

# FEDERAL REGISTER

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**Agencies in this issue—**

Agency for International Development  
Agricultural Research Service  
Atomic Energy Commission  
Consumer and Marketing Service  
Federal Aviation Administration  
Federal Communications Commission  
Federal Highway Administration  
Federal Maritime Commission  
Federal Power Commission  
Federal Reserve System  
Fiscal Service  
Fish and Wildlife Service  
Food and Drug Administration  
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Interstate Commerce Commission  
Land Management Bureau  
National Bureau of Standards  
National Commission on Product  
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## **FEDERAL REGISTER**

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# Rules and Regulations

## Title 9—ANIMALS AND ANIMAL PRODUCTS

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

#### SUBCHAPTER E—VIRUSES, SERUMS, TOXINS AND ANALOGOUS PRODUCTS; ORGANISMS AND VECTORS

#### MISCELLANEOUS AMENDMENTS TO SUBCHAPTER

On August 16, 1969, there was published in the FEDERAL REGISTER (34 F.R. 13323) a notice of proposed rule making with respect to proposed amendments to the regulations relating to viruses, serums, toxins, and analogous products in Parts 101, 108, 109, 114, 116, 117, 118, 119, 120, and 121 of Title 9, Code of Federal Regulations, issued pursuant to the provisions of the Virus-Serum-Toxin Act of March 4, 1913 (21 U.S.C. 151-158).

After due consideration of all relevant matters, including the proposals set forth in the aforesaid notice of rule making, and the comments and views submitted by interested persons, and pursuant to the authority contained in the Virus-Serum-Toxin Act of March 4, 1913 (21 U.S.C. 151-158), the proposed amendments of Parts 101, 108, 109, 114, 116, 117, 118, 119, 120, and 121 of Subchapter E, Title 9, of the Code of Federal Regulations, as contained in the aforesaid notice are hereby adopted and are set forth in full herein, subject to the following noted modifications:

The definition of "distributor" in § 101.1(m) is reworded for clarity. The definition of "sterility" in § 101.1(l) is retained unchanged.

In § 116.1(b) the word "permittee" is substituted for the word "importer" for clarity. The spelling of the word "biological" is corrected.

In § 117.8(b) the spelling of the term "anti-corynebacterium pasteurilla serum" is corrected.

#### PART 101—GENERAL PROVISIONS

1. Section 101.1 is amended by revising paragraphs (l), (m), (n), (y), and (ww) to read:

##### § 101.1 Definitions.

(l) *Inspection.* An examination made by an inspector to determine the fitness of animals, establishments, facilities, and procedures used in connection with the preparation, testing, and distribution of biological products under the regulations in Parts 101 through 121 of this subchapter and the examination or testing of biological products by the Division.

(m) *Distributor.* A person who sells, distributes, or otherwise places in channels of trade, one or more biological products he does not produce or import.

(n) [Reserved]

(y) *Batch.* A quantity of properly identified biological product which may be incorporated in whole or in part into a serial.

(ww) *Approved feed lot.* A feed lot approved by the Director for the raising of immune hogs for anti-hog-cholera serum production by a person who, under an agreement or contract, furnishes such hogs to a plant producing anti-hog-cholera serum.

#### PART 108—SANITATION AT LICENSED ESTABLISHMENTS

2. Section 108.12 is revised to read:

##### § 108.12 Rooms and equipment.

(a) All rooms, compartments, and other places used in connection with the preparation, handling, or storing of any biological product at licensed establishments shall be so constructed and arranged as to prevent cross contamination of biological products. Such rooms, compartments, and other places shall be of such material, construction, and design as can be readily and thoroughly cleaned.

(b) All containers, instruments and other apparatus and equipment used for preparing, handling, or storing biological products shall not be used for handling preparing, or storing other forms of biological products until such containers, instruments and other apparatus and equipment have been cleaned and sterilized and so handled thereafter as to prevent contamination.

#### PART 109—STERILIZATION AT LICENSED ESTABLISHMENTS

3. Section 109.1 is amended by revising paragraph (b) to read:

##### § 109.1 Equipment and the like.

(b) Instruments which are found to be damaged by exposure to the degree of heat prescribed in this section, after having been thoroughly cleaned, may be sterilized by boiling for not less than 15 minutes.

#### PART 114—MISCELLANEOUS REQUIREMENTS FOR LICENSED ESTABLISHMENTS

§§ 114.6, 114.10, 114.15, 114.16, 114.17, 114.19 [Deleted]

4. Part 114 is amended by deleting §§ 114.6, 114.10, 114.15, 114.16, 114.17 and 114.19.

#### § 114.5 [Amended]

5. In paragraphs (a) and (b) of § 114.5, the words "Biologics Veterinarian or Biologics Field Agent" are changed to read "inspector."

6. Section 114.8 is amended by revising paragraph (b) to read:

#### § 114.8 Methods.

(b) An outline, describing fully the entire process of preparing, handling, storing, marking, treating, and testing each biological product shall be submitted by each licensee to the Division. Tests that are applicable and necessary to prevent the marketing of an unsatisfactory product shall be made by the licensee and the tests shall be included in the outline for the product. Such tests shall establish the purity, safety, and potency of the product. Each outline shall clearly state a definite expiration date for the product and on what it is based.

#### PART 116—RECORDS AND REPORTS

7. Part 116 is revised to read:

Sec.

116.1 Preparation of records.

116.2 Completion and retention of records.

116.3 Reports.

##### § 116.1 Preparation of records.

(a) Detailed production records, including reports of all tests for purity, safety, and potency shall be prepared for each serial of biological product manufactured in or offered for importation into the United States; such records shall be prepared by the licensee or the foreign manufacturer, respectively.

(b) Detailed disposition records, in a form satisfactory to the Director, shall be maintained by each licensee, each distributor, and each permittee, showing the sale, shipment, or other disposition made of the biological products handled by such person.

##### § 116.2 Completion and retention of records.

All records (other than disposition records) required by this part shall be completed by the licensee or the foreign manufacturer, as the case may be, before any portion of a serial of any product may be marketed in the United States or exported. Such records shall be retained for a period of 2 years after the expiration date of the product involved and for such longer period as may be required by the Director in specific cases.

##### § 116.3 Reports.

Reports containing accurate information of production activities in each establishment by the licensee or the foreign manufacturer whose products are either



being offered for importation or being imported into the United States, as the case may be, shall be prepared and forwarded to the Division in such form and manner as may be required by the Director.

## PART 117—ANIMALS

### § 117.1 [Amended]

8. In § 117.1 the words "Parts 101 to 122" are changed to read "Parts 101 to 121."

### § 117.5 [Amended]

9. In paragraph (d) of § 117.5 the words "and the inspector in charge" are deleted from the second sentence.

10. Section 117.6 is revised to read:

### § 117.6 Certificates.

(a) All cattle, hogs, sheep, and goats admitted to the premises of any licensed establishment which procures no animals from public stockyards, abattoir pens, or similar places need not be held in contact with contact calves if the licensee has a certificate as provided for in paragraph (b) of this section prepared and signed by the supplier for each group of animals admitted. Such certificates shall become a part of the records for each serial or subserial of a biological product the animals are used to produce or test.

(b) Each certificate prepared in accordance with paragraph (a) of this section shall be in the following form:

-----, 19--  
This is to certify that -----

(Specify number and kind of animals) which are offered for admission to the licensed establishment of the ----- Co., are from the farm or premises of -----, in the State of -----, County of -----, Township of -----, and to the best of our knowledge and belief were on said farm or premises at least 21 days prior to this date, and were not exposed to any infectious, contagious, or communicable disease, and no new stock was brought onto said farm or premises during that time. The said animals have not been in or transported through any public stockyards, abattoir pens, or similar places, nor have they been exposed to any infectious, contagious, or communicable disease since their removal from said farm or premises.

(Signed) ----- Co.,  
Per -----

11. Section 117.7 is revised to read:

### § 117.7 Examination and identification.

(a) All animals admitted to the premises of licensed establishments shall be examined by the licensee as soon as practicable after they are received to determine their physical condition. No animals shall be used for production purposes which show any clinical signs of disease.

(b) All animals admitted to the premises of a licensed establishment and permitted to enter the holding pens of the establishment shall be permanently identified by the licensee with tags, marks, or other means acceptable to the Director.

(c) All animals used for test purposes shall be identified either collectively or individually in a manner conducive to an

accurate interpretation of the results of the test.

12. Section 117.8 is amended by revising paragraph (b) to read:

### § 117.8 Treatment.

(b) Contact calves shall not be immunized against diseases to which they are susceptible except pasteurization. Such calves may be treated with pasteurized bacterin or anti-corynebacterium pasteurized serum.

### § 117.9 [Amended]

13. In paragraph (b) of § 117.9, the words "Parts 101 to 122" are changed to read "Parts 101 to 121."

14. Section 117.10 is revised to read:

### § 117.10 Removal of animals.

Animals may be removed from the premises of licensed establishments; provided, such removal is accomplished in a manner as will preclude the dissemination of disease and in accordance with the following conditions:

(a) Animals which received a viable microorganism within 30 days shall not be removed;

(b) Establishments producing or testing hog-cholera products shall not remove swine from the premises except:

(1) To an approved feed lot in which case the licensee shall obtain a certificate from the consignee of the animals showing their receipt; or

(2) For immediate slaughter in an abattoir operated in accordance with the Federal Meat Inspection Act (21 U.S.C. 601 et seq.);

(3) By truck which shall be cleaned and disinfected as provided in § 117.12(c).

(c) Calves that are in a healthy condition may be removed from licensed establishments after disinfection as described in § 117.12(a). When removed to an abattoir without passing through stockyards or over public highways which are not traversed by animals from public stockyards or similar places, the animals need not be so disinfected.

(d) Other animals that are injured or otherwise unhealthy, except when affected with a communicable disease, may be removed for immediate slaughter to an abattoir operated in accordance with the Federal Meat Inspection Act (21 U.S.C. 601 et seq.) or the Poultry Products Inspection Act, as amended (21 U.S.C. 451 et seq.); provided, they are properly marked for identification and the inspector in charge of slaughter operations is given due notice in advance.

(e) All animals on the premises shall be disposed of in accordance with the provisions of the regulations in this part and where specific provision is not made therefor shall be disposed of as required by the Director.

15. Section 117.11 is revised to read:

### § 117.11 Swine; treatment prior to removal.

All swine which require treatment or vaccination against hog cholera shall be treated with modified live virus vaccine

alone or with modified live virus vaccine in conjunction with anti-hog-cholera serum, both of which shall have been prepared at a licensed establishment. After vaccination, those animals which have received modified live virus vaccine shall be held on the premises for a period of not less than 30 days.

## PART 118—HOG-CHOLERA VIRUS

## PART 119—ANTI-HOG-CHOLERA SERUM

16. Parts 118 and 119 of Chapter I of Title 9, of the Code of Federal Regulations are revoked.

## PART 120—APPROVED FEED LOTS

17. Part 120 is amended by revising §§ 120.2, 120.3, 120.4, 120.5, 120.8, 120.10, and 120.11. Part 120, as amended, reads as follows:

Sec.	
120.1	Approval required.
120.2	Application for approval.
120.3	Feed lot approval.
120.4	Listing of approved feed lots.
120.5	Deletion from list of approved feed lots.
120.6	Admitting pigs to premises.
120.7	Method of identification.
120.8	Vaccination in approved feed lots.
120.9	Records of vaccination and disposition.
120.10	Removal of animals.
120.11	Dead animals, removal.

AUTHORITY: The provisions of this Part 120 issued under 37 Stat. 832-833; 21 U.S.C. 151-158.

### § 120.1 Approval required.

In order to be designated as an approved feed lot, a feed lot shall meet the requirements set forth in this part and be approved by the Director, Veterinary Biologics Division. Prior to final determination, the Director shall obtain the recommendations of the appropriate official of the State in which such feed lot is located. Any person desiring to have his feed lot designated as an approved feed lot shall make written application for such designation to the Director in accordance with the provisions of § 120.2.

### § 120.2 Application for approval.

The application for approval of a feed lot shall contain the following information: The name of the owner of the feed lot, the name of the person responsible for its operations, the location of the premises, the types of operations of the premises and adjoining premises, the approximate number of animals to be maintained on the premises, whether animals are fed grain, or cooked garbage, method used for identifying animals, the percentage of animals sold to anti-hog-cholera serum producers with names of such producers, the name and location of abattoirs to which hogs not sold to such producers are sent; and a justification or reasons why such feed lot operations will not endanger other swine or impair the Hog-Cholera Eradication Program.



**§ 120.3 Feed lot approval.**

Before a feed lot is approved by the Director, an inspection shall be made to determine whether such lot meets the requirements of this part. A feed lot shall not be approved unless, in the opinion of the Director, its location and method of operation will not endanger other swine or impair the Hog-Cholera Eradication Program. The volume of swine handled for anti-hog-cholera serum producers must be sufficient to warrant approval as an approved feed lot.

**§ 120.4 Listing of approved feed lots.**

The Director shall compile a list of approved feed lots, copies of which will be available to all licensed establishments, operators of approved feed lots, and officials of the State in which such approved feed lots are located.

**§ 120.5 Deletion from list of approved feed lots.**

(a) An approved feed lot will be deleted from the list of approved feed lots upon a request from the operator thereof.

(b) The Director shall delete an approved feed lot from such list when he finds that the handling of swine in the lot is no longer adequate to effectuate the purposes of the regulations of this part, or the lot's location or method of operation endangers other swine or impairs the Hog-Cholera Eradication Program or is not operated in accordance with the provisions of this part. In the event of the deletion of a feed lot, all animals remaining in the lot shall be disposed of in accordance with § 120.10.

**§ 120.6 Admitting pigs to premises.**

Pigs for feeding purposes may be purchased vaccinated or unvaccinated from any source. Upon receipt, such pigs shall be vaccinated or revaccinated and identified. If pigs are received from a licensed establishment they need not be revaccinated.

**§ 120.7 Method of identification.**

All tags or other methods used for identification of animals shall be applied in such a manner that identification may be maintained. Tags, if used, shall be of a distinctive design or color so as to differentiate them from identification used for official vaccines under the Hog-Cholera Eradication Program.

**§ 120.8 Vaccination in approved feed lots.**

Vaccination on the premises of an approved feed lot shall be with modified live virus vaccine alone or in conjunction with anti-hog-cholera serum or hog-cholera-antibody concentrate.

**§ 120.9 Records of vaccination and disposition.**

(a) Records of vaccination and disposition of all animals shall be maintained by each operator of an approved feed lot on forms approved by the Department and made available to such operators. A copy of such records shall be furnished to the inspector.

(b) An inventory of animals showing the daily admission to and removal from

the premises of all animals shall be maintained by the operator of an approved feed lot.

(c) Records described in paragraphs (a) and (b) of this section shall be retained for a period of 1 year.

**§ 120.10 Removal of animals.**

(a) Swine shall not be removed from an approved feed lot without a permit in response to a written application therefor. Removal of animals shall be permitted by the Director under the following conditions provided such removal is accomplished in a manner as to preclude the dissemination of disease:

(1) Swine are in a healthy condition as determined by veterinary inspection.

(2) Swine are transported directly to an abattoir for immediate slaughter or to an establishment producing anti-hog-cholera serum. Such transportation shall be by truck.

(3) Swine are removed not earlier than 30 days after vaccination.

(b) A certificate of receipt from the consignee of such animals shall be furnished to the operator of the feed lot.

**§ 120.11 Dead animals, removal.**

Dead animals to be removed from an approved feed lot shall be removed only to a rendering plant. Trucks used for this purpose shall have watertight bodies and be covered by a suitable covering to prevent flies from reaching the carcasses.

**PART 121—ADMISSION OF BIOLOGICAL PRODUCTS AND MATERIALS TO LICENSED ESTABLISHMENTS**

**§§ 121.1, 121.2, 121.3, 121.4 [Amended]**

18. Part 121 is amended by revising each reference to the regulations in §§ 121.1, 121.2, 121.3, and 121.4 to read "Parts 101 to 121 of this subchapter."

NOTE: The reporting and/or recordkeeping requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Effective date: Thirty days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 5th day of November 1969.

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

[F.R. Doc. 69-13407; Filed, Nov. 10, 1969; 8:47 a.m.]

**Title 14—AERONAUTICS AND SPACE**

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

[Docket No. 9661; Amdt. 39-872]

**PART 39—AIRWORTHINESS DIRECTIVES**

**Dowty Rotol Propellers**

A proposal to amend Part 39 of the Federal Aviation Regulations to include

an airworthiness directive (AD) requiring installation of a modified propeller cylinder on Dowty Rotol Propellers was published in the FEDERAL REGISTER, 34 F.R. 9683.

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

**DOWTY ROTOL.** Applies to the following Dowty Rotol propellers with propeller cylinder P/N's RA 44133/1 or RA 44709 or RA 62807 or RA 67888, except propeller cylinders modified by Modification No. (c) VP.2422: (c) R.130/4-20—4/12E installed on Vickers Viscount Model 745D aircraft; (c) R.148/4-20—4/21E on Viscount Model 744 aircraft; (c) R.186/4-30—4/16 on Hawker Siddeley Argosy AW-650 aircraft; and (c) R.175/4-30—4/13E on Fairchild F.27 and F.27B aircraft.

Compliance is required as indicated, unless already accomplished.

To prevent failure of propeller cylinders, at the next scheduled propeller overhaul after the effective date of this AD, or before the cylinder accumulates 6,000 hours total time in service, whichever occurs later, incorporate Dowty Rotol Modification No. (c) VP.2480 in accordance with Dowty Rotol Service Bulletin No. 61-564, Revision 4, dated December 1968, or later ARB-approved issue, or FAA-approved equivalent.

This amendment becomes effective December 11, 1969.

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

Issued in Washington, D.C., on November 3, 1969.

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

[F.R. Doc. 69-13381; Filed, Nov. 10, 1969; 8:45 a.m.]

[Docket No. 9827; Amdt. 39-873]

**PART 39—AIRWORTHINESS DIRECTIVES**

**Messerschmitt-Bolkow Model—Bolkow Junior Aircraft**

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring replacement of the existing lower engine—attaching bolts with new bolts having improved fatigue resistance was published in the FEDERAL REGISTER (34 F.R. 14227).

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:



MESSERSCHMITT—BOLKOW GmbH. Applies to Bolkow Model Bolkow Junior Aircraft, Serial Nos. 505 through 684.

Compliance is required as indicated, unless already accomplished.

To prevent failures of the lower engine-mounting bolts, within the next 100 hours' time in service after the effective date of this AD, replace the lower engine-mounting bolts P/N 298-21093.22 with new bolts P/N 208-21093.22 in accordance with Messerschmitt—Bolkow Mounting Instructions No. 04/68, dated October 1968, or an FAA-approved equivalent (Messerschmitt—Bolkow Service Bulletin No. 208-1/69, dated Nov. 14, 1968, covers this same subject).

This amendment becomes effective December 11, 1969.

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

Issued in Washington, D.C., on November 4, 1969.

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

[P.R. Doc. 69-13382; Filed, Nov. 10, 1969; 8:45 a.m.]

## Title 49—TRANSPORTATION

### Chapter X—Interstate Commerce Commission

#### UPDATING LIST OF PRESCRIBED FORMS

Chapter X of Title 49 is amended as follows:

##### SUBCHAPTER A—GENERAL RULES AND REGULATIONS

##### PART 1003—LIST OF FORMS

The list of prescribed motor carrier and broker application forms in paragraph (a) of § 1003.1 of Chapter X of Title 49 of the Code of Federal Regulations is amended as follows:

1. The heading "B.M.C. 44 (Revised)" is changed to read "OP-F-44".
2. The heading "B.M.C. 45 (Revised)" is changed to read "OP-F-45".
3. The heading "BOR-95" is changed to read "OP-95".

4. Following the listing of form OP-95, the following two forms are added:

##### OP-TA-19.

Request for extension of emergency temporary authority.

CROSS REFERENCE: Part 1131 of this chapter.

##### OP-TA-19(a).

Certificate of continuing need for emergency temporary authority.

CROSS REFERENCE: Part 1131 of this chapter.

##### SUBCHAPTER B—PRACTICE AND PROCEDURE

#### PART 1131—TEMPORARY AUTHORITY APPLICATIONS UNDER SECTION 210(a) OF THE INTERSTATE COMMERCE ACT

In § 1131.2 of Title 49 of the Code of Federal Regulations, the first sentence of

paragraph (b) and the last sentence of paragraph (d)(1) are amended by changing "BOR-95" to read "OP-95".

#### PART 1134—CONTROL OR CONSOLIDATION OF MOTOR CARRIERS OR THEIR PROPERTIES

Part 1134 of Title 49 of the Code of Federal Regulations is amended as follows:

1. In paragraph (a) of § 1134.1, "B.M.C. 44 (Revised)" is changed to read "OP-F-44".

2. In paragraph (a) of § 1134.50, "B.M.C. 45 (Revised)" is changed to read "OP-F-45".

These amendments are effective upon publication in the FEDERAL REGISTER.

These forms are available upon request from the Office of the Secretary, Interstate Commerce Commission, Washington, D.C. 20423. Copies may also be obtained from the Commission's detached offices listed in 49 CFR Part 1001.

(Sec. 204, 49 Stat. 546, as amended, 49 U.S.C. 304)

[SEAL] H. NEIL GARSON,  
Secretary.

[P.R. Doc. 69-13401; Filed, Nov. 10, 1969; 8:47 a.m.]

[Ex Parte No. 241]

#### PART 1033—CAR SERVICE

#### Investigation of Adequacy of Railroad Freight Car Ownership, Car Utilization, Distribution, Rules, and Practices; Postponement of Effective Date

NOVEMBER 4, 1969.

By order of the Commission, Commissioner Tuggle, dated November 4, 1969, the effective date of the amendments to Part 1033 of Title 49 of the Code of Federal Regulations published on page 14172 of the September 9, 1969, issue of the FEDERAL REGISTER is postponed until further order of the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[P.R. Doc. 69-13402; Filed, Nov. 10, 1969; 8:47 a.m.]

