

FEDERAL REGISTER

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Part I

(Part II begins on page 19319)

Agencies in this issue—

Agricultural Research Service
Agricultural Stabilization and
Conservation Service
Civil Aeronautics Board
Civil Service Commission
Consumer and Marketing Service
Customs Bureau
Education Office
Federal Aviation Administration
Federal Home Loan Bank Board
Federal Power Commission
Interagency Textile Administrative
Committee
Internal Revenue Service
Interstate Commerce Commission
National Bureau of Standards
Packers and Stockyards
Administration
Tariff Commission
Wage and Hour Division

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SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 69-SO-02]

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

Alteration of Control Zone and Transition Area

On October 18, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 16876), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Biloxi, Miss., control zone and the Gulfport, Miss., transition area.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., February 5, 1970, as hereinafter set forth.

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

BILOXI, MISS.

Within a 5-mile radius of Keesler AFB (lat. 30°24'39.2" N., long. 88°55'25.9" W.); within 1.5 miles each side of Keesler TACAN 045° radial, extending from the 5-mile radius zone to 6.5 miles northeast of the TACAN; within 1.5 miles each side of Keesler TACAN 205° radial, extending from the 5-mile radius zone to 6 miles southwest of the TACAN; excluding the portion west of long. 89°00'00" W., effective from 0600 to 2200 hours, local time daily.

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

GULFPORT, MISS.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Gulfport Municipal Airport (lat. 30°24'27.5" N., long. 89°04'05" W.); within an 8.5-mile radius of Keesler AFB (lat. 30°24'39.2" N., long. 88°55'25.9" W.); within 3 miles each side of the 036° bearing from Keesler RBN, extending from the 8.5-mile radius area to 8.5 miles northeast of the RBN; within 2 miles each side of Keesler TACAN 045° radial, extending from the 8.5-mile radius area to 13 miles northeast of the TACAN; within 2 miles each side of Keesler TACAN 205° radial, extending from the 8.5-mile radius area to 13 miles southwest of the TACAN;

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

Issued in East Point, Ga., on November 24, 1969.

CHESTER W. WELLS,
Acting Director, Southern Region.

[F.R. Doc. 69-14444; Filed, Dec. 4, 1969; 8:45 a.m.]

[Airspace Docket No. 69-SO-112]

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

Alteration of Transition Area

On October 18, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 16878), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Eufaula, Ala., transition area.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., February 5, 1970, as hereinafter set forth.

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

EUFULA, ALA.

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Weedon Field (lat. 31°57'05" N., long. 85°07'45" W.); within 3 miles each side of Eufaula VOR 014° radial, extending from the 6.5-mile radius area to 8.5 miles north of the VOR.

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

Issued in East Point, Ga., on November 21, 1969.

CHESTER W. WELLS,
Acting Director, Southern Region.

[F.R. Doc. 69-14445; Filed, Dec. 4, 1969; 8:45 a.m.]

[Airspace Docket No. 69-SO-113]

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

Alteration of Transition Area

On October 18, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 16878), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Lumberton, N.C., transition area.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., February 5, 1970, as hereinafter set forth.

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

LUMBERTON, N.C.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Lumberton Municipal Airport (lat. 34°36'36" N., long. 79°03'30" W.); within 3 miles each side of the 302° bearing from Lumberton RBN (lat. 34°36'48" N., long. 79°03'36" W.), extending from the 8.5-mile radius area to 8.5 miles northwest of the RBN.

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

Issued in East Point, Ga., on November 21, 1969.

CHESTER W. WELLS,
Acting Director, Southern Region.

[F.R. Doc. 69-14446; Filed, Dec. 4, 1969; 8:45 a.m.]

[Airspace Docket No. 69-SO-114]

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

Alteration of Transition Area

On October 18, 1969, a notice of proposed rule making was published in the FEDERAL REGISTER (34 F.R. 16878), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Laurinburg, N.C., transition area.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., February 5, 1970, as hereinafter set forth.

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

LAURINBURG, N.C.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Laurinburg-Maxton Airport (lat. 34°47'25" N., long. 79°21'55" W.); within 3 miles each side of Pinehurst VORTAC 157° radial, extending from the 8.5-mile radius area to 20 miles southeast of the VORTAC. (Sec. 307(a), Federal Aviation Act of 1958, 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in East Point, Ga., on November 21, 1969.

CHESTER W. WELLS,
Acting Director, Southern Region.

[F.R. Doc. 69-14447; Filed, Dec. 4, 1969; 8:45 a.m.]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

(Reg. Docket No. 9981; Admt. 678)

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

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

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

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

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

Transition		Course and distance	Minimum altitude (feet)	Ceiling and visibility minimums		
From—	To—			Condition	2-engine or less 65 knots or less	More than 2-engine, more than 65 knots
				T-dn.....	300-1	300-1 NA
				C-dn.....	1000-1	1000-1 NA
				If Patterson Int received, minimums become:		
				C-dn.....	500-1	500-1 NA

Radial available.

Procedure turn E side of crs, 197° Outbnd, 017° Inbnd, 3000' within 10 miles.

Minimum altitude over facility on final approach crs, 3000'; over Patterson Int, 2300'.

Crs and distance, facility to airport, 017°—11 miles; Patterson Int to airport, 017°—6 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 11 miles after passing APE VORTAC make left-climbing turn to 3000' and return to APE VORTAC. Hold S 1-minute right turns, 013° inbnd.

NOTE: Use Columbus altimeter setting.

CAUTION: Runway 10 obstruction clearance 14:1 trees.

MSA within 25 miles of facility: 000°-090°—2700'; 090°-360°—2000'.

City, Mount Vernon; State, Ohio; Airport name, Mount Vernon; Elev., 1192'; Facility, H-BVORTAC; Ident, APE; Procedure No. VOR-1, Amdt. 1; Eff. date, 25 Dec. 69; Sup. Amdt. No. Orig.: Dated, 3 June 67

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

Franklin, Va.—Franklin Municipal—John Beverly Rose, VOR 1, Amdt. 5, 31 July 1965 (established under Subpart C).

Vernal, Utah—Vernal, VOR 1, Amdt. 1, 21 Aug. 1965 (established under Subpart C).

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

Mankato, Minn.—Mankato Municipal, VOR Runway 32, Amdt. 4, effective 5 Dec. 1968, canceled, effective 25 Dec. 1969.

Weirwood, Va.—Kellam Field, VOR-1, Orig., effective 21 May 1966, canceled, effective 25 Dec. 1969.

