1 year. Unless relief is granted, it will be unlawful for Richard William Ehrlich, because of such conviction to

ship, transport or receive in interstate or foreign commerce any firearm or ammunition, and he would be prevented under chapter 44, title 18, United States Code, from obtaining a license under that chapter as a firearms or ammunition importer, manufacturer, dealer or collector. In addition under title VII of the Omnibus Crime Control and Safe Streets Act of 1968 (82 Stat. 236; 18 U.S.C., Appendix) because of such conviction it would be unlawful for Mr. Ehrlich, to receive, possess, or transport in commerce a firearm. Notice is hereby further given that I have considered Richard William Ehrlich's application and have found:

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

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

It is ordered. Pursuant to the authority vested in the Secretary of the Treasury by section 925(c), of title 18, United States Code and delegated to me by the regulations in Title 26, Part 178, Code of Federal Regulations, that Richard William Ehrlich be, and he hereby is granted relief from any and all disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms, incurred by reason of the conviction hereinabove described.

Signed at Washington, D.C., this 2d day of October 1969.

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

[F.R. Doc. 69-12096; Filed, Oct. 8, 1989; 8:49 a.m.]

# FEDERAL POWER COMMISSION

[Docket No. G-5412 etc.]

ROBERT O. CUNNINGHAM ET AL.

Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates <sup>1</sup>

SEPTEMBER 26, 1969.

Take notice that each of the Applicants listed herein has filed an applica-

<sup>3</sup> This notice does not provide for consolidation for hearing of the several matters covered herein.

tion or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before October 23, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in ac-cordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given: Provided, however, that pursant to § 2.56 of the Commission's general policy and interpretations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after July 1, 1967, without further notice, will contain a condition precluding any filing of an increased rate at a price in excess of that designated for the particular area of production for the period prescribed therein unless at the time of filing such certificate application, or within the time fixed for filing protests or petitions to intervene, the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

> GORDON M. GRANT, Secretary.

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Applicant	Tenneco Oli Co., Poet Office Box 2511, 1 Bouthard Royalty Co.,* 1600 First National Bolgs, Fort Worth, Tax. Signate Petroleum Co., Inc. (Successor I) to Remarkth Rupp) of W. A. Mit.	Grandway, Working, Kata 6720; Broadway, Working, Kata 6720; Union Drilling, Inc., et al., Post Office Box 231, Washington, Pa. 15301. Shell Oil Ch., 33 West 50th St., New York, N.Y. 19900.	sen, Ibe., III22 Jackso us Christi, Tvr. 7810, ty. 602 Patterson Bidg ole, 8020,	Diverse, Inc.  do.  Pruitt Tool & Suppir Co., 200 South Zero St., Fort Smith, Ark. 7201.	Diverse, Inc.	sertion Oil Co., 339 South Mai St., Findlay, Obio 45840.	So Townson Maybor et al., Post Office. Bon TMM, Houston, Tex. T7017. Demnis Gobiles, trustee (Operator) et al., 6004 Horring St., Corpus Christi, Tex. PMM.	Edge, Ardmere, Okla. 7340.  Westrass Petroleum, Inc.	Pethtel Off & Gas Co., % Zedack   Pethtel gent, Rmail Delivery No. 3, New Maintones, Onlo 65701. Heribbethe Elliphoration, Inc., Plets (National Real, Park Park, Park National Real, Park Real, Park	Kans, 6720. Fracklin Adkins, 38 Valley Usev Dr., Viscos, W. Va. 28101.	oyal Oil & Gas Corp., Clark Bidg., Indiana, Pa. 1570t.	No. 24 - 1 - 1. Tritipo, IIII Nelson Eldg., A.P-15-66 Charleston, W. Ya. 25301. See footnotes at end of table.
Docket No. and date filed	CID-30 89-II-60 CID-30 A9-II-60 CID-31 (CBI-140)	CITY SEE	A 9-13-69 CITO-28 A 9-10-69	CIN-3N BH-15-69 CIN-2N AP-15-69	CITA-158 BF-13-68 CITA-268 BF-13-68	CIPPES BP15-69 CIPPES AF15-69	B9-15-68 CINF-866 A9-16-18	A9-17-69 CDV-299 A 9-18-69	A 9-15-69 CITN-ETI	- 190	A P-18-49	A 9-15-60 See footno
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Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Maf	Pres- sure base
C170-275 A 9-18-00	D. A. Dorward, 41 North Chesterfield Road, Columbus, Ohio 43209.	Consolidated Gas Supply Corp., Free- mans Creek District, Lewis County, W. Va.	27.0	15, 325
C170-276 A 9-18-69	Arkin Exploration Co. (Operator) et al., Post Office Box 1734, Shreveport, La. 71102.	Arkansas Louisiana Gas Co., Ashland Field, Pitisburg and Coal Counties, Okla.	16, 015	14.65

- Rate in effect subject to refund in Docket No. R167-288.

  Rate in effect subject to refund in Docket No. G-18890.

  Subject to reduction for compression, if required.

  Anendment to certificate filed to reflect change in Operator.

  Includes 1.95 cents upward B.t.u. adjustment. Subject to upward and downward B.t.u. adjustment.

  Application was erronsously assigned Docket No. C170-175 as an initial service application. Docket No. C170-175 is canceled and application will be processed as an amendment to add acreage in Docket No. C170-175 is canceled and application will be processed as an amendment to add acreage in Docket No. C170-175.

  Applicant no longer owns fands and leaseholds subject to this contract.

  Contract provides for rate of 17 cents per Mcf. however, Applicant states its willingness to accept certificate at 18 cents per Mcf. plus B.t.u. adjustment.

  Rate in effect subject to refund in Docket No. R164-134.

  No sales were ever made in interisate commerce and contract has terminated.

[F.R. Doc. 69-11986; Filed, Oct. 8, 1969; 8:45 n.m.]

[Docket No. CP69-231]

#### ALABAMA-TENNESSEE NATURAL GAS CO.

#### Notice of Petition

OCTOBER 2, 1969.

Take notice that on September 26, 1969, Alabama-Tennessee Natural Gas Co. (Applicant), Post Office Box 918, Plorence, Ala. 35630, filed in Docket No. CP69-231 a petition to amend the order of the Commission issued on June 25, 1969, to authorize the sale and delivery of an additional volume of 360 Mcf of natural gas per day for a 12-month period to Amoco Chemicals Corp. (Amoco), an existing customer, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

Applicant proposes to sell Amoco the additional volume of natural gas from that diverted from authorized sales to Reynolds Metals Co. Applicant states that no additional facilities are required to enable Applicant this interim service.

Any person desiring to be heard or to make any protest with reference to said application should on or before Oc-tober 30, 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 petitions to intervene in accordance with the Commission's rules.

> GORDON M. GRANT, Secretary.

F.R. Doc. 69-12050; Filed, Oct. 8, 1969; 8:45 a.m.]

#### COLORADO

#### Order Vacating Withdrawal

OCTOBER 2, 1969.

Application has been filed by the U.S. Forest Service for vacation of the power withdrawal pertaining to the followingdescribed lands of the United States:

NEW MEXICO PRINCIPAL MERIDIAN, COLORADO T. 33 N., R. 5 E.,

Sec. 12, S%NW%, N%SW%, SE%SW%.

Approximately 200 acres.

All portions of the following-described tracts lying within 50 feet of the center line of the transmission line location shown on a map designated "Exhibit F" and entitled "Application for License, Conejos Recreation Association, Inc., La Manga Creek, Hydro-Electric Development, T. 33 N., Range 5 E., N.M.P.M., Conejos County, Colo., Irrigation Division No. 3, Water District No. 22." and filed in the Office of the Federal Power Commission on September 22, 1927:

T. 33 N. R. 5 E.

Sec. 1, N½NW¼NW¼, W½SW¼, SE¼ SW¼;

Sec. 12, NW1/4.

Approximately 13 acres.

The lands lie within the Rio Grande National Forest and are located along or near La Manga Creek about 20 miles west of the town of Antonito in Conejos County, Colo.

The subject lands are withdrawn pursuant to the filing on September 22, 1927, of an application for license for Project No. 838. Commission notice of the withdrawal was given to the General Land Office (now Bureau of Land Management) by letters dated September 26, 1927. The project consisted of a diversion dam across La Manga Creek, a pipeline about 2,100 feet long, a powerhouse with an installed capacity of 45 horsepower and a transmission line about 8,000 feet long. The project utilized a flow of 1.5 cfs through a head of 410 feet and provided energy for domestic use at the licensee's resort. The last of two successive licenses for the project expired

December 21, 1962. The area is now served by commercial power, and the value of the lands for power development is negligible. The U.S. Forest Service reports that the project works have been removed and the project lands have been restored to a satisfactory condition. Vacation of the power withdrawal is requested to facilitate management of the lands.

The Commission finds:

The withdrawal for Project No. 838 serves no useful purpose and should be vacated in its entirety.

The Commission orders:

The withdrawal of the subject lands pursuant to the application for Project No. 838 is hereby vacated.

By the Commission.

[SEAL]

GORDON M. GRANT, Secretary.

(F.R. Doc. 69-12051; Filed, Oct. 8, 1969; 8:45 a.m.)

#### · COLORADO

#### Order Vacating Withdrawal

OCTOBER 2, 1969.

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

#### 6TH PRINCIPAL MERIDIAN, COLORADO

All portions of the following-described subdivisions lying within 25 feet of the center line survey of the pipeline location as shown on a map designated "Exhibit F" and entitled "Map of Harry M. Williamson Power Project, Pipe and Transmission Lines, Roosevelt National Forest, Colo.," and filed in the Office of the Federal Power Commission on June 22, 1942.

T. 2 N., R. 72 W.

Sec. 24, lots 7, 8, 24;

Sec. 25, unpatented portions of lots 3 and

Sec. 26, lot 20.

All portions of the following-described subdivisions lying within 12.5 feet of the center line survey of the transmission line location as shown on the map more fully described in the preceding paragraph.

T. 2 N., R. 72 W.,

Sec. 13, unpatented portions of SW\SE\; Sec. 24, lots 1, 2, 4, 5, 12, 13 and 20.

Aggregating about 10.48 acres.

The lands lie within the Roosevelt National Forest and are located along or near James Creek, a tributary of Lefthand Creek, which is a tributary of St. Vrain Creek, near Jamestown in Boulder County, Colo.

The subject lands are withdrawn pursuant to the filing of an application for license for Project No. 1886 on June 22, 1942. Commission notice of the withdrawal was given to the General Land Office (now Bureau of Land Management) by a letter dated August 21, 1942. A 50-year license for the project was issued July 1, 1943. The project consisted of a low diversion dam across James Creek, a headgate, a settling basin, a pipeline about 1.5 miles long, a powerhouse with installed capacity of 225 horsepower which operated under a 475-foot head, and several 2.3 kv. transmission lines totaling about 1.6 miles. The energy generated by the project was used by the licensee in mining and milling operations. Surrender of the license was accepted by Commission order issued April 7, 1959.

Commercial power sources now serve the project area, and the value of the lands for power development is negligible. Applicant states that vacation of the withdrawal will facilitate management of the lands.

The Commission finds:

The withdrawal for Project No. 1886 serves no useful purpose and should be vacated in its entirety.

The Commission orders:

The withdrawal of the subject lands pursuant to the application for Project No. 1886 is hereby vacated.

By the Commission.

[SEAL]

GORDON M. GRANT, Secretary.

[F.R. Doc, 69–12052; Filed, Oct. 8, 1969; 8:45 a.m.]

[Docket Nos. CP70-19-CP70-25]

# GREAT LAKES GAS TRANSMISSION CO. ET AL.

Order Consolidating Proceedings, Granting Interventions and Fixing Date for Prehearing Conference

OCTOBER 2, 1969.

Great Lakes Gas Transmission Co., CP70-19 and CP70-20; Michigan Wisconsin Pipe Line Co., CP70-21 and CP70-22; Midwestern Gas Transmission Co., CP70-24 and CP70-25.

On July 28, 1969, Great Lakes Gas Transmission Co. (Great Lakes), filed in Docket No. CP70-19 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 facilities to sell and exchange natural gas as follows: (1) To sell 155,000 Mcf of natural gas per day to Natural Gas Pipe Line Company of America (NGPL), 13,000 Mcf per day to Michigan Wisconsin Pipe Line Co. (Mich-Wis) and 13,000 Mcf per day to Inter-City Gas Limited (Inter-City) commencing November 1, 1970 and (2) to exchange gas with Mich-Wis during the months of November through March of up to 200,000 Mcf per day commencing November 1, 1970, up to 250,000 Mcf per day commencing November 1. 1971, and up to 300,000 Mcf per day commencing November 1, 1972.

In addition, in Docket No. CP70-20, filed on July 28, 1969, Great Lakes seeks authorization to import from Trans-Canada Pipe Lines Limited (Trans-Canada) at an existing point of inter-connection on the international bound-

ary near Emerson, Manitoba, an additional contract quantity of 190,800 Mcf of natural gas per day to enable it to render the additional sales for which authorization is sought in Docket No. CP70-19. No change in Great Lakes' border facilities is required to permit reception of the imported gas from Canada. Notice of the applications in Docket Nos. CP70-19 and CP70-20 was issued on August 1, 1969 (34 F.R. 12903).

On July 28, 1969, Mich-Wis filed companion applications in Docket Nos. CP70-21 and CP70-22. In the former application Mich-Wis, pursuant to section 7(c) of the Act, seeks a certificate of public convenience and necessity authorizing it to construct and operate facilities to sell, transport, store, and exchange natural gas as follows: (1) To increase sales to existing customers by approximately 213,356 Mcf per day; (2) to transport 155,000 Mcf per day for NGPL; (3) to store annually for NGPL 9,000,000 Mcf which Mich-Wis will redeliver to NGPL during the period from November 1, to the next succeeding March 1, in volumes of up to 90,000 Mcf per day; and (4) to exchange natural gas with Great Lakes during the months of November through March in volumes of up to 200,000 Mcf per day commencing November 1, 1970, up to 250,000 Mcf per day commencing November 1, 1971, and up to 300,000 Mcf per day commencing November 1, 1972.

In Docket No. CP70-22, Mich-Wis, in its application filed pursuant to section 3 of the Act, seeks authorization to import 50,000 Mcf per day which it will purchase from Trans-Canada and cause to be delivered to Midwestern Gas Transmission Co. (Midwestern) at an existing point of interconnection of the system of Trans-Canada and Midwestern on the international boundary near Emerson, Manitoba, for transportation by Midwestern and delivery to Mich-Wis at the existing Marshfield, Wis., delivery point. No additional facilities are deemed required by the importation through existing facilities. Notice of the applications in Dockets Nos. CP70-21 and CP70-22 was issued on August 1, 1969 (34 F.R. 12903)

On July 29, 1969, Midwestern also filed companion applications related to those described hereinabove. Specifically, in Docket No. CP70-24, Midwestern seeks authorization pursuant to section 7(c) of the Act for the construction and operation of facilities to transport, for the account of Mich-Wis, a contract quantity of 50,000 Mcf of natural gas per day from a point on the United States-Canadian international boundary near Emerson, Manitoba, to the presently existing interconnection of Midwestern's facilities with the facilities of Mich-Wis near Marshfield, Wis. In addition, Midwestern seeks section 7(c) authorization to increase its peak day sales to seven existing customers on its northern system in the total amount of 3,059 Mcf per day.

Midwestern, in application in Docket No. CP70-25 seeks authorization to import from Canada 7,200 Mcf per day of natural gas which will provide an incremental gas supply for the proposed increased sales and provide additional fuel required by Midwestern. This gas is to be purchased by Midwestern from Trans-Canada. Notice of the applications in Dockets Nos. CP70-24 and CP70-25 was issued on August 5, 1969. (34 F.R. 13060).

Petitions seeking leave to intervene in these proceedings were timely filed (except where noted) as follows:

Petitioner	Dockets Nos.			
reduoder	CP70-19 CP70-20	CP70-21 CP70-22	GP70-24 GP70-25	
Great Lakes Gas			133	
Transmission Co		X	********	
Inter-City Gas Ltd.1	X	X	********	
Iowa-Illinois Gas & Electric Co.1	16	2		
Lown Konthern	4	X.	********	
Iowa Southern Utilities Co		×		
Madison Gas & Electric Co			1000000	
Electric Co	T.	x	********	
Michigan Consolidated				
Gas Co. Michigan Gas Utilities Co.	X.	X	X	
Suchigan Gas Utinties		-		
Michigan Wisconsin			*******	
Pipe Line Co	*		*	
Pipe Line Co Midwest Natural Gas,				
Inc		X	*********	
Midwestern Gas	E. C.	2011		
Transmission Co	7	*	********	
Natural Gas Pipe Line Company of America.	4	x		
North Central Public	Party .	0	*********	
Service Co		I	x	
North Shore Gas Co		X	*********	
Northern Illinois Gas				
Co	X	*	*******	
Northern Indiana Public Service Co		x		
Northern Natural Gas			********	
Company & Northern				
Natural Transporta-				
tion Co	X	X	X	
The Peoples Gan				
Light & Coke Co Trans-Canada Pipe	X	X	*******	
Lines Ltd	×	x	x	
Union Gas Co. of		2	1000	
Canada, Ltd	x	X.	alexanders.	
Wisconsin Fuel &				
Light Co	x	No.	X	
Wisconsin Gas Co Wisconsin Michigan	X	X.	X	
Power Co.4	*	x		
Power Co. Wisconsin Natural Gas	-	-	**********	
Co.1	x	x	Samueles	
Wisconsin Public				
Service Corp	X	X.	******	
Wisconsin Southern		40		
Gas Co., Inc		X.		
			-	

1 Petitions to intervene were filed late by these parties.

Notices of intervention were filed in these proceedings by the following parties: The Michigan Public Service Commission filed in Dockets Nos. CP70–19 and CP70–20 and in Docket Nos. CP70–21 and CP70–22; the Public Service Commission of Wisconsin filed in Dockets Nos. CP70–24 and CP70–25, and filed a letter stating its intention to intervene in Dockets Nos. CP70–19 and CP70–20 and in Dockets Nos. CP70–21 and CP70–22.

On September 8, 1969, the three applicants herein filed a joint motion to consolidate the above mentioned applications and set such consolidated proceedings for an early prehearing conference. We agree and grant the motion. Accordingly, we will require that a formal hearing be held at the earliest reasonable time. In order to expedite the proceedings it is appropriate that those issues which will be tried be specified insofar as possible at a prehearing conference, as ordered hereinafter.

We further find that, in order to expeditiously process this matter, the parties should be required to set forth the issues which they believe are involved herein. To accomplish that end, we will require that the parties to the proceeding submit, in writing, and serve on all other parties, on or before October 9. 1969, a specification, in detail, of the specific issues which they believe must be resolved in this consolidated proceeding in this matter. Thereafter, a prehearing conference shall be held before an examiner on October 16, 1969. At this conference all parties should attempt further to limit the issues in this proceeding, to stipulate as to evidentiary matters, to resolve those issues which are capable of resolution on agreed evidence, and to use any other possible means to dispose of this matter consistent with due process and the Natural Gas Act.

The Commission finds:

 It is desirable to allow the abovenamed petitioners to intervene in these proceedings.

(2) The processing of this proceeding will be expedited by the filing of statements of proposed issues by the participants herein and discussion thereafter at a prehearing conference, prior to the submittal of prepared testimony on the issues involved.

(3) It is necessary and appropriate that the proceedings in the above-named applications be consolidated for hearing and decision. It appears that the scheduling of a prehearing conference prior to the formal hearing may be in the public

interest.

The Commission orders:

(A) The above-designated matters are consolidated for the purposes of hearing

and disposition.