## Title 22—FOREIGN RELATIONS

### Chapter II—Agency for International Development, Department of State

[A.I.D. Reg. 1]

#### PART 201—RULES AND PROCEDURES APPLICABLE TO COMMODITY TRANSACTIONS FINANCED BY A.I.D.

##### Letters of Commitment to Suppliers

Part 201 of Chapter II, Title 22 (A.I.D. Regulation 1) is amended by adding the following paragraph (e) at the end of § 201.51:

§ 201.51 Methods of financing.

(e) Letter of commitment to a supplier. At the request of a borrower/grantee, A.I.D. may issue a letter of commitment to a supplier assuring payment by A.I.D. of specified amounts to cover the cost of commodities and commodity-related services. The letter of commitment to a supplier will identify the sales contract to which it relates and the implementing document under which it is issued.

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

Dated: November 3, 1969.

JOHN A. HANNAH,  
Administrator.

[P.R. Doc. 69-13378; Filed, Nov. 10, 1969; 8:45 a.m.]

## Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

### Chapter I—Veterans Administration

#### PART 3—ADJUDICATION

#### Adjustments and Resumptions; School Attendance

In § 3.667, paragraph (b) is amended to read as follows:

§ 3.667 School attendance.

(b) Vacation periods. A child is considered to be in school during a vacation or other holiday period if he was attending school at the end of the preceding school term and resumes attendance, either in the same or a different approved school, at the beginning of the next term. If an award has been made covering a vacation period, and the child fails to resume attendance, or the required evidence of attendance is not received within 30 days after the date the child expected to commence or resume school attendance benefits will be terminated the date of last payment or the last day of the month preceding the date of failure to pursue the course, whichever is the earlier. Benefits may be paid from the day following the date of discontinuance only if notice is received within 1 year from that date showing that the child resumed attendance at the commencement of the term.

(72 Stat. 1114; 38 U.S.C. 210)

This VA regulation is effective the date of approval.

Approved: November 4, 1969.

By direction of the Administrator.

[SEAL] FRED B. RHODES,  
Deputy Administrator.

[P.R. Doc. 69-13396; Filed, Nov. 10, 1969; 8:46 a.m.]



# Title 47—TELECOMMUNICATION

## Chapter I—Federal Communications Commission

### PART 0—COMMISSION ORGANIZATION

#### Location of Field Engineering Bureau's Field Offices and Monitoring Stations

*Order.* In the matter of amendment of Part 0 of the Commission's rules and regulations to effect certain editorial changes therein.

1. The Commission has before it the desirability of making an editorial change in § 0.121 of its rules showing the location of the Field Engineering Bureau's field offices and monitoring stations.

2. Authority for the amendment is contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended, and § 0.261(a) of the Commission's rules. Because the amendment is editorial in nature, the prior notice and effective date provisions of section 4 of the Administrative Procedure Act, 5 U.S.C. 553, do not apply.

3. It is ordered, That effective November 14, 1969, Part 0 of the rules and regulations is amended as set forth below.

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

Adopted: October 31, 1969.

Released: November 5, 1969.

[SEAL] BEN F. WAPLE,  
Secretary.

In § 0.121 the address of the Engineer in Charge for Radio District 6 is amended to read as follows:

Radio district	Address of Engineer in Charge
6.....	1602 Gas Light Tower, 235 Peachtree Street NE., Atlanta, Ga. 30303.

[F.R. Doc. 69-13408; Filed, Nov. 10, 1969; 8:47 a.m.]

# Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

## Chapter 101—Federal Property Management Regulations

### SUBCHAPTER D—PUBLIC BUILDINGS AND SPACE

#### PART 101-19—MANAGEMENT OF BUILDINGS AND GROUNDS

##### Use of Government Auditoriums and Meeting Places, and Posting Notices

Subpart 101-19.8 is amended to state more specifically authorized and prohibited uses of auditoriums, conference rooms, and other meeting places, and the rules concerning the posting of notices and information bulletins in or on Government-owned or leased buildings.

The table of contents for Part 101-19 is changed by revising the title of Subpart 101-19.8 to read:

Subpart 101-19.8—Auditoriums, Conference Rooms, Other Meeting Places, and Posting Notices or Information Bulletins

1. The title of Subpart 101-19.8 is revised and §§ 101-19.801 and 101-19.803 are revised, as follows:

#### Subpart 101-19.8—Auditoriums, Conference Rooms, Other Meeting Places, and Posting Notices or Information Bulletins

##### § 101-19.801 Authorized and prohibited uses.

(a) For the purposes of this subpart, a "recognized" group or organization is a labor organization recognized under the President's Executive orders governing employee or labor management relations, or an organization that has been in existence at least three months which has been specifically recognized in writing by the occupant agency as an organization whose purpose is to promote the social, health, welfare, or employment interests of the agency's employees.

(b) Except as provided in paragraph (c) of this section, agencies having exclusive use of and/or exercising authority over meeting places may permit their use for:

(1) Meetings to carry out the assigned functions of Federal agencies.

(2) Meetings of recognized Federal employee groups and organizations, including retired Federal employee groups.

(3) Meetings conducted by or actively participated in by employees of the agency and approved by the head of the agency.

(4) Presentation to the public of lectures, concerts, or similar performances by a Federal agency or at which its employees participate in an official capacity, or for the presentation of such a performance by a recognized employee group.

(5) Meetings or performances not directly related to the functions of Federal agencies or activities of employee groups when authorized by the head of the Federal agency occupying the building and controlling the use of the meeting place, and such agency head determines that such meetings or performances would not adversely affect the interests of the Government. (See § 101-19.805 concerning possible reimbursements.)

(c) Meetings places may not be used for:

(1) Meetings or performances sponsored or conducted by any organization, individual, or activity practicing or advocating discrimination based on race, creed, color, sex, or national origin.

(2) Meetings or activities having a partisan political, sectarian, or similar nature or purpose.

(3) Meetings or activities for the purpose of advocating or influencing action on legislation.

(4) Meetings or activities sponsored or conducted by or for commercial enter-

prises for profit-making purposes through the direct sale of articles, charging of admission fees or the making of an indirect assessment for admission, or the taking of a collection.

(d) All requests for meeting places shall be in writing addressed to the head of the occupying agency. Such requests shall state the date, time, purpose of meeting, the name and description of the applicant organization, the estimated number of persons expected to attend, the duration of the meeting, and the meeting place requested.

(e) Excluding meetings to carry out the assigned functions of Federal agencies, meeting places will not be available during official working hours of the occupant agencies except for one hour during the normal luncheon period.

##### § 101-19.803 Posting of notices and information bulletins.

The following types of notices or information bulletins only may be posted on bulletin boards or placed otherwise about the premises:

(a) Official business notices of the occupant agency.

(b) Request for funds for welfare, health, and other purposes, approved by the head of the occupant agency.

(c) Notices to Federal employees by concessionaires and agency employee welfare organizations.

(d) Personal notices of agency employees, such as the sale of an employee's home, requests for car pool participation, etc.

##### §§ 101-19.800, 101-19.807 [Amended]

2. In §§ 101-19.800 and 101-19.807, for the term "building lines" substitute the term "property lines."

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486 (c); and 40 U.S.C. 318)

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

Dated: November 10, 1969.

ROBERT L. KUNZIG,  
Administrator of General Services.

[F.R. Doc. 69-13553; Filed, Nov. 10, 1969; 12:25 p.m.]

# Title 50—WILDLIFE AND FISHERIES

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

### PART 10—MIGRATORY BIRDS

#### Emergency Closure of Hunting Season for Little Brown Cranes in South Dakota

Notice is hereby given that the open hunting season for little brown cranes in portions of South Dakota from November 8 through December 7, 1969, as published in the FEDERAL REGISTER of Thursday, September 4, 1969, on page 14032



## RULES AND REGULATIONS

(§ 10.54) is suspended until further notice.

This emergency closure is necessary to afford greater protection to whooping cranes, a rare and endangered species which migrates through South Dakota, one having been sighted in that State on November 7.

For the reason set forth above, it has been found that notice and public procedure are impracticable, unnecessary, and contrary to the public interest.

(16 U.S.C. 704 (40 Stat. 755, as amended))

*Effective date.* This notice is effective upon publication in the FEDERAL REGISTER.

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

[F.R. Doc. 69-13552; Filed, Nov. 10, 1969;  
10:54 a.m.]



# Proposed Rule Making

## DEPARTMENT OF THE TREASURY

### Fiscal Service

[ 31 CFR Parts 222, 223 ]

### SURETY COMPANIES DOING BUSINESS WITH THE UNITED STATES

#### Notice of Proposed Rule Making

The Department of the Treasury finds that it is necessary for the following purposes to amend Parts 222 and 223 of Title 31 of the Code of Federal Regulations, covering the certification of surety companies as acceptable sureties on obligations to the United States and the acceptability of such obligations: (1) To simplify and clarify the requirements in the light of current procedures and practices; (2) to consolidate into one part, Part 223, the regulations pertaining to the acceptability of obligations, and (3) to promulgate regulations regarding the continued acceptance by Federal agencies of obligations of surety companies considered delinquent, and defining the circumstances in which the Secretary of the Treasury will take action with regard to such companies and the action that will be taken.

Regulations to carry out the first and second purpose of this issuance are found necessary for the following reasons. Certain existing sections, or sentences therein, in Part 223 (also appearing as Department Circular No. 297) are unnecessary or obsolete and should be revoked. Other existing sections in Part 223 need restatement to clarify the procedures and requirements set forth therein, and to reflect current practices of the Department, for the information of applicant companies or companies already holding certificates of authority. The regulation constituting Part 222 (also appearing as Treasury Department Circular No. 56) does not require the use of a separate part, and surety companies applying for certificates of authority would be more effectively advised thereof by inclusion of the regulation in Part 223.

Regulations to carry out the third purpose of this issuance are found necessary for the reason that the Secretary of the Treasury receives from time to time complaints from Federal agencies concerning the apparent failure of certificated companies to settle claims of those agencies based on bonds written in their favor by such companies. In 1963 the Department of the Treasury took the position that the bond approving officers of one of its bureaus might decline to accept bonds from a surety company holding a certificate of authority where that bureau, after reviewing the situation, determined that the company's failure to pay a claim against it was not based on adequate and nonfrivolous

grounds. Other Federal agencies have been advised of that position since that time. In each appropriate instance of a complaint from an agency the surety company concerned has been requested to supply to the Treasury Department explanatory information before renewal of its certificate of authority. In accord with 5 U.S.C. 552(a) (1) (D) the Department of the Treasury has determined that a formal statement is necessary regarding this subject, and further, that that statement should take the form of new sections added to the existing regulations at Part 223.

Accordingly, notice is hereby given pursuant to 5 U.S.C. 553 that the Secretary of the Treasury is considering the adoption, under the authority of 5 U.S.C. 301 and 558, and 6 U.S.C. 9, of amendments to Parts 222 and 223, of Subchapter A, Chapter II of Title 31 of the Code of Federal Regulations. The amendments proposed for adoption are as follows:

1. Part 222 is amended by revoking the part and section heading, by revising the text, and by redesignating the revised text as paragraph (b) of § 223.5 (see 4 below).

2. Section 223.2 is amended by revising the section heading and text to read:

#### § 223.2 Application for certificate of authority.

Every company wishing to apply for a certificate of authority shall address the Assistant Comptroller (Chief Auditor), Bureau of Accounts, U.S. Department of Treasury, Washington, D.C. 20226, who will notify the company of the data which the Secretary of the Treasury determines from time to time to be necessary to make application. In accord with 6 U.S.C. 8 the data will include a copy of the applicant's charter or articles of incorporation and a statement, signed and sworn to by its president and secretary, showing its assets and liabilities.

3. Section 223.3 is amended by revoking the final sentence thereof.

4. Section 223.5 is amended by designating the existing section as paragraph (a) and by adding a new paragraph (b), so that the entire section as amended reads:

#### § 223.5 Business.

(a) The company must engage in the business of fidelity insurance and suretyship, whether or not also making contracts of insurance in other classes of insurance, but shall not be engaged in any type or class of business not authorized by its charter or by the laws of the State in which the company is incorporated. It must be the intention of the company to engage actively in the execution of fidelity and surety bonds in favor of the United States.

(b) No bond is acceptable if it has been executed by a company or its agent

in a State where it has not obtained that State's license to do a fidelity and surety business. However, bonds executed by any surety company at its home office or outside the boundaries of a State wherein it is not licensed for a principal residing in such State or for a contract to be performed therein are acceptable.

5. Section 223.9 is amended by revising the text to read:

#### § 223.9 Valuation of assets.

In determining the financial condition of every such company, its assets and liabilities will be computed on the basis recommended by the National Association of Insurance Commissioners so far as practicable and consistent with the regulations in this part. However, the Secretary of the Treasury may, in his discretion, value the assets or other securities of such companies in accordance with the best information obtainable. Credit will be allowed for reinsurance in all classes of risks if the reinsuring company holds a certificate of authority from the Secretary of the Treasury, or has been recognized as an admitted reinsurer in accord with § 223.12.

6. Section 223.10 is amended by revising the text to read:

#### § 223.10 Limitation of risk.

Except as provided in § 223.11, no company holding a certificate of authority shall underwrite any risk on any bond or policy on behalf of any individual, firm, association, or corporation, whether or not the United States is interested as a party thereto, the amount of which is greater than 10 percent of the paid-up capital and surplus of such company, as determined by the Secretary of the Treasury. That figure is hereinafter referred to as the underwriting limitation.

7. Section 223.11 is amended by revising the section heading and text to read:

#### § 223.11 Limitation of risk: Protective methods.

The limitation of risk prescribed in § 223.10 may be complied with by the following methods:

(a) *Coinurance.* Two or more companies may underwrite a risk on any bond or policy, the amount of which does not exceed their aggregate underwriting limitations. Each company shall limit its liability upon the face of the bond or policy, to a definite specified amount which shall be within its underwriting limitation.

(b) *Reinsurance.* (1) In respect to bonds running to the United States, liability in excess of the underwriting limitation shall be reinsured within 45 days from the date of execution and delivery of the bond with a company holding a certificate of authority from



the Secretary of the Treasury. Reinsurance is not permissible on bonds covering formal contracts with the United States for the construction of any building, or the prosecution and completion of any public work, or for repairs upon any public building or public work; such liability shall be protected in the manner set forth in paragraph (a) of this section; i.e., coinsurance.

(2) In respect to risks covered by bonds or policies not running to the United States, liability in excess of the underwriting limitation shall be reinsured within 45 days from the date of execution and delivery of the bond or policy with:

(i) Any company holding a certificate of authority from the Secretary of the Treasury, or

(ii) Any company recognized as an admitted reinsurer in accord with § 223.12, or

(iii) A pool, association, etc., to the extent that it is composed of such companies.

(3) No certificate-holding company may cede to a reinsuring company recognized under § 223.12 any risk in excess of 10 percent of the latter company's paid-up capital and surplus.

(c) *Other methods.* Excess liability may otherwise be protected:

(1) By the deposit with the company in pledge, or by conveyance to it in trust for its protection, of property the current market value of which is at least equal to the liability in excess of its underwriting limitation, or

(2) If such obligation was incurred on behalf of or on account of a fiduciary holding property in a trust capacity, by a joint control agreement which provides that the whole or a sufficient portion of the property so held may not be disposed of or pledged in any way without the consent of the insuring company.

8. Section 223.12 is amended by revising the section heading and the text to read:

#### § 223.12 Recognition as reinsurer.

(a) *Application by U.S. company.* Any company organized under the laws of the United States or of any State thereof, wishing to apply for recognition as an admitted reinsurer (except on excess risks running to the United States) of surety companies doing business with the United States, shall file with the Assistant Comptroller (Chief Auditor):

(1) A certified copy of its charter or articles of incorporation, and

(2) A certified copy of a license from any State in which it has been authorized to do business, and

(3) A copy of the latest available report of its examination by a State Insurance Department, and

(4) A statement of its financial condition, as of the close of the preceding calendar year, on the annual statement form of the National Association of Insurance Commissioners, signed and sworn to by two qualified officers of the company, showing that it has a capital stock paid up in cash of not less than

\$250,000, in the case of a stock insurance company, or has net assets of not less than \$500,000 over and above all liabilities, in the case of a mutual insurance company, and

(5) Such other evidence as the Secretary of the Treasury may determine necessary to establish that it is solvent and able to keep and perform its contracts.

(b) *Application by a U.S. branch.* A U.S. branch of an alien company applying for such recognition shall file with the Assistant Comptroller (Chief Auditor):

(1) The submissions listed in subparagraphs (1) through (5) of paragraph (a) of this section, except that the financial statement of such branch shall show that it has net assets of not less than \$250,000 over and above all liabilities and

(2) Evidence satisfactory to the Secretary of the Treasury to establish that it has on deposit in the United States not less than \$250,000 available to its policyholders and creditors in the United States.

(c) *Financial reports.* Each company recognized as an admitted reinsurer shall file with the Assistant Comptroller (Chief Auditor) on or before the first day of March of each year its financial statement and such additional evidence as the Secretary of the Treasury determines necessary to establish that the requirements of this section are being met.

9. Section 223.16 is amended by revising the section heading and text to read:

#### § 223.16 List of certificate holding companies.

A list of qualified companies is published annually as of July 1 in Department Circular No. 570, Companies Holding Certificates of Authority as Acceptable Sureties on Federal Bonds and as Acceptable Reinsuring Companies, with information as to underwriting limitations, areas in which licensed to transact a fidelity and surety business and other details. If the Secretary of the Treasury shall take any exceptions to the annual financial statement submitted by a company, he shall, before issuing Department Circular 570, give a company due notice of such exceptions. Copies of the Circular are available from the Assistant Comptroller (Chief Auditor) upon request.

10. The existing §§ 223.17 and 223.18 are revoked.

11. New §§ 223.17 and 223.18 are added to read:

#### § 223.17 Performance of obligations.

(a) Every company shall honor its obligations to Federal agencies promptly. A company which has failed to settle a claim by a Federal agency when default is clear, and when the agency, after review of the situation, has determined that the refusal to pay was not based on adequate and nonfrivolous grounds, may thereafter be refused by that agency as surety on obligations in its favor.

(b) On report of such refusal by the agency to the Secretary of the Treasury, the Secretary will notify the company

concerned that the agency report may demonstrate that the company is not keeping and performing its contracts and that, in the absence of satisfactory explanation, the company's default may preclude the renewal of the company's certificate of authority, or warrant prompt revocation of the existing certificate. This notice will provide opportunity to the company to demonstrate its qualification for a continuance of the certificate of authority.

#### § 223.18 Revocation.

Whenever in the judgment of the Secretary of the Treasury a company is not complying with the requirements of 6 U.S.C. 6-13 and of the regulations in this part, he shall (a) in all cases notify the company of the facts or conduct which indicate such failure, and provide opportunity to the company to respond, and (b) in those cases where the public interest in the constant financial stability of such a company allows, also provide opportunity to the company to demonstrate or achieve compliance with those requirements. The Secretary shall revoke a company's certificate of authority with advice to it if (1) the company does not respond satisfactorily to his notification of noncompliance, or (2) the company, provided an opportunity to demonstrate or achieve compliance, fails to do so.

Prior to the adoption of the proposed amendments, consideration will be given to written data, views or arguments submitted to the Commissioner of Accounts, U.S. Department of the Treasury, Washington, D.C. 20226, and received not later than 30 days from the date of the publication of this notice in the *FEDERAL REGISTER*.

Dated: November 6, 1969.

[SEAL] JOHN K. CARLOCK,  
Fiscal Assistant Secretary.

[F.R. Doc. 69-13397; Filed, Nov. 10, 1969; 8:46 a.m.]

## DEPARTMENT OF AGRICULTURE

### Consumer and Marketing Service

#### [7 CFR Part 967]

### CELERY GROWN IN FLORIDA

#### Proposed Expenses and Rate of Assessment

Consideration is being given to the approval of proposed expenses and a proposed rate of assessment, as hereinafter set forth, which were recommended by the Florida Celery Committee.

This committee was established pursuant to Marketing Agreement No. 149 and Marketing Order No. 967, both as amended (7 CFR 967), herein referred to collectively as the "order." The order regulates the handling of celery grown in Florida, and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).



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

The proposals are as follows:

**§ 967.205 Expenses and rate of assessment.**

(a) The expenses that are reasonable and likely to be incurred during the fiscal year August 1, 1969, through July 31, 1970, by the Florida Celery Committee for its maintenance and functioning and for such purposes as the Secretary may determine to be appropriate, will amount to \$39,250.

(b) The rate of assessment to be paid by each handler in accordance with the marketing agreement and this part shall be one-half of one cent (\$0.005) per crate of celery handled by him as the first handler thereof during said fiscal year.

(c) As provided in § 967.62, unexpended income in excess of expenses for the fiscal year ending July 31, 1970, may be carried over as an operating reserve.

(d) Terms used in this section have the same meaning as when used in the marketing agreement and this part.

Dated: November 5, 1969.

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

[F.R. Doc. 69-11394; Filed, Nov. 10, 1969;  
8:46 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### [14 CFR Part 39]

[Docket No. 9947]

#### AIRWORTHINESS DIRECTIVE

#### British Aircraft Corp. Viscount Models 744, 745D, and 810 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to British Aircraft Corp. Viscount Models 744, 745D, and 810 series airplanes. There have been cases reported of corrosion of the fuselage skin under the dorsal fin structure. Since this condition is likely to exist or develop in other airplanes of the same type, the proposed airworthiness directive would require inspections for corrosion and repair or replacement of the damaged parts.

Interested persons are invited to participate in the making of the proposed

rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before December 11, 1969, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in light of the comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423), and section 6(c) of The Department of Transportation Act (49 U.S.C. 1655(c)).

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

BRITISH AIRCRAFT CORP. Applies to Viscount Models 744, 745D, and 810 Series airplanes.

Compliance is required as indicated.

To prevent possible failure of the fuselage pressure shell in the area under the dorsal fin structure, accomplish the following:

(a) Within the next 90 days after the effective date of this airworthiness directive or within 8 years after the date of manufacture, whichever occurs later, and thereafter at intervals not to exceed 12 months from the last inspection, visually inspect the fuselage skin under the dorsal fin for corrosion and breakdown of the protective paint. These inspections may be accomplished through the leading edge access panel for the anti-icing duct connection at the base of the fin and through new inspection holes installed in the dorsal fin in accordance with Figures 2 and 3 of the British Aircraft Corp. Preliminary Technical Leaflet No. 278, Issue 1, for Models 744 and 745D airplanes; or Preliminary Technical Leaflet No. 143, Issue 1, for Model 810 airplanes; or an FAA-approved equivalent.