4. By amending § 97.15 of Subpart B to delete very high frequency omnirange-distance measuring equipment (VOR/DME) procedures as follows:

Franklin, Va.—Franklin Municipal—John Beverly Rose, VOR/DME 1, Amdt. 1, 3 Sept. 1966 (established under Subpart C).

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 4.9 miles after passing FKN VOR.
Mason Int.	FKN VOR (NOPT)	Direct	1600	Climb to 1600', left turn direct to FKN VORTAC and hold. Supplementary charting information: Hold W on FKN R 287°, 1 minute, right turns, 107° Inbnd, 1600', 277' smokestacks 0.9 mile SW.

Procedure turn S side of crs, 287° Outbnd, 107° Inbnd, 1600' within 10 miles of FKN VORTAC.
FAF, FKN VOR. Final approach crs, 107°. Distance FAF to MAP, 4.9 miles.

Minimum altitude over FKN VOR, 1600'.

MSA: 030°-120°-2100'; 120°-210°-1400'; 210°-030°-1500'.

NOTES: (1) Use Norfolk altimeter setting. (2) REILS on request or by keying mike 5 times on 122.8. (3) Inoperative components table does not apply to REILS Runway 9.
*Right turn after takeoff Runway 14 not authorized.

*Night minimums not authorized Runways 4/22 and 14/32.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D	
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS	
S-9	680	1	643	680	1	643	680	1	643	NA	
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA		
C*	740	1	703	740	1	703	740	1½	703	NA	
A	Not authorized.			T 2-eng. or less—300-1, Runway 22; Standard all other runways.%			T over 2-eng.—300-1, Runway 22; Standard all other runways.%				

City, Franklin; State, Va.; Airport name, Franklin Municipal-John Beverly Rose; Elev., 37'; Facility, FKN; Procedure No. VOR Runway 9, Amdt. 6; Eff. date, 25 Dec. 69; Sup. Amdt. No. VOR 1, Amdt. 5; Dated, 31 July 65

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 3.2 miles after passing VEL VOR.
MTU VOR.	Jensen Int.	Direct (VEL R 186°, lead radial).	7400	Climbing right turn to 7400' direct VEL VOR and hold.*
Jensen Int.	VEL VOR (NOPT)	Direct	6200	Supplementary charting information: *Hold SE, 1 minute, right turns, 322° Inbnd. LRCA—122.1, 123.6. Runway 34, TDZ elevation, 5260'.

Procedure turn E side of crs, 142° Outbnd, 322° Inbnd, 7400' within 10 miles of VEL VOR.
FAF, VEL VOR. Final approach crs, 322°. Distance FAF to MAP, 3.2 miles.

Minimum altitude over VEL VOR, 6200'.

MSA: 000°-090°-10,800'; 090°-180°-9300'; 180°-270°-8800'; 270°-360°-13,300'.

NOTE: Final approach from holding pattern not authorized.

*When control zone not effective, use GJT altimeter, circling and straight-in MDA becomes 6200'.

*Alternate minimums not authorized when control zone not effective.

*IFR departure procedures: Runway 34, right turn, climb direct to VEL VOR; Runway 16, climb direct to VEL VOR. Continue climb in holding pattern to MCA for direction of flight; MCA's V-187W, northbound 9000', V-26, northeastbound 8000', V-26, Westbound 8000'; V-101 8000'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-34	5780	1	520	5780	1	520	5780	1	530	5780	1½	520
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	5780	1	499	5780	1	499	5800	1½	519	5900	2	619
A	Standard.#			T 2-eng. or less—Standard.%			T over 2-eng.—Standard.%					

City, Vernal; State, Utah; Airport name, Vernal; Elev., 5281'; Facility, VEL; Procedure No. VOR Runway 34, Amdt. 2; Eff. date, 25 Dec. 69; Sup. Amdt. No. VOR 1, Amdt. 1; Dated, 21 Aug. 65

RULES AND REGULATIONS

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR/DME

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

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

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: At 5.7-mile DME Fix before FKN VORTAC.	
Somerton Int, CCW	FKN, R 102°/16-mile DME Fix	16-mile DME Arc	1600	Climb to 1600' direct to FKN VORTAC and hold. Supplementary charting information: Hold West on FKN R-287, one minute, right turn, 107° inbound, 1600'.	
Norfolk R 233°/19-mile DME Fix	FKN, R 102°/16-mile DME Fix	FKN, R 102°	1600		

Procedure turn not authorized. Approach starts at 16-mile DME Fix, 1600'.
FAF, 11-mile DME Fix. Final approach crs, 282°. Distance FAF to MAP, 5.3 miles.
Minimum altitude over 16-mile DME Fix, 1600'; over 11-mile DME Fix, 1600'.
MSA: 030°-120°-2100'; 120°-210°-1400'; 210°-030°-1500'.

NOTES: (1) Use Norfolk altimeter setting. (2) MALS/SF on request or by keying mike 5 times on 123.0. (3) Inoperative components table does not apply to MALS Runway 27.

% Right turn after takeoff Runway 14 not authorized.
*Night minimums not authorized Runways 4/22 and 14/32.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D	
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS	
S-27	540	1	503	540	1	503	540	1	503	NA	
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA		
C*	740	1	703	740	1	703	740	1½	703	NA	
A	Not authorized.			T 2-eng. or less—300-1, Runway 22; Standard all other runways.%			T over 2-eng.—300-1, Runway 22; Standard all other runways.%				

City, Franklin; State, Va.; Airport name, Franklin Municipal-John Beverly Rose; Elev., 37'; Facility, FKN; Procedure No. VOR/DME Runway 27, Amdt. 2; Eff. date, 25 Dec. 66; Sup. Amdt. No. VOR/DME 1, Amdt. 1; Dated, 3 Sept. 66

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

Terminal routes				Missed approach	
From--	To--	Via	Minimum altitudes (feet)	MAP: 1.9 miles after passing BGR VOR	
				Make right-climbing turn to 2000' direct BGR VOR and hold. Supplementary charting information: Hold NW of BGR VOR, 1 minute, left turns, 157° inbound. @Chart in plan view. TDZ elevation, 192'.	

Procedure turn E side of crs, 337° Outbound, 157° Inbound, 2000' within 10 miles of BGR VOR.
FAF, BGR VOR. Final approach crs, 157°. Distance FAF to MAP, 1.9 miles.

Minimum altitude over BGR VOR 900'.

MSA: 000-090°-2500'; 090-180°-2400'; 180-270°-2800'; 270-360°-2200'.