(B) Each of the above-mentioned Petitioners and State Commissions is permitted to intervene in these proceedings subject to the rules and regulations of the Commission: Provided, however, That the participation of such intervenors shall be limited to matters affecting asserted rights and interests specifically set forth in the petitions to intervene: And, provided further. That the admission of such intervenors shall not be construed as recognition by the Commission that they or any of them might be aggrieved by any order or orders entered in these proceedings.

(C) The parties to this proceeding shall submit in writing on or before October 9, 1969, a statement of the issues which they believe have been raised by the above-docketed applications. Said statement of issues shall be served on the other parties to the proceeding and the Commission staff, in accordance with the

Commission's rules.

(D) A prehearing conference be convened in the proceedings entitled Great Lakes Gas Transmission Co. et al., Dockets Nos. CP70–19 et al., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C. on October 16, 1969, at 10 a.m. (e.d.s.t.). Thereafter, formal hearings shall commence in a hearing room of the Federal Power Commission on November 12, 1969, at

10 a.m. (e.s.t.). The Chief Examiner will designate an appropriate officer of the Commission to preside at the prehearing conference and at the formal hearing of these matters, pursuant to the Commission's rules of practice and procedure.

By the Commission.

[SEAL]

GORDON M. GRANT, Secretary.

[F.R. Doc. 69-12053; Filed, Oct. 8, 1969; 8:45 a.m.]

[Docket No. RP70-6]

#### LAWRENCEBURG GAS TRANSMISSION CORP.

Order Suspending Proposed Changes in Rates

SEPTEMBER 30, 1969.

Lawrenceburg Gas Transmission Corp. (Lawrenceburg) tendered for filing on August 25, 1969, proposed changes in its FPC Gas Tariff, Original Volume No. 1, to become effective on September 30, 1969. The proposed rate changes would increase charges for jurisdictional sales by approximately \$238,600 annually, based on volumes for the 12-month period ended June 30, 1969. The proposed increase would be applicable to Lawrenceburg's two jurisdictional rate schedules, CDS-1 and EX-1.

Lawrenceburg states that the principal reasons for the proposed rate increase are a substantial increase in its cost of purchased gas and changed economic conditions, which it says give rise to the need for an 8½ percent rate of return.

Lawrenceburg states that the proposed increased rates were filed primarily for the purpose of tracking a proposed rate increase by Lawrenceburg's sole supplier of natural gas, Texas Gas Transmission Corporation (Texas Gas) in Docket No. RP69-41. Lawrenceburg requests that if the Commission should suspend its proposed rate increase such suspension be to a date not later than January 12, 1970, the date to which Texas Gas' proposed rate increase in Docket RP69-41 was suspended, by Commission order issued August 11, 1969.

Our review of the filing indicates that all but approximately 2 percent of the proposed rate increase is composed of the increase in purchased gas costs from Texas Gas. The filing also shows that Lawrenceburg has made no adjustments to the base period cost of service which it has submitted in support of its proposed rates. In light of these facts it appears that the issues in this proceeding are considerably narrowed. Under the circumstances we do not believe that it is necessary or appropriate to provide for formal hearing in this proceeding. It is our view that this case can be disposed of through informal conferences between Lawrenceburg and the Commission staff

designed to arrive at agreement on settlement of the issues. If these conferences should not prove successful we shall subsequently order formal hearing.

Although we are not providing for hearing herein, in view of the fact that Texas Gas' proposed rate increase in Docket No. RP69-41 has been suspended until January 12, 1970, we shall suspend Lawrenceburg's proposed increased rates until January 12, 1970.

The proposed increased rates and charges have not been shown to be justified and may be unjust, unreasonable, unduly discriminatory or preferential or otherwise unlawful.

No petitions for leave to intervene or notices of intervention have been filed in this proceeding.

The Commission finds:

It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that informal conferences be held for the purpose stated above and that the proposed tariff sheets listed in footnote 1 above be suspended, and use thereof be deferred as herein provided.

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 at a date to be hereinafter fixed 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 Texas Gas' FPC Gas Tariff, as proposed to be amended herein, in the event that the aforementioned conferences do not result in settlement, and disposition of the Issues.

(B) Pending the outcome of such hearing or conferences, Lawrenceburg's revised tariff sheets listed in footnote 1 above are hereby suspended and the use thereof is deferred until January 12, 1970, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

By the Commission.

[SEAL]

GORDON M. GRANT, Secretary.

[P.R. Doc. 69-12049; Filed, Oct. 8, 1969; 8:45 a.m.]

## DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Serial No. N-1968]

NEVADA

Notice of Public Sale

OCTOBER 2, 1969.

Under the provisions of the Public Land Sale Act of September 19, 1964 (78 Stat. 988, 43 U.S.C. 1421-1427), 43 CFR Subpart 2243, a tract of land will be offered for sale to the highest bidder at a sale to be held at 10 a.m., local time on Wednesday, November 19, 1969, at the

<sup>&</sup>lt;sup>1</sup> The tariff sheets are as follows: First Revised Sheet No. 2, Second Revised Sheet Nos. 3, 4, and 12 and Original Sheet Nos. 4A and 12A

Carson City District Office, Bureau of Land Management, 801 North Plaza Street, Carson City, Nev. 89701. The land is described as follows:

MOUNT DIABLO MERIDIAN, NEVADA

T. 20 N., R. 24 E., Sec. 26, NEWNEW.

The area described contains 40 acres. The appraised value of the tract is \$5,000, and the estimated publication costs to be assessed are \$12.

The land will be sold subject to all valid existing rights. Reservations will be made to the United States for rights-of-way for ditches and canals in accordance with the Act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945). All minerals are to be reserved to the United States and withdrawn from appropriation under the public land laws, including the general mining laws.

Bids may be made by a principal or his agent, either at the sale, or by mail. An agent must be prepared to establish the eligibility of his principal. Eligible purchasers are: (1) any individual (other than an employee, or the spouse of an employee, of the Department of the Interior) who is a citizen or otherwise a national of the United States, or who has declared his intention to become a citizen, aged 21 years or more; (2) any partnership or association, each of the members of which is an eligible purchaser; or (3) any corporation organized under the laws of the United States, or any State thereof, authorized to hold title to real property in Nevada.

Bids must be for all the land in the parcel. A bid for less than the appraised value of the land is unacceptable. Bids sent by mail will be considered only if received by the Carson City District Office, Bureau of Land Management, 801 North Plaza Street, Carson City, Nev. 89701, prior to 4 p.m., on Tuesday, November 18, 1969. Bids made prior to the public auction must be in sealed envelopes, and accompanied by certified checks, postal money orders, bank drafts, or cashler's checks, payable to the Bureau of Land Management, for the full amount of the bld plus estimated publication costs, and by a certification of eligibility, defined in the preceding paragraph. The envelope must show the sale number and date of sale in the lower left-hand corner: "Public Sale Bid, Sale N-1968, November 19, 1969"

The authorized officer shall publicly declare the highest qualifying sealed bid received. Oral bids shall then be invited in specified increments. After oral bids, if any, are received, the authorized officer shall declare the high bld. A successful oral bidder must submit a guaranteed remittance, in full payment for the tract and cost of publication, before 3:30 p.m. of the day of the sale.

If no bids are received for the sale tract on Wednesday, November 19, 1969, the tract will be reoffered on the first Wednesday of subsequent months at 9 a.m., beginning December 3, 1969. Any adverse claimants to the above described land should file their claims, or objections, with the undersigned before the time designated for sale.

The land described in this notice has been segregated from all forms of appropriation, including locations under the general mining laws, except for sale under this Act, from the date of notation of the proposed classification decision. Inquiries concerning this sale should be addressed to the Land Office Manager, Bureau of Land Management, Room 3008 Federal Building, 300 Booth Street, Reno, Nev. 89502, or to the District Manager, Bureau of Land Management, 801 North Plaza Street, Carson City, Nev. 89701.

ROLLA E. CHANDLER, Manager, Nevada Land Office.

[F.R. Doc. 69-12062; Filed, Oct. 8, 1969; 8:46 a.m.]

#### Office of the Secretary D. N. KEATON, JR.

# Statement of Changes in Financial

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

- (1) None. (2) None.
- (3) None
- (4) None

This statement is made as of September 13, 1969.

Dated: September 22, 1969.

D. N. KEATON.

[P.R. Doc. 69-12067; Piled, Oct. 8, 1969; 8:46 a.m.]

#### EDGAR A. WEYMOUTH

#### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

- (1) None.
- (2) None.
- (3) None, (4) None,

This statement is made as of September 25, 1969.

Dated: September 22, 1969.

EDGAR A. WEYMOUTH.

[F.R. Doc. 69-12068; Filed, Oct. 8, 1969; 8:46 a.m.]

# DEPARTMENT OF AGRICULTURE

Office of the Secretary

# ORDER DISCHARGING SUCCESSOR TRUSTEES

Marketing Agreement No. 133 and Order No. 990 (7 CFR Part 990), regulating the handling of Central California grapes for crushing, operative pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), were terminated by a termination order effective July 1, 1964 (29 F.R. 6521). The procedure upon termination was set forth in §§ 990.72(b) and 990.83, and the provisions of § 990.84 continued in effect after such termination.

Under the termination order the then functioning members of the Grape Crush Administrative Committee continued as Joint trustees for the purpose of liquidating the affairs of the Committee. Liquidation included distribution of proceeds from the disposition of 1961 and 1962 crop year surplus pools to equity holders. However, a portion of those proceeds was withheld from distribution pending outcome of litigation with respect to those pools. The joint trustees were discharged effective August 24, 1965 (30 F.R. 10955), having liquidated the affairs of the Committee to the fullest extent then practicable.

The August 24, 1965, order discharging the joint trustees indicated that distribution of the retained funds could appropriately and effectively be handled by a smaller group of persons as successor trustees. That order designated the following persons to serve as successor trustees: Mr. A. Setrakian, San Francisco, Calif.; Col. Albert H. Burton, Fresno Marketing Field Office, Fruit and Vegetable Division, Consumer and Marketing Service, Fresno, Calif., for whom Mr. Martin J. Kelly, then of that office, was designated to serve as alternate.

The August 24, 1965, order provided for the successor trustees to continue with the liquidation of the affairs of the Committee in accordance with the applicable provisions of the marketing agreement, Order No. 990, and the termination order, and to serve in such capacity until discharged by the Secretary.

Upon completion of the aforementioned litigation, the retained funds were distributed to equity holders to the extent practicable. A small balance of approximately \$1,125 remained unclaimed and was, therefore, transmitted to the U.S. Treasury. This sum is on deposit and is available for distribution to claimants entitled thereto. Thus, the affairs of the Committee have been completely liquidated in accordance with the applicable provisions of the marketing agreement, Order No. 990, the termination order, and the order of August 24, 1965.

Therefore, the aforesaid persons acting as successor trustees are, at the effective time hereof, hereby discharged

and released from further serving as such successor trustees, and are hereby released from any and all obligations as successor trustees under said marketing agreement, Order No. 990, the termination order, and order of August 24, 1965. (Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 801-674)

Dated October 3, 1969, to become effective upon publication in the FEDERAL REGISTER.

RICHARD E. LYNG, Assistant Secretary.

[FR. Doc. 69-12089; Filed, Oct. 8, 1969; 8:48 n.m.]

#### Packers and Stockyards Administration

#### A & J LIVESTOCK AUCTION ET AL. Posted Stockyards

Pursuant to the authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.) on the respective dates specified below, it was ascertained that the livestock markets named below were stockyards within the definition of that term contained in section 302 of the Act, as amended (7. U.S.C. 202), and notice was given to the owners and to the public by posting notices at the stockyards as required by said section 302.

> Name, location of stockyard, and date of posting

A & J Livestock Auction, Orlando, Sept. 12,

#### TLLINOIS

Princeton Livestock Auction, Princeton, Sept. 13, 1969.

#### PENNSYLVANIA

Carlisle Livestock Market, Inc., Carlisle, Sept. 12, 1969,

#### WISCONSIN

Central Wisconsin Livestock, Inc., Augusta, Sept. 17, 1969.

South Central Livestock Exchange Inc., Portage, Sept. 18, 1969.

Done at Washington, D.C., this 2d day of October 1969.

G. H. HOPPER,

Chief, Registrations, Bonds, and Reports Branch, Livestock Marketing Division.

[P.R. Doc. 69-12086; Filed, Oct. 8, 1969; 8:48 a.m.]

[P. & S. Docket No. 456]

#### MARKET AGENCIES AT OGDEN UNION STOCK YARDS

#### Notice of Petition To Vacate Order and Dismiss Proceeding

Pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), a basic order was issued in the case of "Frank H. Connor, Alan F. Wilson, Charles G. Smith and Maxwell B. Morgan, trading as John Clay & Company, et al.," respondents (P. & S. Docket No. 456), on February 6,

1935, prescribing the rates and charges to be assessed by the respondents for the stockyard services rendered by them at the Ogden Union Stock Yards, Ogden, Utah. Presently, however, there is only one market agency doing business at said stockyards. The prescribed rates and charges have been modified from time to time by subsequent orders issued in the proceeding. The latest such order was issued on November 29, 1967, prescribing the rates and charges to be assessed to and including December 19, 1969, unless modified or extended by further order before the latter date

On August 18, 1969, the remaining respondent filed a petition requesting that the rate order in this proceeding be vacated and the proceeding dismissed in conformity with § 203.11 (9 CFR 203.11) of the Statements of General Policy under the Packers and Stockyards Act. The petition reads as follows:

Comes now the respondents, who request that the rate order in this proceeding be vacated and the proceeding be dismissed in accordance with section 203.11 of the statements of general policy under the Packers and Stockyards Act (9 CFR 203.11).

The basic order in this proceeding was issued February 6, 1935. Respondents are now operating under an order issued November 11, 1987. Such order to remain in effect un-less modified or extended by further order until December 19, 1969.

The marketing structure at the stockyard has changed from multiple firms to a single selling agency. Also the marketing structure in the trade territory, economic conditions in the industry, or other circumstances do not require continuing the formal procedure for obtaining modification of rates and charges by respondents.

is requested that this petition be granted.

Any interested person may file with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, within 15 days after the publication of this notice in the FEDERAL REGISTER, written data, views, comments, or arguments with respect to the petition filed by respondent.

All written submissions made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1,27(b)).

Done at Washington, D.C. this 2d day of October 1969.

DONALD A. CAMPBELL, Administrator, Packers and Stockyards Administration.

[F.R. Doc. 69-12087; Filed, Oct. 8, 1969; 8:48 a.m.]

[P. & S. Docket No. 457]

#### MARKET AGENCIES OPERATING AT THE SALT LAKE UNION STOCKYARDS

#### Notice of Petition To Vacate Order and Dismiss Proceeding

Pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), a basic order was issued on August 29, 1935 in the case of In re: Farmers Union Live

Stock Commission, a corporation, et al., respondents, prescribing the rates and charges to be assessed by the respondents for the stockyard services rendered by them at the Salt Lake Union Stockyards, Salt Lake City, Utah. Presently, however, there is only one market agency doing business at the stockyards. The prescribed rates and charges have been modified from time to time by subsequent orders issued in the proceeding. The latest such order was issued on August 29, 1969, prescribing the rates and charges to be assessed to and including August 31, 1971 unless modified or extended by further order before latter date.

On August 25, 1969, the remaining respondent filed a petition requesting that the rate order in this proceeding be vacated and the proceeding dismissed in conformity with § 203.11 (9 CFR 203.11) of the Statements of General Policy under the Packers and Stockyards Act. The petition reads as follows:

Comes now the respondents, who request that the rate order in this proceeding be vacated and the proceeding be dismissed in accordance with section 203.11 of the statements of general policy under the Packers and Stockyards Act (9 CFR 203.11). The basic order in this proceeding was is-

sued August 29, 1935. Respondents are now operating under an order issued August 11, 1967, extending the temporary rates and charges to and including August 31, 1969.

The economic conditions in the livestock industry, changes in the market structure at the stockyard and the trade territory or other circumstances, do not require continuing the formal procedure for obtaining modification of rates and charges by respondents.

There is one market agency presently operating at the stockyard.

It is requested that this petition be granted.

Any interested person may file with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, within 15 days after the publication of this notice in the Federal Register, written data, views, comments, or arguments with respect to the petition filed by respondent.

All written submissions made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 2d day of October 1969.

> DONALD A. CAMPBELL. Administrator, Packers and Stockyards Administration.

[F.R. Doc. 69-12088; Filed, Oct. 8, 1969; 8:48 a.m.1

### ATOMIC ENERGY COMMISSION

[Docket No. 50-34]

#### WESTINGHOUSE ELECTRIC CORP. Order Authorizing Dismantling of Facility

By application dated August 4, 1969, the Westinghouse Electric Corp. at Pittsburgh, Pa., furnished plans for dismantling and disposal of the Critical Reactor Experiment (CRX) Facility and its fuel and requested termination of Facility License No. CX-6. The CRX is located in Westmoreland County, Pa., and has been operating intermittently since 1957 at very low power levels.

We have reviewed the application in accordance with the provisions of the Commission's regulations and have found that the dismantling, decontamination, and disposal of the component parts and fuel in accordance with the regulations in 10 CFR Chapter I and the application will not be inimical to the common defense and security or to the health and safety of the public.

Accordingly, it is hereby ordered that the Westinghouse Electric Corporation may dismantle the CRX Facility covered by Facility License No. CX-6, as amended, in accordance with its application dated August 4, 1969.

Upon completion of the dismantling of the CRX Facility, decontamination of the facility site, disposal of the component parts and the reactor fuel, and an inspection by representatives of the Atomic Energy Commission, consideration will be given to the issuance of an order terminating Facility License No. CX-6.

Date of issuance: September 30, 1969. For the Atomic Energy Commission.

> Frank Schroeder, Acting Director, Division of Reactor Licensing.

[F.R. Doc. 69-12048; Filed, Oct. 8, 1969; 8:45 a.m.]

# DEPARTMENT OF HEALTH, EDU-CATION, AND WELFARE

Food and Drug Administration

[DESI 12-14NV]

# TETRACYCLINE OPHTHALMIC OINTMENT

#### Drugs for Veterinary Use; Drug Efficacy Study Implementation

The Food and Drug Administration has evaluated a report from the National Academy of Sciences-National Research Council, Drug Efficacy Study Group, on the following preparation: Polyotic Ointment 1.0 percent, an ophthalmic ointment containing 10 milligrams of tetracycline hydrochloride per gram; by American Cyanamid Co., Princeton, N.J. 08540.

The Academy concludes that the product is effective for treating ocular infections caused by organisms sensitive to the drug. The Food and Drug Administration concurs with the Academy's conclusion.

Supplemental new animal drug applications are invited to revise the labeling provided in new animal drug applications for this drug to limit the claims and present the conditions of use substantially as follows:

#### INDICATIONS

For the treatment of ocular infections in dogs and cats such as infectious keratitis, conjunctivitis and blepharitis caused by Gram positive cocci (streptococci, staphylococci, and pneumococci), Gram negative bacteria (coli-aerogenes group), and some Rickettsia.

#### DOSAGE AND ADMINISTRATION

Use of the one-eighth ounce tube of 1 percent ointment with applicator tip is recommended. Apply the ointment to the infected eye every 2 hours, or more frequently as the conditions and the response indicate.

#### PRECAUTION

Animals being treated with the drug should receive constant supervision and if an adverse reaction is observed the treatment should be discontinued.

#### CAUTION

If the condition persists or increases discontinue use and consult veterinarian. Keep the container tightly closed. Do not touch applicator tip to any surface since this may contaminate the product.