(b) If skin corrosion is found during the inspections required by paragraph (a), before further flight:

(1) Repair the corroded area in accordance with the Viscount Repair Manual, or

(2) Remove the complete dorsal fin (segments or all at once), repair the corroded skin, and resal, and repaint the fuselage skin under the dorsal fin in accordance with the Airframe Corrosion Section of the Viscount Overhaul Manual, for Model 744 airplanes; the Instruction Manual, for Model 745D airplanes; the Aircraft Manual, for Model 810 airplanes; or an FAA-approved equivalent.

(c) The repetitive inspections required by paragraph (a) may be discontinued when all segments of the dorsal fin have been removed and the corrective action required by paragraph (b)(2) has been accomplished.

Issued in Washington, D.C., on November 4, 1969.

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

[F.R. Doc. 69-13383; Filed, Nov. 10, 1969;  
8:45 a.m.]

#### [14 CFR Part 39]

[Docket No. 9947]

#### AIRWORTHINESS DIRECTIVE

#### British Aircraft Corporation Viscount Models 744, 745D, and 810 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to British Aircraft Corp. Viscount Models 744, 745D, and 810 Series Airplanes. There have been cases reported of corrosion of the fuselage skin under the cockpit hood fairing. Since this condition is likely to exist or develop in other airplanes of the same type, the proposed airworthiness directive would require inspections for corrosion and repair or replacement of the damaged parts.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before December 11, 1969, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in light of the comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423), and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

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

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

Compliance is required as indicated.

To prevent possible failure of the fuselage pressure shell in the areas under the cockpit hood, accomplish the following:

(a) For airplanes manufactured before February 28, 1959—

(1) Within the next 90 days after the effective date of this airworthiness directive, comply with the inspection requirements of paragraph (c).

(2) Within the next 12 months after the effective date of this airworthiness directive, unless already accomplished, accomplish the rework required in paragraph (f).

(b) For airplanes manufactured on or after February 28, 1959—

(1) Within the next 90 days after the effective date of this airworthiness directive, or within 8 years after the date of manufacture, whichever occurs later, and thereafter at intervals not to exceed 12 months since the last inspection, comply with the inspection requirements of paragraph (c).

(2) Within 11 years after the date of manufacture, accomplish the rework required in paragraph (f).



(c) Remove the cockpit hood fairing side panels. Visually inspect the exposed skin panels for corrosion, and visually inspect the wood packing strips around the window frames for water saturation. Guidance on identification of the degree of corrosion is given in the Airplane Corrosion Section of the Viscount Overhaul Manual for Model 744 airplanes; in the Instruction Manual for Model 745D airplanes; and in the Aircraft Manual for Model 810 airplanes.

(d) If, during the inspections required by paragraph (c), skin corrosion is found which does not extend beyond the skin area exposed by removal of the cockpit hood fairing side panels, before further flight repair the corroded skin in accordance with the Viscount Repair Manual or comply with the requirements in paragraph (f).

(e) If, during the inspections required by paragraph (c), skin corrosion is found which extends beyond the skin area exposed by removal of the cockpit hood fairing side panels, or the wood packing strips around the windows are found to be saturated with water, before further flight comply with the requirements stated in paragraph (f).

(f) Remove the complete cockpit hood assembly, including the eyebrow fairing panels located above the windshield panels. Rework and reprotect the fuselage skin under these panels, and replace the wood window packing strips in accordance with paragraph 5.2.3 of British Aircraft Corp. Preliminary Technical Leaflet No. 278, Issue 1, for Models 744 and 745D airplanes; Preliminary Technical Leaflet No. 143, Issue 1, for Model 810 airplanes; or a later ARB-approved issue or FAA-approved equivalent.

(g) The repetitive inspections required by paragraph (b) (1) may be discontinued after compliance with the requirements of paragraph (f) has been accomplished.

Issued in Washington, D.C., on November 4, 1969.

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

[F.R. Doc. 69-13384; Filed, Nov. 10, 1969;  
8:46 a.m.]

# [ 14 CFR Part 39 ]

[Docket No. 9948]

## AIRWORTHINESS DIRECTIVE

### British Aircraft Corporation Model BAC 1-11 400 Series Airplanes

Amendment 39-471 (32 F.R. 12711), AD 67-25-3 requires periodic inspection of the main landing gear door jack attachment saddle bracket which projects on either side of the keel structure for cracks or damage. The AD also provides for the incorporation of, among other things, Modification PM 3082. However, subsequent inspection by the British Aircraft Corp. indicated the need to limit the service life replacement time on brackets installed in accordance with Modification PM 3082 to 20,000 landings. The British Aircraft Corp. has also revised their Alert Service Bulletin to include a new bracket replacement Modification, PM 3871, that will remove all service life limits. The FAA, therefore, proposes to supersede Amendment 39-471 with a new AD that incorporates the new service life limits for Modification PM 3082 and includes Modification PM 3871 as an alternative means of compliance.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, GC-24, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before December 11, 1969, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

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

BRITISH AIRCRAFT CORP. Model BAC 1-11, 400 Series Airplanes.

Compliance required as indicated.

To prevent fatigue failure of the main landing gear, inner door jack attachment, saddle bracket structure, located on the keel in the main landing gear bay at station 575, accomplish the following:

(a) For airplanes which have not incorporated British Aircraft Corporation Modification PM 2510 or PM 3082 on the effective date of this AD, comply with the following:

(1) Visually inspect all components of the main landing gear, inner door jack attachment, saddle bracket structure assembly which projects outboard on either side of keel structure for cracks or signs of damage in accordance with BAC 1-11 Alert Service Bulletin 53-A-PM 2510, Issue 5, dated May 16, 1969, or later ARB-approved issue, or an FAA-approved equivalent at the following intervals:

(i) For airplanes with less than 2,000 landings on the effective date of this AD, inspect prior to the accumulation of 2,350 landings, and thereafter at intervals not to exceed 350 landings from the last inspection until the accumulation of 3,500 landings and thereafter at intervals not to exceed 50 landings from the last inspection.

(ii) For airplanes with from 2,000 to 3,500 landings on the effective date of this AD, unless already accomplished within the last 350 landings, inspect within the next 350 landings after the effective date of this AD and thereafter at intervals not to exceed 350 landings from the last inspection until the accumulation of 3,500 landings, and thereafter at intervals not to exceed 50 landings from the last inspection.

(iii) For airplanes with 3,500 or more landings on the effective date of this AD, unless already accomplished within the last 50 landings, inspect within the next 50 landings after the effective date of this AD and thereafter at intervals not to exceed 50 landings from the last inspection.

(2) Within the next 50 landings after the effective date of this AD or before the accumulation of 5,000 landings, whichever occurs later after the effective date of this AD, unless already accomplished, and thereafter at intervals not to exceed 5,000 landings from

the last replacement, replace the upper web angles P/N AK27-1639 with serviceable web angles of the same part number. Compliance with this subparagraph may be discontinued after the modifications specified in either subparagraph (3) (ii), (3) (iii), or (3) (iv) has been accomplished.

(3) If cracks or damage are found during the inspections required by paragraph (a) before further flight accomplish one of the following:

(i) Replace cracked or damaged components with serviceable components of the same part number.

(ii) Modify the saddle bracket structure in accordance with British Aircraft Corp. Model BAC 1-11 Service Bulletin No. 53-PM 2510, Revision 4, dated October 30, 1967, or later ARB-approved issues, or an FAA-approved equivalent, and replace all cracked or damaged components not replaced by modification PM 2510 with new components of the same part number.

(iii) Accomplish the modification and replacement required by subparagraph (ii) of this paragraph and in addition modify the saddle bracket in accordance with British Aircraft Corp. Model BAC 1-11 Service Bulletin No. 53-PM 3082, Revision 3, dated December 2, 1968, or later ARB-approved issues, or an FAA-approved equivalent.

(iv) Accomplish the modifications and replacement required by subparagraph (ii) and (iii) of this paragraph and in addition modify the saddle bracket structure in accordance with British Aircraft Corp. Model BAC 1-11 Service Bulletin No. 53-PM 3871, dated March 31, 1969, or later ARB-approved issues, or an FAA-approved equivalent.

(4) The inspections required by subparagraph (1) of this paragraph may be discontinued after the modifications specified in either subparagraph (3) (ii), (3) (iii), or (3) (iv) of this paragraph have been accomplished.

(b) For airplanes which have incorporated BAC modification PM 2510 within the next 100 landings or before the accumulation of 14,000 landings after modification PM 2510 was accomplished, whichever occurs later after the effective date of this AD, and thereafter at intervals not to exceed 14,000 landings since the last replacement, replace the upper web angles P/N AK27-10133 with new web angles of the same part number.

(c) For airplanes which have incorporated the modifications required by paragraph (a) (3) (iii), within the next 100 landings or before the accumulation of 20,000 landings after modification PM 3082 was installed, whichever occurs later after the effective date of this AD, and thereafter at intervals not to exceed 20,000 landings since the last replacement, replace the upper web angles P/N AK27-10133 with new web angles of the same part number.

(d) For the purpose of complying with this AD, subject to acceptance by the assigned FAA maintenance inspector, the number of landings may be determined by dividing each airplane's hours' time in service by the operators' fleet average time from takeoff to landing for the airplane type.

This supersedes Amendment 39-471 (32 F.R. 12711), AD 67-25-3.

Issued in Washington, D.C., on November 4, 1969.

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

[F.R. Doc. 69-13385; Filed, Nov. 10, 1969;  
8:46 a.m.]



## Federal Highway Administration

## [ 49 CFR Part 371 ]

[Docket No. 69-17; Notice 1]

## HOOD LATCH SYSTEMS; PASSENGER CARS, MULTIPURPOSE PASSENGER VEHICLES, TRUCKS AND BUSES

## Advance Notice of Proposed Motor Vehicle Safety Standard

Standard No. 113, Hood Latch Systems—Passenger Cars, Multipurpose Passenger Vehicles, Trucks and Buses, which became effective January 1, 1969, requires the provision of a hood latch system, and also a secondary latch position or system on vehicles whose front opening hoods can, in any open position, obstruct the view of the driver.

The Federal Highway Administration is considering the issuance of an amendment, to be effective January 1, 1972, to Federal Motor Vehicle Safety Standard No. 113 that would specify performance requirements that will minimize the likelihood of hoods penetrating the windshield as a result of impact, and performance requirements for primary and secondary hood latch systems on all vehicles to which the standard applies. Also under consideration are requirements for separately mounted primary and secondary hood latch systems incorporating independent release mechanisms that will engage automatically from the weight of the hood when the vehicle is at rest, and for means of providing visible evidence when the hood is not properly latched.

Comments and information on the above subjects are requested, including test methods and other data that might be considered in the formulation of reasonable and practicable performance requirements for preventing penetration of the windshield by the hood during impact, and for hood latch systems. In particular, information is requested concerning test procedures, including barrier collision tests and road tests, or any other nondestructive tests, by which hood deformation characteristics and dynamic and static load levels for primary and secondary hood latch systems and hood hinge assemblies can be determined, taking into account specific variations in hood and body designs. Information is also requested concerning aerodynamic forces to which hoods are subjected at various vehicle speeds, inertial forces that affect latch and hinge systems as a result of impact or of operation on uneven road surfaces, and other environmental factors that should be taken into consideration. Information regarding costs of meeting suggested requirements is also requested.

Municipalities, agencies, and other parties engaged in the collection of accident data are requested to provide information as to accidents, injuries and fatalities which have resulted from accidental hood openings.

Comments should identify the docket and notice number and be submitted in

10 copies to: Docket Section, Federal Highway Administration, Room 514, 400 Sixth Street SW., Washington, D.C. 20591. All comments received before the close of business on February 10, 1970, will be considered by the Administrator. All comments will be available in the docket for examination both before and after the closing date for comments. If further rule making action is deemed appropriate, a notice of proposed rule making will be issued.

This advance notice of proposed rule making is issued under the authority of sections 103 and 119 of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1392, 1407) and the delegation of authority from the Secretary of Transportation to the Federal Highway Administrator, 49 CFR 1.4(c).

Issued on November 4, 1969.

F. C. TURNER,  
Federal Highway Administrator.

[F.R. Doc. 69-13395; Filed, Nov. 10, 1969;  
8:46 a.m.]

## [ 49 CFR Part 393 ]

[Docket No. MC-15; Notice 69-19]

## MOTOR CARRIER SAFETY REGULATIONS

## Mounting Height of Reflectors

The Federal Highway Administration is considering rule making which would amend § 393.26(a) of the Motor Carrier Safety Regulations in Part 393 of Title 49, CFR, by lowering the minimum height at which reflectors are required to be mounted on commercial motor vehicles. Section 393.26(a) of the regulations now specifies that as a general rule, all required reflectors must be mounted at a height not less than 24 inches nor more than 60 inches above the ground on which the motor vehicle stands. Under the proposal the 24-inch requirement would be lowered to 15 inches.

Under the proposed amendment, the minimum mounted height for reflectors specified in the Motor Carrier Safety Regulations would be identical with the requirements of Motor Vehicle Safety Standard No. 108, which specifies that required reflectors on new trucks, tractors, trailers, and buses must be mounted not less than 15 inches or more than 60 inches above the road surface. Studies conducted by the staff of the Administration have indicated that, in normal operation, a reflector mounted at 15 inches appears to receive and reflect a greater intensity of light than a 24-inch-high reflector.

In consideration of the foregoing, the Administrator proposes to amend the first sentence of § 393.26(a) in Part 393 of Title 49, CFR, to read as set forth below.

Interested persons are invited to submit written data, views, or arguments pertaining to the proposed amendment. Comments must identify the docket number and must be submitted in three

copies to the Federal Highway Administration, Sixth and D Streets SW., Washington, D.C. 20591, Attention: Bureau of Motor Carrier Safety. All comments received before the close of business on January 12, 1970, will be considered by the Administrator before further action is taken. All comments will be available for examination in the docket at the above address before and after the closing date for comments.

The notice of proposed rule making is issued under the authority of section 204 of the Interstate Commerce Act, as amended (49 U.S.C. 304), section 6 of the Department of Transportation Act (49 U.S.C. 1655), and the delegation of authority at 49 CFR 1.4(c).

Issued on October 24, 1969.

E. H. HOLMES,  
Acting Federal  
Highway Administrator.

## § 393.26 Requirements for reflectors.

(a) *Mounting.* All required reflectors shall be mounted upon the motor vehicle at a height not less than 15 inches nor more than 60 inches above the ground on which the motor vehicle stands, except that reflectors shall be mounted as high as practicable on motor vehicles which are so constructed as to make compliance with the 15-inch requirement impractical. \* \* \*

[F.R. Doc. 69-13391; Filed, Nov. 10, 1969;  
8:46 a.m.]

## FEDERAL MARITIME COMMISSION

## [ 46 CFR Part 536 ]

[General Order 13; Docket No. 69-53]

## FILING OF THROUGH ROUTES AND THROUGH RATES

## Rescheduling of Filing Dates

Counsel for several conferences has requested a 30-day extension of time within which to file comments in this proceeding.

The Commission is of the opinion that a certain extension of time is warranted. In order not to delay unduly the course of the proceeding, the time within which answers to Hearing Counsel's reply may be made is being reduced. Accordingly, the following schedule for filing is established.

Comments may be filed on or before December 1, 1969.

Reply of Hearing Counsel shall be filed on or before January 5, 1970.

Answers to Hearing Counsel's reply may be filed on or before January 20, 1970.

By the Commission.

[SEAL] FRANCIS C. HURNEY,  
Assistant Secretary.

[F.R. Doc. 69-13399; Filed, Nov. 10, 1969;  
8:47 a.m.]



## FEDERAL RESERVE SYSTEM

[ 12 CFR Part 217 ]

[Reg. Q]

SUSPENSION OF RATE LIMITATION  
ON CERTAIN OBLIGATIONS OF  
BANK SUBSIDIARIES

## Notice of Proposed Rule Making

On October 29, 1969, in conjunction with a notice of proposed rule making with respect to "Certain Borrowings by Bank Affiliates as Deposits" (published in the FEDERAL REGISTER of November 5, 1969, 34 F.R. 17918), the Board pointed out that obligations of bank subsidiaries are, under present provisions of Regulations Q and D, subject to interest rate limitations and reserve requirements to the same extent as obligations issued directly by the bank.

On November 4, 1969, the Board announced measures to allow member banks whose subsidiaries had commercial paper outstanding on October 29, 1969, a reasonable time to adjust to that determination. The following is the text of a letter to the Federal Reserve Banks setting out those measures:

In answer to inquiries from some Reserve Banks as to appropriate steps for implementing the Board's determination, announced October 29, 1969, that certain kinds of obligations issued by member bank subsidiaries are presently covered by Regula-

tions Q and D, the Board has responded as follows:

1. *Regulation Q.* The Board has suspended until December 1, 1969, the limitations on the rate of interest that may be specified in commercial paper or similar obligations with a maturity of 30 days or more issued by a subsidiary of a member bank, to the extent that the total amount of such obligations does not exceed the total amount of the subsidiary's commercial paper outstanding on October 29.

2. *Regulation D.* The Board regards it as appropriate for a Reserve Bank to waive (a) penalties for member bank reserve deficiencies in reserve periods ending on or before October 29, 1969, that result from the treatment of bank subsidiary obligations as deposits and (b) penalties for such deficiencies in reserve periods ending on or before December 3, 1969, that result from such treatment of obligations of the subsidiary, to the extent that the total amount of such obligations does not exceed the total amount of the subsidiary's commercial paper outstanding on October 29.

3. *Discount window accommodation.* The Board also regards it as appropriate for a Reserve Bank to provide accommodation at the discount window for member banks affected by the October 29 determination, in order to allow such banks a reasonable time to adjust in an orderly manner to that determination.

By order of the Board of Governors,  
November 4, 1969.

[SEAL]

ROBERT P. FORRESTAL,  
Assistant Secretary.[F.R. Doc. 69-13372; Filed, Nov. 10, 1969;  
8:45 a.m.]SECURITIES AND EXCHANGE  
COMMISSION[ 17 CFR Parts 210, 230, 239, 240,  
249 ]

[Releases Nos. 33-5019, 34-8735]

DISCLOSURE STUDY REPORT  
PROPOSALSExtension of Time for Submitting  
Comments

The Securities and Exchange Commission has received various requests for an extension of time in which to submit comments on the proposals published September 15 and October 7 in Securities Act Releases 4996-4998 and 5010-5012, and Securities Exchange Act Releases 8680-8684. These proposals are recorded at 34 F.R. 14227-42, 34 F.R. 17033-34, and 34 F.R. 17180-82. These proposals relate to the implementation of the recommendations made in the Disclosure Study Report submitted to the Commission last March. In view of the importance of these proposals and the Commission's desire to have the benefit of the views and comments of all interested persons, the time for submitting such comments has been extended to November 28, 1969.

By the Commission, October 31, 1969.

[SEAL]

ORVAL L. DuBois,  
Secretary.[F.R. Doc. 69-13392; Filed, Nov. 10, 1969;  
8:46 a.m.]



# Notices

## DEPARTMENT OF COMMERCE

### National Bureau of Standards

#### NOTICE OF PROPOSED FEDERAL INFORMATION PROCESSING STANDARDS

Under the provisions of Public Law 89-306, the Secretary of Commerce is authorized to make appropriate recommendations to the President relating to the establishment of uniform Federal automatic data processing standards.

Three proposed standards relating to punched cards are being recommended by the National Bureau of Standards. These standards, when approved, will be published as Federal Information Processing Standards.

Prior to final endorsement of these proposals to the President, it is essential to assure that proper consideration is given the needs and views of manufacturers, the public, and State and local governments. The purpose of this notice is to solicit such views.

Interested parties may submit comments to the Director, Center for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234, within 30 days after publication of this notice in the *FEDERAL REGISTER*.

The specifications of these three proposed standards were developed and adopted by the American National Standards Institute, Inc. (formerly the United States of America Standards Institute, Inc.) by joint cooperation among manufacturers, users, and general interest groups. These copyrighted documents are reproduced in the *FEDERAL REGISTER* by permission of the Institute. They may be purchased from the Institute, 1430 Broadway, New York, N.Y. 10018. Refer to American National Standard X3.11-1966, Specifications for General Purpose Paper Cards for Information Processing; X3.21, Rectangular Holes in 12-Row Punched Cards; and X3.26, Hollerith Punched Card Code.

LEWIS M. BRANSCOMB,  
Director.

SEPTEMBER 30, 1969.

**NOTE:** Federal Information Processing Standards Publications are issued by the National Bureau of Standards under the direction of the Bureau of the Budget in accordance with the provisions of Public Law 89-306 and Bureau of the Budget Circular No. A-86.

#### PROPOSED STANDARD FOR GENERAL PURPOSE PAPER CARDS FOR INFORMATION PROCESSING

**Name of standard.** General Purpose Paper Cards for Information Processing. (FIPS \_\_\_\_\_)

**Category of standard.** Hardware Standard, Interchange Codes and Media.

**Explanation.** This standard specifies the quality, dimensions, and test methods for general purpose paper cards of 7 $\frac{3}{8}$ -inch length in which the primary method of recording information is by punched holes.

**Approving authority.** Bureau of the Budget.

**Maintenance agency.** Department of Commerce, National Bureau of Standards (Center for Computer Sciences and Technology).

**Cross index.**

a. USA Standard X3.11-1966, General Purpose Paper Cards for Information Processing (revised).

b. FIPS Publication 1, Code for Information Interchange.

c. FIPS Publication 7, Implementation of the Code for Information Interchange and Related Media Standards.

d. FIPS Publication \_\_\_\_\_, Hollerith Punched Card Code.

e. FIPS Publication \_\_\_\_\_, Rectangular Holes in 12-Row Punched Cards.

f. Federal Specification G-C 116d, Cards; Tabulating, April 5, 1966 (hereby superseded).

**Applicability.** Applicable to general purpose cards in which the primary method of recording information is by punched holes. This standard is not intended to exclude the use of such cards in other applications. Epoxy resin treated cards are not covered by this standard.