@Approach from a holding pattern not authorized, procedure turn required.

*Inoperative components table does not apply. With inoperative SALS, visibility 1 mile.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
*S-15	520	¾	328	520	¾	328	520	¾	328	520	1	328
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	640	1	448	660	1	468	660	1½	468	940	2	748
A	Standard.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.					

City, Bangor; State, Maine; Airport name, Bangor International; Elev., 192'; Facility, BGR; Procedure No. VOR Runway 15, Amdt. 2; Eff. date, 25 Dec. 66; Sup. Amdt. No. 1; Dated, 21 Nov. 68

RULES AND REGULATIONS

19249

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

Terminal routes				Minimum altitudes (feet)	Missed approach
From—	To—	Via			
					MAP: CLE VORTAC.
					Climbing left turn to heading 240°, climb to 3000'. Return to CLE VORTAC and hold.
					Supplementary charting information: Hold SW, 1 minute, right turns, 060° Inbnd. Runway 7, TDZ elevation, 794'.

Procedure turn N side of crs, 331° Outbnd, 051° Inbnd, 2400' within 10 miles of CLE VORTAC.

Final approach crs, 051°.

Minimum altitude over 4-mile DME fix, R 231°—1320'.

MSA: 000°—180°—3000'; 180°—270°—2500'; 270°—360°—2100'.

Notes: (1) Radar vectoring. (2) Use Cleveland Hopkins Airport, Ohio, altimeter setting.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	
S-7.....	1320	1	526	1320	1	526	1320	1	526	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C.....	1320	1	526	1320	1	526	1320	1½	526	NA
	DME Minimums:									
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	
S-7.....	1220	1	426	1220	1	426	1220	1	426	NA
A.....	Not authorized.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.			

City, Lorain (Elyria); State, Ohio; Airport name, Lorain County Regional; Elev., 794'; Facility, CLE; Procedure No. VOR Runway 7, Amdt. 1; Eff. date, 25 Dec. 69; Sup. Amdt. No. Orig.; Dated, 20 Nov. 69

Terminal routes				Minimum altitudes (feet)	Missed approach
From—	To—	Via			
					MAP: 6 miles after passing Jeffersonville Int (14.8-mile DME).
LOU VORTAC.....	Jeffersonville Int (14.8-mile DME).....	Direct.....		3000	Climb to 2500' on heading 120° intercept R 060° LOU VORTAC and proceed to Shelby Int and hold or, when directed by ATC climbing left turn to 2500' to heading 040° intercept R 175° ABB VOR and proceed to ABB VOR. Hold NE, 1 minute, right turns, 238° Inbnd. Supplementary charting information: Hold NE, 1 minute, right turns, 240° Inbnd. Runway 14, TDZ elevation, 545'.
Henryville Int.....	Jeffersonville Int (14.8-mile DME) (NOPT).....	Direct.....		2400	

Procedure turn E side of crs, 330° Outbnd, 150° Inbnd, 3000' within 10 miles of Jeffersonville Int (14.8-mile DME).

FAF, Jeffersonville Int (14.8-mile DME).

Final approach crs, 150°. Distance FAF to MAP, 6 miles.

Minimum altitude over Jeffersonville Int (14.8-mile DME), 2400'.

MSA: 000°—090°—2500'; 090°—180°—2100'; 180°—270°—2500'; 270°—360°—3000'.

Note: Radar vectoring.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	
S-M.....	1080	1	535	1080	1	535	1080	1	535	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	
C.....	1080	1	534	1120	1	574	1120	1½	574	NA
A.....	Not authorized.			T 2-eng. or less—300-1.			T over 2-eng.—300-1.			

City, Louisville; State, Ky.; Airport name, Bowman Field; Elev., 545'; Facility, LOU; Procedure No. VOR Runway 14, Amdt. 1; Eff. date, 25 Dec. 69; Sup. Amdt. No. Orig.; Dated, 13 Nov. 69

RULES AND REGULATIONS

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

Terminal routes			Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: 2.1 miles after passing VOR.
Rosebank VHF/DME.....	PUB VORTAC.....	Direct.....	7000	Climbing left turn to 7000' direct PUB
Hanover Int.....	PUB VORTAC.....	Direct.....	7000	VORTAC and hold.*
PU LOM.....	PUB VORTAC.....	Direct.....	7000	Supplementary charting information:
Pinon Int.....	PUB VORTAC.....	Direct.....	7300	*Hold E, 247° Inbnd, right turns, 1 minute.
R 331°, PUB VORTAC CW.....	R 067°, PUB VORTAC.....	13-mile Arc PUB, R 068° lead radial.	7000	Runway 25R, TDZ elevation, 4650'.
R 203°, PUB VORTAC CCW.....	R 067°, PUB VORTAC.....	13-mile Arc PUB, R 076° lead radial.	7000	
13-mile Arc.....	Haynes Creek Fix.....	PUB, R 067°.....	7000	
Ordway Int.....	Haynes Creek Fix.....	300° magnetic and PUB, R 067°, 10.2 miles.	7000	
Haynes Creek Fix.....	PUB VOR (NOPT).....	Direct.....	5500	

Procedure turn N side of crs, 067° Outbnd, 247° Inbnd, 7000' within 10 miles of PUB VORTAC.
FAF, PUB VORTAC. Final approach crs, 247°. Distance FAF to MAP, 2.1 miles.

Minimum altitude over PUB VORTAC, 5500'.

MSA: 000°-180°-7300'; 180°-270°-8500'; 270°-360°-8000'.

NOTE: Final approach from holding pattern not authorized; procedure turn required.

%IFR departure procedures: Climb direct to Pueblo VORTAC, climb in holding pattern, 247° Inbnd, 1 minute, right turns, to minimum crossing altitude for direction of flight; from R 200° CW to R 245° MCA 7200'; R 342° MCA 5300', or comply with published Pueblo SID's.

CAUTION: Tower 6320', 5.5 miles NW of field.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
8-25R.....	5100	¾	444	5100	¾	444	5100	¾	444	5100	1	444
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
O.....	5340	1	615	5340	1	615	5340	1½	615	5360	2	635
A.....	Standard.	T 2-eng. or less—Standard. %						T over 2-eng.—Standard. %				

City, Pueblo; State, Colo.; Airport name, Pueblo Memorial; Elev. 4725'; Facility, PUB; Procedure No. VOR Runway 25R, Amdt. 13; Eff. date, 25 Dec. 69; Sup. Amdt. No. 12; Dated, 29 May 69

Terminal routes			Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: 6.4 miles after passing ATR VORTAC.
Hobbs Int.....	ATR VORTAC.....	Direct.....	1600	Climb to 1600', right turn direct to ATR
SIE VORTAC.....	ATR VORTAC.....	Direct.....	1600	VOR and hold.
				Supplementary charting information:
				Hold N on R 300°, 1 minute, left turns.
				180° inbnd.
				322' tower 153°-4.2 miles.
				103' slio NW edge of airport.