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

Holders of new animal drug applications which have inadequate labeling in that it differs from the labeling presented above are provided 6 months from publication of this announcement in the PEDERAL REGISTER to submit revised labeling or adequate documentation in support of the labeling used.

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

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

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

Dated: October 2, 1969.

J. K. Kirk,
Associate Commissioner
for Compliance.

[F.R. Doc. 69-12081; Filed, Oct. 8, 1969; 8:46 a.m.]

### CIVIL AERONAUTICS BOARD

[Docket No. 21238]

#### SERVICE MAIL RATES FOR INTRA-ALASKA ROUTES

#### Notice of Postponement of Prehearing Conference

Notice is hereby given that the currently scheduled October 14, 1969, prehearing conference in the above-entitled proceeding is postponed until October 28, 1969, at 10 a.m., e.s.t., in Room 726, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C.

The date for filing requests for information and evidence, statements of proposed issues, proposed procedural dates and motions, is extended to October 13, 1980.

Dated at Washington, D.C., October 3, 1969.

[SEAL] HARRY H. SCHNEIDER, Hearing Examiner.

[F.R. Doc. 69-12101; Filed, Oct. 8, 1969; 8:49 a.m.]

[Docket No. 19912; Order 69-10-25]

# WESTERN AIR LINES, INC. Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of October 1969.

Application of Western Air Lines, Inc., for an exemption under section 416(b) of the Federal Aviation Act of 1958, as amended.

On July 9, 1969, Western Air Lines, Inc. (Western), filed a motion requesting that the Board issue an order to show cause proposing to amend Condition (8) of route 35 to delete the words "or Minneapolis-St. Paul, Minn." therefrom. That condition prohibits Western from serving Denver or Minneapolis-St. Paul on Los Angeles-Phoenix nonstop flights on segment 4.

No answers have been received.

Upon consideration of Western's motion and all the relevant facts, we have decided to grant Western's motion. We tentatively find and conclude that the public convenience and necessity require the deletion of the words "or Minneapolis-St. Paul, Minn." from Condition (8) of route 35.

In support of our ultimate conclusion, we tentatively find and conclude as follows: that Condition (8) was amended in Order 68-12-3, dated December 2, 1968, in which the Board granted Western nonstop San Diego/Phoenix-Twin Cities authority; that the clause in question was added to maintain the status quo in the Los Angeles-Phoenix/Twin Cities markets; that Western already has nonstop authority in all three markets; that the condition does not prevent Western from routing its aircraft from Los Angeles to Phoenix to Twin Cities as long as it does not earry Los Angeles.

Twin Cities passengers,1 but it does prevent Western from combining traffic flows in the Twin Cities-Phoenix, Twin Cities-Los Angeles, and Los Angeles-Phoenix markets; that the ability to combine such traffic flows will enable the carrier to more economically schedule services provided in these markets; in view of the lack of opposition it appears that amending the condition will have no substantial impact on any other carrier; and that no carrier or other party has objected.

Interested persons will be given 20 days following service of the order to show cause why the tentative findings and conclusions should not be made final. We expect such persons to direct their objections, if any, to specific markets and to support such objections with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by argument of fact or law and should be supported by legal precedent or detailed economic analysis. If an evidentiary hearing is requested, the objector should state in detail why such a hearing is considered necessary and what relevant and material facts he would expect to establish through such a hearing. General, vague, or unsupported objections will not be entertained.

Accordingly, it is ordered, That:

1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein and amending the certificate of public convenience and necessity of Western Air Lines, Inc., for route 35 so as to delete the language "or Minneapolis-St. Paul, Minn," from Condition (8) thereof;

2. Any interested persons having objection to the issuance of an order making final the proposed findings, conclusions, and certificate amendment set forth herein shall, within 20 days after service of a copy of this order, file with the Board a statement of objections together with a summary of testimony, statistical data, and other evidence expected to be relied upon to support the stated objection: 1

3. If timely and properly supported objections are filed, full consideration will be accorded the matters or issues raised by the objections before further action is taken by the Board;

4. In the event no objections are filed, all further procedural steps will be deemed to have been waived, and the case will be submitted to the Board for final action; and

\* Cf. Order 69-7-126, dated July 24, 1969, in which the Board held that a condition of this type "refers only to the type of service that (the carrier) can offer to traffic moving in (the affected) markets. The restriction is not an operational restriction affecting the routing of aircraft."

All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections and no further such motions, requests or petitions for reconsideration of this order will be entertained.

5. A copy of this order shall be served upon the cities and Chambers of Commerce of Los Angeles, Calif., Phoenix, Ariz., Minneapolis, Minn., and St. Paul, Minn., Airlift International, Inc., Air West, Inc., American Airlines, Inc., Braniff Airways, Inc., Continental Air Lines, Inc., Delta Air Lines, Inc., Eastern Air Lines, Inc., The Flying Tiger Line Inc., Frontier Airlines, Inc., Los Angeles Airways, Inc., National Airlines, Inc., North Central Airlines, Inc., Northwest Airlines, Inc., Ozark Air Lines, Inc., Pan American World Airways, Inc., Trans World Airlines, Inc., United Air Lines, Inc., and Western Air Lines, Inc.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON, Secretary.

(F.R. Doc. 69-12102; Filed, Oct. 8, 1969; 8:49 a.m.]

# FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 18684; FCC 69-1038]

#### AMERICAN TELEPHONE AND TELEGRAPH CO.

#### Memorandum Opinion and Order Instituting Investigation

1. The Commission has before it for consideration proposed revisions to FCC Tariff No. 260, Series 6000 and 7000 Channels, the program transmission services, filed by the American Telephone and Telegraph Co. (A.T. & T.) on August 29, 1969, to become effective October 1, 1969, and a Petition for Relief filed September 4, 1969, by the American Broadcasting Co. (ABC), the Columbia Broadcasting System, Inc. (CBS), the National Broadcasting Co., Inc. (NBC), and the National Association of Broadcasters (NAB). An Opposition to the Petition for Relief was filed by A.T. & T. on September 11, 19691. The revised tariff schedules establish a new structure for program transmission rates, namely the Series 6000 and 7000 service offering 1.

2. At this point it is helpful to review several foregoing events which were instrumental in A.T. & T.'s decision to file the revised schedules. On January 25, 1968, an initial decision issued in the case of Sports Network, Inc., Docket No. 16043 (FCC 68D-4), in which the Examiner found that the 8-hour minimum charge when applied to periods of use specifically requested by customers which are less than 8 hours per day, 7 days per

week, per month, were unjust and unreasonable within the meaning of section 201(b) of the Communications Act of 1934, as amended, and unduly discriminatory within the meaning of section 202(a) of the Act. The Examiner directed A.T. & T. to cancel its existing audio and video tariff provisions to the extent that they apply to customers who specifically request and use periods less than 8 hours per day, 7 days per week, per month, and to file revised tariff provisions appli-cable to such use. A.T. & T. meanwhile. on the basis of evidence in Docket No. 16258, the interstate rate case, had concluded that the general rate level for the program transmission services was too low and accordingly filed revised tariff schedules covering these services on February 1, 1968. At the request of the Chief, Common Carrier Bureau, the effective date of this revision was extended and the time involved was used to perform new studies of these services. An extension of time was granted again to September 1, 1969, to complete these studies and to submit the present filing. A.T. & T. requests cancellation of its February 1. 1968, filing, but also notes that additional review of the rate level for these services is required and that the proposed rate schedules should be regarded as an interim measure.

15671

3. The petition for relief filed by ABC, CBS, NBC, and NAB requests that the Commission require A.T. & T. to defer for a period of not less than 90 days the effective date of the proposed revisions. While no proof of service as required by § 1.47(g) of the Commission's rules accompanied said petition, we will waive the rule and consider the petition. Basically petitioners allege that because of the nature of the cost data submitted. together with the period of time afforded for review prior to the required date of filing a petition to suspend, they are deprived of adequate public notice of the instant filing. Petitioners contend that the Commission possesses sufficient authority pursuant to sections 203 (b) and (d) of the Communications Act of 1934. as amended, and within the terms of the agreement between parties in Docket No. 16258, to grant the relief requested. A.T. & T. in its opposition alleges that appropriate notice is provided, that there is no violation of the agreement, and that the Commission does not possess the authority pursuant to sections 203 (b) and (d) of the Act to defer the effective date of the revised schedules as petitioners request.

4. In view of the background associated with the present filing and noting the inordinate amount of time already expended in attempting to resolve this situation, we perceive no advantage to the public in granting the extension of

Oct. 22, 1969.

On Sept. 19, 1969, ABC, NBC, CBS, and NAB filed petitions for rejection or suspension and for other relief and Hughes Sports Network Inc. (Hughes), filed comments. A reply to the ABC, CBS, NBC petition was filed on Sept. 23, 1969, by A.T. & T.

The time for filing exceptions to the initial decision in this case was extended to

<sup>5</sup> The Television, Radio and Film Communications Division of the Program Council, The United Methodist Church (TRAFCO) filed on Sept. 19, 1969, a Petition for Suspen-sion of Series 6000 offering. In view of the action of Chief, Common Carrier Bureau, on Sept. 17, 1969, in rejecting this offering, said petition is rendered moot.

time requested. While we are unable to determine whether the charges, classifications, regulations, or practices contained in the revised tariff schedules for the television service will be lawful under the Communications Act of 1934, as amended, it does appear that the objectionable tariff provisions as found by the Examiner in Sports Network, Inc., have been ameliorated by the provisions of this tariff. Thus, while an investigation is required, we see no need to suspend the television service tariff for the statutory 3-month period. However, to insure the rights and interest of any party adversely affected thereby, we will suspend the revised schedules for a period of 1 day and enter an accounting order. We wish to make abundantly clear that we are not at this time reviewing the Sports Network case but merely noting a relationship existing in the tariff before us, Moreover, we are not deciding at this time the extent of our authority to grant the kind of relief requested by petitioners.

5. The Chief, Common Carrier Bureau on September 17, 1969, under delegated authority, rejected the revised tariff schedules for Series 6000 channels, the radio broadcasting service, for failure to provide the facts in justification of the proposed rate increase as required pursuant to § 61.33 of the Commission's rules. Accordingly, we need not at this time consider those revised tariff schedules which are no longer before us.

6. Accordingly, in view of the foregoing considerations, It is ordered, That, pursuant to the provisions of sections 201, 202, 203, 204, 205, and 403 of the Communications Act of 1934, as amended, an investigation is instituted into the lawfulness of the above described revisions to A.T. & T.'s Tariff No. 260 forwarded with Transmittal No. 10563 and filed on August 29, 1969, as enumerated in the Appendix hereto, including cancellations, amendments or reissues thereof;

7. It is further ordered, That the petition for relief is denied:

8. It is further ordered, That the petitions for Suspension are granted to the extent herein noted and otherwise denied:

9. It is further ordered, That, pursuant to the provisions of section 204, the operation of the above-described tariff schedules is hereby suspended until October 2. 1969, and A.T. & T. shall, in the case of all increased charges and until further order of the Commission, keep accurate account of all amounts received by reason of such increase specifying by whom and in whose behalf such amounts were paid, and upon completion of the hearing and decision therein, the Commission may by further order require the refund thereof, with interest, pursuant to section 205 of the Act and the carrier shall file with the Commission a report on or before the 10th day of each calendar month, commencing November 1969, showing the amounts accounted for

as aforesald during the previous calendar month:

10. It is further ordered, That, without in any way limiting the scope of the investigation, it shall include consideration of the following:

(1) Whether the charges, classifications, practices, and regulations published in the aforesaid tariffs are or will be unjust and unreasonable within the meaning of section 201(b) of the act:

(2) Whether such charges, classifications, practices, and regulations will, or could be applied to, subject any person or class of persons to unjust or unreasonable discrimination or give any undue or unreasonable preference or prejudice to any person, class of persons, or locality, within the meaning of section 202(a) of the Act:

(3) Whether the aforesaid tariffs conform to the requirements of section 203 of the Act and part 61 (47 CFR Part 61) of our rules implementing that section:

(4) If any of such charges, classifications, practices, and regulations are found to be unlawful, whether the Commission should prescribe charges, classifications, practices, and regulations for the service governed by the tariffs, and if so, what should be prescribed.

11. It is further ordered, That a hearing be held in this proceeding at the Commission's offices in Washington, D.C., at a time to be specified; and that the examiner to be designated to preside at the hearing shall certify the record, without preparation of an initial or recommended decision, and the Chief of the Common Carrier Bureau shall thereafter issue a recommended decision which shall be subject to the submittal of exceptions and requests for oral argument as provided in 47 CFR 1.276 and 1.277. after which the Commission shall issue its decision as provided in 47 CFR 1,282; and

12. It is further ordered, That A.T. & T. and all carriers listed as concurring carriers in the above-mentioned tariff schedules are made parties respondent and ABC, CBS, NBC, NAB, and Hughes are granted leave to intervene upon filing a notice of intention to appear and participate within 20 days of the release date of this order.

Adopted: September 24, 1969. Released: October 6, 1969.

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,\* BEN F. WAPLE,

Secretary.
[P.R. Doc. 69-12091; Filed, Oct. 8, 1969; 8:48 a.m.]

APPENDIX

APPLICATIONS ACCEPTED FOR FILING DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

[SEAL]

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

1567-C2-P-70—South Central Bell Telephone Co. (New), C.P. for new 1-way station to be located at 248 East Capitol Street, Jacksonville, Fia., to operate on frequency 152.84 MHz. 1568-C2-P-70—Central Telephone Co. (KIY735), C.P. for additional channel to operate on frequency 152.69 MHz at a new site identified as location No. 2: Springs Road Office, approximately 3 miles east-northeast of Hickory, N.C.

1569-C2-P-70—Redwood Radiotelephone Corp. (KMA617), C.P. to change antenna system at location No. 1: Summit Nichol Knob, Richmond, Calif., operating on frequency 152.12 MHz.

he previous calendar [Report 460]

#### COMMON CARRIER SERVICES INFORMATION <sup>1</sup>

#### Domestic Public Radio Services Applications Accepted for Filing 2

OCTOBER 6, 1969.

Pursuant to \$5 1.227(b) (3) and 21.26 (b) of the Commission's rules, and application, in order to be considered with any domestic public radio services application appearing on the attached list. must be substantially complete and tendered for filing by whichever date is earlier: (a) The close of business 1 business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cutoff dates are set forth in the alternativesapplications will be entitled to consideration with those listed in the appendix if filed by the end of the 60-day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

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

FEDERAL COMMUNICATIONS
COMMISSION.
BEN F. WAPLE.

Secretary.

Appendix filed as part of the original document.

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

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

Commissioner Johnson concurring in the result; Commissioner H. Rex Lee absent.

871-C2-R-70-Wisconsin Telephone Co. (KC5691), Renewal for (Developmental) license

expiring Nov. 1, 1989. Term: Nov. 1, 1989 to Nov. 1, 1970. 1574-C2-P-70—Southwestern Bell Telephone Co. (KFL882), CP. to change frequency from: 152.60 MHz to: 152.78 MHz. Location; Off Highway No. 61, 12 miles south of Biytheville.

three additional channels to operate on frequencies 454.075, 454.175, 454.825 MRz at a new site identified as socation No. 2: Mount Livingston, 6.5 miles north-northeast of 1575-C2-P-(3)-70-Ray Andrew Fields, doing business as Autofone Co. (KOP257), CP. for Comnas, Wash.

to operate on frequency 454.025 MHz at a new site identified as location No. 3: Dodgin 576-C2-P-70-Mobile Badio Communications, Inc. (KAA275), C.P. for additional channel and Gudgell Street, Independence, Mo.

Service (New), C.P. for a new 1-way station to operate on frequency 158.70 MHz at location No. 1: 1889 Scuthampton Road, Jacksonville, Fig. Location No. 2: 1037 10th 582-C2-P-(5)-T0-Southwestern Bell Telephone Co. (KAA819); CP. to add suxiliary test station to operate on frequencies 459.875, 459.455, 459.450, 459.550 MHz at a new site: 6213 Holmes Street, Kansas City, Mo. Also add base channels to operate on frequencies 454.375, 454.425, 454.450, and 454.550 at existing site 1425 Oak Street, Kansas City, Mo. 583-C2-F-(3)-70-W. L. and R. L. Meadow, doing business as Jacksonville Radio Dispatch

398-C2-P-70-Waterloo Communications, Inc. (New), CP. for a new 2-way station to be 1599-C2-P-70-Iowa City Answering Service (KJU809), C.P. to relocate facilities to 1,000 feet south of Interstate 80 and I mile west of Highway No. 1, Iowa City, Iowa, operating located at 201 East Mullan Avenue, Waterloo, lows, to operate on frequency 152.06 MHz. on frequency 152.21 MHz.

Avenue South, Jacksonville Beach, Fla. Location No. 3: Northwest corner of St. Johns

Street and 14th Street South, St. Augustine, Fla.

600-C2-MP-70-Radio Paging, Inc. (KIF613), Modification of CP, to change antenna systern and replace transmitter operating on frequency 454225 MHz at its station located On Tennessee Building, 1010 Travis Street, Houston, Tex.

1922-C2-R-T0-New York Telephone Co. (KC5161), Renewal of (Developmental) Hoense expiring Nov. 23, 1969. Term: Nov. 23, 1969, to Nov. 23, 1970.

# Major Amendment

1086-C2-P-70-General Telephone Co. of Wisconsin (New), Amend to read: CP: to operate on frequency 454.825 MHz (Base) and 454.675 MHz (Signaling). All other particulars remain the same as reported on public notice dated Sept. 2, 1959, Report No. 455

# Informative

It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding ex parte presentations, by reasons of potential electrical

# Terms

Marvin Barnblatt doing business as Autophone of San Antonio (KK,1451), 21-C2-P-70, Answer Inc. of San Antonio (KKG559), 886-C2-P-70.

# POINT-TO-POINT MICROWAYE RADIO SERVICE (TELEPHONE CARRIER)

new station to be located at 5237 East Beverly Boulevard, Montebello, Calif. Frequency 1870-C1-P/L-70-The Pactfic Telephone & Telegraph Co. (New), CP. and License for 6287.5 MHz toward Mount Wilson, Calif.

1571-Ci-P-70-The Mountain States Telephone & Telegraph Co. (New), CP. for a new station to be located at 10 miles east-southeast of Albuquerque, N. Mex. Frequency 2113.5 MHz toward Socorro, N. Mex.

frequency 2163.5 MHz toward Manzano, N. Mex. Location; 9 miles north-northwest of 572-C1-P-70-The Mountain States Telephone & Telegraph Co. (KNZ51), CP. to add Socorro, N. Mex.

577-C1-P-70-Southwestern Bell Telephone Co. (KSW26), CP. to add frequencies 6286.2 and 6404.8 MHz toward Guthrie, Okla. Location: 405 North Broadway, Oklahoma City,

POINT-TO-POINT MICHOWAYE RADIO SERVICE (TELEPHONE CARRIED

1578-CI-P-70-Southwestern Bell Telephone Co. (New), C.P. for a new fixed station to be located at 16 miles southeast of Guthrie, Okla., to operate on frequencies 6684.2 and 6152.8 MFg toward Oklahoma City, Okla., and Glencoe, Okla.

1579-C1-P-70-Southwestern Bell Telephone Co. (New), CP. for a new fixed station to be located at 2 miles southwest of Giencoe, Okla., to operate on frequencies 6286.2 and 6404.8 MHz toward Guthrie and Ponca City, Okla.

530-CI-P-70-Southwestern Bell Telephone Co. (New), CP. for a new fixed station to be located at 8.2 miles southeast of Ponca City, Okla., to operate on frequencies 6384.2 and

1881-C1-P-70-Southwestern Bell Telephone Co. (New), CP. for a new fixed station to be located at 115 East Chestnut Street, Fonce City, Okia, to operate on frequencies 6285.2 6152.8 MHz toward Glencoe and Ponca City, Okla.