**Implementation schedule.** All general purpose cards procured by the Federal Government on or after (date to be established as 6 months after the publication date of this FIPS Publication), must conform to this standard. Those provisions of FIPS Publication 7, Implementation of the Code for Information Interchange and Related Media Standards, relating to waivers, also apply to this FIPS Publication. All general purpose cards procured by the Federal Government (6 months after the publication date of this FIPS Publication) must conform to the standard unless a waiver is obtained in accordance with paragraph 9 (page 11) of FIPS Publication 7. Exception is made for cards ordered before the date of this FIPS Publication.

**Specifications.** This Federal standard adopts in whole USA Standard X3.11-1966 (as revised), General Purpose Paper Cards for Information Processing. The revisions to X3.11-1966 which have been developed and approved by the United States of America Standards Institute are reflected in document X3.2/773.

**Qualifications.** None.

**Special information.** The size and location of rectangular holes in 12-row 3 $\frac{3}{4}$ -inch wide punched cards are specified in FIPS \_\_\_\_\_. The hole-patterns for the 128 characters of the Standard Code for Information Interchange (FIPS 1) are specified in FIPS \_\_\_\_\_, Hollerith Punched Card Code.

**Where to obtain copies of the specifications of the standard.**

a. Federal Government activities should obtain copies from established sources within each agency. When there is no established source, purchase orders should be submitted to the General Services Administration, Specifications Activity, Printed Materials Supply Division, Building 197, Washington Navy Yard Annex, Washington, D.C. 20407. Refer to Federal Information Processing Standard Number \_\_\_\_\_ (FIPS \_\_\_\_\_).

b. Others may obtain copies from the United States of America Standards Institute, 10 East 40th Street, New York, N.Y. 10018. Refer to USA Specifications for Standard X3.11-1966, General Purpose Paper Cards for Information Processing (revised). (Discounts are available on quantity orders. See USASI catalog.)

#### AMERICAN STANDARD SPECIFICATION FOR GENERAL PURPOSE PAPER CARDS FOR INFORMATION PROCESSING

**NOTE:** This material is reproduced from USA Standard X3.11-1966, General Purpose Paper Cards for Information Processing (revised), copyrighted 1966 by the United States of America Standards Institute, copies of which may be purchased from the American National Standards Institute, 1430 Broadway, New York, N.Y. 10018.

### 1. Scope

This standard specifies the quality of paper, dimensions and quality of general purpose cards, and test methods for general purpose cards of 7 $\frac{3}{8}$ -inch length. This standard is intended to apply to general purpose cards in which the primary method of recording information is by punched holes. This standard is not intended to exclude the use of such cards in other applications.

### 2. Detail Requirements

Cards shall meet the following requirements when conditioned at 50 percent relative humidity and 73° F., unless otherwise noted. Tolerances for humidity and temperature are  $\pm 2$  percent rh and  $\pm 3.5$ ° F. (See 4.1 and Fig. 1.)

#### 2.1 Card Edge.

2.1.1 **Condition.** All edges shall be smooth and free from burrs.

2.1.2 **Straightness.** All edges shall fall between two straight parallel lines 0.003 inch apart.

2.1.3 **Parallelism.** Opposite edges shall be parallel within 0.003 inch.

2.1.4 **Squareness.** All angles formed by adjacent sides shall be 90°  $\pm 5$ '.

2.2 **Card dimensions.** All edges of the card, except as modified by 2.3, shall fall between two concentric, similarly aligned parallelograms dimensioned as follows:

#### OUTER

Height _____	3.257 inches.
Base length _____	7.380 inches.



## INNER

Height ..... 3.247 inches.  
Base length ..... 7.370 inches.

## ANGLES

90° ± 5'

## 2.3 Corners.

2.3.1 *Diagonal Corner Cut.* The corner cut shall remove 0.250 inch ± 0.016 inch from the long edge and 0.433 ± 0.016 inch from the short edge of the card (at a reference angle of 60° to the long edge of the card).

2.3.1.1 Preferred location: The preferred location for the cut shall be at the upper left corner.

2.3.1.2 Alternate location: An alternate location for the cut shall be at the upper right corner.

## 2.3.2 Other Corners.

2.3.2.1 Preferred corners: All corners, except the diagonally cut corner, shall be square. (See 2.1.4 and Fig. 1.)

2.3.2.2 Alternate corners: All corners, except the diagonally cut corner shall be rounded to a nominal radius of 0.250 inch. The edge of the rounded corner shall fall between two concentric arcs. The center of the arcs is located 0.242 ± 0.000 inch from the long edge and 0.250 ± 0.000 inch from the short edge of the card.

The inner arc shall be 92° and shall have a radius of 0.242 inch; the outer arc shall have a radius of 0.272 inch. (See Fig. 2.)

2.4 *Grain.* The grain of the paper shall be in the direction of the card length.

2.5 *Defects.* Cards shall be free from defects which may cause excessive wear or interfere with the normal operation of data processing equipment. These defects are: holes, electrically conductive particles, loose dust, fuzz, abrasive materials, residual chemicals, static charges, and slime spots.

2.6 *Printing.* Printing shall be legible, without excess ink, and cause no embossment or distortion of the card. The ink shall be nonconductive, non-abrasive, and nonblocking when dry, and shall not transfer to feed rolls, contact rolls, or brushes of data processing machines.

2.7 *Curl.* The maximum curl of cards, when at equilibrium with any relative humidity between 20 percent and 75 percent, shall not exceed the following values when tested according to 4.2.

2.7.1 Axis of curl parallel to the grain of the paper: 0.12 inch.

2.7.2 Axis of curl at right angles to the grain of the paper: 0.25 inch.

2.7.3 Axis of curl diagonal to the grain of the paper: 0.25 inch.

## 3. Paper Requirements

3.1 *Composition.* The paper shall be 100 percent chemical wood fiber; no ground wood allowed. (See 4.3.)

3.2 *Basis weight.* The paper shall weigh 99 pounds ± 5 percent per ream of 500 sheets, 24 inches x 36 inches. (See 4.4.)

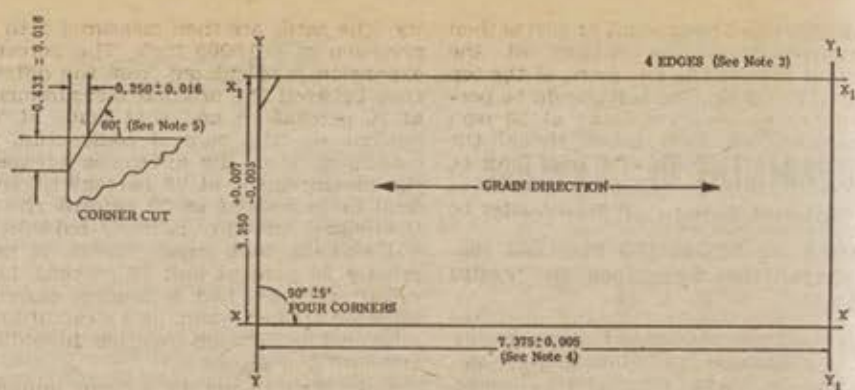


Fig. 1  
Paper Card for Information Processing.

## NOTES:

- (1) XX Parallel to  $X_1X_2$  within 0.003.
- (2) YY Parallel to  $Y_1Y_2$  within 0.003.
- (3) Straight within 0.003.
- (4) Length of base, not overall length.

(5) For reference use only.

(6) Card thickness 0.0070 ± 0.0004

(7) All linear dimensions in inches.

(8) Dimensions stated for cards conditioned at 50 percent relative humidity and 73°F (see Section 2 and 4.1).

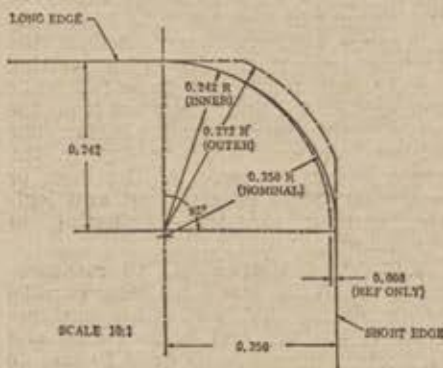


Fig. 2  
Rounded Corner

3.3 *Thickness.* The thickness shall be 0.0070 inch ± 0.0004 inch. (See 4.5.)

3.4 *Bursting strength.* The minimum bursting strength shall be 55 p.s.i. (pounds per square inch). (See 4.6.)

3.5 *Stiffness.* The minimum stiffness in the grain direction shall be 17.0 g.-cm. (gram-centimeters) and in the cross direction shall be 8.0 g.-cm. (See 4.7.)

3.6 *Retention of folding endurance after accelerated aging.* After accelerated (heat) aging for 72 hours at 105° C., the M.I.T. folding endurance retention in the grain direction shall not be less than 25 percent of the original average folding endurance and never less than 25 double folds. (See 4.8.)

3.7 *Internal tearing resistance.* The minimum resistance to tear in each direction shall be 125 grams. (See 4.9.)

3.8 *Ash.* The ash content shall not exceed 2.0 percent. (See 4.10.)

3.9 *Hydrogen ion concentration.* The pH by the hot extraction method shall not be below 5.0. (See 4.11.)

## 3.10 Frictional characteristics.

3.10.1 The static coefficient of friction shall be between 0.30 and 0.45.

3.10.2 The kinetic coefficient of friction shall not be less than 75 percent of the static coefficient of friction. (See 4.12.)

3.11 *Expansion and contraction.* Maximum expansion and contraction with 20 percent to 75 percent and 75 percent to 20 percent change in relative humidity shall be:

3.11.1 Grain direction: 0.25 percent.

3.11.2 Cross direction: 0.70 percent. (See 4.13.)

3.12 *Writing quality.* The paper shall be suitable for writing with pen and ink. (See 4.14.)

3.13 *Smoothness (roughness).* The maximum roughness on either side of the paper shall correspond to a reading of 125 Sheffield units. (See 4.16.)

3.14 *Abrasion loss (resistance to abrasion).* The loss of weight from each side of the paper shall not exceed 50 milligrams when tested according to 4.17.

## 4. Testing Methods

Unless otherwise specified, the following tolerances shall apply:

Relative humidity ..... ± 2 percent rh.  
Temperature ..... ± 3.5° F.

4.1 *Conditioning.* Unless otherwise specified, tests for physical requirements shall be performed on cards conditioned at 50 percent rh and 73° F. by TAPPI (Technical Association of the Pulp and Paper Industry) method T 402 m-49.

4.2 *Curl of cards.* This test is performed at 20 percent rh and at 75 percent rh. In each case, the temperature is maintained at 73° F. A deck of 10 cards is laid on a smooth, horizontal surface with the wire side of the paper up. A similar deck is laid on a smooth, horizontal surface with the felt side of the paper up. After 24 hours, the cards are examined and, if necessary, the deck is turned so that the concave side of the deck is up. A straight edge, weighing 2.5 ± 0.1 grams, is placed across the two high points of the



deck of cards. The amount of curl is then measured from the bottom of the straight edge to the low point of the top card of the deck. The test should be performed with separate decks at 20 percent rh and at 75 percent rh, though the deck used at 20 percent rh may later be used at 75 percent rh. The cards tested at 75 percent rh shall not, however, later be tested at 20 percent rh.

4.3 *Composition.* The fiber composition shall be determined by TAPPI method T 401 m-60.

4.4 *Basis weight.* Weight shall be determined by TAPPI method T 410 m-61.

4.5 *Thickness.* Thickness shall be determined by TAPPI method T 411 m-44.

4.6 *Bursting strength.* Bursting strength shall be determined by TAPPI method T 403 ts 63.

4.7 *Stiffness.* Stiffness shall be determined by TAPPI method T 489 m-60.

4.8 *Retention of folding endurance after accelerated aging.* Folding endurance shall be determined by TAPPI method T 423 m-50, Method II (M.I.T. testing instrument). Accelerated heat aging shall be according to TAPPI method T 453 ts 63.

4.9 *Internal tearing resistance.* Tearing resistance shall be determined by TAPPI method T 414 m-49.

4.10 *Ash.* Percent ash shall be determined by TAPPI method T 413 m-58.

4.11 *Hydrogen ion concentration.* Hydrogen ion concentration shall be determined by TAPPI method T 435 m-52, Hot Extraction.

4.12 *Coefficient of friction.* The instrument for performing this test shall consist of a smooth, level, metal plate to support the cards, a 3 x 3-inch 1,000-gram weight, a 1,000-gram capacity Chatillon push-pull gage calibrated for horizontal use, and a motor-driven mount for the gage which can advance the gage horizontally and steadily at the rate of 3 feet per minute. The bottom of the weight shall have a smooth, clean rubber surface.

In performing the test, 11 properly conditioned cards, which have been handled by their edges only, are laid flat on the metal plate with the left end of the cards against a stop. The top card is advanced to the right about 2 inches and the weight is placed on the cards, near the right end, so that it is supported by all cards. The gage is then advanced toward the left so that it pushes against the weight in the direction of the long axis of the cards. A reading is taken when the weight and the top card move. This reading, in grams, divided by 1,000 is the static coefficient of friction. Ten successive readings are taken by sequentially placing the top card on the bottom of the deck and repeating the procedure. If, as the movement of the weight and top card continues, there is a change in the reading, the new reading, in grams, divided by 1,000 is the kinetic coefficient of friction.

4.13 *Expansion and contraction.* Expansion and contraction tests are made by exposing cards sequentially to 20 percent, 75 percent, and 20 percent rh at 73° F. These cards shall remain fully exposed for a minimum of 2 hours at each humid-

ity. The cards are then measured with a precision of  $\pm 0.0005$  inch. The percent expansion is calculated from the difference between the original measurement at 20 percent rh and that made at 75 percent rh. The percent contraction is calculated from the difference between the measurement at 75 percent rh and final measurement at 20 percent rh. If the relative humidity, as measured with a wet and dry bulb psychrometer, is not exactly 20 percent and 75 percent, but within the specified tolerance, corrections are applied assuming a straight line relationship between relative humidity and card dimensions.

4.14 *Writing quality.* A clean, unhandled sample of the paper shall be written upon in a normal manner on both sides with a firm, medium point.<sup>1</sup> The ink using a pen with a firm, medium point.<sup>2</sup> The ink used<sup>3</sup> shall be prepared by dissolving 2 grams of C.I. Acid Red 1 (C.I. 18050) or 2 grams of C.I. Acid Green 3 (C.I. 42085) in 100 cc. of distilled water heated to 100° F. The surface tension of the ink shall be tested at 73°  $\pm$  1° F. using a Traube stalagmometer.<sup>4</sup> Reduce the surface tension by adding a wetting agent<sup>5</sup> until 105 to 110 drops fall while the level of the liquid descends from the upper to the lower encircling marks. The written material shall be dry to the touch within 10 seconds. The lines or characters shall be clear-cut and legible, without excessive feathering or spreading.

4.15 *Card dimensions.* All measurements shall be made between parallel anvils having flat contacting surfaces between  $\frac{3}{16}$ -inch and  $\frac{3}{4}$ -inch long and contacting pressures between 20 and 40 grams.

4.16 *Smoothness (roughness).* Smoothness shall be determined by TAPPI method RC-285.

4.17 *Abrasion loss (resistance to abrasion).* Abrasion loss shall be determined by TAPPI method T/476/m-51, Procedure 1, Dry Abrasion Test, except that the turntable of the abrading instrument shall make exactly 100 revolutions.

#### APPENDIX<sup>6</sup>

##### A1. Recommended Storage and Handling Procedures

Maximum reliability of cards will be maintained by complying with the storage and handling procedures recommended in this Appendix.

##### A2. Importance of Environment

Cards are affected by heat, cold, and most significantly, relative humidity. Variations in temperature and humidity alter the physical and dimensional characteristics and will reduce the reliability of the card as an information interchange medium. A uniform relative humidity (between 30 percent and 65

percent) is recommended. Even within this range, abrupt changes should always be avoided. Therefore, cards should not be stored where they are exposed to such changes, such as near heated pipes, radiators, windows, and air ducts.

##### A3. Operating Conditions

Even when relative humidity is not ideal (50 percent rh and 73° F.) cards will usually perform satisfactorily if given time to acclimate. However, cards exposed to sharp differences in relative humidity, such as encountered when moving cards from the storage area to the working area, may become temporarily or permanently warped. As used herein, the term "warp" includes "waviness."

When humidity is high, moisture is absorbed by the cards causing them to swell in length, width, and thickness. When humidity is low, cards lose moisture, shrink in all dimensions, and tend to warp.

Cards transferred from a cold room to a warm room may collect moisture and develop temporary warp. Such cards must be given ample time to achieve a moisture balance with the machine room environment.

If space permits, storage facilities should be provided in the working area for a 5- to 10-day supply.

Caution should be exercised in regulating thermostats and opening windows in working areas.

In winter, favorable relative humidity conditions are more easily maintained at lower temperatures, as continuous high heat dries the air and reduces relative humidity levels.

In summer, excessive humidity can be offset by the use of dehumidifiers.

##### A4. Warp Correction

Mechanical warp is caused by poor storage or operating procedures. Stacking of partially filled cartons may crush the cards, while storing cartons in damp places may cause cards to become swollen and cramped in their containers. If not too severe or of long duration, mechanical warp may be corrected by storing cards under pressure within the recommended relative humidity (30 percent to 65 percent).

Temporary warp is a common cause of card feeding problems. It is generally caused by exposure to abrupt changes in relative humidity. Provided the humidity is within recommended levels, temporary warp will usually disappear as soon as the cards reach a moisture balance with their new environment.

Cards may become permanently warped if they have been exposed for an extended period of time outside the recommended humidity range (30 percent to 65 percent), and cannot be easily corrected.

Inherent warp is very rarely excessive. Once cards have been exposed to extreme levels of humidity, the warp is magnified and cannot be corrected.

##### A5. Conditioning

The time required for cards to become sufficiently acclimated to the machine room atmosphere and perform properly depends primarily on the difference between the relative humidity of the machine room and the moisture content of the cards. The following table applies to cards packed in open containers such as 2,000-card boxes or trays:

Difference in relative humidity	Minimum time required for conditioning
$\pm 10$ percent	1 day
$\pm 20$ percent	10 days
$\pm 30$ percent or more	15 days

##### A6. Card Handling

Cards should be flat for machine feeding. Slight distortions can generally be eliminated by lightly fanning the cards.

<sup>1</sup> Esterbrook point No. 9668 or equivalent.

<sup>2</sup> Sheaffer's Skrip, No. 22 permanent blue-black ink or equivalent may be substituted.

<sup>3</sup> Fisher Scientific No. 5-945 or equivalent.

<sup>4</sup> A 25 percent solution of clear Aerosol OT (approximately 2 drops).

<sup>5</sup> This Appendix is not a part of the American Standard Specification for General Purpose Paper Cards for Information Processing, X3.11-1966.



## A7. Storage Procedures

Cartons of cards should be stacked upright. They should not be placed directly on the floor, but should be squarely supported at the bottom and not stacked more than three high.

**PROPOSED REVISION TO X3.11-1966 USA STANDARD SPECIFICATION FOR GENERAL PURPOSE PAPER CARDS FOR INFORMATION PROCESSING**

Substitute the following for the corresponding sections of X3.11-1966:

2.1.4 *Squareness.* All angles formed by adjacent sides shall be  $90^{\circ} \pm 5'$  (0.0047 inch at 3.2500 inches).

2.2 *Angles.*  $90^{\circ} \pm 5'$  (0.0047 inch at 3.2500 inches).

Figure 1.  $90^{\circ} \pm 5'$  Four Corners (see Note 9).  $(9) \pm 5$  minutes = 0.0047 deviation at 3.2500.

3.4 *Bursting strength.* The bursting strength shall not be less than 55 p.s.i. (pounds per square inch). (See 4.6.)

3.5 *Stiffness.* The stiffness shall be as specified by either of the following (since results of either instrument are satisfactory, testing by both is not necessary).

3.5.1 The Taber stiffness in the grain direction shall not be less than 17.0 g.-cm. (gram-centimeters) and in the cross direction shall not be less than 8.0 g.-cm. (See 4.7.1.)

3.5.2 The Gurley stiffness in the grain direction shall not be less than 1,200 mg. and in the cross direction shall not be less than 500 mg. (See 4.7.2.)

3.6 *Folding endurance.* The average M.I.T. folding endurance shall not be less than 100 double folds in each direction. (See 4.8.)

3.7 *Internal tearing resistance.* The resistance to tear in each direction shall not be less than 125 grams. (See 4.9.)

3.11 *Expansion and contraction.* The expansion and contraction with 20 percent to 75 percent and 75 percent to 20 percent change in relative humidity shall not exceed:

3.11.1 Grain direction: 0.25 percent.

3.11.2 Cross direction: 0.70 percent. (See 4.14.)

3.13 *Smoothness (roughness).* The roughness shall be as specified by either of the following (since results of either instrument are satisfactory, testing by both is not necessary):

3.13.1 The average Sheffield roughness on each side of the paper shall not exceed a reading of 125 Sheffield units. (See 4.16.1.)

3.13.2 The average Bekk roughness on each side of the paper shall not be less than 40 seconds and shall not exceed 100 seconds. (See 4.16.2.)

**4.7 Stiffness.**

4.7.1 Taber stiffness shall be determined by TAPPI method T 489 m-60.

4.7.2 Gurley stiffness shall be determined by Gurley method given by the manufacturer of the testing instrument, using 2-inch by 2½-inch specimens.

4.8 *Folding endurance.* Folding endurance shall be determined by TAPPI method, T 432 m 50, Method II (M.I.T. testing instrument).

**4.16 Smoothness (roughness).**

4.16.1 Sheffield smoothness shall be determined by TAPPI method RC-285.

4.16.2 Bekk smoothness shall be determined by TAPPI method T 479 sm-48. Revise referenced TAPPI test methods as follows:

	FROM	TO
4.10	T 413 m-58	T 413 ts-66.
4.9	T 414 m-49	T 414 ts-65.
4.17	T 476 m-51, I, Dry	T 476 ts-63, I, Dry.