Procedure turn not authorized. One-minute holding pattern N of ATR VORTAC, 189° Inbnd, left turns, 1600' in lieu of procedure turn.

FAF, ATR VORTAC. Final approach crs, 153°. Distance FAF to MAP, 6.4 miles.

Minimum altitude over ATR VORTAC, 1600'; over 5-mile DME Fix, 700'.

MSA: 000°-090°-1700'; 090°-180°-1400'; 180°-270°-1700'; 270°-360°-1600'.

NOTE: Use Salisbury, Md., altimeter setting.

*Night minimums not authorized.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C	D
	MDA	VIS	HAA	MDA	VIS	HAA	VIS	VIS
O*.....	760	1	732	760	1	732	NA	NA
	VOR/DME Minimums:							
	MDA	VIS	HAA	MDA	VIS	HAA		
O*.....	540	1	512	540	1	512	NA	NA
A.....	Not authorized	T 2-eng. or less—Standard.						T over 2-eng.—Standard.

City, Rehoboth Beach; State, Del.; Airport name, Rehoboth Aircrafters; Elev., 28'; Facility, ATR; Procedure No. VOR-1, Amdt. 4; Eff. date, 25 Dec. 69; Sup. Amdt. No. 3; Dated, 28 Aug. 69

7. By amending § 97.25 of Subpart C to amend localizer (LOC) and localizer-type directional aid (LDA) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE LOC

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

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

Terminal routes			Minimum altitudes (feet)	Missed approach MAP: 6 miles after passing Black Forest Int.
From—	To—	Via		
Hilltop DME Fix CCW	Vincent Int.	COS 15-mile DME Arc, R 341 lead radial.	10,000	Climb to 7300' direct to CO LOM and hold;* or, when directed by ATC, climbing left turn to 8000' heading 075° to COS R 140° to Hanover Int. and hold. Supplementary charting information: *Hold 8, 1 minute, right turns, 347° Inbnd. Runway 17, TDZ elevation, 6172'.
Vincent Int.	Academy Int.	Direct	9000	
Academy Int.	Black Forest Int (NOPT)	Direct	8500	
COS VORTAC	Black Forest Int.	Direct	9000	
CO LOM	Black Forest Int.	Via LOC	9000	

Procedure turn E side of crs, 347° Outbnd, 167° Inbnd, 9000' within 10 miles of Black Forest Int. FAF, Black Forest Int. Final approach crs, 167°. Distance FAF to MAP, 6 miles. Minimum altitude over Black Forest Int, 8500'; over Fannin Int, 7180'.
 Notes: (1) ASR/PAR. (2) Dual VOR receivers required for use of Fannin Int.
 *Components inoperative table not applicable to HIRL Runway 17.
 *IFR departure procedures: Westbound 216° through 345°, climb direct to COS VORTAC, then climb between COS VORTAC and Kettle Int to cross COS VORTAC Westbound at or above 14,100', V-81 northbound cross COS VORTAC at or above 9000'. Runways 35 and 12, climb straight ahead to 6500' MSL before turn.
 CAUTION: Exceedingly high terrain beginning 6 miles W of localizer crs.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D			E		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-17#	7180	1½	1008	7180	1½	1008	7180	2	1008	7180	2¼	1008	7180	2¼	1008
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	7180	1½	1008	7180	1½	1008	7180	2	1008	7180	2¼	1008	7180	2¼	1008
LOC/VOR MINIMA:															
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-17#	6760	1	588	6760	1	588	6760	1	588	6760	1½	588	6760	1½	588
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	6760	1	588	6760	1	588	6760	1½	588	6760	2	588	7040	2	868
A	1200-2			T 2-eng. or less—Runway 35, RVR 24; Standard all other runways.½			T over 2-eng.—Runway 35, RVR 24; Standard all other runways.½								

City, Colorado Springs; State, Colo.; Airport name, Peterson Field; Elev., 6172'; Facility, I-COS; Procedure No. LOC (BC) Runway 17, Amdt. 6; Eff. date, 25 Dec. 69; Sup. Amdt. No. 5; Dated, 29 May 69

Terminal routes			Minimum altitudes (feet)	Missed approach MAP: 5.6 miles after passing PCX NDB.
From—	To—	Via		
Bozchank Int.	PCX NDB	Direct	7000	Climb to 7000' direct to PULOM and hold;* or, when directed by ATC, climbing left turn to 7000' direct PUB VORTAC. Supplementary charting information: *Hold W, 075° Inbnd, right turns, 1 minute. Runway 25R, TDZ elevation, 4660'.
Ordway Int.	Helberg Int.	300° magnetic & E crs PUB LOC 5.6 miles.	7000	
Helberg Int.	PCX NDB (NOPT)	Direct	6700	
PUB VORTAC	PCX NDB	Direct	7000	
Hanover Int.	PCX NDB	Direct	7000	
PULOM	PCX NDB	Direct	7000	
PUB VORTAC R 203°/13 CCW	Helberg Int.	13-mile Arc PUB, R 067° lead radial.	7000	
PUB VORTAC R 331°/13 CW	Helberg Int.	13-mile Arc PUB, R 068° lead radial.	7000	
Ploom Int.	PCX NDB	Direct	7300	

Procedure turn N side of crs, 075° Outbnd, 255° Inbnd, 7000' within 10 miles of PCX NDB. FAF, PCX NDB. Final approach crs, 255°. Distance FAF to MAP, 5.6 miles. Minimum altitude over PCX NDB, 6700'.
 MSA: 000°-180°-7300'; 180°-270°-7400'; 270°-360°-7300'.
 CAUTION: Tower 6320', 5.5 miles NW of field.
 *ADF required.
 *IFR departure procedures: Climb direct to Pueblo VORTAC, climb in holding pattern, 247° Inbnd, 1 minute, right turns, to minimum crossing altitude for direction of flight; from R 203° CW to R 245°, MCA 7200'; R 312° MCA 8200', or comply with published Pueblo SID's.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-25R#	5000	¾	404	5000	¾	404	5000	¾	404	5000	1	404
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	5340	1	615	5340	1	615	5340	1½	615	5300	2	635
A	Standard.			T 2-eng. or less—Standard.½			T over 2-eng.—Standard.½					