C.P. to add frequencies 10,755 and 6189.8 MHz toward Ashton, Idaho, and change the antenna system 1582-C1-P-70-The Mountain States Telephone & Telegraph Co. (KPW88), and 6404.8 MHz toward Ponca City, Okla.

Location: 29 Main Street, St. Anthony, Idaho.

1883-CI-P-70-The Mountain States Telephone & Telegraph Co. (New), C.P. for a new fixed station to be located at 7 miles north-northeast of Arhiton, Idaho, to operate on frequencies 11,885 and 5897.8 MHz toward St. Anthony, Idaho, and 11,405 and 5952.6 MHz toward Island Park, Idaho.

1584-C1-P-70-The Mountain States Telephone & Telegraph Co. (New), CP, for a new fixed station to be located at 1.5 miles northeast of Island Park, Idaho, to operate on frequencies 10,955 and 6204.7 MHz toward Big Bend, Idaho.

1591-CI-P/I-70-California Interstate Telephone Co. (New), C.P. and License for a new station to be located in any temporary fixed location within the territory of the grantee, to operate on frequencies in the 3700-4200, 5925-6425, 10,700-11,700, and 13,200-13,250 MHz frequency bands.

of Georgia, North Carolina, and Virginia, to operate on frequencies within the 27.255, 2110-2130, 2160-2180, 3700-4200, 5625-6425, and 10,700-11,700 MHz frequency bands. All 1594-C1-P/ML-70-South Central Bell Telephone Co. (KZS88), CP. and Modification of license for authority to extend coverage to include bordering territories in the states other terms of the existing license remains the same.

1895-CI-P-73-Indiana Bell Telephone Co. (KSN77), CP, to add frequency 10,795 MHz toward Burlington, Ind. Location; 0.5 mile north of Frankfort, Ind.

1926-CI-R-70-Michigan Beil Telephone Co. (KKU73), Renewal of license (Developmental) Terms: Nov. 13, 1969-Nov. 13, 1970.

Co. (KMB68), Renewal 4049-CI-R-70-The Pacific Telephone & Telegraph (Developmental) Terms: Oct. 28, 1969-Oct. 28, 1970.

Co. (KNZ36), Renewal of Hoense 6445-C1-R-70-The Pacific Telephone & Telegraph (Developmental) Terms: Oct. 28, 1969-Oct. 28, 1970.

1117-01-P-70-Pacific Power & Light Co. (New), Correct frequency to read 10,715 MHz (instead of 10,175 MHz). All other particulars same as reported on public notice No. 456, dated Sept. 8, 1969.

# POINT-TO-POINT MICHOWAYE RADIO SERVICE (NONTELETHONE)

control from Irring B. Kahn and H. J. Schladty, et al, Transferors, to: Irving B. Kahn, H. J. Schladty, William M. Jennings, Jack Kent Cooke, and Hughes Aircraft Co., et al, Transferees, Stations: KAK39, Liberal, Kans.; KLF92, Spearman, Tex.; KLF93, near Highland, Tex.; KPB51, Mount Royal, Mont.; KPB82, near Glacier, Mont.; KPB85, Mount Aeness, Mont.; KPHSS, Highwoods Pesk, Mont.; KPJ23, Little Rockies, Mont.; KPQ47, Hinsdale, Mont.; KPQ73, Temp-Fixed; KPV71, Novon, Mont.; KTQ55, Allen Peak, Mont. 1601-Ct-TC-(12)-70-TelePrompTer Transmission of Kansas, Inc., Consent to transfer of

of control from Irving B. Kahn and H. J. Schladfy, et al, Transferors, to: Irving B. Kahn, H. J. Schladfy, William M. Jennings, Jack Kent Cooke, and Hughes Aircraft Co., et al, Transferees, Station: KK748, El Hueriano Mess, N. Mex. 1602-CI-TC-70-TelePrompTer Transmission of New Mexico, Inc., Consent to transfer

POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE) -continued

1603-C1-TC-(4)-70-TelePrompTer Transmission of Oregon, Inc., Consent to transfer of control from Irving B. Kahn and H. J. Schlafly, et al, Transferors, to: Irving B. Kahn, H. J. Schlafly, William M. Jennings, Jack Kent Cooke, and Hughes Aircraft Co., et al, Transferees, Stations: KPC72, Baldy Butte, Oreg.; KPC73, Roman Nose, Oreg.; KPN72, Mary's Peak, Oreg.; KGC45, Rink Hill, Oreg.

1604-C1-AL-(5)-70-Midwest Microwave, Inc., Consent to assignment of license from Midwest Microwave, Inc., Assignor, to: United Video, Inc., Assignee, Stations: KSI55, Norway, Ill.; KSJ62, Plainfield, Ill.; KSV40, Streator, Ill.; KSV41, Peru, Ill.; KSV42, Amboy,

1625-C1-P-70-Microwave Communications, Corp. (KNM54), C.P. for power split of frequencies 6375.2 and 6345.5 MHz on azimuth 5°45'. Location: Mount Vaca, 8 miles northwest of Vacaville, Calif. (Informative: Applicant proposes to provide the television signals of station KTVU and KBHK-TV to Nor Cal Cablevision, Inc., in Colusa, Calif.) 1626-C1-P-70-Mid-Kansas, Inc. (KZA42), C.P. to power split frequency 6123.1 MHz on

azimuth 203°00'. Location: 2 miles east of McPherson, Kans. (Informative: Applicant proposes to provide the television signal of station KTWU-TV to Sunflower Educational Television Corp., permittee of an educational television station on Channel 8, Hutchinson, Kans.)

1627-C1-P-70-Eastern Microwave, Inc. (New), C.P. to power split frequencies 5960.0, 6019.3, and 6078.6 MHz on azimuth 12°08'. Location: Helderberg Mounatin, 1.75 miles northwest of New Salem, N.Y., at lat. 42°38'12" N., long. 73°59'45" W. Prequencies are proposed in a pending application for the same site which has grandfather rights on these frequencies. (Informative: Applicant proposes to provide the signals of WPIX, WOR-TV, and WNEW-

TV of New York to Champiain Cablevision, Inc., in Glens Falls, N.Y.)
1628-C1-P-70-Microwave Transmission Corp. (New), C.P. for a new station at 1611 18th
Avenue, Seattle, Wash., at lat. 47°36'57' N., long. 122°18'27' W. Frequency 6123.1 MHz on

azimuth 141°15°.

1629-C1-P-70—Microwave Transmission Corp. (New), C.P. for a new station on Grass Mountain, 7 miles east-northeast of Enumclaw, Wash., at lat 47°13′11″ N., long. 121°50′21″ W. Frequency 6375.2 MHz on azimuth 119°12′.

1630-C1-P-70-Microwave Transmission Corp. (KPR32), C.P. to replace transmitter operating on 6047.6 MHz and azimuth 67°30' with a Lenkurt Electric, type 75Al transmitter having a power output of 10 watts, Location: 15 miles south-southeast of Lester, Wash. (Informative: The instant application proposes facilities to extend microwave service presently provided by the applicant which delivers educational television station KCTS-TV, Channel 9, Seattle, Wash., by means of an off-air pickup at Ravens Roost Mountain to a direct feed from the transmitter in Scattle, Wash, Request for special temporary authority filed.)

Informative

It appears that the following sets of applications may be mutually exclusive and subject to the Commission's rules regarding ex-parte presentations by reasons of economic competition:

Alabama

Newhouse Alabama Microwave, Inc., File Nos. 147 through 149-C1-P-70 (Public Notice July 22, 1969)

Alabama Microwave, Inc., File Nos. 1481 through 1484-C1-P-70 (Public Notice Sept. 29, 1969).

[F.R. Doc. 69-12092; Filed, Oct. 8, 1969; 8:48 a.m.]

# FEDERAL RESERVE SYSTEM

BARNETT NATIONAL SECURITIES CORP.

#### Order Approving Acquisition of Bank Stock By Bank Holding Company

In the matter of the application of Barnett National Securities Corp., Jacksonville, Fla., for approval of acquisition of 80 percent or more of the voting shares of Anastasia Bank, St. Augustine, Fla., a proposed new bank.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3 (a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Barnett National Securities Corporation, Jacksonville, Fla., for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of Anastasia Bank, St. Augustine, Fla., a proposed new bank

Inasmuch as the proposed new bank is to be a State bank, the Board, pursuant to section 3(b) of the Act, gave written

notice of receipt of the application to the Commissioner of Banking of the State of Florida, and requested his views and recommendation with respect thereto. In response, the Commissioner recommended approval of the application.

Notice of receipt of the application was published in the Federal Register on July 25, 1969 (34 F.R. 12303), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

It is hereby ordered, For the reasons set forth in the Board's statement 1 of this date, that said application be and hereby is approved, provided that the action so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b)

later than 3 months after the date of this order, unless such time shall be extended for good cause by the Board or by the Federal Reserve Bank of Atlanta pursuant to delegated authority, and that Anastasia Bank be open for business not later than 6 months after the date of this order.

Dated at Washington, D.C., this 2d day of October 1969.

By order of the Board of Governors'

[SEAL] ROBERT P. FORRESTAL. Assistant Secretary.

[P.R. Doc. 69-12055; Filed, Oct. 8, 1989; 8:45 a.m.)

#### HAWKEYE BANCORPORATION

#### Order Approving Acquisition of Bank Stock By Bank Holding Company

In the matter of the application of Hawkeye Bancorporation, Red Oak, Iowa, for approval of acquisition of voting shares of Mills County State Bank. Glenwood, Iowa.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3 (a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Hawkeye Bancorporation, Red Oak, Iowa, for the Board's prior approval of the acquisition of 87.6 percent of the voting shares of Mills County State Bank, Glenwood, Iowa.

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Superintendent of Banking for the State of Iowa and requested his views and recommendation. The Superintendent recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on August 5, 1969 (34 F.R. 12729), which provided an opportunity for interested persons to submit comments and views with respect to the proposed acquisition. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

It is hereby ordered, For the reasons set forth in the Board's statement' of this date, that said application be and hereby is approved; Provided, That the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order, or (b) later than 3 months after the date of this order, unless such period is extended for good cause by the Board or by

Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Atlanta.

<sup>2</sup> Voting for this action: Chairman Martin and Governors Robertson, Mitchell, Maisel, Brimmer, and Sherrill. Absent and not voting: Governor Daane.

Piled as part of the original document Coples available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Chicago,

parsuant to delegated authority.

Dated at Washington, D.C. this 2d day of October 1969.

By order of the Board of Governors.\*

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ROBERT P. FORRESTAL, Assistant Secretary.

F.R. Doc. 69-12056; Filed, Oct. 8, 1969; 8:45 a.m.l

#### MERCANTILE BANKSHARES CORP.

#### Notice of Application for Approval of Acquisition of Shares of Banks

Notice is hereby given that applica-tion has been made to the Board of Governors of the Federal Reserve System pursuant to section 3(a) (1) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a) (1)), by Mercantile Bankshares Corp., Baltimore, Md., for prior approval by the Board of action whereby Applicant would become a bank holding company through the acquisition of 100 percent of the voting shares of each of the following banks located in Maryland: The successor by merger to Mercantile-Safe Deposit and Trust Co., Baltimore; the successor by merger to Annapolis Banking & Trust Co., Annapolis, Applicant presently owns more than 90 percent of the voting shares of Belair National Bank, Bowie, Md.

Section 3(e) of the Act provides that the Board shall not approve:

(1) Any acquisition or merger or consolidation under section 3 which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States,

(2) any other proposed acquisition or merger or consolidation under section 3 whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless the Board finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

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

Not later than thirty (30) days after the publication of this notice in the PEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board, Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

the Pederal Reserve Bank of Chicago The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of Richmond.

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

By order of the Board of Governors.

ROBERT P. FORRESTAL, ISEAL ! Assistant Secretary.

[F.R. Doc. 69-12057; Filed, Oct. 8, 1969; 8:45 a.m.]

# SECURITIES AND EXCHANGE COMMISSION

[70-4791]

#### CONSOLIDATED NATURAL GAS CO. ET AL.

Notice of Proposed Issue and Sale of Debentures by Holding Company and Issue and Sale of Long-Term Notes by Subsidiary Companies to Holding Company

OCTOBER 3, 1969.

Notice is hereby given that Consolidated Natural Gas Co. ("Consolidated"), 30 Rockefeller Plaza, New York, N.Y. 10020, a registered holding company, and four of its subsidiary companies, namely, Consolidated Gas Supply Corp. ("Gas Supply"), 445 West Main Street, Clarksburg, W. Va. 26301, The East Ohio Gas Co. ("East Ohio"), 1717 East Ninth Street, Cleveland, Ohio 44114, The Peoples Natural Gas Co. ("Peoples"), Two Gateway Center, Pittsburgh, Pa. 15222, and The River Gas Co. ("River"), 324 Fourth Street, Marietta, Ohio 45750, have filed with this Commission a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935 ("Act"). Sections 6(a), 6(b), 7, 9(a), 10, 12(b), and 12(f) of the Act and Rules 43, 45, and 50 promulgated thereunder have been designated as applicable to the proposed transactions. All interested persons are referred to the applicationdeclaration, which is summarized below. for a complete statement of the proposed transactions.

Consolidated proposes to issue and sell, subject to the competitive bidding requirements of Rule 50, \$30 million principal amount of Debentures Due November 1, 1994. The interest rate, which will be a multiple of one-eighth of 1 percent, and the price to be paid to Consolidated, exclusive of accrued interest, which will be not less than 99 percent nor more than 102 percent of the principal amount thereof, will be determined by the competitive bidding. The debentures will be issued under an indenture to be dated as of November 1, 1969, between Consolidated and Bankers Trust Co., New York, N.Y., as trustee. The indenture includes prohibition, until November 1, 1974, against refunding the issue with the proceeds of funds borrowed at a lower annual cost of money.

As authorized on June 10, 1969 (Holding Company Act Release No. 16397), Consolidated will use \$20 million of the proceeds from the sale of the debentures to finance, in part, the 1969 construction program of its subsidiary companies. such program presently being estimated by Consolidated at \$104 million. The remaining \$10 million of such proceeds will be used in partial payment of Consolidated's \$20 million construction bank loan (Holding Company Act Release No. 16397)

In 1966 the Commission authorized 1-year open-account advances by Consolidated to its subsidiary companies for construction purposes (Holding Company Act Release No. 15504). The maturities of these advances were twice extended and now mature on October 25, 1970 (Holding Company Act Release Nos. 15866 and 16397). These advances were authorized with the understanding that upon the payment of short-term notes to banks from the proceeds of the issue and sale of debentures by Consolidated in 1969 the outstanding advances to subsidiary companies would be converted into long-term notes. Consolidated now proposes to acquire and the subsidiary companies propose to issue and sell to Consolidated, nonnegotiable long-term promissory notes as follows: Gas Supply, \$4,400,000; East Ohio, \$2,750,000; Peoples, \$2,750,000; and River, \$100,000. Consolidated will cancel a like amount of open-account construction advances to the subsidiary companies. The proposed long-term notes will mature in equal installments during the years 1974 through 1993 with a final lump sum payment at maturity in 1994 and will bear interest at a rate substantially equal to the effective cost of money to Consolidated through the issue and sale of the proposed debentures.

It is stated that the fees and expenses to be incurred in connection with the proposed transactions are estimated at \$84,000, including printing expenses of \$27,000; service charges of Consolidated Natural Gas Service Co., Inc., at cost, of \$28,000; trustee's charges of \$12,000; and accountant's fees and expenses of \$4,500. The fees and expenses of counsel for the underwriters, to be paid by the successful bidders, will be supplied by amendment.

It is further stated that the Public Service Commission of West Virginia has jurisdiction over the issue of longterm notes by Gas Supply, the Public Utilities Commission of Ohio over those issued by East Ohio and River, and the Pennsylvania Public Utility Commission over those issued by Peoples; and that no other State commission and no Federal commission, other than this Commission has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than October 22, 1969, request in writing that a hearing be held on such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the application-declaration which he desires to controvert; or he may request that he be notified if the

Voting for this action: Chairman Martin and Governors Mitchell, Daane, Maisel, Brimmer, and Sherrill. Absent and not voting: Governor Robertson.

Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicants-declarants at the above-stated addresses, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act; or the Commission may grant exemption from such rules and regulations as provided in Rules 20 (a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL]

NELLYE A. THORSEN, Assistant Secretary.

[P.R. Doc. 69-12069; Filed, Oct. 8, 1969; 8:46 a.m.]

# LIBERTY EQUITIES CORP. Order Suspending Trading

OCTOBER 3, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock and all other securities of Liberty Equities Corp. (a District of Columbia corporation) being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period October 6, 1969, through October 15, 1969, both dates inclusive.

By the Commission,

[SEAL]

NELLYE A. THORSEN, Assistant Secretary.

[P.R. Doc. 69-12070; Filed, Oct. 8, 1969; 8:47 a.m.]

# RAJAC INDUSTRIES, INC. Order Suspending Trading

OCTOBER 3, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading otherwise than on a national securities exchange in the common stock and all other securities of Rajac Industries, Inc. (a New York corporation) is required in the public

interest and for the protection of investors:

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period October 4, 1969, through October 13, 1969, both dates inclusive.

By the Commission.

[SEAL]

NELLYE A. THORSEN, Assistant Secretary.

[F.R. Doc. 69-12071; Filed, Oct. 8, 1969; 8:47 a.m.]

# INTERSTATE COMMERCE COMMISSION

[Notice 1837]

#### MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FOR-WARDER APPLICATIONS

OCTOBER 3, 1969.

The following applications are governed by Special Rule 1.247 1 of the Commission's general rules of practice (49 CFR 1100.247, as amended), published in the Federal Register Issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FED-ERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method-whether by joinder, interline, or other meansby which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d) (4) of the special rules, and shall include the certification required therein.

<sup>3</sup> Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423. Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the Federal Register issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

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

ceptable to the Commission. No. MC 1838 (Sub-No. 9) (Correction), filed August 28, 1969, published in the FEDERAL REGISTER on September 2, 1969. and republished, as corrected, this issue. Applicant: ALEX C. SMITH, INC., 13557 Bloomingdale Road, Akron, N.Y. 14001. Applicant's representative: Wil-liam J. Hirsch, 43 Niagara Street, Buffalo, N.Y. 14202. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Building materials, gypsum, and gypsum products, (1) Between the plantsites of shippers at or near Akron, N.Y., on the one hand, and, on the other, points in Connecticut, Delaware, District of Columbia, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, and New Jersey: points in Adams, Allegheny, Armstrong, Beaver, Bedford, Berks, Blair, Bucks, Butler, Cambria, Chester, Cumberland, Dauphin, Delaware, Fayette, Franklin, Fulton, Greene, Huntingdon, Indiana, Juniata, Lancaster, Lawrence, Lebanon, Lehigh, Mercer, Mifflin, Montgomery, Northampton, Perry, Philadelphia. Schuylkill, Snyder, Somerset, Washington, Westmoreland, and York Counties, Pa., and points in Rhode Island, Vermont, Virginia, and West Virginia; and (2) between the plantsite of shipper at Clarence Center, N.Y., on the one hand, and, on the other, points in Connecticut, Delaware, District of Columbia, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, Rhode Island, Vermont, Virginia, and West Virginia. Restriction: The operations authorized herein are limited to a transportation service to be performed under a continuing contract, or contracts, with the following shippers: National Gypsum Co. and Georgia-Pacific Corp. Note: The purpose of this republication is to

NOTICES

include gypsum and gypsum products in the commodity description, which was inadvertently omitted in the previous publication. If a hearing is deemed necessary, applicant requests it be held

at Buffalo, N.Y.