**PROPOSED STANDARD FOR RECTANGULAR HOLES IN 12-ROW PUNCHED CARDS**

*Name of standard.* Rectangular Holes in 12-Row Punched Cards. (FIPS-----).

*Category of standard.* Hardware Standard, Interchange Codes and Media.

*Explanation.* This standard specifies the size and location of rectangular holes in 12-row 3¼-inch wide punched cards.

*Approving authority.* Bureau of the Budget.

*Maintenance agency.* Department of Commerce, National Bureau of Standards (Center for Computer Sciences and Technology).

**Cross index.**

a. USA Standard X3.21-1967—Rectangular Holes in 12-Row Punched Cards (revised).

b. FIPS Publication 1, Code for Information Interchange.

c. FIPS Publication 7, Implementation of the Code for Information Interchange and Related Media Standards.

d. FIPS -----, General Purpose Paper Cards for Information Processing.

e. FIPS -----, Hollerith Punched Card Code.

*Applicability.* This standard applies to card reading and punching equipment used in data processing, communications, and similar operations. This standard does not exclude other types of equipment such as those which punch round holes or cards of other width dimension.

*Implementation schedule.* All devices which punch or read rectangular holes in 3¼-inch wide 12-row punched cards brought into the Federal Government inventory on or after (date to be established as 6 months after the publication date of this FIPS Publication), must have the capability to use this standard. Those provisions of FIPS Publication 7, "Implementation of the Code for Information Interchange and Related Media Standards" relating to waivers, also apply to this FIPS Publication. All equipment brought into the Federal Government inventory (6 months after the publication date of this FIPS Publication) must conform to the standard unless a waiver is obtained in accordance with paragraph 9 (page 11) of FIPS Publication 7. Exception is made for equipment ordered before the date of this FIPS Publication.

*Specifications.* This Federal standard adopts in whole USA X3.21-1967, Rectangular Holes in 12-Row Punched Cards (as revised), which has been developed and approved by the United States of America Standards Institute.

*Qualifications.* None.

*Special information.* This Federal standard is used in conjunction with FIPS -----, General Purpose Paper Cards for Information Processing which

specifies the dimensions, quality of paper, and test methods of 7½-inch length cards for information processing. The hole patterns for punching the 128 characters of the Federal Standard Code for Information Interchange (FIPS 1) are contained in FIPS -----, Hollerith Punched Card Code.

*Where to obtain copies of the specifications of the standard.*

a. Federal Government activities should obtain copies from established sources within each agency. When there is no established source, purchase orders should be submitted to the General Services Administration, Specifications Activity, Printed Materials Supply Division, Building 197, Washington Navy Yard Annex, Washington, D.C. 20407. Refer to Federal Information Processing Standard Number ----- (FIPS -----).

b. Others may obtain copies from the United States of America Standards Institute, 10 East 40th Street, New York, N.Y. 10016. Refer to USA Standard X3.21-1967, Rectangular Holes in 12-Row Punched Cards (revised). (Price \$2.25 a copy. Discounts are available on quantity orders. See USASI catalog.)

**USA STANDARD RECTANGULAR HOLES IN 12-ROW PUNCHED CARDS**

*NOTE:* This material is reproduced from USA Standard X3.21-1967, Rectangular Holes in 12-Row Punched Cards, copyrighted 1967 by the United States of America Standards Institute, copies of which may be purchased from the American National Standards Institute, 1430 Broadway, New York, N.Y. 10018.

**1. Scope**

This standard specifies the size and location of rectangular holes in 12-row 3¼-inch-wide punched cards. To be a processable document, suitable for information interchange, cards must also meet USA Standard Specifications for General Purpose Paper Cards for Information Processing, X3.11-1966.

**2. Detail Requirements (See Fig. 1)**

2.1 *Size.* All edges of the hole shall fall between two concentric rectangles whose edges are parallel to the X and Y datum lines. (See 2.2.1.1 and 2.2.2.1.) The rectangles are dimensioned as follows:

*Outer:*

Height: 0.126 inch.

Length: 0.056 inch.

*Inner:*

Height: 0.124 inch.

Length: 0.054 inch.

2.2 *Location.* All holes shall nominally center on the intersection of longitudinal and transverse grid lines located as in the following.

2.2.1 *Longitudinal grid lines.* Twelve longitudinal grid lines (rows) shall be spaced at increments of 0.250 inch from the X datum line.

2.2.1.1 *X Datum line.*—A horizontal line lying along the top edge of the card.

2.2.2 *Transverse grid lines.* Transverse grid lines (columns) shall be spaced at increments of 0.087 inch from a transverse grid line spaced 0.251 inch from the Y datum line.



2.2.2.1 **Y Datum line**—A vertical line exactly at right angles to the X datum line and intersecting the mid-point of the right edge of the card.

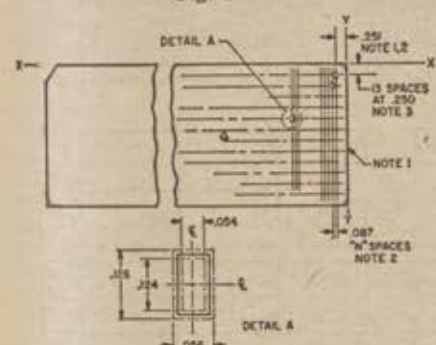
### 2.2.3 Tolerance on hole location.

2.2.3.1 **Reading tolerance.** The centerline of each hole shall be within 0.018 inch of their corresponding longitudinal and transverse grid lines at the time of reading.

2.2.3.2 **Punching tolerance.** Because changes in environment affect the dimensions of paper cards (see appendix), the centerlines of each hole should be within 0.010 inch of their corresponding longitudinal and transverse grid lines at the time of punching.

2.3 **Environments.** Environment is not specified in this standard but should be agreed upon by those responsible for punching, reading, transporting, and storing cards.

Fig. 1



All dimensions are in inches.

#### NOTES:

- (1) Y-Y is perpendicular to X-X and intersects the mid-point of right edge of card.
- (2) Vertical centerline of holes may vary  $\pm 0.010$  from Y-Y at time of punching (see 2.2.3.2) and  $\pm 0.018$  at time of reading.
- (3) Horizontal centerline of holes may vary  $\pm 0.010$  from X-X at time of punching (see 2.2.3.2) and  $\pm 0.018$  at time of reading.

#### APPENDIX 1

##### ENVIRONMENTAL CONSIDERATIONS

###### A1. Cardstock Dimensional Instability

Cardstock used for punched cards is inherently subject to changes in dimensions with changes in environmental conditions, particularly changes in relative humidity (RH).

A1.1 **Variation of card dimensions.** At a constant temperature of 73° F., a change in relative humidity from 20 percent to 75 percent, or from 75 percent to 20 percent, will change the dimensions of the card as much as 0.018 inch in length and 0.023 inch in width.

Temperature variations within ranges normally maintained for human comfort will not substantially affect dimensional changes as stated above.

A1.2 **Variation in hole location.** The location of punched holes will vary in accordance with the above variations in card dimensions.

<sup>1</sup> (This Appendix is not a part of the USA Standard Rectangular Holes in 12-Row Punched Cards, X3.21-1967, but is included to facilitate its use.)

A1.3 **Additional information.** For additional information, see the appendix to the USA Standard Specifications for General Purpose Paper Cards for Information Processing, X3.11-1966.

#### A2. User Responsibility

The users of card equipment must accept the responsibility for maintaining the proper environment to assure reliable information interchange.

Maximum reliability of information interchange will result when cards are punched, read, transported, and stored at the same temperature and RH levels. Excursions in RH in excess of 20 percent should be avoided after the cards are punched. Cards exposed to above 75-percent RH undergo dimensional changes, some of which, due to relaxation of paper fiber stresses, may not be reversible when the cards are reconditioned to below 75-percent RH.

#### PROPOSED REVISION OF USA STANDARD X3.21-1967

1. Add to the end of paragraph 2.2.3.2: "Subsequent punching of additional holes should maintain a minimum distance of 0.011 inch between the nearest edges of any two adjacent holes in the same horizontal row, measured parallel to the X datum line."

2. Substitute for the present Appendix paragraph A1.2:

"A1.2 **Variations in hole location.** When cards are punched near the punching tolerance limits of the standard, changes in relative humidity can result in variations in hole location beyond the specified tolerances at the time of reading. Also, when cards are punched at different times, it is possible that the web between holes in adjacent columns may be less than that stated in paragraph 2.2.3.2."

3. Add a paragraph to Appendix A2:

"The user is cautioned that the recommended minimum distance between adjacent holes (reference paragraph 2.2.3.2) resulting from subsequent punching operations on the same card can only be maintained through proper consideration of machine punching tolerances and relative humidity variations."

#### PROPOSED STANDARD FOR HOLLERITH PUNCHED CARD CODE

**Name of standard.** Hollerith Punched Card Code (FIPS .....).

**Category of standard.** Hardware Standard, Interchange Codes and Media.

**Explanation.** This standard specifies the representation of the Federal Standard Code for Information Interchange (FIPS 1) in 12-row, 80-column, rectangular hole, "Hollerith" punched cards used in Federal information processing systems, communications systems, and associated equipments.

**Approving authority.** Bureau of the Budget.

**Maintenance agency.** Department of Commerce, National Bureau of Standards (Center for Computer Sciences and Technology).

#### Cross index.

a. USA Standards Institute Document X3.2/771—Proposed Revised USA Stand-

ard Hollerith Punched Card Code (pending publication as USA Standard X3.26-1969—Hollerith Punched Card Code).

b. FIPS Publication 1, Code for Information Interchange.

c. FIPS Publication 7, Implementation of the Code for Information Interchange and Related Media Standards.

d. FIPS Publication ..... Specifications for General Purpose Paper Cards for Information Processing.

e. FIPS Publication ..... Rectangular Holes in 12-Row Punched Cards.

**Applicability.** Generally applicable to the representation of character coded information in 12-row, 80-column, rectangular hole, "Hollerith" punched cards used with data processing, communications, and related equipments. This standard does not exclude the use of other types of punched cards, such as those with round holes, or other than 80 columns. It is not applicable to "edge-punched" cards, whose code holes resemble those used in perforated tape. (Separate standards are being developed for edge-punched cards, but no standardization is underway for the other varieties of punched cards).

**Implementation schedule.** All 12-row, 80-column, rectangular hole, punched card devices used for representing character coded information brought into the Federal Government inventory on or after (date to be established as 6 months after the publication date of this FIPS Publication), must have the capability to use this standard or a subset thereof as specified by the procuring activity. Those provisions of FIPS Publication 7, Implementation of the Code for Information Interchange and Related Media Standards, relating to waivers, also apply to this FIPS Publication. All equipment brought into the Federal Government inventory (6 months after the publication date of this FIPS Publication) must conform to the standard unless a waiver is obtained in accordance with paragraph 9 (page 11) of FIPS Publication 7. Exception is made for equipment ordered before the date of this FIPS Publication.

**Specifications.** This Federal standard adopts only that part of (pending) USA Standard X3.26-1969, Hollerith Punched Card Code (attached document X3.2/771) which assigns hole patterns to the 128 characters of the Federal Information Processing Standard Code for Information Interchange (FIPS 1). The applicable code assignments are specified in Columns 0 through 7 of Code Table 2.1, of the (pending) USA Standard.

**Qualifications.** This Federal standard does not include the 128 additional hole patterns contained in columns 8 through 15 of Code Table 2.1 (pending) USA Standard X3.26-1969 (attached document X3.2/771). Variations such as character substitutions or additional hole patterns will result in a code which does not conform to the standard. Such variations, if required by agencies having special requirements, must be coordinated with the National Bureau of Standards and waived by the Agency



head prior to final agency procurement authorization.

**Special information.** The size and location of rectangular holes in 12-row 3 1/4-inch wide punched cards are specified in FIPS . . . . . The quality of paper, dimensions and test methods for 7 3/8-inch length cards are specified in FIPS . . . . .

Where to obtain copies of the specifications of the standard.

a. Federal Government activities should obtain copies from established sources within each agency. When there is no established source, purchase orders should be submitted to the General Services Administration, Specifications Activity, Printed Materials Supply Division, Building 197, Washington Navy Yard Annex, Washington, D.C. 20407. Refer to Federal Information Processing Standard Number . . . . . (FIPS . . . . .).

b. Others may obtain copies from the United States of America Standards Institute, 10 East 40th Street, New York, N.Y. 10016. Refer to USA Standard X3.26-1969, Hollerith Punched Card Code. (Discounts are available on quantity orders. See USASI catalog.)

### PROPOSED REVISED USA STANDARD HOLLERITH PUNCHED CARD CODE

NOTE 1: This proposed standard has been approved by USA Standards Sectional Committee X3 for forwarding to the American National Standards Institute for consideration as an American National Standard.

NOTE 2: (This Note 2 is not a part of the USA Standard Hollerith Punched Card Code.)

This USA Standard presents the standard Hollerith Punched Card Code representation of 256 characters, including the 128 characters of USASCII and 128 additional characters in 12-row punched cards.

Other standards specify the dimensions and quality of punched paper cards, and the dimensions and locations of the holes punched in the cards.

This coded representation of the USASCII character set for the 12-row punched card was developed from research, review of historical work and careful consideration of the use of punched cards in information processing and communication. Resolution of several conflicting requirements is reflected herein.

Suggestions for improvement gained in the use of this standard will be welcome. They should be sent to the USA Standards Institute, Inc., 10 East 40th Street, New York, N.Y. 10016.

#### 1. Scope

This standard specifies 256 hole-patterns in 12-row punched cards. Hole-patterns are assigned to the 128 characters of USASCII (USA Standard Code for Information Interchange) (X3.4-1967) and to 128 additional characters for use in 8-bit coded systems. The assignments incorporate the commonly used "Hollerith" hole-patterns for the numerals and single case letters.

#### 2. STANDARD HOLLERITH PUNCHED CARD CODE

##### 2.1 Code Table

USASCII	COL	0	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	CC
0000	0	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	0
0001	1	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	1
0010	2	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	2
0011	3	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	3
0100	4	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	4
0101	5	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	5
0110	6	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	6
0111	7	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	7
1000	8	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	8
1001	9	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	9
1010	10	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	10
1011	11	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	11
1100	12	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	12
1101	13	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	13
1110	14	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	14
1111	15	000	001	010	011	020	021	030	031	040	041	050	051	060	061	070	071	15

① may be "1"

② may be "1"

③ The top line in each entry to the table represents an assigned character (Columns 6 to 7). The bottom line in each entry is the corresponding card hole-pattern.

For Control

For Graphics



2.2 The standard row positional order and notation for the 12-row punched card is shown in Figure 1. The card code

hole-patterns in the Code Table represent punches in the corresponding rows of the card.

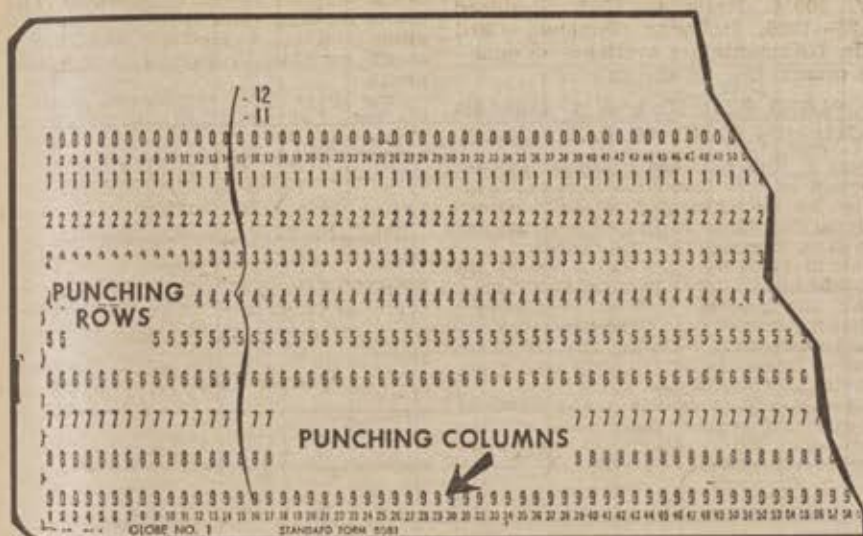


FIGURE 1. Layout of Punching Positions.

2.3 This standard specifies the Hollerith card hole-patterns for representing the characters of the USASCII when punched in the standard 12-row punched card. A single hole-pattern (such as 12-2, or 11-8-6, or 11-9-8-6) is to be punched in a single column of the standard 12-row punched card.

2.4 A particular hole-pattern may be referred to as being in Code Table position  $x/y$ , where  $x$  is the table column and  $y$  is the table row. The vertical columns ( $x$ ) in the body of the Code Table (not to be confused with columns on a punched card) are designated column 0, 1, 2, 3, 4, 5, 6, . . . 15 for reference purposes only. The horizontal rows ( $y$ ) in the body of the Code Table (not to be confused with rows on the punched card)

are designated row 0, 1, 2, 3, . . . , and 15 for reference purposes only.

Example: Hole-pattern 12-9-8-4 is in Code Table position 0/12.

2.5 A particular hole-pattern may also be related to a particular bit-pattern in an 8-bit system, e.g., X3.22-1967.

Example: Hole-pattern 12-9-8-4 corresponds to bit-pattern 0000 1100.

### 3. Qualifications

3.1 This standard does not include any redundancy, or define techniques for error control.

3.2 This standard does not specify a standard card sorting sequence.

3.3 In specific applications it may be desirable to stylize the graphics in code

table positions 2/1 and 5/14 into those frequently associated with Logical OR ( $\vee$ ) and Logical NOT ( $\neg$ ), respectively. Other graphics may be similarly stylized in specific applications, as provided for in X3.4-1967.

3.4 Punched card systems have used the convention of overpunching digits with 12 or 11 to represent signed numbers or for other purposes. This standard does not provide a simple translation of overpunched digits to the USASCII representation of digits. Where possible, signs of numbers should be in separate card columns. Overpunched digits should be used in information interchange only by specific agreement between sender and receiver.

3.5 Deviations from the standard may create serious difficulties in general information interchange. Such deviation should be used only with full cognizance of the parties involved. The use of hole-patterns not defined in this standard is considered a deviation from the standard. (See Appendix A.)

### 4. Hole-Pattern Cross Reference Table

The following table shows the 256 hole-patterns of section 2.1 rearranged for ease of reference. In the body of the table are shown two types of entry. One type is a single-line entry, such as A, #, SOH, etc. There are 128 of these entries, and they are the 128 characters from columns 0 through 7 of Code Table 2.1.

The other type of entry is a double-line entry. The upper line of such entries is the column/row notation explained in section 2.4. The lower line of such entries is the hexadecimal column/row notation which is used in the literature with respect to EBCDIC. (See Appendix B.) There are 128 of these entries, and they are the 128 characters from columns 8 through 15 of Code Table 2.1.











**Objective 1.** 256 hole-patterns must be provided, to meet the needs of 8-bit computer manufacturers.

**Objective 2.** The assignment of hole-patterns to control and graphic characters must be as compatible as possible with existing de facto assignments on 6-bit and 8-bit computers.

**Objective 3.** The needs of countries using non-Latin alphabets, and of countries using Latin alphabets, must be given consideration.

**Objective 4.** The translation of the Hollerith Card Code to EBCDIC should be as simple as possible.

**Objective 5.** The translation of the Hollerith Card Code to USASCII-8 (the 8-bit expansion of USASCII) should be as simple as possible.

**Objective 6.** The collating sequence of an alphabet should be code-independent.

**Note:** It is not possible to achieve all of these objectives. In particular, Objectives 4 and 5 are not mutually achievable.

#### R2.2 Assumptions.

**Assumption 1.** The set of 256 Hollerith hole-patterns shown in section 4 of the Standard would be used.

**Assumption 2.** The structure of USASCII-8 was assumed to be as follows:

(a) The embedment algorithm would be  $E8=0$ ; i.e., the 128 characters of USASCII would be located contiguously in the first 8 columns of the 16 by 16 code tableau.

(b) Columns 8 and 9 would be reserved for future assignment of additional control characters.

(c) Columns 10, 11, 12, 13, 14, and 15 would be reserved for future assignment of graphic characters.

#### Assumption 3.

For countries with non-Latin alphabets, such as Katakana, Cyrillic, etc., programming (FORTRAN, COBOL PL/I) would use the Latin alphabet, but normal data processing would use the non-Latin alphabet.

#### Assumption 4.

The Katakana set is generally shown as 63 graphics. This is understood to consist of 47 basic Katakana graphics, and 16 small Katakana graphics and punctuation symbols. In current implementations, the 16 small Katakana graphics and punctuation symbols collate low to the 47 basic Katakana graphics.

**Assumption 5.** The collating sequence of the non-Latin alphabets should be the same in USASCII-8 and EBCDIC.

**Assumption 6.** The non-Latin alphabets should be self-contiguous in USASCII-8, but need not be in EBCDIC.

#### R2.3. Constraints.

Certain constraints arising from de facto Hollerith Card practices were recognized.

**Constraint 1.** The hole-patterns long associated with numerics, upper case alphabets, and special graphics were used.

**Constraint 2.** The hole-patterns associated with lower case alphabets in many manufacturers' card equipments were used.

**Constraint 3.** The hole-patterns associated with certain control characters in some manufacturers' card equipment (NUL, HT, DEL, BS, DC3/TM, LF, ETB, ESC, EOT, SUB) were used.

**Constraint 4.** The 96 graphics of columns 10 through 15 of USASCII-8 would be assigned in the same sequence, although not necessarily contiguous, in EBCDIC.

**Constraint 5.** EBCDIC is structured so that the first four columns are for control characters, the last 12 columns are for graphic characters. USASCII-8 is structured so that columns 0, 1, 8, and 9 are for control characters, columns 2 through 7 and 10 through 15 are for graphic characters. The same set of 64 hole-patterns should be used for control characters in both USASCII-8 and EBCDIC, and the same set of 192 hole-patterns should be used for graphic characters in both USASCII-8 and EBCDIC.

**R2.4 Resolution.** Constraints 1, 2, and 3 prescribe the Hollerith hole-patterns for the 94 graphics, space, delete, and 9 control characters of USASCII. The remaining 23 control characters were subject to constraint 5, but under this constraint, were assigned hole-patterns with a translation as simple as possible, to the 8-bit bit-patterns of USASCII-8.