City, Pueblo; State, Colo.; Airport name, Pueblo Memorial; Elev., 4725'; Facility, I-PUB; Procedure No. LOC (BC) Runway 25R, Amdt. 6; Eff. date, 25 Dec. 69; Sup. Amdt. No. 5; Dated, 29 May 69

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB (ADF)

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

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

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 5.4 miles after passing CAT NDB.
				Right-climbing turn to 2000' direct to CAT NDB and hold. Supplementary charting information: Hold NE, 1 minute, right turns, 240° Inbnd.
Procedure turn N side of crs, 099° Outbnd, 249° Inbnd, 2000' within 5 miles of CAT NDB. FAF, CAT NDB. Final approach crs, 249°. Distance FAF to MAP, 5.4 miles. Minimum altitude over CAT NDB, 1300'. MSA: 000°-099°-2600'; 099°-180°-2000'; 180°-270°-2000'; 270°-360°-2500'. NOTES: (1) Radar vectoring. (2) Use Newark altimeter setting. #Runway lighting on prior request.				

DAY AND NIGHT MINIMUMS

Cond.	A			B		C		D	
	MDA	VIS	HAA	VIS		VIS		VIS	
C#	860	1	580	NA		NA		NA	
A	Not authorized.			T 2-eng. or less—300-1 all runways.		T over 2-eng. Not authorized.			

City, Basking Ridge; State, N.J.; Airport name, Somerset Hills; Elev., 280'; Facility, CAT; Procedure No. NDB (ADF)-1, Amdt. 3; Eff. date, 25 Dec. 69; Sup. Amdt. No. 2; Dated, 27 Mar. 69

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: 3.3 miles after passing CO LOM.
COS VORTAC	CO LOM	COS VOR R 185°	8200	Climbing right turn to 7300' direct to CO LOM and hold;* or, when directed by ATC, climbing right turn to 8000' heading 085° to COS R 140° to Hanover Int and hold. Supplementary charting information: *Hold S, CO LOM, 1 minute, right turns, 347° Inbnd. Runway 35, TDZ elevation, 6070'.
Hanover Int.	CO LOM	Direct	8000	
Pueblo VORTAC	Midway Int.	Direct	7300	
Midway Int.	CO LOM (NOPT)	Direct	7100	

Procedure turn E side of crs, 167° Outbnd, 347° Inbnd, 7300' within 10 miles of CO LOM.

FAF, CO LOM. Final approach crs, 347°. Distance FAF to MAP, 3.3 miles.

Minimum altitude over CO LOM, 7100'.

MSA: 000°-090°-9000'; 090°-180°-7500'; 180°-360°-16,200'.

NOTE: ASR/PAR: Radar required when R-3001 in use.

%IFR departure procedures: Westbound 210° through 345° climb direct to COS VORTAC, then climb between COS VORTAC and Kettle Int to cross COS VORTAC westbound at or above 14,100'. V-81 northbound cross COS VORTAC at or above 9000'. Runways 35 and 12, climb straight ahead to 6300' MSL before turn.

CAUTION: Exceedingly high terrain beginning 6 miles W of N-S runway centerline extended.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D			E		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
8-35	6560	RVR 40	490	6560	RVR 40	490	6560	RVR 40	490	6560	RVR 50	490	6560	RVR 50	490
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	6680	1	508	6680	1	508	6680	1½	508	6700	2	588	7040	2	868
A	Standard.			T 2-eng. or less—Runway 35, RVR 24'; Standard all other runways.%			T over 2-eng.—Runway 35, RVR 24'; Standard all other runways.%								

City, Colorado Springs; State, Colo.; Airport name, Peterson Field; Elev., 6172'; Facility, COS; Procedure No. NDB (ADF) Runway 35, Amdt. 16; Eff. date, 25 Dec. 69; Sup. Amdt. No. 15; Dated, 29 May 69

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

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: FRO NDB.	
Bay Int.	FRO NDB	Direct	2300	Right turn, climb to 2300' on 270° crs, return to FRO NDB and hold. Supplementary charting information: Hold W, 1 minute, right turns, 090° Inbnd. Final approach crs intercepts runway centerline 4320' from threshold. Runway 9, TDZ elevation, 662'.	
Lindsey Int.	FRO NDB	Direct	2300		
Bradner Int.	FRO NDB (NOPT)	Direct	1280		

Procedure turns S side of crs, 270° Outbnd, 090° Inbnd, 2300' within 10 miles of FRO NDB.

Final approach crs, 090°.

MSA: 000°-090°-2000'; 090°-180°-2500'; 180°-270°-2400'; 270°-360°-3100'.

NOTES: (1) Radar vectoring. (2) Use Toledo, Ohio, altimeter setting.

DAY AND NIGHT MINIMUMS

Cond.	A			C			C			D	
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS	
S-4	1280	1	618	1280	1	618	1280	1	618	NA	
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA		
C	1280	1	618	1280	1	618	1340	1½	678	NA	
A	Not authorized.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.				

City, Fremont; State, Ohio; Airport name, Progress Field; Elev., 662'; Facility, FRO; Procedure No. NDB (ADF) Runway 9, Amdt. 1; Eff. date, 25 Dec. 69; Sup. Amdt. No. Orig.; Dated, 6 Nov. 69

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: 6.5 miles after passing PU LOM.	
FUB VORTAC	PU LOM	Direct	7000	Climb to 7000' direct to PCX NDB and hold;* or, when directed by ATC, right-climbing turn to 7000' to PU LOM and hold. Supplementary charting information: *Hold E, 255° Inbnd, right turns, 1 minute Runway 7, TDZ elevation, 468'.	
Finon Int.	PU LOM	Direct	7300		
Hanover Int.	PU LOM	Direct	7300		
PCX NDB	PU LOM	Direct	7000		
Rosebank Int.	PU LOM	Direct	7300		
Stone Int. VHF/DME	PU LOM (NOPT)	Direct	6900		

Procedure turns S side of crs, 255° Outbnd, 075° Inbnd, 7000' within 10 miles of PU LOM.

FAF, PU LOM. Final approach crs, 075°. Distance FAF to MAP, 6.5 miles.

Minimum altitude over PU LOM, 6900'.

MSA: 000°-180°-7400'; 180°-270°-13,300'; 270°-360°-11,100'.