No. MC 2401 (Sub-No. 48), filed September 22, 1969. Applicant: MOTOR FREIGHT CORPORATION, 2345 South 13th Street, Terre Haute, Ind. 47802. Applicant's representative: John P. Mc-Mahon, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities (except those of unusual value, classes A and B explosives, household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment), serving the Eli Lilly and Co. plantsite located near Clinton, Ind., as an off-route point in connection with applicant's presently authorized regular route service from or to Clinton, Ind. Note: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Indianapolis,

No. MC 2900 (Sub-No. 175) (Amendment), filed July 25, 1969, published in the Federal Register issue of September 5, 1969, amended, and republished as amended, this issue. Applicant: RY-DER TRUCK LINES, INC., 2050 Kings Road, Jacksonville, Fla. 32203. Applicant's representative: Larry D. Knox (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Carbon black, from the plantsite of Columbian Carbon Co., located at or near Carboco, La., the plantsites of the R. T. Vanderbilt Co. and Thermatomic Carbon Co., at or near Sterlington, La., and from the plantsite of the Cabot Corp. located at or near Tate Cove, La., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Massachusetts, Michigan (Lower Peninsula), Mississippi, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and St. Louis, Mo., and its commercial zone. Nore: Applicant states it will tack at Monroe, La., and junction U.S. Highway 71 and Louisiana Highway 29 at or near Bunkie, La., for joinder only. The purpose of this republication is to broaden the scope of authority sought. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 10761 (Sub-No. 242) (Amendment), filed July 24, 1969, published in the Federal Register issue of August 14, 1969, amended September 22, 1969, and republished, as amended, this issue. Applicant: TRANSAMERICAN FREIGHT LINES, INC., 1700 North Waterman Avenue, Detroit, Mich., 48209. Applicant's representatives: L. G. Naidow (same address as above) and A. Alvis Layne, Pennsylvania Building, Washington, D.C.

common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment, serving the plantsites of Browning Arms Co., and Tenbrook Co., at or near Arnold, Jefferson County, Mo., as off-route points in connection with carriers presently held authority to and from St. Louis, Mo. Note: The purpose of this republication is to clarify the commodity description. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 10914 (Sub-No. 9), filed September 16, 1969, Applicant: THE O'BRIEN & NYE CARTAGE CO., a corporation, 308 Central Viaduct, Cleveland, Ohio 44115. Applicant's representative: J. A. Kundtz, 1050 Union Commerce Building, Cleveland, Ohio 44115. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, meat byproducts, and articles distributed by meat packinghouses, as described in sections A and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, in refrigerated vehicle, from Coldwater, Mich., to Toledo, Ohio. Note: Applicant states it will tack the proposed authority at Toledo, Ohio, with its presently held authority. If a hearing is deemed necessary, applicant requests it be held at Cleveland or Toledo, Ohio.

No. MC 11207 (Sub-No. 290), filed September 19, 1969, Applicant: DEATON, INC., 317 Avenue W, Post Office Box 1271, Birmingham, Ala. 35201, Applicant's representative: A. Alvis Layne, Pennsylvania Building, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Lumber and flooring, from the plantsite of Birmingham Forest Products, Inc., at Cordova, Ala., to points in Arkansas, Georgia, Mississippi, North Carolina, South Carolina, and Tennessee. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington,

D.C., or Atlanta, Ga.

No. MC 17803 (Sub-No. 9), filed September 16, 1969, Applicant: PREMIER TRUCKING SERVICE CO., a corporation, Post Office Box 156, Downtown Station, Omaha, Nebr. 68101. Applicant's representative: James Hopkins (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, and meat byproducts, and articles distributed by meat packinghouses, as defined in sections A and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except comcodities in bulk, in tank vehicles and except hides, from points in the Omaha, Nebr., Council Bluffs, Iowa, commercial zone, to points in Illinois, Indiana, Michigan, Ohio, and Wisconsin, Note: Appli-

20004. Authority sought to operate as a cant states that the requested authority common carrier, by motor vehicle, over regular routes, transporting: General thority. If a hearing is deemed necessary, applicant requests it be held at Omaha, value classes A and B explosives, house.

15677

No. MC 30844 (Sub-No. 293), filed September 8, 1969, Applicant: KROBLIN REFRIGERATED XPRESS, INC., 2125 Commercial Street, Waterloo, Iowa 50704. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, Colo. 86202, Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, and meat byproducts, and articles distributed by meat packinghouses as described in sections A and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles, in hides) from Fargo, N. Dak., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia. West Virginia, and the District of Columbia. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kanas City, Mo., or Washington, D.C.

No. MC 31600 (Sub-No. 646), filed September 11, 1969. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION. INC., Calvary Street, Waltham, Mass. 02154. Applicant's representative: Harry C. Ames, Jr., 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Caustic soda and sodium hypochlorite, in bulk, in tank vehicles, from South Orrington, Maine, to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, and New Jersey; and (2) petroleum and petroleum products, in bulk, in tank vehicles, from New Haven, Conn., to points in Nassau and Suffolk Counties, N.Y. Nore: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

tember 17, 1969. Applicant: FASGO MOTOR EXPRESS, INC., 2000 St. Clair, East St. Louis, Ill. 62203. Applicant's representative: James C. Hardman, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring

No. MC 37544 (Sub-No. 2), filed Sep-

special equipment), between Robinson, Ill., and Palestine, Ill., over Illinois Highway 33, serving the intermediate point of Gordons, Ill., and the off-route point of Hutsonville, Ill. Norz: If a hearing is deemed necessary, applicant requests it be held at Springfeld, Ill.

be held at Springfield, III.

No. MC 40978 (Sub-No. 16), filed September 18, 1969. Applicant: CHAIR CITY MOTOR EXPRESS COMPANY, a corporation, 3321 Highway 141 South, Sheboygan, Wis. 53081. Applicant's representative: John L. Bruemmer, 121 West Doty Street, Madison, Wis. 53703. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) New furniture, from the plantsite and storage facilities of Nemschoff Chairs, Inc., at Sheboygan, Wis., to points in Colorado, Connecticut, Delaware, District of Columbia, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Missouri, Nebraska, New Hampshire, New Jersey, New York, Ohio, Oklahoma, Pennsylvania, Rhode Island, Texas, Virginia, and West Virginia, and (2) returned and rejected shipments of furniture, on return movements restricted to traffic originating at the said plantsite and storage facilities. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Milwaukee, Wis.

No. MC 41098 (Sub-No. 36), filed Sep. tember 5, 1969. Applicant: GLOBAL VAN LINES, INC., Number One Global Way, Anaheim, Calif. 92803. Applicant's representatives: Alan F. Wohlstetter, One Farragut Square, Washington, D.C. and Floyd L. Farano or E. W. Schumacher (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods as defined by the Commission, between points in the United States (except Alaska). Note: Applicant indicates tacking possibilities in connection with MC 41098 Sub 35 (Hawaii), also in connection with through rates Alaskan Carriers pursuant to section 216 of the Interstate Commerce Act. Applicant states it is presently authorized to operate to, from, or between all 50 States (except Maine and Alaska) and the instant application if granted, would permit applicant to operate between points in all States except Alaska. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 41984 (Sub-No. 23), filed August 22, 1969. Applicant: BLANTON TRUCKING COMPANY, INCORPO-RATED, Caril's Corner, Bridgeton, N.J. 08302. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities (except livestock, dangerous explosives, inflammables, commodities in bulk other than fertilizer, articles of unusual size or value, and household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 677), serving Bridgeton, N.J., as an off-route point. Note: Applicant does not seek to serve Bridgeton but seeks to operate through Bridgeton, N.J., in order to eliminate operating through a point in the Philadelphia, Pa., commercial zone in connection with its operations between Essex, Carolina, and Hanover, Counties, Va.; Richmond, Va.; Washington, D.C., Baltimore, Md., on the

one hand, and, on the other, New York, N.Y., and New Jersey areas as presently authorized. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 52579 (SubNo. 119), filed September 22, 1969. Applicant: GILBERT CARRIER CORP., One Gilbert Drive, Secaucus, N.J. 07094, Applicant's representative: Wilfred Abel (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Wearing apparel, and materials, and supplies used in the manufacture of wearing apparel, between Island Pond, Vt., and points in New York, N.Y., commercial zone. Note: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

No. MC 52921 (Sub-No. 16), filed September 3, 1969. Applicant: RED BALL. INC., Post Office Box 520, Sapulpa, Okla. 74066. Applicant's representative: Wilburn L. Williamson, 600 Leininger Building, Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen foods, from the plantsite of Pet Inc., Frozen Foods Division, at or near Chickasha, Okla., to points in Arkansas, Louisiana, Oklahoma, and Texas. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Oklahoma City.

No. MC 55581 (Sub-No. 16), filed August 25, 1969. Applicant: UTAH PACIF-IC TRANSPORT CO., a corporation, 15628 Southeast Old Carver Road, Clackamas, Oreg. 97015. Applicant's representative: Earl V. White, 2400 Southwest Fourth Avenue, Portland, Oreg. 97201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Salt and salt products, from Lakepoint, Utah, to points in Oregon and Washington. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Portland,

No. MC 56679 (Sub-No. 32), filed September 5, 1969. Applicant: BROWN TRANSPORT CORP., 125 Milton Avenue S.E., Atlanta, Ga. 30315. Applicant's representative: B. K. McClain (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Canned goods, from Minneapolis, Minn., to points in Kentucky. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Atlanta, Ga.

No. MC 61403 (Sub-No. 198) (Correction), filed August 19, 1969, published in the Federal Register issue of September

18, 1969, corrected and republished in part as corrected this issue. Applicant: THE MASON AND DIXON TANK LINES, INC., Eastman Road, Kingsport, Tenn. 37662. Applicant's representatives: W. C. Mitchell, 140 Cedar Street, New York, N.Y. 10006 and Charles E. Cox (same address as applicant). Note: The purpose of this partial republication is to show the correct name of applicant as shown above in lieu of the Mason and Dixon Lines, Inc. The rest of the publication remains the same.

No. MC 61403 (Sub-No. 199) (Correction), filed August 25, 1969, published in the Federal Register issue of September 18, 1969, corrected and republished in part as corrected this issue, Applicant: THE MASON AND DIXON TANK LINES, INC., Eastman Road, Kingsport, Tenn. 37662. Applicant's representatives: W. C. Mitchell, 140 Cedar Street, New York, N.Y. 10006, and Charles E. Cox (same address as applicant). Note: The purpose of this partial republication is to show the correct name of applicant as shown above in lieu of the Mason and Dixon Lines, Inc. The rest of the publication remains the same.

No. MC 61592 (Sub-No. 148), September 2, 1969. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, Iowa 52722. Applicant's representative: R. Connor Wiggins, Jr., Suite 909, 100 North Main Building, Memphis, Tenn. 38103. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Canned goods and dog food, from the plantsites of Allen Canning Co., located at Gentry, Ark.; at Siloam Springs, Ark., at a point approximately 10 miles east of Siloam Springs, Ark., at Kansas, and Proctor, Okla., to points in Alabama. Florida, Georgia, North Carolina, South Carolina, and Tennessee, Note: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary. applicant requests it be held at Memphis. Tenn.

No. MC 69116 (Sub-No. 126), filed September 16, 1969. Applicant: SPEC-TOR FREIGHT SYSTEM, INC., 205 West Wacker Drive, Chicago, Ill. 60606. Applicant's Representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (a) between junction U.S. Highway 51 and Illinois Highway 17 and junction U.S. Highway 51 and U.S. Highway 24 as an alternate route for operating convenience only, serving the junction of U.S. Highway 51 and Illinois Highway 17 for purpose of joinder only; from junction U.S. Highway 51 and Illinois Highway 17 over U.S. Highway 51 to junction U.S. Highway 24, and return over the same route; and (b) between junction U.S. Highways 51 and 24 and

Normal, Ill., as an alternate route for operating convenience only, serving Normal, Ill., for purposes of joinder only; from junction U.S. Highways 51 and 24 over U.S. Highway 51 to Normal, and return over the same route. Note: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 70101 (Sub-No. 2), filed September 8, 1969, Applicant: VICKSBURG TRANSFER & STORAGE COMPANY, a corporation, 1801 Washington Street, Vicksburg, Miss. 39180. Applicant's representative: Donald B. Morrison, 717 Deposit Guaranty National Bank Building. Post Office Box 22628, Jackson, Miss. 39205. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between Vicksburg, Miss., on the one hand, and, on the other, points in Adams, Claiborne, Copiah, Hinds, Lincoln, Jefferson, Rankin, Madison, Issaquena, Sharkey, and Warren Counties, Miss., restricted to (1) to the transportation of containerized shipments having an immediately prior or subsequent movement by rail, motor, water, or air and moving on through bills of lading of forwarders operating under the section 402(b)(2) exemption, or (2) shipments having an immediately prior or subsequent out-of-State line-haul movement by rail, motor, water, or air. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Jackson, Miss.

No. MC 73165 (Sub-No. 272), filed September 15, 1969, Applicant: EAGLE MO-TOR LINES, INC., 830 North 33d Street, Post Office Box 1348, Birmingham, Ala. 35201. Applicant's representative: Robert M. Pearce, Post Office Box E. Bowling Green, Ky. 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Iron and steel articles and pipe, (1) between Swan, Tex., on the one hand, and, on the other, points in New York and New Jersey, and (2) between Bridgeton, N.J. and points in Louisiana and Texas. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 76472 (Sub-No. 12), filed September 10, 1969, Applicant: MATE-RIAL TRUCKING, INC., 924 South Heald Street, Wilmington, Del. 19801. Applicant's representative: William Saienni (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes. transporting: Gypsum, crude, crushed, ground, or pulverized in bulk, between the plantsite of Georgia-Pacific at or near Wilmington, Del., on the one hand, and, on the other, points in Carroll, Frederick, and Washington Counties, Md.; Cumberland County, N.J.; Berks, Chester, Delaware, Lancaster, Lehigh, Montgomery, Northampton, and

York Counties, Pa.; and Berkeley County, W. Va. Nore: Applicant states

that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 79135 (Sub-No. 43). September 9, 1969. Applicant: COSSITT MOTOR EXPRESS, INC., 63 West Kendrick Avenue, Hamilton, N.Y. 13346. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in Delaware, Chenango, Madison, and Otsego Counties, N.Y., on the one hand, and, on the other, points in Bergen, Essex, Hudson, Middlesex, Monmouth, Morris, Passaic, Somerset, and Union Counties, N.J. Note: Applicant states the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Syracuse, N.Y.

No. MC 82841 (Sub-No. 63), filed September 22, 1969. Applicant: HUNT TRANSPORTATION, INC., 801 Livestock Exchange Building, Omaha, Nebr. 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting; (1) Hair accessories, beauty aids, health aids, and merchandising aids, and (2) materials and supplies used in the manufacture and sale of the above, between Omaha, Nebr., on the one hand, and, on the other, points in the United States excluding Alaska and Hawali. Nore: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 94350 (Sub-No. 233), filed September 5, 1969. Applicant: TRANSIT HOMES, INC., Post Office Box 1628, Haywood Road, Greenville, S.C. 29602. Applicant's representative: Mitchell King (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 automobile, in initial movements, from points in Oregon to points in the United States, excluding Alaska and Hawaii. Note: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 96784 (Sub-No. 5), filed August 28, 1969. Applicant: SVENSSON FREIGHT LINES, 800 Pacific Avenue, Yuma, Ariz. 85364. Applicant's representative: Robert E. Joyner, 2111 Sterick Building, Memphis, Tenn. 38103. Authority sought to operate as a common carrier, by motor vehicle, over regular

routes, transporting: General commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities requiring special equipment) between Yuma, Ariz., and Phoenix, Ariz., over U.S. Highway 80 serving all intermediate points, and return over the same route, serving Roll and Hyder, Ariz., and points within a 30-mile radius of Yuma, Roll, and Hyder, Ariz., as off-route points. Note: If a hearing is deemed necessary, applicant requests it be held at Yuma or Phoenix, Ariz.

No. MC 100666 (Sub-No. 149), filed September 5, 1969. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7666, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 600 Leininger Building, Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting, Wallboard fiberboard, particleboard, roofing insulating sheathing, gypsum plaster products, joint system compound, building paper, and tape and materials used in the installation of the foregoing commodities when moving incidental to the foregoing commodities from West Memphis, Ark., to points in Alabama, Florida, Georgia, Indiana, Illinois, Iowa, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Oklahoma, Tennessee, and Texas. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Fort Worth, Tex., or Shreveport. La.

No. MC 100666 (Sub-No. 150), filed September 22, 1969, Applicant: MELTON TRUCK LINES, INC., Post Office Box 7666, Shreveport, La. 71107, Applicant's representatives: Wilburn L. Williamson, 600 Leininger Building, Oklahoma City, Okla, 73112 and Paul Caplinger (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Plastic pipe, plastic tubing, plastic conduit, valves, fittings, compounds, joint sealer, bonding, cement, primer, coating, thinner, and accessories used in the installation of such products, from points in Mayes County, Okla., to points in California. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla.

No. MC 103993 (Sub-No. 459), filed September 22, 1969. Applicant: MOR-GAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representatives: Paul D. Borghesani and Ralph H. Miller (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Houseboats, from Adamsville, Tenn., to points in the United States (except Alaska and Hawaii). Note: Applicant states that the requested authority cannot be tacked with its existing authority.

If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 103993 (Sub-No. 460), filed September 18, 1969. Applicant: MOR-GAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representatives: Paul D. Borghesani and Ralph H. Miller (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Trailers designed to be drawn by passenger automobile, in initial movements, in truckaway service, from points in Stanly County, N.C. to points in the United States east of the Mississippi River, including Louisiana and Minnesota. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Charlotte, N.C.

No. MC 105984 (Sub-No. 9), September 8, 1969. Applicant: JOHN B. BARBOUR, JR., doing business as JOHN B. BARBOUR TRUCKING COMPANY, Iowa Park, Tex. 76367. Applicant's representative: Joe G. Fender, 802 Houston First Savings Building, Houston, Tex. 77002. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Commodities which because of their size or weight require the use of special equipment or special handling, and (2) ammunition and explosives, when moving on U.S. Government bills of lading and/or to, from and between military installations and Department of Defense establishments, between points in Arkansas, Colorado, Kansas, Louisiana, Montana, New Mexico, Nebraska, Oklahoma, South Dakota, Texas, North Dakota, Utah, and Wyoming. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Washington, D.C.

No. MC 106398 (Sub-No. 423), filed September 22, 1969, Applicant: NA-TIONAL TRAILER CONVOY, INC., 1925 National Plaza, Tulsa, Okla. 74151. Applicant's representatives: Irvin Tull and Fred Rahal, Jr. (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Trailers, designed to be drawn by passenger automobiles, in initial movements, from points in Stanly County, N.C., to points in the United States (except Alaska and Hawaii). Note: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states that it seeks no duplicating authority. Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Charlotte or Winston-Salem, N.C.

No. MC 106398 (Sub-No. 422), filed September 10, 1969. Applicant: NA-TIONAL TRAILER CONVOY, INC., 1925 National Plaza, Tulsa, Okla. 74151. Applicant's representatives: Irvin Tull and Fred Rahal, Jr. (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, in initial movements, from points in Nobles County, Minn., to points in the United States (except Alaska and Hawaii); common control may be involved. Note: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Sioux Falls, S. Dak.