The set of 128 Hollerith hole-patterns above became the subject of a proposed USA standard. Subsequently, some manufacturers have implemented it in equipment.

Assumption 2 and Constraint 5 prescribed the set of 32 hole-patterns to be assigned to columns 8 and 9 of USASCII-8, though not their precise assignment within those columns. Their precise assignment within columns 8 and 9 of USASCII-8 was chosen to make the translation as simple as possible.

Constraint 4 prescribed the precise assignment of hole-patterns to columns 10 through 15 of USASCII-8.

**R3. International Considerations.** This Standard is based on ISO/TC97/SC2/346E, Option 1. At the Berlin 1968 May meeting of SC2, the majority favored Option 1. Option 2 was inserted at the request of the USA. Since then, X3.2 has approved option 1 as the USA position, thus paving the way for virtually unanimous international acceptance of the card code standard.

[F.R. Doc. 69-12971; Filed, Nov. 10, 1969; 8:45 a.m.]

## DEPARTMENT OF STATE

### Agency for International Development HOUSING INVESTMENT GUARANTY PROJECTS IN LATIN AMERICAN COUNTRIES

#### Special Announcement for Chile and Colombia

On April 16, 1969, the Agency for International Development announced in the *FEDERAL REGISTER*, Volume 34, No. 76, page 6741, the reopening of the Latin American Housing Guaranty Program and establishing November 1-15 as the dates for receiving new applications in Colombia.

On September 13, 1969, a special notice was published in the *FEDERAL REGISTER*, Volume 34, No. 176, page 14412, announcing the reopening of the Housing Guaranty Program for Chile and establishing the dates of November 15 to December 1, 1969 as the dates for receiving new applications.

The sole purpose of this special publication is to announce publicly the cancellation of the above dates and the setting of the following new dates during which competitive applications will be received:

Chile, January 1-15, 1970.  
Colombia, February 1-15, 1970.

Except for this change of dates, all terms and conditions of prior announcements will remain in full force and effect.

STANLEY BARUCH,  
Director, Housing and  
Urban Development.

OCTOBER 29, 1969.

[F.R. Doc. 69-13379; Filed, Nov. 10, 1969; 8:45 a.m.]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[S 2701]

### CALIFORNIA

#### Notice of Classification of Public Lands for Transfer Out of Federal Ownership

NOVEMBER 3, 1969.

1. The following public lands are hereby classified for transfer out of Federal ownership under the public land exchange laws of the United States and in aid of the land acquisition program of the Redwood National Park, Act of October 2, 1968 (82 Stat. 931).

DEL NORTE AND HUMBOLDT COUNTIES  
HUMBOLDT MERIDIAN

- T. 15 N., R. 1 E.,  
Sec. 1, lot 1 and SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ .  
80.13 acres.
- T. 3 N., R. 2 E.,  
Sec. 1, lots 1, 2, 3, 4, 5, and 8;  
Sec. 2, lots 2, 3, 4, 5, 6, 7, and N  $\frac{1}{2}$  SE  $\frac{1}{4}$ .  
601.41 acres.
- T. 4 N., R. 2 E.,  
Sec. 25, S  $\frac{1}{2}$  SE  $\frac{1}{4}$ .  
80 acres.
- T. 11 N., R. 2 E.,  
Sec. 26, NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ .  
40 acres.
- T. 13 N., R. 2 E.,  
Sec. 16, SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ .  
80 acres.
- T. 15 N., R. 2 E.,  
Sec. 18, NE  $\frac{1}{4}$ .  
160 acres.
- T. 3 N., R. 3 E.,  
Sec. 6, lots 1 and 2, SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , W  $\frac{1}{2}$  SE  $\frac{1}{4}$ .  
199.19 acres.
- T. 4 N., R. 3 E.,  
Sec. 31, lot 2, SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ,  
SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ .  
162.35 acres.
- T. 7 N., R. 3 E.,  
Sec. 4, SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ;  
Sec. 8, NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ ;  
Sec. 9, NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , N  $\frac{1}{2}$  NW  $\frac{1}{4}$ ,  
SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ ;  
Sec. 14, SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ .  
320 acres.
- T. 10 N., R. 3 E.,  
Sec. 21, SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ ;  
Sec. 31, NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ .  
80 acres.
- T. 11  $\frac{1}{2}$  N., R. 3 E.,  
Sec. 31, lots 1, 2, 3, and 4;  
Sec. 32, lots 1, 2, 3, and 4;  
Sec. 33, lots 1, 2, 3, and 4;  
Sec. 34, lots 1, 2, 3, and 4;  
Sec. 35, lots 1, 2, 3, and 4.  
780.40 acres.
- T. 12 N., R. 3 E.,  
Sec. 28, NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ .  
40 acres.
- T. 3 N., R. 4 E.,  
Sec. 8, SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ .  
40 acres.
- T. 4 N., R. 4 E.,  
Sec. 17, NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ ;  
Sec. 21, SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ ;  
Sec. 22, SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ .  
120 acres.
- T. 5 N., R. 4 E.,  
Sec. 30, SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ;  
Sec. 32, NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ .  
80 acres.
- T. 3 N., R. 5 E.,  
Sec. 18, lots 3, 4, and E  $\frac{1}{2}$  SE  $\frac{1}{4}$ .  
166.33 acres.
- The lands described above aggregate  
3,035.81 acres.



2. Publication of this notice segregates the affected public lands from all forms of disposal under the public land laws, including the mining laws, except the form of disposal for which it is proposed to classify the lands. However, publication does not alter the applicability of the public land laws governing the use of the lands under lease, license, or permit, or govern the disposal of their mineral and vegetative resources, other than under the mining laws.

3. The above described lands classified for disposal are located in Del Norte and Humboldt Counties. Maps and other information are available for inspection in the Ukiah District Office. Parties who owned lands taken in Redwood National Park have demonstrated an interest in acquiring the above lands as partial or complete compensation.

4. For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 320, Washington, D.C. 20240.

E. J. PETERSEN,  
Acting State Director.

[F.R. Doc. 69-13389; Filed, Nov. 10, 1969;  
8:46 a.m.]

[ES 5279]

## LOUISIANA

### Notice of Proposed Withdrawal and Reservation of Land

The U.S. Army District, New Orleans, Corps of Engineers, Department of the Army, has filed an application for withdrawal of the lands described below, subject to valid existing rights, for control of their use for navigation purposes in Southwest Pass of the Mississippi River in Plaquemines Parish, La.:

LOUISIANA MERIDIAN, LOUISIANA

T. 23 S., R. 31 E.,  
Fractional sec. 7,  
Fractional sec. 11,  
Fractional sec. 13,  
T. 24 S., R. 31 E.,  
Fractional sec. 16.

The area described contains 49.06 acres.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Eastern States Land Office, Bureau of Land Management, Department of the Interior, 7981 Eastern Avenue, Silver Spring, Md. 20910.

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

more essential than the applicant's, and to reach agreement on the concurrent management of the lands and their resources.

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

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

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

WILLIAM J. DORASAVAGE,  
Acting Manager.

OCTOBER 31, 1969.

[F.R. Doc. 69-13390; Filed, Nov. 10, 1969;  
8:46 a.m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration CHEVRON CHEMICAL CO.

#### Notice of Filing of Petition Regarding Pesticide Chemicals

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a (d)(1)), notice is given that a petition (PP OF0895) has been filed by Chevron Chemical Co., Ortho Division, 940 Hensley Street, Richmond, Calif. 94804, proposing the establishment of tolerances (21 CFR Part 120) for residues of the fungicide *cis-N-(1,1,2,2-tetrachloroethyl)thiol-4-cyclohexene-1,2-dicarboximide* in or on the raw agricultural commodities: Apples at 20 parts per million; potatoes at 1 part per million; and almonds, macadamia nuts, and pineapples at 0.1 part per million.

The analytical method proposed in the petition for determining residues of the fungicide is a gas liquid chromatographic procedure using an electron capture detector.

Dated: November 3, 1969.

R. E. DUGGAN,  
Acting Associate Commissioner  
for Compliance.

[F.R. Doc. 69-13373; Filed, Nov. 10, 1969;  
8:45 a.m.]

## DOW CHEMICAL CO.

#### Notice of Filing of Petition Regarding Pesticide Chemicals

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a (d)(1)), notice is given that a petition (PP OF0896) has been filed by The Dow Chemical Co., Post Office Box 512, Midland, Mich. 48640, proposing the establishment of tolerances (21 CFR Part 120) for residues of the herbicide 2-sec-butyl-

4,6-dinitrophenol, as the alkanolamine salts of the ethanol and isopropanol series (calculated as 2-sec-butyl-4,6-dinitrophenol), in or on the raw agricultural commodities soybean forage at 1 part per million and soybeans at 0.1 part per million (negligible residue).

The analytical method proposed in the petition for determining residues of the herbicide is a colorimetric procedure in which the residue is extracted, buffered, and reextracted with 3-pentanone. The yellow color of the 2-sec-butyl-4,6-dinitrophenol salt is measured directly in the 3-pentanone solution with a spectrophotometer.

Dated: November 3, 1969.

R. E. DUGGAN,  
Acting Associate Commissioner  
for Compliance.

[F.R. Doc. 69-13374; Filed, Nov. 10, 1969;  
8:45 a.m.]

## FISONS CORP.

#### Notice of Filing of Petition Regarding Pesticide Chemicals

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a (d)(1)), notice is given that a petition (PP OF0897) has been filed by Fisons Corp., Wilmington, Mass. 01887, proposing the establishment of a tolerance (21 CFR Part 120) of 2 parts per million for residues of the insecticide 5,6-dichloro-1-phenoxycarbonyl-2-trifluoromethylbenzimidazole in or on the raw agricultural commodity apples.

The analytical method proposed in the petition for determining residues of the insecticide is a gas chromatographic procedure using an electron capture detector.

Dated: November 3, 1969.

R. E. DUGGAN,  
Acting Associate Commissioner  
for Compliance.

[F.R. Doc. 69-13375; Filed, Nov. 10, 1969;  
8:45 a.m.]

## LILY PRODUCTS CO.

#### Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 8H2286) has been filed by Lily Products Co., 324 East Pima Street, Phoenix, Ariz. 85004, proposing that § 121.2547 Sanitizing solutions (21 CFR 121.2547) be amended to provide for the safe use of an aqueous solution of chlorine dioxide as a sanitizing solution on food-processing equipment and utensils.

Dated: November 3, 1969.

R. E. DUGGAN,  
Acting Associate Commissioner  
for Compliance.

[F.R. Doc. 69-13376; Filed, Nov. 10, 1969;  
8:45 a.m.]



[Docket No. FDC-D-128; NDA No. 8-668V]

**NORDEN LABORATORIES, INC.****Vetistat; Notice of Withdrawal of Approval of New-Drug Application**

Norden Laboratories, Inc., Lincoln, Nebr. 68501, holder of approved new-drug application No. 8-668V and all amendments and supplements thereto for the drug Vetistat (contains 0.5 percent of oxalic acid and 0.25 percent of malonic acid), has waived opportunity for a hearing on the proposed withdrawal of approval of said application as announced in the FEDERAL REGISTER of June 7, 1969 (34 F.R. 9097).

The Commissioner of Food and Drugs, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512(e), 82 Stat. 345-47, 21 U.S.C. 360b (e)) and under authority delegated to him (21 CFR 2.120), finds on the basis of new information evaluated with evidence available when the application was approved that substantial evidence is lacking that the subject drug will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling.

Therefore, pursuant to the foregoing finding, approval of the new-drug application No. 8-668V and all amendments and supplements thereto applying to Vetistat is withdrawn effective on the date of signature of this document.

Dated: November 3, 1969.

**J. K. KIRK,**  
Associate Commissioner  
for Compliance.

[F.R. Doc. 69-13377; Filed, Nov. 10, 1969; 8:45 a.m.]

**ATOMIC ENERGY COMMISSION**

[Docket No. 50-320]

**JERSEY CENTRAL POWER & LIGHT CO. AND METROPOLITAN EDISON CO.****Notice of Issuance of Provisional Construction Permit**

Notice is hereby given that, pursuant to the initial decision of the Atomic Safety and Licensing Board, dated October 31, 1969, the Director of the Division of Reactor Licensing has issued Provisional Construction Permit No. CPPR-66 to Jersey Central Power & Light Co. and Metropolitan Edison Co. for construction of a pressurized water nuclear reactor, designated as the Three Mile Island Nuclear Station, Unit 2, on the applicants' site on Three Mile Island, in Londonderry Township, Dauphin County, Pa., about 10 miles southeast of Harrisburg, Pa. The reactor is designed for initial operation at 2,452 megawatts (thermal).

A copy of the initial decision is on file in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 4th day of November 1969.

For the Atomic Energy Commission.

**PETER A. MORRIS,**  
Director.

Division of Reactor Licensing.

[F.R. Doc. 69-13388; Filed, Nov. 10, 1969; 8:46 a.m.]

**FEDERAL COMMUNICATIONS COMMISSION**

[Docket No. 18128; FCC 69-1196]

**AMERICAN TELEPHONE AND TELEGRAPH CO.****Memorandum Opinion and Order Designating Tariff Schedules for Hearing**

In the matter of American Telephone and Telegraph Co., Long Lines Department, Revisions of Tariff FCC No. 260, Private Line Services, Series 5000 (Telpak).

1. The Commission has before it for consideration proposed revisions to FCC Tariff No. 260, filed by the American Telephone and Telegraph Co. (A.T. & T.) (1) on March 28, and August 29, 1969, for a new offering titled Series 11,000, to become effective November 1, 1969,<sup>1</sup> and (2) on October 1, 1969, in the Telpak tariff to be effective November 1, 1969. Petitions to suspend the Series 11,000 offering were filed June 16 and 17, 1969, by Microwave Communications Inc. (MCI), and The Western Union Telegraph Co. (Western Union).<sup>2</sup> A petition to reject this offering was also filed by MCI. After the August 29, 1969, filing by A.T. & T., MCI filed a supplement to complaint and petition for rejection and/or suspension. Replies to the aforementioned pleadings were filed by A.T. & T.<sup>3</sup> Western Union has submitted no comments as to the revised schedules filed August 29, 1969. Petitions to reject, or require or secure withdrawal of further Telpak increases or other relief were filed by Air Transport Association of America (ATA), Aeronautical Radio, Inc. (ARINC), United Air Lines, Inc. (United), Eastern Air Lines, Inc. (Eastern), Emery Air Freight Corp. (Emery), Aerospace Industries Association of America, Inc. (AIA), the Secretary of Defense on behalf of all Executive agencies of the United States (Secretary of Defense), Associated Press (AP), Bethlehem Steel Corp. (Bethlehem), E. I. du Pont de Nemours and Co. (Du Pont), Ford Motor Co. (Ford), Monsanto Co. (Monsanto), Olin Corp. (Olin), Republic

<sup>1</sup> A.T. & T. extended the effective date of the revised schedules from July 1, to Oct. 1, 1969, then to Nov. 1, 1969.

<sup>2</sup> Western Union, pursuant to section 1.773, sent a telegraphic request for suspension on June 16, 1969.

<sup>3</sup> Comments were also filed concerning the filing by Air Transport Association of America and Aeronautical Radio Inc.

Steel Corp. (Republic), Union Carbide Corp. (Union Carbide), United States Steel Corp. (U.S. Steel), Westinghouse Electric Corp. (Westinghouse), and Chicago, Rock Island and Pacific Railroad Co.<sup>4</sup>

2. The proposed filing titled Series 11,000 is intended to provide high capacity wideband channels on a discrete spectrum basis which can be arranged by A.T. & T. for a variety of wideband uses or for individual voice grade channels. Major features alleged are that (1) the proposed service will be furnished only over A.T. & T.'s coaxial and high capacity microwave routes, and that pricing is related to the low unit costs of such facilities; (2) provisions in the tariff will permit joint users to share in the base capacity of the wideband channels; and (3) provision of a continuous wideband spectrum will accommodate a combination of wideband data and voice grade arrangements as requested by the customer. The proposed offering is experimental in nature, limited to a term of 3 years to expire November 1, 1972, and to specific routes to ascertain market potential, effect on other services, joint use provisions, pricing structure, and rearrangement implications of a discrete spectrum offering.

3. MCI, in its petition to suspend, alleges generally that the proposed offering is (a) a revival of the illegal Telpak A, (b) that the revised tariff schedules are duplicative, at cut rates, of existing private line services for a few of the users and that (c) in general, it is an anticompetitive move without the slightest public benefit or need. Western Union in its petition requests that the Commission request A.T. & T. to voluntarily suspend the proposed revision or in the alternative order its suspension. Basically, Western Union alleges (1) that the rates for the Series 11,000 are unreasonable, (2) that the titling of the service as experimental is a ploy since its design and structure precludes the assembly of meaningful data, and (3) that the proposed revisions are unduly complicated and ambiguous further confusing the present conglomeration of private line services.

4. MCI's petition for rejection of tariff alleges that the proposed filing for the Series 11,000 is in contravention of § 61.55 of the rules requiring clarity of tariffs and that additional section 214 authority is required to effectuate the proposal. The revised schedules filed August 29, 1969, remove substantially the complexities and ambiguities previously noted in this filing. To the extent that ambiguities may continue to exist they appear to be of a minor nature. We need not decide at this time whether additional section 214 authority or radio licenses will be necessary for this service and will defer action on the question pending development of facts on the hearing record herein.

5. The trial service, Series 11,000, differs from Telpak and the other private line services in that, (1) the service is

<sup>4</sup> A.T. & T. filed an opposition to the petitions and AIA filed a reply to the opposition.



experimental, offered only in a specified area for a limited time, (2) the new service is a two-point service only and not multipoint, (3) the new service is offered only over certain designated high capacity physical routes of the telephone company, (4) the individual data or voice channel derived in the new service from the wideband facility will be furnished only from such physical facility and will not be furnished over diverse routes and (5) the unlimited sharing provisions in Series 11,000 relate to the sharing of a discrete physical facility rather than a theoretical pricing concept.

6. By order adopted July 11, 1968, and released July 16, 1968 (FCC 68-711), the Commission instituted an investigation and hearing into the lawfulness of charges by A.T. & T. for private line services in general (other than program transmission). The investigation of A.T. & T.'s Telpak rates ordered in the April 12, 1968, order (FCC 68-388) was included in the private line investigation. By order adopted July 24, 1968, and released July 29, 1968, the Commission included in the hearing and investigation in Docket No. 18128, the schedules of Western Union in its Tariff FCC No. 237 and specified that the issues heretofore specified in that docket shall apply with equal force to the tariff schedules of Western Union.

7. Although there appear to be differences between the new experimental wideband, shared service offering, on the one hand, and existing Telpak and other private line services, on the other hand, we are unable to determine at this time whether any such differences warrant the differences in charges proposed in the new offering. Moreover, we cannot conclude at this time that the charges proposed for the new service designed to recover calculated full additional costs plus 20 percent thereof, will be just and reasonable and otherwise lawful. Accordingly, we believe that these questions should be examined in the context of our private line investigation. No useful purpose will be served, however, by suspending inauguration of the experiment for a period of 3 months, and therefore we will permit the Series 11,000 offering to become effective as filed.

8. We wish to emphasize that all customers of this experimental service are on notice that this service is a trial for a limited period of time and that the lawfulness thereof is yet to be determined. Therefore, any subscriber to this service is forewarned that use of the service will not constitute any equitable or other basis for continuance of the service in the future.

9. The revisions to the Telpak (Series 5000) Tariff proposes an increase in rates for the Telpak C and D base capacities, a change from six (three in the case of 150 baud service) to two in the number of telegraph channels and an increase in rates for certain service terminals. A.T. & T. alleges that the increase in rate levels will improve the revenue cost relationship of Telpak and increase the

contribution of that service to overall earnings. For its justification of such substantial increases, A.T. & T. relies upon studies recently completed in recognition of the Statement on Ratemaking Principles and Factors in Docket No. 16258, Phase 1-B (Appendix A of the Commission's memorandum opinion and order adopted July 29, 1969, 18 FCC 2d 761, 765). The petitioners filing against the Telpak increases allege generally (1) that the instant rate increases violate the Statement of Ratemaking Principles and Factors in Docket No. 16258, Phase 1-B, (2) that the tariff increases are patently improper and involved, and that (3) suspension and investigation of these tariffs, together with an accounting order, are inadequate remedies and that extraordinary relief is necessary. We cannot agree with the petitioners' construction of the Statement of Ratemaking Principles and Factors in Docket No. 16258, Phase 1-B (agreement), FCC 69-842, 18 FCC 2d 761 (1969). We made it abundantly clear in our memorandum opinion and order that we were not necessarily approving the stipulation, merely noting it. Of equal concern, is the petitioners' reliance upon their alleged contractual rights pursuant to the agreement. A careful reading of the agreement denotes an accord as to certain ratemaking principles and factors embodied in this agreement. We fail to find any contractual rights and obligations flowing to, from, or between the parties involved, nor indeed, do we discover the use of any terminology which would imply the establishment of such rights and obligations. This is not to suggest that we would not be concerned if any of the parties departed substantially from the import of this accord. We are merely stating that the agreement per se does not establish substantive rights and obligations which, if not observed, can be viewed as a breach of contract. The parties who allege certain departures from the accord may raise questions in Docket No. 18128 with respect thereto. The revised tariff schedules for Telpak, while raising questions that may be explored in hearing, can not be construed as being so defective as to require rejection. The interested parties will have ample opportunity during the proceeding in Docket No. 18128 to explore those areas in which they express concern and to develop their position on the record.

10. We now address ourselves to petitioners' requests for extraordinary relief and oral argument. We fail to perceive in petitioners' pleadings sufficient circumstances that would require the extraordinary remedies they seek, or any benefit that would accrue at this point, by granting the petitioners' request for oral argument. We have previously responded to petitioners' contention that we possess plenary power pursuant to sections 4(i), and 303(r) of the Communications Act of 1934, as amended, to accord the requested relief, in our Order adopted August 28, 1968, 14 FCC 2d 564, and find no reason to disturb our conclusion reached therein. As to petitioners' conclusion that section 203(b) of the Com-

munications Act of 1934, as amended, conveys sufficient authority to defer the effective date of the proposed tariff revisions in Telpak, it suffices to say that we find no necessity for the imposition of such extraordinary relief. However, we are not deciding at this time the extent of our authority to grant the kind of relief petitioners' request.