% IFR departure procedures: Climb direct to Pueblo VORTAC, climb in holding pattern, 247° Inbnd, 1 minute, right turns, to minimum crossing altitude for direction of flight; from R 200° CW to R 245° MCA 7200'; R 312° MCA 8200', or comply with published Pueblo SID's.

CAUTION: 6320' tower 5.5 miles NW of airport.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-7L	5480	1	812	5480	1	812	5480	1½	812	5480	1½	812
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	5480	1	755	5480	1½	755	5480	1½	755	5480	2	755
A	1000-2.			T 2-eng. or less—Standard.%			T over 2-eng.—Standard.%					

City, Pueblo; State, Colo.; Airport name, Pueblo Memorial; Elev., 4725'; Facility, PU; Procedure No. NDB (ADF) Runway 7L, Amdt. 6; Eff. date, 25 Dec. 69; Sup. Amdt. No. 5; Dated, 29 May 69

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

Terminal routes				Minimum altitudes (feet)	Missed approach MAP: 5.6 miles after passing PCX NDB.
From—	To—	Via			
PUB VOR	PCX NDB	Direct		7000	Climb to 7000' direct to PU LOM and hold,* or, when directed by ATC, left climbing turn to 7000' direct PCX NDB and hold. Supplementary charting information: *Hold W, 075° inbound, right turns, 1 minute. Runway 25 R, TDZ elevation, 4650'.
PU LOM	PCX NDB	Direct		7000	
Hanover Int.	PCX NDB	Direct		7000	
Rosebank VHF/DME Int.	PCX NDB	Direct		7000	
Pinos Int.	PCX NDB	Direct		7300	
Avondale Int.	PCX NDB (NOPT)	Direct		6700	

Procedure turn N side of crs, 075° Outbound, 255° Inbound, 7000' within 10 miles of PCX NDB.
FAF, PCX NDB. Final approach crs, 255°. Distance FAF to MAP, 5.6 miles.
Minimum altitude over PCX NDB, 6700'.
MSA: 000°-180°-7300'; 180°-270°-7400'; 270°-360°-7500'.
%IFR departure procedures: Climb direct to Pueblo VORTAC, climb in holding pattern, 247° Inbound, 1 minute, right turns, to minimum crossing altitude for direction of flight; from R 200° CW to R 245° MCA 7200'; R 312° MCA 5200', or comply with published Pueblo SID's.
CAUTION: Tower 6320', 5.5 miles NW of airport.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
S-25R	5220	1	564	5220	1	564	5220	1	564	5220	1½	564
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	5340	1	615	5340	1	615	5340	1½	615	5360	2	635
A	Standard.			T 2-eng. or less—Standard.½			T over 2-eng.—Standard.½					

City, Pueblo; State, Colo.; Airport name, Pueblo Memorial; Elev., 4735'; Facility, PCX; Procedure No. NDB (ADF) Runway 25 R, Amdt. 3; Eff. date, 25 Dec. 60; Sup. Amdt. No. 2; Dated, 29 May 69

Terminal routes				Minimum altitudes (feet)	Missed approach MAP: 3.5 miles after passing TE LOM.
From—	To—	Via			
Chatam NDB	TE LOM	Direct		2000	Climb straight ahead to 1000'. Then climbing left turn to 2000' direct to Paterson Int/NDB and hold. Supplementary charting information: Hold NE, 1 minute, right turns, inbound course 211°. 663' tower 1.4 miles N of airport.
Paterson NDB	TE LOM	Direct		1900	
Morristown Int.	TE LOM	Direct		2000	
EW LOM	TE LOM (NOPT)	Direct		1400	

Procedure turn N side of crs, 239° Outbound, 059° Inbound, 1900' within 10 miles of TE LOM.

FAF, TE LOM. Final approach crs, 059°. Distance FAF to MAP, 3.5 miles.

Minimum altitude over TE LOM, 1400'.

MSA: 000°-180°-2000'; 180°-270°-2000'; 270°-360°-2200'.

NOTES: (1) Radar vectoring. (2) Inoperative table does not apply to ALS Runway 6.

CAUTION: Teterboro OM and Newark OM at approximately same geographic location and signals are simultaneously keyed to indicate one OM serving two ILS systems.

% Runways 1, 6, 19, 24. IFR departures must comply with published Teterboro SID's.

IFR departure procedures: Runway 19 requires 290'/mile climb rate to 800'. Runway 24 requires 270'/mile climb rate to 800'.

#Circling minimums 740-1½ authorized for Categories B and C when circling SE Runways 6/24 centerline extended.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS		
S-06	740	1	733	740	1	733	740	1½	733			
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	NA		
C#	740	1	733	1000	1½	993	1000	1½	993			
A	1000-2.			T 2-eng. or less—Runway 1, 700-1; Standard all others.½			T over 2-eng.—Runway 1, 700-1; Standard all others.½					

City, Teterboro; State, N.J.; Airport name, Teterboro; Elev., 7'; Facility, TE LOM; Procedure No. NDB (ADF) Runway 6, Amdt. 8; Eff. date, 25 Dec. 60; Sup. Amdt. No. 7; Dated, 19 Sept. 68

9. By amending § 97.29 of Subpart C to amend instrument landing system (ILS) procedures as follows:

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS

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

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: ILS DH, 6270'; LOC 3.3 miles after passing CO LOM.	
Vincent Int.	Black Forest Int.	LOC crs.	9200	Climb straight ahead to 6000', then climbing right turn to 8000' heading 075° to intercept COS R 140° to Hanover Int and hold*; or, when directed by ATC, climb to 10,000' direct to Black Forest Int and hold. Supplementary charting information: *Hold N, 1 minute, left turn pattern, 171° Inbnd. Runway 35, TDZ elevation, 6070'.	
Black Forest Int.	OM.	LOC crs.	8200		
Hanover Int.	CO LOM.	Direct	8000		
COS VORTAC	CO LOM.	Direct	8200		
COS VORTAC	Glen DME Fix.	Direct	8000		
COS VORTAC	Bean DME Fix.	Direct	8000		
Glen DME Fix CW.	Bean DME Fix.	COS 20-mile Arc.	8000		
Bean DME Fix CW.	Midway DME Fix.	COS 20-mile Arc, R 172° lead radial.	7300		
Pueblo VORTAC	Midway VHF/DME Int.	Direct	7300		
Midway VHF/DME Int.	CO LOM (NOPT)	Direct	7100		