No. MC 108185 (Sub-No. 43) (Amendment), filed June 5, 1969, published in the Federal Register issue of July 25, 1969, and republished as amended, this issue. Applicant: JACK COLE-DIXIE HIGHWAY COMPANY, a corporation, 2625 Territorial Road, St. Paul, Minn. 55114. Applicant's representatives: John R. Turney, 342 West Vista Avenue, Phoenix, Arizona 85021 and William O. Turney, 2001 Massachusetts Avenue NW., Washington, D.C. 20036. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment. and those injurious or contaminating to other lading); (1) between Atlanta, Ga., and Nashville, Tenn., from Atlanta, over U.S. Highway 41 to Adairsville, Ga., thence over U.S. Highway 41 (also Interstate Highway 75) to junction Interstate Highway 24 at or near Chattanooga, Tenn., thence over U.S. Highway 41 (also Interstate Highway 24) to Nashville, and return over the same route, serving no intermediate points, and serving Nashville for purpose of joinder only, and (2) between Atlanta, Ga., and Cincinnati, Ohio, from Atlanta over U.S. Highway 41 to Cartersville, Ga., thence over U.S. Highway 411 to junction U.S. Highway 129, thence over U.S. Highway 129 to Knoxville, Tenn., thence over U.S. Highway 25W (also Interstate Highway 75) to Corbin, Ky., thence over U.S. Highway 25 (also Interstate Highway 75) to Cincinnati, and return over the same route serving no intermediate points, as alternate routes for operating convenience only in connection with (1) and (2) above, Note: Common control may be involved. The purpose of this republication is to redescribe the authority sought in (2) above. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., Minneapolis, Minn., or Phoenix, Ariz.

No. MC 108207 (Sub-No. 270), filed September 15, 1969. Applicant: FROZEN FOOD EXPRESS, a corporation, 318 Cadiz Street, Post Office Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Resin impregnated broadgoods, rovings, adhesive films, adhesive liquids, synthetic resins, activa-

tors, and/or compounds; (1) from points in California to Albuquerque, N. Mex.; and (2) from Minneapolis, Minn., to Albuquerque, N. Mex. Note: Applicant states that the requested authority cannot be tacked with its existing authority If a hearing is deemed necessary, applicant requests it be held at Albuquerque, N. Mex., or Dallas, Tex.

No. MC 109064 (Sub-No. 20), filed September 11, 1969. Applicant: TEX-O-KA-N TRANSPORTATION COMPANY. INC., Post Office Box 8367, 3301 South-east Loop 820, Fort Worth, Tex. 76112. Applicant's representative: Reagan Sayers, Century Life Building, Post Office Box 17007, Fort Worth, Tex. 76102, Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Pipe, between points in Cooke County, Tex., on the one hand, and, on the other, points in Louisiana, Missouri, Oklahoma, and Texas. Note: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Fort Worth, Tex.

No. MC 110563 (Sub-No. 45), filed September 22, 1969. Applicant: COLDWAY FOOD EXPRESS, INC., Ohio Building. North Ohio Avenue, Sidney, Ohio 45365. Applicant's representative: Joseph M. Scanlan, 111 West Washington, Chicago. Ill, 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, meat byproducts, and articles distributed by meat packinghouses, as described in sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides, pelts, and commodities in bulk), from the plantsite and warehouse facilities of Atlantic and Pacific Tea Co., at or near Salem, Ohlo, to the plantsite and warehouse facilities of Eastern Boneless Beef Co., Inc., at or near Philadelphia, Pa. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 110683 (Sub-No. 64), filed September 4, 1969. Applicant: SMITH'S TRANSFER CORPORATION, Post Office Box 1000, Staunton, Va. 24401. Applicant's representative: James W. Lawson, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen foods, from Chicago Heights, Elk Grove Village, and Schaumburg, Ill., to points in Georgia, Maryland, New Jersey, New York, North Carolina, Pennsylvania, South Carolina, Tennessee, Virginia, West Virginia, and the District of Columbia. Note: Applicant states there is the possibility of both tacking and duplicating authority at Chicago Heights. Ill., an authorized off-route point in connection with present regular-route operations to and from Chicago, Ill., and numerous points in the Central, Southern, Middle Atlantic, and New England

States. If a hearing is deemed necessary, applicant requests it be held at Washing-

ton, D.C., or Chicago, Ill, No. MC 110824 (Sub-No. 10), September 5, 1969. Applicant: A. F. POS-NIK TRANSPORTATION CO., a corporation, 3601 Wyoming Avenue, Dearborn, Mich. 48120. Applicant's representative: Robert A. Sullivan, 1800 Buhl Building, Detroit, Mich. 48226, Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, in bulk, in tank vehicles, from the plantaite of Humble Oil and Refining Co., Detroit, Mich., to points in Ohio. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Detroit or Lansing, Mich.

No. MC 111594 (Sub-No. 46), filed September 11, 1969. Applicant: C W TRANS-PORT, INC., 610 High Street, Wisconsin Rapids, Wis. 54494. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: Printed matter and materials, supplies, and equipment used or useful in the maintenance and operation of printing houses, serving Glasgow, Ky., as an off-route point in connection with applicant's presently authorized regular-routes. Note: If a hearing is deemed necessary, applicant requests it

be held at Chicago, Ill.

No. MC 111729 (Sub-No. 288), filed August 18, 1969, Applicant: AMERICAN COURIER CORPORATION, 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representatives: John M. Delany (same address as above) and Russell S. Bernhard, 1625 K Street NW., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Business papers, records and audit, and accounting media of all kinds, and advertising material moving therewith; (a) between Richmond, Va., on the one hand, and, on the other, points in North Carolina and Maryland; (b) between Norfolk, Va., on the one hand, and, on the other, points in the District of Columbia; (c) between Norwalk, Conn., on the one hand, and, on the other, points in Westchester and Ulster Counties, N.Y.; and Middlesex and Hampshire Counties, Mass.; (d) between Celina, Ohio, on the one hand, and, on the other, points in New York; (e) between Paulding, Ohio, on the one hand, and, on the other, Cleveland, Lima, and Toledo, Ohio, and Fort Wayne, Ind., on traffic having an immediately prior or subsequent movement by air; (2) engineering drawings, blueprints and results of tested materials, and small auto parts, and emergency small repair parts; restricted against the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor to one consignee on any 1 day; between Paulding, Ohio, on the one hand, and, on the other, Cleveland, Lima, and Toledo, Ohio, and Fort Wayne, Ind.,

on traffic having an immediately prior or subsequent movement by air; (3) exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies, and advertising literature moving therewith (excluding motion picture film used primarily for commercial theater and television exhibition); (a) between Dallas, Tex., on the one hand, and, on the other, points in Arkansas; (b) between Little Rock, Ark., on the one hand, and, on the other points in Arkansas; restricted to shipments having an immediately prior or subsequent movement by air; and (4) cut flowers and decorative greens; restricted to the transportation of traffic having an immediately prior or subsequent movement by motor vehicle; between Richmond, Va., on the one hand, and, on the other, points in Virginia; and points in Boone, Cabell, Clay, Fayette, Greenbrier, Kanawha, Lincoln, Logan, Mason, McDowell, Mercer, Mingo, Monroe, Pocahontas, Putnam, Raleigh, Summers, Wayne, and Wyoming Counties, West Virginia, Note: Applicant presently holds contract carrier authority under its permit MC 112750 Sub-No. 3 and subs thereunder, therefore dual operations and common control may be involved. Applicant states it will tack with presently authorized common carrier authority. If a hearing is deemed necessary, applicant requests it be held at Washing-

ton, D.C., or New York, N.Y. No. MC 111729 (Sub-No. 290), September 15, 1969. Applicant: AMERI-CAN COURIER CORPORATION, 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representatives: John M. Delany (same address as applicant) and Russell S. Bernhard, 1625 K Street NW., Commonwealth Building, Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregulr routes, transporting: (1) Business papers, records, and reports, and audit and accounting media of all kinds, (a) between Washington, D.C., on the one hand, and, on the other, Harrisburg and Allentown, Pa.; (b) between Lancaster, Pa., on the one hand, and, on the other, points in Howard County, Md.; and points in Spotsylvania and Frederick Counties, Va.; and (c) between points in Baltimore County, Md., on the one hand, and, on the other, points in Dauphin, Bucks, and Blair Counties, Pa.; and (2) exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies, and advertising literature moving therewith (excluding motion picture film used primarily for commercial theater and television exhibition), on traffic having an immediately prior or subsequent movement by air, rail, or motor car-rier, between Philadelphia, Pa., on the one hand, and, on the other, points in Adams, Cumberland, Franklin, and York Counties, Pa. Note: Applicant states it intends to tack this authority with authorized operations in and east of North Dakota, South Dakota, Nebraska, Kansas, and Texas. Applicant holds contract carrier authority under MC-112750 and subs thereunder, therefore, dual op-

erations may be involved. Common control also may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 112668 (Sub-No. 49), filed August 28, 1969. Applicant: HARVEY R. SHIPLEY & SONS, INC., Finksburg, Md. 21048. Applicant's representative: Norman E. Shipley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Salt, from White Marsh and Baltimore, Md., to points in North Carolina. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 112822 (Sub-No. 129), filed September 19, 1969, Applicant: BRAY LINES INCORPORATED, Post Office Box 1191, 1401 North Little Street, Cushing, Okla. 74023. Applicant's representative: Carl L. Wright (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Carpet, carpets, carpeting, yarn. floor covering, and padding, and materials, supplies, and equipment used in the installation thereof, from points in Oklahoma to points in the United States (except Alaska and Hawaii) and (2) mgterials, and supplies, and equipment used in the manufacture of carpet, carpets, carpeting, yarn, floor covering and padding, from points in the United States (except Alaska and Hawaii), Note: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Oklahoma City or Tulsa, Okla.

No. MC 113709 (Sub-No. 3), filed September 4, 1969. Applicant: W. D. RUBRIGHT COMPANY, a corporation, 110 East New Castle Street, Zelienople, Pa. Applicant's representative: Jerome-Solomon, 704 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Corn syrup, in bulk, in tank vehicles, from Pittsburgh, Pa., to points in Ohio and West Virginia. Nore: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Pittsburgh. Pa.

No. MC 115215 (Sub-No. 16), filed September 8, 1969. Applicant: NEW TRUCK LINES, INC., 500 West Hampton Springs Avenue, Perry, Fla. 32347. Applicant's representative: Sol H. Proctor, 1729 Gulf Life Tower, Jacksonville, Fla. 32207. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: products and accessories for the installation thereof, between points in Baldwin County, Ga., on the one hand, and, on the other, points in North Carolina, South Carolina, Florida, Alabama, Kentucky, Mississippi, Louisiana, Virginia, and Tennessee. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla.,

or Washington, D.C.

No. MC 115331 (Sub-No. 276), filed September 23, 1969. Applicant: TRUCK TRANSPORT, INCORPORATED, 1931 North Geyer Road, St. Louis, Mo. 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, Ill. 62201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Glass containers (bottles or jars), caps, covers, stoppers, tops, and fiberboard boxes, from the plantsite and facilities of Obear Nester Glass Co. at Lincoln, Ill., to points in Wisconsin, Iowa, Missouri, the Lower Peninsula of Michigan, Indiana, Illinois, Ohio, Kentucky, and Tennessee. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 115523 (Sub-No. 154), filed September 4, 1969, Applicant: CLARK TANK LINES COMPANY, a corporation, 1450 Beck Street, Salt Lake City, Utah 84116. Applicant's representative: Halard E. Barker (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Salt, from Saltair and Flux, Utah, and 10 miles thereof to points in Utah, Idaho, New Mexico, Montana, Washington, Oregon, Colorado, Nevada, and Wyoming, Note: Applicant states that the requested authority may be tacked with its MC 115523 Subs 32, 56, 61, 72, 142, and 144, where feasible. Applicant states no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Ogden, or

Provo, Utah. No. MC 115841 (Sub-No. 360), filed September 8, 1969. Applicant: COLO-NIAL REFRIGERATED TRANSPOR-TATION, INC., 1215 West Bankhead Highway, Post Office Box 2169, Birmingham, Ala. 35201. Applicant's representatives: C. E. Wesley (same address as applicant) and E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001, Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Pizza pie ingredients, in straight or mixed truckload shipments, and pizza store supplies when shipped in mixed loads with pizza pie ingredients, from Nashville, Tenn., to points in the United States (except Hawaii and Alaska), Note: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 116014 (Sub-No. 48), filed September 17, 1969. Applicant: OLIVER TRUCKING COMPANY, INC., Post Office Box 53, Winchester, Ky. 40391. Applicant's representative: Louis J. Amato. Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Lumber and veneer, from points in Clark County, Ky., to points in Minnesota, Iowa, Missouri, Oklahoma, Texas, Arkansas, and Missouri, and all points east thereof (except Cincinnati and Avon Lake, Ohio; Fort Wayne, Ind.; Memphis, Tenn.; Edgerton, Wis.; and Hazleton, Pa.). Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at

No. MC 116273 (Sub-No. 118), filed September 19, 1969. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Avenue, Cicero, Ill. 60650. Applicant's representative: William R. Lavery (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquid carbonized ink, in bulk, in tank vehicles, from Sycamore, Ill., to Emigsville and York, Pa., and Temple, Tex. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 116628 (Sub-No. 13), filed September 3, 1969, Applicant: SUBUR-BAN TRANSFER SERVICE, INC., Post Office Box 168, Rutherford, N.J. 07070. Applicant's representative: William P. Sullivan, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Such merchandise, as is dealt in by retail department stores, and materials and supplies used in the operation of such stores, between points in New York, New Jersey, and Pennsylvania, under a continuing contract or contracts with the Arnold Constable Corp., and restricted to traffic originating at, or destined to, warehouses and retail stores of Arnold Constable Corp. If a hearing is deemed necessary, applicant requests it be held at

Washington, D.C. No. MC 117574 (Sub-No. 185), filed August 25, 1969. Applicant: DAILY EX-PRESS, INC., Post Office Box 39, Carlisle, Pa. 17013. Applicant's representative: E. S. Moore, Jr. (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commodities in lifts or packages which because of size or weight require the use of special equipment, between points in Virginia, West Virginia, Ohio, Pennsylvania, New Jersey, New York, Rhode Island, Connecticut, Massachusetts, Vermont, New Hampshire, and Maine. Note: Applicant states that tacking would take place in connection with its present authority in MC 84726 and Sub 26, whereas it is authorized to serve points in Ohio, Indiana, Kentucky, Michigan, Pennsylvania, West Virginia, Illinois, and New York. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 117940 (Sub-No. 7), filed August 28, 1969, Applicant: NATIONWIDE CARRIERS, INC., Post Office Box 104, Maple Plain, Minn. 55359. Applicant's

representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, plantains, pineapples, and coconuts, and agricultural commodities otherwise exempt from economic regulations under section 203(b) 6 of the Act when transported in mixed shipments with bananas. plantains, pineapples, and coconuts, from Wilmington, Del., to points in Illinois, Indiana, Iowa, Michigan, Minnesota, North Dakota, Ohio, South Dakota, and Wisconsin, Note: Applicant presently holds contract carrier authority under its permit MC 114789 Sub-No. 1 and subs thereunder, therefore dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 118846 (Sub-No. 6), filed September 5, 1969. Applicant: DALE JES-SUP, Rural Route No. 3, Bloomfield, Ind. 47424. Applicant's representative: Ferdinand Born, 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) Hides, from Salt Lake City, Utah, to points in Maine and Florida; and (2) animal and poultry feed, from points in Florida to points in Utah, under contract with J. W. Summerhays & Sons Co., and John Kuhni Sons, Inc. Note: If a hearing is deemed necessary, applicant requests it be held

at Indianapolis, Ind.
No. MC 119531 (Sub-No. 125), filed
September 17, 1969, Applicant: DIECK-BRADER EXPRESS, INC., 5391 Wooster Road, Cincinnati, Ohio 45226. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Suite 1625. Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Paper and paper products, from Avis and Lock Haven, Pa., to points in Illi-nois, Indiana, Iowa, Kentucky, Mich-igan, Missouri, New York, Ohio, Tennessee, West Virginia, and Wisconsin. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 119761 (Sub-No. 225), filed September 23, 1969. Applicant: BEAVER TRANSPORT CO., a corporation, 100 South Calumet Street, Post Office Box 339, Burlington, Wis. 53105. Applicant's representative: A. Bryant Torhorst (same address as above). Authority sought to operate as a common carrier, by motor vehicle over irregular routes, transporting: Yeast and whey, and blends, and products thereof, from Juneau, Wis., to points in Illinois, Indiana, Iowa, Michigan, Minnesota, and Ohlo. Nore: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed

necessary, applicant requests it be held

at Milwaukee or Madison, Wis. No. MC 119829 (Sub-No. 35), filed September 15, 1969. Applicant: F. J. EGNER & SON, INC., 3969 Congress Parkway, West Richfield, Ohio 44286. Applicant's representative: Taylor C. Burneson, 88 East Broad Street, Suite 1680, Columbus, Ohio 43215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Asphalt and asphalt emulsions, in bulk, in tank vehicles, from Lockland, Ohio, to points in Indiana. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 119829 (Sub-No. 36), filed September 19, 1969. Applicant: F. J. EGNER & SON, INC., 3969 Congress Parkway, West Richfield, Ohio 44286. Applicant's representative: Taylor C. Burneson, 88 East Broad Street, Suite 1680, Columbus, Ohio 43215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquid fertilizer and fertilizer materials, in bulk, from the plantsites of Occidental Chemical Co., located at Kenton and Mount Victory, Ohio, to points in Indiana. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio,

or Washington, D.C.

No. MC 124211 (Sub-No. 133), filed July 23, 1969. Applicant: HILT TRUCK LINE, INC., 1415 South 35th Street, Post Office Drawer H, Council Bluffs, Iowa 51501. Applicant's representative: Thomas L. Hilt (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Paint and paint materials, from Lincoln, Nebr., to points in California, Kansas, Oklahoma and Texas. Applicant states it seeks to eliminate operating through the gateway of Omaha, Nebr., (2) advertising matter and advertising paraphernalia, when intended for use by the beverage industry, and, when moving at the same time in the same vehicle with beverages, and unfrozen beverages, from Omaha, Nebr., to points in Arizona, California, Nevada, Oregon, Utah, and Washington: Applicant states it seeks to eliminate operating through the gateway of St. Joseph, Mo. (3) macaroni, noodles, food products (except frozen foods, potato products, meats, and packinghouse products), pancake and cake flour (except in bulk), spaghetti, and vermicelli, (a) from Kansas City, Mo., to points in Idaho, Montana, Nebraska (except points east of U.S. Highway 77), North Dakota, and South Dakota. Applicant states it seeks to eliminate operating through the gateway of Grand Island and Lincoln, Nebr., (b) between points in Saunders and Washington Counties, Nebr., on the one hand, and, on the other, points in Idaho, Montana, Nebraska, North Dakota, South Dakota, Tennessee (except Bells,

Humboldt, Jackson, Memphis, and Milan, Tenn., and points in their respective commercial zones), and Texas. Applicant states it seeks to eliminate operating through the gateway of Lincoln, Nebr.,

(4) Alcoholic beverages, from Frankfort, Ky., and Peoria, Ill., to St. Joseph, Mo., for purposes of tacking or joinder. Applicant states it seeks to eliminate operating through the gateway of Omaha, Nebr., (5) foodstuffs, not frozen (except meat, meat products and meat byproducts, dairy products, and articles distributed by meat packinghouses, as described in sections A, B, and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, and commodities in bulk), between Fairbury, Grand Island, and Lincoln, Nebr., on the one hand, and, on the other, points in Arizona, California, Nevada, New Mexico, and Utah; restricted against the transportation of fresh foods from points in California, to the above-named origins. Applicant states it seeks to eliminate operating through the gateway of South Sioux City, Nebr., (6) meats, meat products, and meat byproducts, and articles distributed by meat packinghouses, as described in sections A and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from Lincoln, Nebr., to points in Wyoming west of U.S. Highway 287. Applicant states it seeks to eliminate operating through the gateway of Ceresco (Saunders County), Nebr. Note: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Lincoln or Omaha, Nebr,

No. MC 124251 (Sub-No. 26), filed September 11, 1969. Applicant: JACK JORDON, INC., Post Office Box 688, Dalton, Ga. Applicant's representative: Ariel V. Conlin, 626 Fulton National Bank Building, Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commodities in bulk, having a prior rail shipment, from points in Whitfield County, Ga., to points in Alabama, Arkansas, Florida, Georgia, Mississippi, Louisiana, North Carolina, Kentucky, South Carolina, Tennessee, and Virginia. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Chattanooga,

No. MC 124679 (Sub-No. 29) (Correction), filed September 10, 1969, published in the FEDERAL REGISTER issue of October 2, 1969, and republished as corrected this issue, Applicant: C. R. ENGLAND & SONS, INC., 228 West Fifth South, Salt

Lake City, Utah 84101. Applicant's representative: Daniel B. Johnson, 716 Perpetual Building, 1111 E Street NW., Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen foods, from points in Cumberland County, N.J., to points in New York, Connecticut, Rhode Island, Massachusetts, Maine, New Hampshire, and Vermont. Note: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant holds contract carrier authority under MC 128813 and subs thereunder, therefore, dual operations may be in-volved. Applicant further states that no duplicating authority is being sought. The purpose of this republication is to show the correct commodity as frozen foods in lieu of frozen goods as erroneously shown in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Philadelphia. Pa., or Washington, D.C.