11. On the basis of the information now before us, we are unable to determine that the charges, classifications, regulations and practices contained in the Telpak revised schedules are or will be just and reasonable or otherwise lawful. As noted in paragraph 6 above, we have instituted an investigation and hearing into the lawfulness of charges by A.T. & T. for private line services in general, including Telpak, other than program transmission services. This covers any amendments, cancellations or successive issues thereof effected during the pendency of the investigation in Docket No. 18128, including the revisions to Telpak presently before us.

12. We now come to the question of whether we should suspend the Telpak revised schedules for a portion or all of the statutory period. At this point it is well to dwell briefly upon the history of the Telpak offering. These rates were filed in 1961, principally to meet the threat of competition from private microwave systems which had arisen as the result of the Commission's decision in the Above 890 Mc case. Telpak rates were originally offered in four classifications, A, B, C, and D, based on the number of channels required between a given pair of points. After extensive hearings, the Commission found the A and B classifications, which encompassed the lesser number of channels, to be unlawfully discriminatory since they applied to a service similar to private line service but afforded different rates for such service. The justification of competitive necessity was found not to be applicable to the A and B classifications, since it would not be practical for a customer to construct his own microwave system if his need was limited to the number of channels encompassed by these classifications. The Commission found, however, that there was apparent competitive necessity for the C and D classifications which encompassed larger capacities, but required a further showing on the question of whether the existing rates for such classifications were compensatory. In accordance with our decision in the original Telpak case, Telpak A and B were canceled. Upon such cancellation, the proceeding was terminated and the question as to whether Telpak C and D were compensatory was placed at issue in Docket No. 16258, and subsequently incorporated into Docket No. 18128. It must be kept in mind that Telpak classifications C and D were found to be discriminatory and that we were unable to find the rates for such services compensatory. This question is still posed and the lawfulness of the revised tariff schedules presently before us will be resolved upon the record made in Docket No. 18128. We are cognizant



of the fact that the intervenors in Docket No. 16258 have not yet had the opportunity to present their cases which presumably would seek to establish that the original rates were compensatory and that competitive necessity requires their maintenance at the present level. The revised tariff schedules for Telpak presently before us propose substantial increases as did the presently existing tariff schedules which became effective approximately a year ago. In view of the substantial increases the company now proposes, we feel compelled to exercise the extent of our statutory authority and suspend for 3 months the proposed tariff schedules for Telpak. Moreover, we are issuing an accounting order as to the contemplated increases to protect the interests of the parties involved. We note that some parties have expressed concern about the effectiveness of the accounting orders, but see no merit in these contentions. The carriers and interested parties are again put on notice that the Telpak increases effective September 1, 1968, and which will continue to February 1, 1970, are subject to an accounting order and that if after completion of this hearing, the Commission issues an order refunding charges paid during this period, the accounting procedures should be sufficiently accurate to insure all customers are recompensed. Similar action should also be accorded the accounting to be required for the proposed tariffs presently before us.

13. The Commission in its memorandum opinion and order of July 16, 1968, 13 F.C.C. 2d 853, deferred proceedings in Docket No. 18128 pending a determination with respect to the proceedings in Phase 1-B of Docket No. 16258 and the Telpak Sharing case, Docket No. 17457. Since that time, the Chief, Common Carrier Bureau, has issued a recommended decision in Docket No. 17457, which is now pending before us. Furthermore, the parties in Phase 1-B of Docket No. 16258 have entered into an agreement as to ratemaking principles and factors looking toward determining that phase (see 18 F.C.C. 2d 761, 765). We also note that the cost studies submitted by A.T. & T. in support of the proposed Telpak revisions assume a continuation of the sharing provisions as now in effect. Under such circumstances, we will no longer defer the proceedings in Docket No. 18128, and the examiner presiding in that case is authorized to schedule hearings therein at such time as he may deem appropriate.

14. Accordingly, it is ordered, That pursuant to sections 201, 202, 204, 205, and 403 of the Communications Act of 1934, as amended, the hearing and investigation in Docket No. 18128 concerning the lawfulness of the private line tariff schedules of American Telephone and Telegraph Co. shall include the like revisions of A.T. & T. Tariff FCC No. 260 forwarded with Transmittals Nos. 10396 and 10562 filed on March 28, and August 29, 1969, and Transmittal No. 10609 filed on October 1, 1969, as enumerated in the appendices hereto,<sup>6</sup> and that the issues heretofore

<sup>6</sup> Filed as part of the original document.

specified in that docket shall apply with equal force to the above-described revised tariff schedules of A.T. & T.

15. It is further ordered, That pursuant to section 204 of the Communications Act of 1934, as amended, the operation of the tariff schedules listed in Appendix B as becoming effective November 1, 1969, is hereby suspended, unless otherwise ordered by the Commission, until February 1, 1970, and that during said period of suspension, no charges shall be made in said tariff schedules or in the charges sought to be altered thereby unless authorized by special permission of the Commission and that respondents, as to the operation of such tariff schedules, 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 month, commencing March 10, 1970, showing the amounts accounted for as aforesaid during the previous calendar month.

16. It is further ordered, That the petitions for rejection, suspension, withdrawal, or other relief are granted to the extent noted and otherwise denied;

17. It is further ordered, That all parties named in paragraph 1, supra, as having filed petitions for relief 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.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>8</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[P.R. Doc. 69-13409; Filed, Nov. 10, 1969;  
8:47 a.m.]

## FEDERAL MARITIME COMMISSION

ABC INTERNATIONAL, INC., ET AL.

### Notice of Intent To Cancel Certain Inactive Tariffs

The domestic offshore files of the Federal Maritime Commission contain several tariffs which have for a period of time been classified as inactive either due to the absence of any tariff changes for a period of 1 year or longer; or because the Commission's staff has been advised in writing that the tariff filers no longer offer a common carrier service. The following carriers (including their last known addresses) fall into the "inactive" category:

ABC International, Inc., 26 Beaver Street,  
New York, N.Y. 10004.

<sup>8</sup> Commissioner Robert E. Lee absent; Commissioner Cox issuing a separate statement; Commissioner Johnson dissenting and issuing a statement; statements filed as part of the original document.

Apex Marine Co., 428 Ninth Avenue, New  
York, N.Y. 10001.

Carib Shipping Corp., 1134 Broadway, Brook-  
lyn, N.Y. 11221.

Caribbean Van Lines, Inc., G.P.O. Box 3133,  
San Juan, P.R. 00936.

Malabe Shipping Co., Inc., 47 Bergen Street,  
Brooklyn, N.Y. 11201.

Mr. Syd Kline, Puerto Real, Inc., 1090 V.F.W.  
Parkway, West Roxbury, Mass. 02132.

Superior Fast Freight, Box 60100, Terminal  
Annex, Los Angeles, Calif. 90060.

Waterborne Trailers, Inc., Miami Terminal,  
3491 Northwest 71st Terrace, Miami, Fla.  
33147.

Inactive tariffs reflect inaccurate information to the shipping public and serve no useful purpose in the Commission's files. Further, Rule 18(g) of Tariff Circular No. 3, as amended (46 CFR 531.18(g)) requires the cancellation of inactive tariffs; and accordingly the Commission proposes to cancel these tariffs in the absence of a showing of good cause as to why they should not be canceled.

Now, therefore it is ordered, That the above carriers advise the Director, Bureau of Domestic Regulation at 1405 I Street NW., Washington, D.C. 20573, in writing within 30 days after the publication of this order in the FEDERAL REGISTER of any reasons why the Commission should not cancel inactive tariffs;

It is further ordered, That a copy of this order be sent by registered mail to the last known address of the carriers listed herein;

It is further ordered, That the tariffs of all carriers named herein not responding to this order will be canceled;

It is further ordered, That this notice be published in the FEDERAL REGISTER and a copy thereof filed with any tariff canceled pursuant to this notice.

By the Commission.

LEROY F. FULLER,  
Director.

Bureau of Domestic Regulation.

[P.R. Doc. 69-13409; Filed, Nov. 10, 1969;  
8:47 a.m.]

## FEDERAL POWER COMMISSION

[Docket No. G-3789 etc.]

PAULEY PETROLEUM, INC., ET AL.

### Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates<sup>1</sup>

OCTOBER 31, 1969.

Take notice that each of the applicants listed herein has filed an application 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

<sup>1</sup> This notice does not provide for consolidation for hearing of the several matters covered herein.



applications should on or before November 28, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates 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 pursuant 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.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pres- sure base
G-3780 E 10-4-69	Phillips Petroleum Inc. et al. (successor to Edwin W. Paulley et al.), Ten Thousand Santa Monica Blvd., Los Angeles, Calif. 90067.	Phillips Petroleum Co., Panhandle Field, Hutchinson County, Tex.	8.6700	14.65
G-12254 E 10-16-69	Bradley Drilling, Inc. (Operator) et al. (successor to The PWC Oil Co. (Operator) et al.), 1509 Wichita Plaza Bldg., Wichita, Kans. 67202.	Colorado Interstate Gas Co., a division of Colorado Interstate Corp., Englewood Field, Hamilton County, Kans.	13.5	14.65
G-12308 E 6-4-69	Kimbell, Inc. et al. (successor to the Estate of Kay Kimbell et al.), Post Office Box 1549, Fort Worth, Tex. 76101.	El Paso Natural Gas Co., Sperry-Clearfork Field, Upson County, Tex.	17.0	14.65
G-14227 E 10-20-69	Union Oil Co. of California (Operator) et al., Union Oil Center, Los Angeles, Calif. 90017.	Northern Natural Gas Co., Farmworth Unit, Obedience County, Tex.	15.5	14.65
G-18208 E 6-4-69	Kimbell, Inc. (Operator) et al. (successor to the Estate of Kay Kimbell (Operator) et al.),	El Paso Natural Gas Co., Dakota Pictured Cliffs Formation, Rio Arriba County, N. Mex.	14.0	15.025
G-18229 E 6-4-69	do.	do.	13.0	15.025

Filing code: A—Initial service.  
B—Abandonment.  
C—Amendment to add acreage.  
D—Amendment to delete acreage.  
E—Succession.  
F—Partial succession.  
See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pres- sure base
G-18460 E 10-19-69	Texas Pacific Oil Co., Inc. (Operator) et al. (successor to the Estate of Kay Kimbell et al.),	Northern Natural Gas Co., Estacado Field, Lea County, N. Mex.	14.5200	14.65
G-20303 E 6-4-69	Kimbell, Inc. et al. (successor to the Estate of Kay Kimbell et al.),	El Paso Natural Gas Co., Sperry-Clearfork Field, Upson County, Tex.	10.0	14.65
C109-467 E 9-15-69	American Petroleum Co. of Texas (Operator) et al. (successor to John L. Harlan, Trustee (Operator) et al.), Post Office Box 2159, Dallas, Tex. 75221.	Tennessee Gas Pipeline Co., a division of Tennessee Inc., Southeast Tomball Field, Harris County, Tex.	15.5	14.65
C109-715 E 6-4-69	Kimbell, Inc. (Operator) et al. (successor to the Estate of Kay Kimbell (Operator) et al.),	El Paso Natural Gas Co., Dakota Formation, Rio Arriba County, N. Mex.	13.0	15.025
C101-138 E 6-4-69	do.	El Paso Natural Gas Co., Dakota Formation, San Juan County, N. Mex.	14.0	15.025
C101-154 E 6-4-69	do.	do.	14.0	15.025
C101-389 E 6-4-69	do.	do.	0	15.025
C101-387 D 9-29-69	The Superior Oil Co., Post Office Box 1501, Houston, Tex. 77001 (partial abandonment).	Tennessee Gas Pipeline Co., a division of Tennessee Inc., Lea Blaine Field, Vermilion Parish, La.	13.0	15.025
C101-405 E 6-4-69	Kimbell, Inc. (Operator) et al. (successor to the Estate of Kay Kimbell (Operator) et al.),	El Paso Natural Gas Co., Pictured Cliffs Formation, San Juan County, N. Mex.	14.0	15.025
C101-1049 E 6-4-69	do.	El Paso Natural Gas Co., Dakota Formation, Rio Arriba County, N. Mex.	14.0	15.025
C101-1386 E 6-4-69	do.	do.	14.0	15.025
C101-1384 E 6-4-69	Kimbell, Inc. et al. (successor to the Estate of Kay Kimbell et al.),	El Paso Natural Gas Co., Pictured Cliffs Formation, Rio Arriba County, N. Mex.	14.0	15.025
C102-30 E 6-4-69	Kimbell, Inc. (Operator) et al. (successor to the Estate of Kay Kimbell (Operator) et al.),	El Paso Natural Gas Co., Sperry-Clearfork Field, Upson County, Tex.	14.0	15.025
C102-1105 E 6-4-69	do.	do.	14.0	15.025
C102-1416 E 6-4-69	do.	do.	14.0	15.025
C109-345 C 10-21-69	James A. Ford d.b.a. Cypress Gas Co., Post Office Box 9202, Shreveport, La. 71108.	Arkansas Louisiana Gas Co., North-west Carcassville Field, Le Flore County, Okla.	14.0	15.025
C109-1178 C 10-17-69	Jerome P. McHugh et al., 930 Petroleum Club Bldg., Denver, Colo. 80202.	El Paso Natural Gas Co., Blanco Mesaville and Dakota Fields, La Plata County, Colo.	14.0	15.025
C170-263 A 9-22-69	Hanley Co., 377 First National Bank Bldg., Dallas, Tex. 75202.	El Paso Natural Gas Co., Sperry-Tread Area, Glasscock County, Tex.	14.5	14.65
C170-379 B 10-16-69	Ferguson Oil Co., Inc.	Lease Star Gas Co., acreage in Stephens County, Okla.	(?)	15.325
C170-380 A 10-16-69	Groves-Pierce Gas Co., c/o Warren E. Haught, agent, Smithville, W. Va. 26178.	Equitable Gas Co., Other District, Braxton County, W. Va.	27.0	15.325
C170-381 A 10-16-69	Commonwealth Gas Corp., Post Office Box 1453, Charleston, W. Va. 25325.	United Fuel Gas Co., Elk District, Kanawha County, W. Va.	28.0	15.325
C170-382 B 10-17-69	Skelly Oil Co., Post Office Box 1530, Tulsa, Okla. 74102.	United Gas Pipe Line Co., Bethany Field, Fannin County, Tex.	Depleted	15.325
C170-383 A 10-30-69	Omega Gas Co., c/o Thomas G. Crouch, Attorney, 260 Republic Bank Tower, Dallas, Tex. 75201.	Montana-Dakota Utilities Co., Ute Field, Campbell County, Wyo.	15.84	15.025
C170-384 A 10-30-69	Carl M. Archer, Box 488, Spearman, Tex. 76081.	Panhandle Eastern Pipe Line Co., Clementine Field, Hansford County, Tex.	18.0	14.65
C170-385 A 10-25-69	Continental Oil Co., Post Office Box 2197, Houston, Tex. 77001.	Kansas-Northern Natural Gas Co., Northwest-Tyros Field, Texas County, Okla.	17.0	14.65
C170-386 A 10-20-69	David C. Bauliff (Operator) et al., 1309 Bank of the Southwest Bldg., Houston, Tex. 77002.	Texas Gas Transmission Corp., South Bell City Field, Colorado and Jefferson Davis Parishes, La.	21.25	15.025

# NOTICES



Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
CI70-388..... A 10-16-69	Ralph Kirtley Gas Co., Route No. 2, Milton, W. Va. 25541.	United Fuel Gas Co., acreage in Cabell County, W. Va.	16.0	18.325
CI70-389..... A 10-17-69	Coastal States Gas Producing Co., Post Office Box 521, Corpus Christi, Tex. 78403.	South Texas Natural Gas Gathering Co., Cinco de Mayo Field, Zapata County, Tex.	17.8	14.65
CI70-390..... A 10-20-69	The Waverly Oil Works Co., 1627 Bryn Mewr Dr., Newark, Ohio 43065.	Equitable Gas Co., Otter District, Braxton County, W. Va.	27.0	15.325
CI70-391..... A 10-21-69	Cody C. Beasley et al., Post Office Box 5977, Bossier City, La. 71010.	Arkansas Louisiana Gas Co., Jefferson Field, Marion County, Tex.	13.2	14.65

<sup>1</sup> Rate in effect subject to refund in Docket No. G-20538.

<sup>2</sup> Amendment to certificate filed to cover interest of nonsignatory coowners.

<sup>3</sup> Rate in effect subject to refund in Docket No. RI64-524 (includes 1 cent per Mcf minimum guarantee for liquids). Proposed increased rate of 14 cents per Mcf is suspended in Docket No. RI69-480 (exclusive of 1 cent per Mcf minimum guarantee for liquids).

<sup>4</sup> Amendment to certificate filed to add interest of coowner, Mobil Oil Corp.

<sup>5</sup> Application to amend the certificate to reflect change in operator only; no change in interest owners.

<sup>6</sup> Rate in effect subject to refund in Docket No. RI64-426.

<sup>7</sup> Acreage released to lessor.

<sup>8</sup> Rate in effect subject to refund in Docket No. RI65-243.

<sup>9</sup> Rate in effect subject to refund in Docket No. RI68-515.

<sup>10</sup> By letter filed Oct. 16, 1969, Applicant agreed to accept permanent certificate conditioned as Opinion No. 468.

<sup>11</sup> Abandoned due to water encroachment.

<sup>12</sup> Subject to upward and downward B.t.u. adjustment.

[F.R. Doc. 69-13344; Filed, Nov. 10, 1969; 8:45 a.m.]

[Docket No. RI70-396 etc.]

**H. H. PHILLIPS, JR., ET AL.**

**Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund<sup>1</sup>**

OCTOBER 30, 1969.

The respondents named herein have filed proposed changes in rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

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

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however, That*

the supplements to the rate schedules filed by Respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and undertakings shall be deemed to have been accepted.<sup>2</sup>

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before December 15, 1969.

By the Commission.

[SEAL] GORDON M. GRANT,  
Secretary.

<sup>2</sup> If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI70-396...	H. H. Phillips, Jr. et al., 319 Milam Bldg., San Antonio, Tex. 78205.	3	3	Natural Gas Pipeline Co. of America (LaGloria Field, Jim Wells and Brooks Counties, Tex.) (R.R. District No. 4).	\$37	10-2-69	* 10-1-69	* 10-2-69	14.0	** 14.0525	
RI70-397...	Sun Oil Co., Post Office Box 2831, Beaumont, Tex. 77704.	27	30	Transcontinental Gas Pipe Line Corp. (North Markham and North Bay City Field, Maragorda County, Tex.) (R.R. District No. 3).	5,790	9-30-69	* 10-1-69	* 10-2-69	* 15.5	** 15.5581	
.....do.....	.....do.....	42	14	Texas Gas Pipe Line Corp., (Nome Field, Jefferson County, Tex.) (R.R. District No. 3).	1,774	9-30-69	* 10-1-69	* 10-2-69	* 15.0	** 15.0563	
.....do.....	.....do.....	153	** 11	Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Lockhart Field, Starr County, Tex.) (R.R. District No. 4).	776	10-1-69	* 10-1-69	* 10-2-69	16.0	** 16.0488	
.....do.....	.....do.....	153	** 12	Texas Gas Pipe Line Corp. (Caplan Field, Galveston County, Tex.) (R.R. District No. 3).	117	10-1-69	* 10-1-69	* 10-2-69	16.0	** 16.0488	
RI70-398...	Sun Oil Company (Operator) et al.	41	13	Texas Gas Pipe Line Corp. (Caplan Field, Galveston County, Tex.) (R.R. District No. 3).	534	9-30-69	* 10-1-69	* 10-2-69	* 15.0	** 15.0525	
RI70-399...	Shell Oil Co., 50 West 50th St., New York, N.Y. 10020.	70	8	Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Nelsonville Field, Austin County, Tex.) (R.R. District No. 3).	635	9-30-69	* 10-1-69	* 10-2-69	* 15.0	** 15.05543	
RI70-400...	Marathon Oil Co., 539 South Main St., Findlay, Ohio 45840.	68	* 10	Natural Gas Pipeline Co. of America (Plymouth and Profitilla Fields, San Patricio County, Tex.) (R.R. District No. 4).	0	10-2-69	* 10-1-69	* 10-2-69	* 16.0	** 16.06	



## APPENDIX A—Continued

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in dockets Nos.
									Rate in effect	Proposed increased rate	
RI70-401	Texaco, Inc., Post Office Box 52332, Houston Tex. 77052.	388	1	Florida Gas Transmission Co. (Skipper Field, Brooks County, Tex.) (RR. District No. 4).	0	10-2-69	*10-1-69	*10-2-69	**16.0	**16.06	
do	do	416	1	Texas Eastern Transmission Corp. (Dallas Husky (Deep) Field, Goliad County, Tex.) (RR. District No. 2).	\$210	10-2-69	*10-1-69	*10-2-69	**16.0	**16.07	
do	do	417	2	South Texas Natural Gas Gathering Co. (Encinitas (V-7) Field, Brooks County, Tex.) (RR. District No. 4).	0	10-3-69	*10-1-69	*10-2-69	**16.0	**16.06	

\* The stated effective date is the effective date of the tax increase enacted by the State of Texas.

\* The suspension period is limited to 1 day.

\* Tax reimbursement increase.

\* Pressure base is 14.65 p.s.i.a.

\* Settlement rate.

\* Periodic increase under subject rate schedule has been filed.

\* Depth to 4,000 feet.

\*\* Between 4,000 feet to 4,800 feet.

\*\* Subject to 1-cent amortization charges deducted by buyer.

\*\* Subject to 0.21931-cent dehydration deduction.

\*\* Initial rate as conditioned by temporary certificate issued Aug. 18, 1967, in Docket No. G-2602.

\*\* Applicable only to acreage added by Supplement No. 9.

\*\* As corrected.

\*\* Initial rate.

The proposed rate increases herein reflect the 0.5 percent increase in the production tax from 7 percent to 7.5 percent enacted by the State of Texas on September 9, 1969, to be effective October 1, 1969. All of the proposed rates exceed the applicable area ceiling for the areas involved as set forth in the Commission's statement of general policy No. 61-1, as amended.