Procedure turn E side of crs, 167° Outbnd, 347° Inbnd, 7300' within 10 miles of CO LOM. FAF, CO LOM. Final approach crs, 347°. Distance FAF to MAP, 3.3 miles. Minimum altitude over Midway Int., 7300'; over CO LOM, 7100'. Minimum glide slope interception altitude, 7100'. Glide slope altitude at OM, 7078'; at MM, 6273'. Distance to runway threshold at OM, 3.3 miles; at MM, 0.6 mile. MSA: 000°-090°-0000'; 090°-180°-7500'; 180°-360°-16,200'. Note: ASR/PAR: Radar required when R-2601 in use. %IFR departure procedures: Westbound 210° through 345°, climb direct to COS VORTAC, then climb between COS VORTAC and Kettle Int to cross COS VORTAC westbound at or above 14,100', V-81 northbound cross COS VORTAC at or above 9000'. Runways 35 and 12, climb straight ahead to 6000' MSL before turn. CAUTION: Exceedingly high terrain beginning 6 miles W of N-S runway centerline extended.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D			E		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
8-35	6270	RVR-24	200	6270	RVR 24	200	6270	RVR 24	200	6270	RVR 24	200	6270	RVR 24	200
LOC:	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
8-35	6320	RVR 24	250	6320	RVR 24	250	6320	RVR 24	250	6320	RVR 40	250	6320	RVR 40	250
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C.	6680	1	508	6680	1	508	6680	1½	508	6700	2	588	7040	2	808
A.	Standard.			T 2-eng. or less—Runway 35, RVR 24'; Standard all other runways.%			T over 2-eng.—Runway 25, RVR 24'; Standard all other runways.%								

City, Colorado Springs; State, Colo.; Airport name, Peterson Field; Elev., 6172'; Facility, I-COS; Procedure No. ILS Runway 35, Amdt. 22; Eff. date, 25 Dec. 60; Sup. Amdt. No. 21; Dated, 29 May 60

Terminal routes				Missed approach	
From—	To—	Via	Minimum altitudes (feet)	MAP: ILS DH, 4868'; LOC 6.5 miles after passing PU LOM.	
Stone Int.	PU LOM (NOPT)	130° magnetic & W crs PUB LOC 9.4 miles.	6900	Climb to 7000' on the back crs of PUB ILS to PCX NDB and hold*; or, when directed by ATC, continue straight ahead to 5000' then right-climbing turn to 7000' direct PU LOM and hold. Supplementary charting information: *Hold E, 255° Inbnd, right turns, 1 minute. Runway 7L, TDZ elevation, 4608'.	
PUB VORTAC	PU LOM	Direct	7000		
Rosebank Int.	PU LOM	Direct	7300		
Hanover Int.	PU LOM	Direct	7300		
Pinon Int.	PU LOM	Direct	7300		
PCX NDB	PU LOM	Direct	7000		
Vick Int.	PU LOM	Direct	7000		
R 008°, PUB VORTAC CCW	PU LOM	Direct	7000		
R 133°, PUB VORTAC CW	PU LOM	16-mile DME Arc.	7300		
Swallows Fix	Swallows Fix	17-mile DME Arc PUB, R 247° lead radial.	7000		
	PU LOM (NOPT)	Direct	6900		

Procedure turn S side of crs, 255° Outbnd, 075° Inbnd, 7000' within 10 miles of PU LOM. FAF, PU LOM. Final approach crs, 075°. Distance FAF to MAP, 6.5 miles. Minimum altitude over PU LOM, 6900'. Minimum glide slope interception altitude, 6900'. Glide slope altitude at OM, 6834'; at MM, 4920'. Distance to runway threshold at OM, 6.5 miles; at MM, 0.6 mile. MSA: 000°-180°-7400'; 180°-270°-13,300'; 270°-360°-11,100'. %IFR departure procedures: Climb direct to Pueblo VORTAC, climb in holding pattern, 247° Inbnd, 1 minute, right turns, to minimum crossing altitude for direction of flight; from R 260° CW to R 245° MCA 7300'; R 312° MCA 5300', or comply with published Pueblo SID's. CAUTION: 6320' tower 5.5 miles NW of airport.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
8-7L	4868	½	200	4868	½	200	4868	½	200	4868	½	200
LOC:	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
8-7L	5260	½	592	5260	½	592	5260	½	592	5260	¾	592
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C.	5340	1	615	5340	1	615	5340	1½	615	5360	2	635
A.	Standard.			T 2-eng. or less—Standard.%			T over 2-eng.—Standard.%					

City, Pueblo; State, Colo.; Airport name, Pueblo Memorial; Elev., 4728'; Facility, I-PUB; Procedure No. ILS Runway 7L, Amdt. 9; Eff. date, 25 Dec. 60; Sup. Amdt. No. 8; Dated, 17 July 60

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE ILS—Continued

Terminal routes				Missed approach
From—	To—	Via	Minimum altitudes (feet)	MAP: ILS DH, 415'; LOC, 3.5 miles after passing TE LOM.
Paterson NDB.....	TE LOM.....	Direct.....	1900	Climb straight ahead to 1000'. Then climbing left turn to 2000', proceeding via HVO R 155° to Paterson Int/NDB and hold. Supplementary charting information: Hold NE of Paterson Int on IGN R 211° 1 minute, right turn, 211° Inbnd. 600' tower 1.4 miles N of airport.
Chatham NDB.....	Roselle Park Int.....	Direct.....	1900	
Amboy Int.....	Roselle Park Int.....	Direct.....	1900	
Solberg VORTAC.....	Roselle Park Int.....	Direct.....	1900	
Roselle Park Int.....	TE LOM (NOPT).....	Direct.....	1400	

Procedure turn N side of crs, 230° Outbnd, 650° Inbnd, 1900' within 10 miles of TE LOM.

FAF, TE LOM. Final approach crs, 050°. Distance FAF to MAP, 3.5 miles.

Minimum altitude over Roselle Park Int, 1900'; over TE LOM, 1340'.

Minimum glide slope interception altitude, 1400'. Glide slope altitude at OM, 1340'; at MM, 238'.

Distance to runway threshold at OM, 4 miles; at MM, 0.5 mile.

MSA: 000°-180°-2000'; 180°-270°-2000'; 270°-360°-2000'.

NOTES: (1) Radar vectoring. (2) Sliding scale not authorized. (3) Back crs unusable. (4) Inoperative table does not apply to HIRL or ALS Runway 6.

* Runways 1, 6, 19, 24, IFR departures must comply with published Teterboro SID's.

IFR departure procedures: Runway 19 requires 200'/mile climb rate to 800'. Runway 24 requires 270'/mile climb rate to 890'.