No. MC 125474 (Sub-No. 24), filed September 3, 1969, Applicant: BULK HAUL-ERS, INC., 1901 Wooster Street, Wilmington, N.C. 28401. Applicant's representative: John C. Bradley, 618 Perpetual Building, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Dimethyl formamide, from Wilmington, N.C., to points in South Carolina, Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant does not specify a location.

No. MC 125777 (Sub-No. 128), filed September 15, 1969, Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403, Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Pig iron, in dump vehicles, from North Tonawanda, N.Y., to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Maine, Mississippi, New Jersey, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, and West Virginia. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed neces-sary, applicant requests it be held at Cleveland, Ohio.

No. MC 125777 (Sub-No. 129), filed September 15, 1969. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Appli-cant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Coke, in bulk, from Chicago, Ill., to Albion, Mich., and Tiffin, Ohio; (2) Fertilizer and fertilizer ingredients, in bulk, in dump vehicles, from Terre Haute, Ind., to points in Ohio; and (3) fluorspar and ferro phosphorus, in bulk, from Aurora, Ind., to points in Indiana, Ohio, Michigan, Kentucky, Minnesota, Wisconsin, Ten-nessee, Alabama, West Virginia, and Kansas, Nore: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it

be held at Chicago, Ill.

No. MC 126305 (Sub-No. 20), filed
September 2, 1969. Applicant: BOYD
BROTHERS TRANSPORTATION CO.,
INC., Rural Delivery 1, Clayton, Ala. 36016. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Materials, equipment, and supplies, used in the installation of swimming pools, from the plantsite, warehouses, facilities of Major Pool Equipment Corp. and its subsidiaries at South Kearny and Delawanna, N.J., to points in North Carolina, South Carolina, Georgia, Florida, Alabama, Tennessee, Louisiana, and Texas. Nore: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New

York, N.Y. No. MC 127689 (Sub-No. 36), filed August 18, 1969. Applicant: PASCA-GOULA DRAYAGE COMPANY, INC., 705 East Pine Street, Post Office Box 1326, Hattiesburg, Miss. 39401. Applicant's representative: H. E. West (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Gypsum and gypsum products, composition boards, insulating materials, roofing and roofing materials, urethane and urethane products, and related materials, supplies and accessories incidental thereto, between the plantsite of The Celotex Corp. at Marrero, La., and points in Mississippi, Note: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at

Tampa, Fia.

No. MC 127834 (Sub-No. 37), filed
July 28, 1969. Applicant: CHEROKEE
HAULING & RIGGING, INC., 540-42 Merritt Avenue, Nashville, Tenn. 37203. Applicant's representative: Robert M. Pearce, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Interstate Commerce Commission, commodities in bulk, and those requiring special equipment), between Berry Field Airport, Nashville, Tenn., on the one hand, and, on the other, points in Alabama, Kentucky, and Tennessee; restricted to the handling of traffic having an immediate prior or subsequent movement by air. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn

No. MC 127834 (Sub-No. 42), filed September 15, 1969. Applicant: CHEROKEE HAULING & RIGGING, INC., 540-42 Merritt Avenue, Nashville, Tenn. 37203. Applicant's representative: Robert M. Perace, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Sheet metal products, building materials, lumber, wood decking, steel wall ties, metal and wood frames, and parts and accessories used in the installation thereof, from Nashville, Tenn., to points in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, Missouri, North Carolina, South Carolina, Tennessee, Texas, Virginia, and West Virginia, Nore: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 127952 (Sub-No. 14), filed September 5, 1969. Applicant: BLACK-BURN TRUCK LINES, INC., 4998 Branyon Street, South Gate, Calif. 90280. Applicant's representative: Warren N. Grossman, 825 City National Bank Building, 606 South Olive Street, Los Angeles, Calif. 90014. Authority sought to operate as a contract carrier, by motor vehicle, irregular routes, transporting: Metal cans and can ends on pallets, from Fullerton, Calif., to points in Phoenix, Ariz.; under contract with Crown Cork & Seal Co., Inc. Nore: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 128273 (Sub-No. 52), filed Sentember 10, 1969. Applicant: MIDWEST-ERN EXPRESS, INC., Box 189, Fort Scott, Kans. 66701, Applicant's representative: Harry Ross, 848 Warner Building, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Plastic and plastic products (except commodities in bulk), (1) from Mc-Pherson, Kans., to points in the United States (except Alaska and Hawaii); and (2) from Waco, Tex., to points in Florida, Georgia, Alabama, Mississippi, Louisiana, Tennessee, Arkansas, Oklahoma, Kansas, Colorado, New Mexico, Arizona, Utah, Nevada, and California. Note: Applicant presently holds contract carrier authority under its permit MC 133791, therefore, dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or St. Louis.

No. MC 128273 (Sub-No. 53), filed September 10, 1969, Applicant: MIDWEST-ERN EXPRESS, INC., Box 189, Fort Scott, Kans, 66701. Applicant's representative: Harry Ross, 848 Warner Building, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Plastic and plastic products (except commodities in bulk), from Social Circle, Ga., to points in Texas, Louisiana, Arkansas, Missouri, Iowa, Minnesota, Wisconsin, Illinois, Indiana, Michigan, Ohio, Kentucky, Tennessee, Mississippi, Alabama, Florida, South Carolina, North Carolina, Virginia, West Virginia, Pennsylvania, New York, Massachusetts, Connecticut, Delaware, Maine, Maryland New Jersey, Rhode Island, Vermont, New Hampshire, and the District of Columbia. Note: Applicant presently holds contract carrier authority under its permit MC 133791, therefore, dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or St. Louis, Mo.

No. MC 128501 (Sub-No. 2), filed September 15, 1969. Applicant: FIDEL-ITY STORAGE AND TRANSFER COM-PANY, a corporation, 543 Brookhaven Drive, Orlando, Fla. 32802. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, 1301 Gulf Life Drive, Jacksonville, Fla. 32207. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Telephone equipment, materials, and supplies, between Orlando, Fla., on the one hand, and, on the other, points in Orange, Lake, Seminole, and Osceola Counties, Fla., under contract with Western Electric Co., Inc. Note: If a hearing is deemed necessary, applicant requests it be held at Jacksonville or Orlando, Fla.

No. MS 128732 (Sub-No. 3), filed September 11, 1969, Applicant: TRANS-PORTATION UNLIMITED OF CALI-FORNIA, 2639 South Soto, Los Angeles, Calif. 90023. Applicant's representative: Frederick J. Coffman, 521 South 14th Street, Post Office Box 806, Lincoln. Nebr. 68501. Authority sought to operate as a contract carrier, by motor vehicle over irregular routes, transporting: Meat, meat products, meat byproducts and articles distributed by meat packinghouses as described in appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, from points in Hale County, Tex., Springfield, Mo., Clay Center, Wichita. and Great Bend, Kans., to points in Nevada and California, under contract with Hoffman Brothers Packing Co., Inc. Note: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Kansas City.

No. MC 129658 (Sub-No. 2) (Correction), filed July 16, 1969, published in the FEDERAL REGISTER, issue of October 2. 1969, corrected and republished as corrected this issue. Applicant: MARKO TRUCKING CORPORATION, 1804 Baldwin Court, Trenton, Mich. 48183. Applicant's representative: William H. Koch (same address as applicant). Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Exothermic materials and rimming agents and materials and supplies used in the manufacture of exothermic materials and rimming agents between McKees Rock, Pa., and that portion of Pennsylvania bounded by the Ohio-Pennsylvania State line on the west, thence over U.S. Highway 322 from its intersection with the Ohlo-Pennsylvania State line, thence east over

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U.S. Highway 322 to its intersection with US. Highway 220 near Port Matilda, thence south over U.S. Highway 220 to its intersection with Pennsylvania-Maryland State line, thence over Pennwlyania-Maryland State line and Pennwlyania-West Virginia State line to its ntersection with the Pennsylvania-Ohio State line, on the one hand, and, on the other, points in Illinois, Indiana, Ken-Maryland, Michigan, New Jersey, New York, Ohio, and West Virginia, under a continuing contract with Metallurrical Exoproducts Corp. of McKees Rocks, Pa. Nore: The purpose of this republication is to redescribe the territorial description. Applicant states no duplicate authority is sought. If a hearing is demed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington. D.C.

No. MC 129784 (Sub-No. 4), filed September 8, 1969. Applicant: DAVISON TRANSPORT, INC., Post Office Box 23. Ruston, La. 71270. Applicant's representative: James E. Davison (same address as above). Authority sought to operate as a common earrier, by motor vehicle, over irregular routes, transporting: Liquid asphalt, and asphalt products, in bulk, in tank vehicle, (1) from Norco, La. to points in Hancock County, Miss.; and (2) from El Dorado, Ark., to Dierks Forest Products, Inc., located at Broken Bow, Okla. Note: Applicant states that it will tack at Norco, La., to provide through service from points in Union County, Ark, to points in Hancock County, Miss. If a hearing is deemed necessary, applicant requests it be held at El Dorado, Ark., or Monroe, La.

No. MC 133356 (Sub-No. 1), filed September 8, 1969, Applicant: SUNVAN & STORAGE COMPANY, INC., 534 Westlake Avenue North, Seattle, Wash. 98109. Applicant's representative: Joseph O. Earp, 607 Third Avenue, Seattle, Wash. 98104. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Used household goods, between points in King, Pierce, Thurston, Snohomish, and Kitsap Counties, Wash., restricted (1) to the transportation of shipments moving on the through bill of lading of a freight forwarder operating under the exemption provisions of section 402(b) (2) of the Interstate Commerce Act, as amended, to the transportation of traffic having a prior or subsequent movement, in containers, beyond the points authorized, and (3) to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic. Note: Common control may be involved. Applicant states it does not intend to tack. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 133720 (Sub-No. 2) (Correction), filed August 20, 1969, published in Federal Register issue of September 18, 1969, and republished as corrected, this issue. Applicant: SHAWANO TERMINAL WAREHOUSE, INC., Post Office Box 67, Shawano, Wis. 54166. Applicant's representative: Robert D. Sundby,

110 East Main Street, Madison, Wis. 53703. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Uncrated caskets, casket shells, and related sup-plies, from Shawano, Wis., to points in Alger, Baraga, Delta, Dickinson, Gogebic, Houghton, Iron, Kewennaw, Marquette, Menominee, and Ontonagon Counties, Mich., and rejected or rejused caskets or casket shells on return, under contract with Batesville Casket Co., Inc. Note: The purpose of this republication is to show the correct destination point of Gogebic County, Mich., in lieu of Goebic County, as erroneously shown in previous publication. If a hearing is deemed necessary, applicant requests it be held at Green Bay, Milwaukee, or Madison,

No. MC 133761 (Sub-No. 2), filed August 29, 1969. Applicant: GEORGE A. LABAGH, 73 North Street, Middletown, N.Y. 10940. Applicant's representative: Arthur J. Piken, 160-16 Jamaica Avenue, Jamaica, N.Y. 11432. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Trailers, other than those designed to be drawn by passenger automobiles; containers, chassis, and trailer parts, (a) from Middletown, N.Y., to Philadelphia, Pa., Norfolk, Va., Baltimore, Md., points in the New York, N.Y., commercial zone within local operations may be conducted under the exemption provision provided by section 203(b)(8), Port Jervis, N.Y., and Fairless Hills, Pa., and (b) from Port Jervis, N.Y., and Fairless Hills, Pa., to Middletown, N.Y., under contract with Strick Corp. Note: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y. or Philadelphia, Pa.

No. MC 133923 (Sub-No. 2), filed September 15, 1969. Applicant: EASTERN TRANSPORT. INC., 772 McKinley Street, Hazleton, Pa. 18201. Applicant's representative: Philip F. Hudock, 408 Citizens Bank Building, Hazleton, Pa. 18201. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Cookies (other than refrigerated or frozen) in containers, from McComb, Ohio, to points in Massachusetts, Connecticut, Rhode Island, Vermont, New Hampshire, Maine, Pennsylvania, New York, New and Maryland, and materials used in the making of cookies, on return, under contract with Consolidated Biscuit Co. Note: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 134009, filed August 28, 1969. Applicant: SECURITY ARMORED CAR SERVICE, INC., 1621 Olive Street, St. Louis, Mo. 63103. Applicant's representatives: William J. Tate, 7 North Seventh Street, St. Louis, Mo. 63101 and B. W. LaTourette, Jr., 611 Olive Street, St. Louis, Mo. 63101, Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Coins, currency, checks, money orders, and all other forms of money; bullion, precious metals, securities, stocks, bonds, and similar valuables, between points in the St. Louis, Mo., East St.

Louis, Ill., commercial zone as defined by the Commission, and Alton and Belleville, Ill.; under contract with Schnuck Markets, Inc., and Central Hardware Co. Note: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 134011, filed August 26, 1969. Applicant: LEON H. PENN, doing business as PENN TRUCKING CO., Post Office Box 111, Arabi, Ga. 31712. Applicant's representative: R. J. Reynolds, Jr., 604-09 Healey Building, Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Dry fertilizer and dry fertilizer materials, in bulk and in bags, from points in Crisp County, Ga., to points in Florida; and from points in Hamilton County, Tenn., to points in Florida and Georgia; (2) Pyrax, in bulk and in bags, from points in Moore County, N.C., to points in Crisp County, Ga., and (3) Camadil, in bulk and in bags, from points in Botetourt County, Va., to points in Crisp County, Ga. Note: Applicant states that the requested authority cannot be tacked with is existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 134012, filed August 20, 1969. Applicant: D. B. DAVIS AND BURNETT HARVEY, doing business as DAVIS AND HARVEY, Fort Sumner, N. Mex. 88119. Applicant's representative: John Humphrey, Jr., Post Office Box 8, Fort Sumner, N. Mex. 88119. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Livestock jeeds and supplies, from Lubbock and Amarillo, Tex., to points in New Mexico. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Albuquerque or Fort Sumner,

N. Mex. No. MC 134019, filed September 8, 1969. Applicant: INTERNATIONAL EX-AIR TRANSPORT, INC., 1100 Capital National Bank Building, Austin, Tex. 78767. Applicant's representatives: Jerry C Prestridge, and Richard Kissinger, Office Box 1148, Austin, Tex. 78767. Authority sought to operate as a common carrier, by motor vehicle, over ir-regular routes, transporting: General General commodities, (1) between the San Antonio International Airport, San Antonio, Tex., on the one hand, and, on the other, Laredo, Tex., or the port of entry on the international boundary line between the United States and Mexico, located at or near Laredo, Tex., and (2) between the Houston Intercontinental Airport or William P. Hobby Airport, Houston, Tex., on the one hand, and, on the other, Laredo, Tex., or the port of entry on the international boundary line between the United States and Mexico located at or near Laredo, Tex., restricted to ship-ments having a prior or subsequent movement by air carrier in (1) and (2) above. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at San Antonio, Tex.

No. MC 134027, filed September 10, 1969. Applicant: BELKNAP VAN & STORAGE OF SAN ANTONIO, INC., 7902 Webbles Drive, San Antonio, Tex. 78218. Applicant's representative: Lee N. Belknap (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Used household goods, between San Antonio, Tex., on the one hand, and, on the other, points in Bexar County, Tex., restricted to the transportation of traffic having a prior or subsequent movement, in containers. beyond the points authorized and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such traffic. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at San Antonio.

Tex., or Washington, D.C. No. MC 134049, filed September 19, 1969. Applicant: DONALD J. EXLINE, as CORKY business TRUCKING SERVICE, Dress Memorial Airport, Evansville, Ind. 47711. Appli-cant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, Ind. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities, (1) between Weir Cook Airport, Indianapolis, Ind., on the one hand, and, on the other, points in Vanderburgh, Gibson, Warrick, and Spencer Counties, Ind., and Daviess and Henderson Counties, Ky., and (2) between the counties named in (1) above on the one hand, and, on the other, Dress Memorial Airport at or near Evansville, Ind. Restricted: restricted to traffic having an immediately prior or subsequent movement by air. Note: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Louisville, Ky.

No. MC 134054, filed September 18, 1969. Applicant: WHATLEY EQUIP-MENT COMPANY, INC., 230 Ross Clark Circle NE., Dothan, Ala. 36301. Applicant's representative: Kenneth Whatley, 1701 Keating Road, Dothan, Ala. 36301. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Concrete and steel products, from Dothan, Ala., to points in Alabama, Georgia, Florida, South Carolina, North Carolina, Tennessee, Mississippi, and Louisiana; and under contract with Concrete Inc., Dothan, Ala., and General Steel, Inc., Dothan, Ala., Note: If a hearing is deemed necessary, applicant requests it be held at Dothan, Montgomery, or Birmingham, Ala.

No. MC 134057, filed September 16, 1969. Applicant: LEONARD FRISINA, doing business as E & F TRUCKING CO., 101 Horton Avenue, Lynbrook, Long Island, N.Y. 11563. Applicant's representative: Edward M. Alfano, 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a contract

carrier, by motor vehicle, over irregular routes, transporting: Such commodities as are dealt in by a manufacturer of piece goods, loose, rolls, and packages (except commodities in bulk, in tank vehicles), from the plantsites of Edmos Products Corp. located at Plainview and Glen Cove, N.Y., to New York, N.Y., and points in Bergen, Essex, Hudson, Passalc, and Union Counties, N.J.; under contract with Edmos Products Corp. Nore: Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 115924 (Sub-No. 18) (Correction), filed September 3, 1969, published in the Federal Register Issue of September 25, 1969, corrected and republished in part, as corrected this issue. Applicant: SUGAR TRANSPORT, INC., Post Office Box 4063, Port Wentworth, Ga. 31407. Applicant's representative: J. A. Kundtz. 1050 Union Commerce Building, Cleveland, Ohio 44115. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) Sweetners, (a) from Port Wentworth, Ga., to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia; and (b) from Wilmington, N.C., to points in Kentucky, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia, Nore: The purpose of this republication is to include the destination State of West Virginia, in (1) (b) above, which was inadvertently omitted from previous publication. The rest of the application remains the same.