Respondents request waiver of the statutory notice to permit their proposed rate increases to become effective as of October 1, 1969. We believe that it would be in the public interest to waive the statutory notice requirement provided in section 4(d) of the Natural Gas Act. Accordingly, the proposed rate increases herein from underlying firm rates are suspended for one day from October 1, 1969.

Marathon Oil Co. (Marathon) is proposing a tax increase from an initial rate issued under a temporary certificate containing a Condition (2) proviso prohibiting changes in the initial rate. In this situation, we conclude that it would be in the public interest to waive Condition (2) of Marathon's temporary certificate issued August 18, 1967, in Docket No. G-2602 to permit Marathon's proposed tax increase to be filed.

[P.R. Doc. 69-13332; Filed, Nov. 10, 1969; 8:45 a.m.]

[Docket No. RI70-378 etc.]

## TENNECO OIL CO. ET AL.

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund<sup>2</sup>

OCTOBER 31, 1969.

The respondents named herein have filed proposed changes in rates and

<sup>2</sup> Does not consolidate for hearing or dispose of the several matters herein.

charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

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

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplements to the rate schedules filed by Respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission its agreement

and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and undertakings shall be deemed to have been accepted.<sup>3</sup>

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before December 15, 1969.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

<sup>3</sup> If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.



## APPENDIX A

Docket No.	Respondent	Rate scheduled No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in dockets No.
									Rate in effect	Proposed increased rate	
R170-378	Tenneco Oil Co., Post Office Box 2511, Houston, Tex., 77001.	204	1	Tennessee Gas Pipeline Co., a division of Tenneco Inc., <sup>1</sup> (South Borosa Field, Starr County, Tex.) (RR. District No. 4).	\$649	10-1-69	11-1-69	11-2-69	14.6	15.6	
R170-379	Skelly Oil Co., Post Office Box 1850, Tulsa, Okla. 74102.	173	1	Panhandle Eastern Pipe Line Co., (Eva Pool Area, Texas County, Okla.) (Panhandle Area).	211	10-6-69	11-6-69	11-7-69	16.0	17.0	
R170-380	Pan American Petroleum Corp., Post Office Box 591, Tulsa, Okla. 74102.	195	23	El Paso Natural Gas Co., (Pictured Cliffs and other fields, San Juan and Rio Arriba Counties, N. Mex.) (San Juan Basin Area).	447	10-9-69	11-9-69	11-10-69	13.0	13.2486	

<sup>1</sup> Contract dated after Sept. 28, 1960, the date of issuance of general policy statement No. 61-1 and proposed rate does not exceed 16 cents per Mcf area initial rate ceiling.

<sup>2</sup> The stated effective date is the effective date requested by Respondent.

<sup>3</sup> The suspension period is limited to 1 day.

<sup>4</sup> Periodic rate increase.

<sup>5</sup> Pressure base is 14.65 p.s.i.a.

<sup>6</sup> Initial rate.

<sup>7</sup> Contract dated after Sept. 28, 1960, the date of issuance of general policy statement No. 61-1 and increased rate does not exceed initial area rate ceiling of 17 cents per Mcf.

<sup>8</sup> Subject to a downward B.T.U. adjustment.

<sup>9</sup> Pertains only to acreage added by Supplement No. 21.

<sup>10</sup> Tax reimbursement increase.

<sup>11</sup> Pressure base is 15.025 p.s.i.a.

<sup>12</sup> Includes partial reimbursement for the full 2.55 percent New Mexico Emergency School Tax.

<sup>13</sup> Both seller and buyer are wholly owned subsidiaries of Tenneco Inc.

The contracts related to the rate filings proposed by Tenneco Oil Co. (Tenneco) and Skelly Oil Co. (Skelly) were executed subsequent to September 28, 1960, the date of issuance of the Commission's statement of general policy No. 61-1, as amended, and the proposed increased rates are above the applicable ceilings for increased rates but below the initial service ceilings for the areas involved. We believe, in this situation, Tenneco and Skelly's proposed rate filings should be suspended for 1 day from November 1, 1969 (Tenneco) and November 6, 1969 (Skelly), the proposed effective dates.

Pan American Petroleum Corp. (Pan American) filed a proposed rate increase from 13 cents to 13.2486 cents per Mcf which reflects partial reimbursement for the full 2.55 percent New Mexico Emergency School Tax. Since the proposed rate exceeds the area increased rate ceiling for the San Juan Basin Area as set forth in the Commission's statement of general policy No. 61-1, as amended, by the amount of the tax reimbursement only, we conclude that it would be suspended for 1 day from November 9, 1969, the proposed effective date.

El Paso Natural Gas Co. (El Paso), the buyer under Pan American's aforementioned rate increase, in accordance with its policy of protesting tax filings proposing reimbursement for the New Mexico Emergency School Tax in excess of 0.55 percent, is expected to file a protest to Pan American's above rate increase. El Paso questions the right of the producer under the tax reimbursement clause to file a rate increase reflecting tax reimbursement computed on the basis of an increase in tax rate by the New Mexico Legislature in excess of 0.55 percent. While the buyer concedes that the New Mexico legislation effected a higher rate of at least 0.55 percent, it claims there is controversy as to whether or not the new legislation effected an increased rate in excess of 0.55 percent. In view of the contractual problem presented, we shall provide that the hearing herein for Pan American shall concern itself with the contractual basis for the rate filing, as well as the statutory lawfulness of the proposed increased rate and charge.

[F.R. Doc. 69-13334; Filed, Nov. 10, 1969; 8:45 a.m.]

[Docket No. R170-226 etc.]

### DIXILYN CORP. ET AL.

#### Notice of Extension of Time

NOVEMBER 7, 1969.

Notice is hereby given that the time within which to file petitions to inter-

vene in the above-designated matter is extended to and including November 28, 1969.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 69-13478; Filed, Nov. 7, 1969; 3:31 p.m.]

## NATIONAL COMMISSION ON PRODUCT SAFETY PUBLIC INDEX FILE Notice of Publication

Notice is hereby given, pursuant to section 3(e)(2) of Public Law 90-146, that on or about November 20, 1969, the Public Index File of the National Commission on Product Safety will be made available for public purchase. At that time, an announcement will be made in the FEDERAL REGISTER as to the cost and procedure for ordering this document, and orders will not be accepted prior to such announcement. The Public Index File has previously been available for inspection in the Commission's library.

The Public Index File is an index to, and contains excerpts from, documents collected by the Commission in studying the safety of household products. The File includes the following: An index by products to medical notes and statistics on injuries; a partial index to some of the Commission hearings; an index to some products being studied by the Commission based on news reports and letters from the public; a chronology of the Commission's work; an index to, and excerpts from, letters from the public regarding product safety, which are reported without verification in accordance with section 4(d) of the Commission's Regulations on Availability of Information (34 F.R. 12197) and which have previously been referred for comment to the manufacturers concerned; excerpts from manufacturers' letters concerning complaints; addresses of certain manufacturers; names and addresses of individuals associated with aspects of the Commission's product safety study; a product cross-reference file relating other elements of the data

to products; an index to newspaper reports and articles on product safety; an index to technical articles and books on product safety; an index to product standards; addresses of testing laboratories, trade associations, professional societies, and consumer groups; and a list of Commission documents which have been made public.

The purpose of this notice is to afford interested persons and manufacturers of any products referred to in the Index an opportunity to submit their views and comments with respect to the contemplated duplication and distribution of the File.

Persons wishing to examine the Public Index file prior to its duplication and distribution may do so in the Commission offices, and persons who wish to comment on the file prior to its duplication and distribution may do so by communication to the Commission at 1016 16th Street NW., Washington, D.C. 20036.

Dated: November 3, 1969.

ARNOLD B. ELKIND,  
Chairman.

[F.R. Doc. 69-13398; Filed, Nov. 10, 1969; 8:47 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

PACIFIC FIDELITY CORP.

### Order Suspending Trading

NOVEMBER 5, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Pacific Fidelity Corp., a Nevada corporation, and all other securities of Pacific Fidelity Corp. 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 November 6, 1969, through November 15, 1969, both dates inclusive.

By the Commission.

(SEAL) ORVAL L. DuBois,  
Secretary.

[P.R. Doc. 69-13393; Filed, Nov. 10, 1969;  
8:46 a.m.]

## INTERSTATE COMMERCE COMMISSION

[Notice 937]

### MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

NOVEMBER 6, 1969.

The following are notices of filing of applications for temporary authority under section 210(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

#### MOTOR CARRIERS OF PROPERTY

No. MC 42343 (Sub-No. 19 TA), filed October 30, 1969. Applicant: MACHISE EXPRESS COMPANY, INC., 500 Egg Harbor Road, Hammonton, N.J. 08037. 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: Gasoline and distillates, in bulk, in tank vehicles, from Duck Island, N.J., to Penn- del, Pa., for 150 days. Supporting shipper: Mobil Oil Corp., 150 East 42d Street, New York, N.Y. 10017. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 410 Post Office Building, Trenton, N.J. 08608.

No. MC 51146 (Sub-No. 149 TA), filed October 29, 1969. Applicant: SCHNEIDER TRANSPORT & STORAGE, INC., 817 McDonald Street, Green Bay, Wis. 54306. Applicant's representative: D. F. Martin (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregu-

lar routes, transporting: Cheese, from Green Bay, Wis., to points in Ohio on and north of U.S. Highway 224, for 180 days. Supporting shipper: Pauly Cheese Co., Green Bay, Wis. 54305 (1750 Morrow Street) (George Harris, Traffic Manager). 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 82658 (Sub-No. 6 TA), filed October 30, 1969. Applicant: ECONOMY FREIGHT LINES, INC., 6357 Normandy Avenue, Chicago, Ill. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Malt beverages, empty containers, and incidental supplies, used in the manufacture and sale of malt beverages, from LaCrosse and Sheboygan, Wis., to Chicago and Elk Grove Village, Ill., and Hobart, Ind., for 180 days. Supporting shippers: South Side Distributors, Inc., Chicago, Ill. 60637; Christian Brothers Distributors, Elk Grove Village, Ill. 60007; Charter Beers of America, Inc., Chicago, Ill. 60632; Alliance Beverage Corp., Gary, Ind. 46401. Send protests to: Andrew J. Montgomery, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 94350 (Sub-No. 245 TA), filed October 23, 1969. Applicant: TRANSIT HOMES, INC., Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: G. P. Apperson, 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 Washington County, Md., to Baltimore, Hagerstown, and Cumberland, Md.; Bluefield, Charleston, Fairmont, Huntington, and Parkersburg, W. Va.; Pittsburgh, New Castle, Scranton, Allentown, Philadelphia, Harrisburg, and Johnstown, Pa.; Trenton, Elizabeth, Paterson, Atlantic City, and Camden, N.J.; Buffalo, Rochester, Syracuse, Plattsburgh, Binghamton, New York, and Albany, N.Y.; Richmond, Roanoke, Charleston, and Lynchburg, Va., for 180 days. Supporting shipper: Fleetwood Enterprises, Inc., Prowler Industries of Maryland, Inc. (Subsidiary), Post Office Box 458, 35 South Street, Hancock, Md. 21750. Send protests to: Arthur B. Abercrombie, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 601A Federal Building, 901 Sumter Street, Columbia, S.C. 29201.

No. MC 96098 (Sub-No. 36 TA), filed October 31, 1969. Applicant: MILTON TRANSPORTATION, INC., Milton, Pa. 17847. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Salt, from Akron, Ohio, to points in New York and Pennsylvania on and east of a line beginning at Oswego, N.Y., thence over New York Highway 57 to Syracuse, N.Y.,

thence over Interstate Highway 81 to Binghamton, N.Y., thence over New York Highway 17 to Waverly, N.Y., thence over Interstate Highway 220 to the Pennsylvania-Maryland State line, for 150 days. Supporting shipper: Diamond Crystal Salt Company, Akron, Ohio. Send protests to: Robert W. Ritenour, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 508 Federal Building, Post Office Box 869, Harrisburg, Pa. 17108.

No. MC 102616 (Sub-No. 847 TA), filed October 31, 1969. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Road, Akron, Ohio 44306. Applicant's representative: James Annand (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Processed clay, in bulk, in pneumatic tank vehicles, from Paulsboro, N.J., to Louisville, Ky., for 180 days. Supporting shipper: Houdry Process & Chemical Co., 319 Chestnut Street, Philadelphia, Pa. 19107. Send protests to: G. J. Baccell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Building, Cleveland, Ohio 44199.

No. MC 103993 (Sub-No. 471 TA), filed October 30, 1969. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Paul D. Borghesani (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 Hancock, Md., to points in Maryland, New Jersey, New York, Pennsylvania, Virginia, and West Virginia, for 180 days. Supporting shippers: (1) Prowler Industries of Maryland, Inc., 35 South Street, Post Office Box 458, Hancock, Md. 21750; (2) Fleetwood Enterprises, Inc., 3196 Myers Street, Post Office Box 7638, Riverside, Calif. 92503. Note: (1) Is represented to be a subsidiary of (2). Send protests to: District Supervisor J. H. Gray, Interstate Commerce Commission, Bureau of Operations, 345 West Wayne Street, Room 204, Fort Wayne, Ind. 46802.

No. MC 106398 (Sub-No. 431 TA), filed October 31, 1969. Applicant: NATIONAL TRAILER CONVOY, INC., 1925 National Plaza, Tulsa, Okla. 74151. Applicant's representative: Irvin Tull (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Trailers, designed to be drawn by passenger automobiles, in initial movement, from the plantsite of Fountain Mobile Home Co., at Albuquerque, N. Mex., to points in Colorado, Arizona, Texas, Oklahoma, and Louisiana, for 180 days. Supporting shipper: Tom Freeman, Secretary, Fountain Mobile Home Co., Post Office Box 7366, Albuquerque, N. Mex. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 240 Old Post Office Building, 215 Northwest Third, Oklahoma City, Okla. 73102.



No. MC 106760 (Sub-No. 120 TA), filed October 31, 1969. Applicant: WHITEHOUSE TRUCKING, INC., 1925 National Plaza, Tulsa, Okla. 74151. Applicant's representative: Irvin Tull (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Roofing materials and accessories* used in the installation thereof, from plantsite of Celotex Corp. at Camden, Ark., to points in Alabama, Florida, Georgia, North Carolina, South Carolina, Mississippi, and Louisiana, for 180 days. Supporting shipper: Clay Geer, The Celotex Corp., 1500 North Dale Mabry, Tampa, Fla. 33607. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old Post Office Building, 215 Northwest Third, Oklahoma City, Okla. 73102.

No. MC 107295 (Sub-No. 233 TA), filed October 30, 1969. Applicant: PRE-FAB TRANSIT CO., 100 South Main Street, Farmer City, Ill. 61842. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Pipe, conduit, and fittings therefor, and shapes and forms, and steel tubing*, from the plantsite of Allied Tube & Conduit Corp., Harvey, Ill., to points in the United States (except Alaska, Hawaii, Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, and Illinois), for 180 days. Supporting shipper: Allied Tube & Conduit Corp., 16100 South Lathrop, Harvey, Ill. 60426. Send protests to: Harold Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

No. MC 108207 (Sub-No. 277 TA), filed October 31, 1969. Applicant: FROZEN FOOD EXPRESS, 318 Cadiz, Post Office Box 5888, Dallas, Tex. 75222. Applicant's representative: L. M. McLean (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Human blood plasma*, from Florence, Ariz., to Berkeley, Calif., for 150 days. Note: Carrier does not intend to tack authority. Supporting shipper: Cutter Laboratories, Inc., Fourth and Parker Streets, Berkeley, Calif. 94710. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 111467 (Sub-No. 19 TA) (Amendment), filed October 22, 1969, and published in the FEDERAL REGISTER, issue of October 30, 1969, and republished as amended, this issue. Applicant: ARTHUR J. PAPE, doing business as ART PAPE TRANSFER, 1381 Rockdale Road, Dubuque, Iowa 52001. Applicant's representative: William L. Fairbank, 610 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a common carrier, by motor vehicle, over

irregular routes, transporting: *Salt*, from the Iowa Gateway Terminal located in Lee County, Iowa, to points in Iowa and Missouri and to points in Illinois located on and west of U.S. Highway 51, for 180 days. Note: The purpose of this republication is to change the territorial description. Supporting shipper: Diamond Crystal Salt Co., St. Clair, Mich. Send protests to: Chas. C. Biggers, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 332 Federal Building, Davenport, Iowa 52801.

No. MC 127705 (Sub-No. 30 TA) (Amendment), filed October 16, 1969, published in the FEDERAL REGISTER, issue of October 24, 1969, and republished, as amended, this issue. Applicant: KREVDA BROS. EXPRESS, INC., Box 68, Gas City, Ind. 46933. Applicant's representative: Donald W. Smith, 900 Circle Tower Building, Indianapolis, Ind. 46204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Glass containers and closures therefor*, from Mundelein, Ill., to points in New Jersey, New York, Pennsylvania, and Maryland, for 180 days. Note: The purpose of this republication is to add the State of Maryland. Supporting shipper: Ball Corp., Muncie, Ind. 47302. Send protests to: District Supervisor J. H. Gray, Bureau of Operations, Interstate Commerce Commission, Room 204, 345 West Wayne Street, Fort Wayne, Ind. 46802.

No. MC 129307 (Sub-No. 28 TA), filed October 31, 1969. Applicant: McKEE LINES, INC., 664 54th Avenue, Mattawan, Mich. 49071. Applicant's representative: Gene R. Prokusi (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Benton Harbor, Mich., to points in Ohio, for 180 days. Note: Applicant states there will be no tacking nor interline intended. Supporting shipper: Pasquales Food Products, Inc., Red Arrow Highway, Benton Harbor, Mich. 49022. Send protests to: C. R. Flemming, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 225 Federal Building, Lansing, Mich. 48933.

No. MC 134086 (Sub-No. 1 TA) (Correction), filed October 22, 1969, published in the FEDERAL REGISTER issue of October 31, 1969, and republished in part, this issue. Applicant: LEWIS A. HANNABASS, Box 119, Goodview, Va. 24095. Applicant's representative: Eston H. Alt, Post Office Box 81, Winchester, Va. 22601. Note: The purpose of this partial republication is to show applicant seeks to operate as a contract carrier in lieu of common carrier. The rest of the application remains as published.

By the Commission.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 69-13403; Filed, Nov. 10, 1969; 8:47 a.m.]

[Notice 442]

## MOTOR CARRIER TRANSFER PROCEEDINGS

NOVEMBER 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 order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-71682. By order of October 31, 1969, the Motor Carrier Board approved the transfer to Cattelyne, Inc., Wisner, Nebr., of certificate No. MC-93401 issued July 11, 1941, to John Graber, Wisner, Nebr., authorizing the transportation of: *Livestock, grain, feed, and agricultural implements and parts*, between Wisner, Nebr., and 20 miles thereof, and points in Iowa. Thomas E. Brogan, 1105 South 13th Street, Norfolk, Nebr. 68701, attorney for applicants.

No. MC-FC-71684. By order of October 30, 1969, the Motor Carrier Board approved the transfer to Mobile Home Transport, Inc., Terre Haute, Ind., of certificate No. MC-128895 issued March 6, 1969, to Henry Schuur, doing business as Indiana Mobile Home Transport, Terre Haute, Ind., authorizing the transportation of: *Mobile homes*, in secondary movements by truckaway method, between points in Vigo County, Ind., on the one hand, and, on the other, points in Illinois, Kentucky, and Ohio. W. L. Jordan, 205 Merchants Savings Building, Terre Haute, Ind. 47801, practitioner for applicants.

No. MC-FC-71687. By order of October 30, 1969, the Motor Carrier Board approved the transfer to Raymond F. Hand, doing business as Arch Transportation, Pawtucket, R.I., of the certificate of registration in No. MC-121226 (Sub-No. 1) issued March 26, 1965, to Chester Arcisz, doing business as Arch Transportation, Pawtucket, R.I., evidencing a right to engage in transportation in interstate or foreign commerce corresponding in scope to the grant of authority in certificate No. MC-413 dated May 10, 1961, issued by the Public Utility Administrator of the State of Rhode Island. James E. Murphy, 326 Industrial Bank Building, Providence, R.I. 02903, attorney for applicants.

[SEAL] H. NEIL GARSON,  
Secretary.

[F.R. Doc. 69-13404; Filed, Nov. 10, 1969; 8:47 a.m.]



## CUMULATIVE LIST OF PARTS AFFECTED—NOVEMBER

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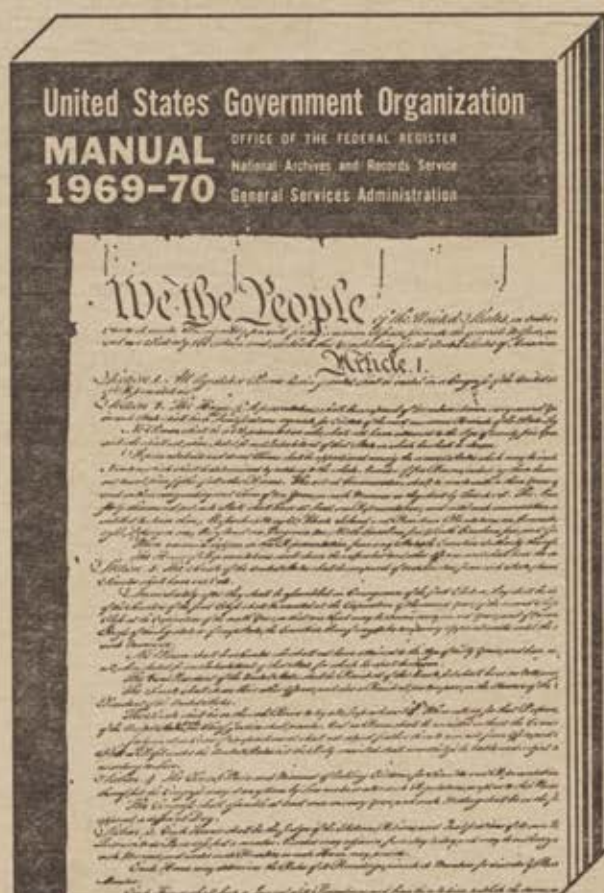
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