#### MOTOR CARRIER OF PASSENGERS

No. MC 3647 (Sub-No. 419), filed September 23, 1969. Applicant: PUBLIC SERVICE COORDINATED TRANS-PORT, 180 Boyden Avenue, Maplewood, N.J. 07040. Applicant's representative: Richard Fryling (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Passengers and their baggage, in the same vehicle with passengers, in round trip special operations, during the authorized racing season at said race track, beginning and ending at points in New York City, N.Y., and points in Essex, Hudson, Morris, Middlesex, Passaic, and Union Countles. N.J., and extending to the Liberty Bell Park Race Track, Philadelphia, Pa. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Newark, N.J.

No. MC 61335 (Sub-No. 11), filed September 15, 1969. Applicant: TRANS-BRIDGE LINES, INC., Post Office Box 146, Phillipsburg, N.J. 08865. Applicant's representative: W.C. Mitchell, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Passengers and their baggage, in the same vehicle with passengers, in special operations, between points in Lehigh and Northampton Counties, Pa., and Warren County, N.J.,

on the one hand, and, on the other A.B.E. Airport, Hanover Township, Pa. Philadelphia, Pa. Newark Airport, Newark, N.J., Morristown Airport, Hanover Township, N.J., Mercer County Airport, Ewing Township, N.J., and New York, N.Y. Nore: Applicant states that the requested authority cannot be tacked with its existing suthority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Allentown, Pa.

No. MC 134058, filed September 17. 1969. Applicant: CITY TRANSIT COM-PANY OF HIGH POINT, INC., 124 South Elm Street, Post Office Box 1228, High Point, N.C. 27261. Applicant's representative: Wilmer B. Hill, 705 McLachlen Bank Building, 666 11th Street NW. Washington, D.C. 20001. Authority sought to operate as a common carrier. by motor vehicle, over irregular routes. transporting: Passengers and their baggage in the same vehicle with passengers, in round trip charter operations, beginning and ending at High Point, N.C. and points within the commercial sone thereof, and extending to points in Florida, Georgia, Maryland, North Carolina. South Carolina, Tennessee, Virginia, and the District of Columbia. Nore: If a hearing is deemed necessary, applicant requests it be held at High Point, N.C.

#### APPLICATIONS FOR BROKERAGE LICENSE

No. MC 130096, filed July 28, 1969. Applicant: SKI ACTION, INC., 61 Oxford Boulevard, Great Neck, N.Y. 11023. Applicant's representative: Earl Pilling (same address as above). For a license (BMC 5) to engage in operations as a broker at Great Neck, and North Hempstead, N.Y., in arranging transportation in interstate or foreign commerce of passengers and their baggage, both as individuals and in groups, in round trip, all express tours, between points in the United States.

No. MC 130097, filed August 20, 1969. Applicant: WORLD-WIDE TRANS-PORTATION SERVICE, INC., 897 Lawn-dale Avenue, Detroit, Mich. 48209. Applicant's representative: William B. Elmer, Kalser Building, 22644 Gratiot Avenue, East Detroit, Mich. 48201. For a license (BMC4) to engage in operations as a broker at Detroit, Mich., in arranging for transportation by motor vehicle, in interstate and foreign commerce, of general commodities (except classes A and B explosives and household goods), between points in the United States.

No. MC 130098, filed August 22, 1969. Applicant: BEST WEST TOURS, INC., 110 East Main Street, Bozeman, Moni. 59715. Applicant's representative: Conna G. May, Post Office Box 1697, Behner Building, Billings, Mont. 59103. For a license (BMC5) to engage in operations as a broker at Billings, Livingston, Bozeman, Butte, Missoula, Helena, Kalispell, Great Falls, Lewistown, and West Yellowstone, Mont.; Sheridan, Cody, Jackson, Cheyenne, and Casper, Wyo., in arranging for transportation by motor vehicle, in interstate and foreign commerce, of passengers and their baggage.

both as individuals and in groups, be- Grounds for

APPLICATION IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

tween points in the United States.

No. MC 1515 (Sub-No. 142), filed August 22, 1969, Applicant: GREYHOUND LINES, INC., 10 South Riverside Plaza, Chicago, Ill. 60606. Applicant's repre-sentative: W. L. McCracken, 371 Market Street, San Francisco, Calif. 94105. Authority sought to operate as a common carrier, by motor vehicle, over regular and irregular routes, transporting: (A) Regular routes: (1) Passengers and their baggage, express and newspapers, in the same vehicle with passengers. Applicant seeks to revise its first certificate of public convenience and necessity under MC 1515 Sub 71, dated April 3, 1969, by adding the following routes: First revised sheet No. 40 (Route No. 15), between Springfield and Joplin, from Springfield over Interstate Highway 44 to Joplin, serving the off-route points of Mount Vernon and Sarcoxie over available access highways to Interstate Highway 44. First revised sheet No. 40 (Route No. 16), between junction Interstate Highway 44 and Business Route Interstate Highway 44, and Joplin, from junction Interstate Highway 44 and Business Route Interstate Highway 44 approximately 5 miles east of Joplin, over Business Route Interstate Highway 44 to Joplin; (B) Irregular routes: (2) Paslengers and their baggage in the same vehicle with passengers, in charter at all erations, beginning and ending at all intermediate points and points within 1 mile of the above-described regular routes Nos. 15 and 16, and including the off-route points of Mount Vernon and Sarcoxie, Mo., and extending to points in the United States.

By the Commission.

ISEAL ]

H. NEIL GARSON, Secretary.

[F.R. Doc. 69-12035; Filed, Oct. 8, 1969; 8:45 a.m.]

# FOR RELIEF

OCTOBER 6, 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

PSA No. 41774—Sunflower seed hulls between points in Illinois Freight Association and western trunkline territories. Filed by Western Trunk Line Committee, agent (No. A-2602), for interested rail carriers. Rates on sunflower seed hulls, Fround, unground, or pellets, in carloads, between points in Illinois Freight Association and western trunkline territories.

Grounds for relief—Competition with related commodities.

NOTICES

Tariff—Supplement 43 to Western Trunk Line Committee, agent, tariff ICC A-4520.

FSA No. 41775—Sulphuric acid, spent to Mobile, Ala. Filed by Illinois Freight Association, agent (No. 347), for interested rail carriers. Rates on acid, sulphuric, spent, in tank carloads and carloads, as described in the application, from Joliet Arsenal (Area 1), Lemont and Chicago, Ill., to Mobile, Ala.

Grounds for relief-Barge competi-

Tariff—Supplement 132 to Illinois Freight Association, agent, tariff ICC 1044.

By the Commission.

[SEAL]

H. NEIL GARSON, Secretary.

[F.R. Doc. 69-12097; Filed, Oct. 8, 1969; 8:49 a.m.]

[Notice 920]

#### MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

OCTOBER 6, 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 Fen-ERAL 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 REG-ISTER. 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 31389 (Sub-No. 114 TA), filed October 2, 1969. Applicant: McLEAN TRUCKING COMPANY, Post Office Box 213, Winson-Salem, N.C. 27102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities, with usual exceptions, between Indianapolis, Ind., on the one hand, and, on the other, Milwaukee, Wis. Restriction: No traffic will be transported between Milwaukee, Wis., and points in Ohio, Indiana, and Illinois, or Louisville, Ky., for 180 days. Note: Applicant proposes to tack or join the authority re-

quested herein with its other authorized routes at Indianapolis, Ind., the other authorized routes are set forth in MC-31389. Supporting shippers: There are approximately 10 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Jack K. Huff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 316 E. Morehead, Suite 417 (BSR Building), Charlotte, N.C. 28202.

No. MC 67118 (Sub-No. 14 TA), filed October 2, 1969. Applicant: STRONG MOTOR LINES, INCORPORATED, Chuckatuck Avenue and Old Midlothian Pike, Richmond, Va. Applicant's representative: John C. Goddin, 200 West Grace Street, Richmond, Va. 23220. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, meet byproducts and dairy products, from Richmond, Va, to Manning, Dillon, and Sumter, S.C., for 180 days. Supporting shipper: Hygrade Food Products Corp., Post Office Drawer 1235, Richmond, Va. 23209. Send protests to: Robert W. Waldron, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 10–502 Federal Building, Richmond, Va. 23240.

No. MC 103926 (Sub-No. 21 TA), filed October 2, 1969. Applicant: W. T. MAY-FIELD SONS TRUCKING CO., a corporation, Post Office Box 43171, Industrial Branch, Atlanta, Ga. 30336. Applicant's representative: William H. Driskell (same address as above), Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Prestressed and precast concrete in truckload quantities, from Charlotte, N.C., to points in Georgia, for 180 days. Note: Applicant intends to tack with MC-103926 Sub-No. 16. Supporting shipper: Concrete Materials of Georgia, Inc., a subsidiary of Concrete Materials, Inc., of Charlotte, N.C., Post Office Box 864, Forest Park, Ga. 30050. Send protests to: William L. Scroggs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 309, 1252 West Peachtree Street NW., Atlanta, Ga. 30309.

No. MC 109397 (Sub-No. 180 TA), filed September 30, 1969. Applicant: TRI-STATE MOTOR TRANSIT CO., Post Office Box 113, Joplin, Mo. 64801, Applicant's representative: Max G. Morgan, 600 Leininger Building, Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Source, special nuclear, byproduct radioactive materials, component parts and containers thereof, between the Kerr-McGee Cimarron Facilities at or near Crescent, Okla., on the one hand, and, on the other, Argonne National Laboratory near Lemont, Ill., and Hanford Works near Richland, Wash., for 180 days. Supporting shipper: Kerr-McGee Corp., Kerr-McGee Building, Oklahoma City,

Okla. 73102. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 112801 (Sub-No. 97 TA), filed September 30, 1969. Applicant: TRANS-PORT SERVICE CO., Post Office Box 50272, Chicago, Ill. 60650. Applicant's representative: Robert H. Levy, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Edible vegetable oils and blends thereof, in bulk, in tank vehicles, from the plantsite and storage facilities of Archer Daniels Midland Co. at or near Lincoln, Nebr., to points in Arkansas, Arizona, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Missouri, Montana, Nebraska, North Dakota, Oklahoma, Oregon, New Mexico, South Dakota, Texas, Utah, Washington, and Wyoming, for 180 days. Supporting shipper: Archer Daniels Midland Co., 4666 Faries Parkway, Decatur, Ill. Send protests to: Roger L. Buchanan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, U.S. Courthouse, Federal Office Building, Room 1086, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 124078 (Sub-No. 406 TA) (Amendment), filed September 22, 1969, published Federal Register, issue of September 27, 1969, and republished as amended this issue. Applicant: SCH-WERMAN TRUCKING CO., 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bentonite, in bulk, from Schoharie, N.Y., to the Blenheim-Gilboa Pumped Storage Power Project at or near Gilboa, N.Y., for 150 days. Noze: The purpose of this republication is to show that the origin point has been amended to read Schoharie, N.Y., in lieu of Cobleskill, N.Y. Supporting shipper: Perini Corp., 73 Mount Wayte Avenue, Framingham, Mass. 01701. (Fred A. Reif, Chief Engineer). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 124078 (Sub-No. 409 TA), filed September 24, 1969. Applicant; SCHWERMAN TRUCKING CO., 611 South 28th Street, Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette (same address as above), Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Acetone and phenol, in bulk, in tank vehicles, from the plantsite of United States Steel Corp., at or near Haverhill (Scioto County), Ohio, to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania,

Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin, for 180 days. Supporting shipper: United States Steel Corp., 525 William Penn Place, Pittsburgh, Pa. 15230 (James T. Curtis, Jr., Manager, Movement and Project Services Non-Perrous Traffic and Transportation). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 124211 (Sub-No. 135 TA), filed September 30, 1969, Applicant: HILT TRUCK LINE, INC., Post Office Box H. Council Bluffs, Iowa 51501, Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products and meat byproducts, and articles distributed by meat packinghouses, as described in sections A and C of the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, from the plantsite and storage facilities used by National Beef Packing Co. at or near Liberal, Kans., to points in Illinois, Indiana, Iowa, Kansas, Massachusetts, Michigan, Maine, Minnesota, New Hampshire, New Jersey, New York, Nebraska, Kentucky, Ohio, Pennsylvania, Rhode Island, Vermont, Connecticut, and Wisconsin. Restrictions: The authority sought herein shall be restricted as follows: (1) To the transportation of traffic originating at the above-named origins; and, (2) to the extent that the authority sought herein duplicates any authority held by carrier shall not be construed as conferring more, than one operating right, for 180 days. Supporting shipper: National Beef Packing Co., Inc., Kansas City, Kans. Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 124408 (Sub-No. 8 TA), filed October 1, 1969. Applicant: THOMPSON BROS., INC., Post Office Box 457, Toronto, S. Dak. 57268. Applicant's representative: Eugene Thompson (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Dry fertilizer and dry fertilizer compounds, from Winona, Minn., to points in North Dakota and South Dakota, for 180 days. Supporting shipper: Farmers Union Central Exchange, Post Office Box G, St. Paul, Minn. 55101, Carl G. Pylkas, Transportation Manager. Send protests to: J. L. Hammond, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 369, Federal Building, Pierre, S. Dak. 57501.

No. MC 126102 (Sub-No. 5 TA), filed September 30, 1969. Applicant: ANDERSON MOTOR LINES, INC., 37 Woodruff Road, Walpole, Mass. Applicant's representative: Sanford A. Kowal, 73 Tremont Street, Boston, Mass. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Electrical instruments and appliances and parts thereof; store fixtures, counters and all items used in the stor-

ing and sales of such electrical instruments and appliances and parts thereof, between West Roxbury and Watertown, Mass., and points in Illinois, Indiana, Kentucky, Maryland, Michigan, New Jersey, New York, North Carolina, Pennsylvania, Texas, Virginia, and West Virginia, for 180 days. Supporting shipper: Radio Shack, 58 Irving Street, Watertown, Mass. 02172. Send protests to: District Supervisor Richard D. Mansfield, Interstate Commerce Commission, Bureau of Operations, John F. Kennedy Federal Building, Government Center, Boston, Mass. 02203.

No. MC 133987 (Sub-No. 1 TA), filed October 2, 1969, Applicant; ALL-AMER-ICAN CAB CO., 6123 State Street, Huntington Park, Calif. 90255. Authority sought to operate as a common carrier. by motor vehicle, over irregular routes, transporting: Radio - pharmaceuticali (radioactive isotopes), from Los Angeles International Airport to points in the counties of Los Angeles, Orange, Riverside, San Diego, San Bernardino, Ventura, Kern, and Santa Barbara, Calif., for 180 days. Supporting shippers: New England Nuclear Corp., 575 Albany Street, Boston, Mass. 02118; Mallinck-rodt/Nuclear, Box 10172, Lambert Field, St. Louis, Mo. 63145. Send protests to: John E. Nance, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 7708, Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 134063 (Sub-No. 1 TA), filed October 1, 1969, Applicant: FRANK R. CHULLINO, doing business as MID-WEST TRANSPORTATION COMPANY, 2801 Avenue B, Council Bluffs, Iowa 51501. Applicant's representative: Einar Viren, 904 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Alcoholic beverages (except malt beverages), in containers, from points in Kentucky to Omaha, Nebr., for 150 days. Supporting shipper: Sterling Distributing Co., 4433 South 96 Street, Omaha, Nebr. 68127. Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building. Omaha, Nebr. 68102.

#### MOTOR CARRIER OF PASSENGERS

No. MC 129575 (Sub-No. 3 TA) October 2, 1969. Applicant: LEWIS PIERCE, doing business as HIGHWAY 2 EXPRESS, 1321 First Avenue North Grand Forks, N. Dak. 58201. Applicant's representative: R. W. Wheeler, Post Office Box 1, Bismarck, N. Dak. 58501, Authority sought to operate as a common carrier, of motor vehicle, over regular routes, transporting: Passengers, baggage, express, mail, and newspapers, from Grand Forks, N. Dak., to Langdon, N. Dak., serving intermediate points, and return over the same route; from Grand Forks to Hamilton over U.S. Highway 81 and from Hamilton to Langdon, over North Dakota Highway 5 and return, for 189 days, Note: Applicant intends to tack the authority here

applied for with its present authority in MC-129575 and also to interline with Greyhound Lines, Inc., at Grand Forks, N. Dak. Supporting shipper: Western Greyhound Lines, Division of Greyhound Lines, Inc., 371 Market Street, San Francisco, Calif. 94106. Send protests to: J. H. Ambs, District Supervisor. Interstate Commerce Commission, Bureau of Operations, 1621 South University Drive, Room 213, Fargo, N. Dak.

By the Commission.

ANDREW ANTHONY, Jr., TREAL Acting Secretary.

[FR. Doc. 69-12098; Filed, Oct. 8, 1969; 8:49 n.m.]

[Notice 422]

#### MOTOR CARRIER TRANSFER **PROCEEDINGS**

OCTOBER 6, 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

3 CEP

order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-71388. By order of September 30, 1969, the Motor Carrier Board approved the transfer to Smith Avenue Storage Warehouse Moving Co., Inc., Kingston, N.Y., of the operating rights in certificate No. MC-102490 (Sub-No. 2) issued April 26, 1962, to Keith L. Tremper, Rhinebeck, N.Y., authorizing the transportation, over irregular routes, of household goods between Rhinebeck, N.Y., and points in New York east of the Hudson River within 15 miles of Rhinebeck, except Poughkeepsie, N.Y., on the one hand, and, on the other, points in Connecticut, Delaware, Maryland, New Jersey, Pennsylvania, Rhode Island, and the District of Columbia, John J. Brady, Jr., 75 State Street, Albany, N.Y. 12207, attorney for applicants.

No. MC-FC-71440. By order of September 29, 1969, the Motor Carrier Board approved the transfer to Genova Transport, Inc., Williamstown, N.J., of permits in Nos. MC-124181 and Subnumbers 1, 2, 4, 5, 8, and 9 thereunder, issued June 19, 1962, April 10, 1963, October 29, 1963, March 8, 1966, December 1, 1966, January 16, 1969, and July 28, 1969, respectively to Joseph Genova, Williamstown, N.J.; authorizing the transportation of: a wide variety of specified commodities, from, to, or between specified points in Maryland, New Jersey, New York, Pennsylvania, Connecticut, Massachusetts, Virginia, Rhode Island, Delaware, North Carolina, and the District

of Columbia. George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306, representing applicants.

No. MC-FC-71637. By order of September 29, 1969, the Motor Carrier Board approved the transfer to Jackson Transfer, Inc., Eureka, Kans., that portion of certificate No. MC-3133, issued February 7, 1956, to George E. Jackson, Eureka, Kans., authorizing the transportation of: Household goods and emigrant movables between points in Greenwood County, Kans., on the one hand, and, on the other, points in Arkansas, Kansas, Missouri, Oklahoma, and Texas, J. F. Miller, 6415 Willow Lane, Shawnee Mission, Kans. 66208, attorney for

No. MC-FC-71653. By order of October 3, 1969, the Motor Carrier Board approved the transfer to John McNelly, doing business as Central Cab Co., Waynesburg, Pa., of the certificate No. MC-120554 (Sub-No. 4) issued March 22, 1966, to Nick Encapera, doing business as Tri-State Transit, 1150 Wood Street, California, Pa. 15419, authorizing the transportation of: Passengers and their baggage, and express, and newspaper, in the same vehicle, between Morgantown, W. Va., and Steubenville, Ohio, serving all intermediate points, over specified regular routes. Ernest S. Burch, 6 North Third Street, Harrisburg, Pa. 17108, attorney for transferee.

ISEAL? H. NEIL GARSON, Secretary.

[P.R. Doc. 69-12099; Piled, Oct. 8, 1969; 8:49 a.m.]

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