*H ALS inoperative, increase visibility ¼ mile.

#Circling minimums 740-1¼ authorized for Categories B and C when circling SE Runways 6/24 centerline extended.

CAUTION: Teterboro OM and Newark OM at approximately the same geographic location and signals are simultaneously keyed to indicate one OM serving two ILS systems.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	
S-6.....	415	¾	409	415	¾	409	415	¾	409	NA
LOC:	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	VIS
S-6.....	480	¾	474	480	¾	474	480	¾	474	NA
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	VIS
C#.....	740	1	733	1000	1¼	993	1000	1¼	993	NA
A.....	1000-2.			T 2-eng. or less—Runway 1, 700-1; Standard all others. % T over 2-eng.—Runway 1, 700-1; Standard all others. %						

City, Teterboro; State, N.J.; Airport name, Teterboro; Elev., 7'; Facility, I-TEB; Procedure No. ILS Runway 6, Amdt. 17; Eff. date, 25 Dec. 69; Sup. Amdt. No. 16; Dated, 19 Sept. 68

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE RADAR

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

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

Radar terminal area maneuvering sectors and altitudes (sectors and distances measured from radar antenna)												Notes
From—	To—	Distance	Altitude	Distance	Altitude	Distance	Altitude	Distance	Altitude	Distance	Altitude	

As established by COS ASR minimum altitude vectoring chart.

Descend aircraft to MDA after FAF.
PAR Runway 35 FAF 3.3 miles from threshold.
ASR Runway 35 FAF 3.3 miles from threshold.
ASR Runway 30 FAF 5 miles from threshold.
CAUTION: Exceedingly high terrain beginning 6 miles W of N-S runway centerline extended.
#RVR 24 authorized for Runway 35.
% IFR departure procedures: Westbound 210° through 345° climb direct to COS VORTAC, then climb between COS VORTAC and Kettle Int to cross COS VORTAC Westbound at or above 14,100'. V-81 Northbound cross COS VORTAC at or above 9,000'. Runways 35 and 12, climb straight ahead to 6,500 MSL before turn.

Lost communications: Climb to 9500' direct COS VORTAC, hold N, 1 minute, left turns, 181° Inbnd. Monitor COS VOR voice.
Missed approach:
ASR Runway 35 and PAR Runway 35—Climb straight ahead to 6600', then climbing right turn to 8000' heading 075° to intercept COS R 140° to Hanover Int and hold*; or, when directed by ATC, climb to 10,500' direct to Black Forest Int and hold.
ASR Runway 30—Climbing right turn to 8000' on 075° heading to intercept COS R 140° to Hanover Int and hold*; or, when directed by ATC, climbing right turn to 10,000' to intercept LOC (BC) direct to Black Forest Int and hold.
Supplementary charting information: Runway 35, TDZ elevation, 6070'. Runway 35, final approach crs, 347°. Runway 30, TDZ elevation, 6150'. Runway 30 final approach crs, 301°.
*Hold N, Hanover Int, 1 minute, left turns, 171° Inbnd.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D			E		
	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT	DH	VIS	HAT
PAR: S-30.....	6270	RVR 24	300	6270	RVR 24	300	6270	RVR 24	300	6270	RVR 24	300	6270	RVR 24	300
	Without Glide Slope:														
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT
PAR: S-30.....	6330	RVR 24	250	6320	RVR 24	250	6320	RVR 24	250	6320	RVR 40	250	6330	RVR 40	250
ASR: S-30.....	6500	RVR 24	430	6500	RVR 24	430	6500	RVR 24	430	6500	RVR 50	430	6500	RVR 50	430
ASR: S-30.....	6520	1	370	6520	1	370	6520	1	370	6520	1	370	6520	1	370
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C.....	6680	1	508	6680	1	508	6680	1½	508	6760	2	588	7040	2	868
A.....	Standard.			T 2-eng. or less—Standard.%#			T over 2-eng.—Standard.%#								

City, Colorado Springs; State, Colo.; Airport name, Peterson Field; Elev., 6172'; Facility, COS Radar; Procedure No. Radar-1, Amdt. 8; Eff. date, 25 Dec. 69; Sup. Amdt. No. 7; Dated, 29 May 69

These procedures shall become effective on the dates specified therein.
(Secs. 307(c), 313(a), 601, Federal Aviation Act of 1958, 49 U.S.C. 1348 (c), 1354(a), 1421; 72 Stat. 749, 752, 775)
Issued in Washington, D.C., on November 18, 1969.

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

[F.R. Doc. 69-14015; Filed, Dec. 4, 1969; 8:45 a.m.]

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Part 213 is revised to read as follows:

Subpart A—General Provisions

- Sec.
213.101 Definitions.
213.102 Identification of positions in Schedule A, B, or C.

Subpart B—[Reserved]

Subpart C—Excepted Schedules

SCHEDULE A

- 213.3101 Positions other than those of a confidential or policy-determining character for which it is not practicable to examine.
213.3102 Entire executive civil service.
213.3103 Executive Office of the President.
213.3104 Department of State.
213.3105 Treasury Department.
213.3106 Department of Defense.
213.3107 Department of the Army.
213.3108 Department of the Navy.
213.3109 Department of the Air Force.
213.3110 Department of Justice.
213.3111 Post Office Department.
213.3112 Department of the Interior.
213.3113 Department of Agriculture.
213.3114 Department of Commerce.
213.3115 Department of Labor.
213.3116 Department of Health, Education, and Welfare.
213.3121 National Security Council.
213.3123 Interagency Committee on Mexican American Affairs.
213.3124 Board of Governors, Federal Reserve System.
213.3126 Office of Emergency Preparedness.
213.3127 Veterans Administration.
213.3128 U.S. Information Agency.
213.3129 Federal Power Commission.
213.3130 Securities and Exchange Commission.
213.3132 Small Business Administration.
213.3133 Federal Deposit Insurance Corporation.
213.3135 National Capital Housing Authority.
213.3136 U.S. Soldiers' Home.
213.3137 General Services Administration.
213.3138 Federal Communications Commission.
213.3139 U.S. Tariff Commission.
213.3141 National Labor Relations Board.
213.3142 Export-Import Bank of the United States.
213.3143 Farm Credit Administration.
213.3146 Selective Service System.
213.3147 Federal Mediation and Conciliation Service.
213.3148 National Aeronautics and Space Administration.
213.3149 Panama Canal Company, New Orleans.
213.3152 St. Lawrence Seaway Development Corporation.
213.3153 District of Columbia Government.
213.3154 Federal Home Loan Bank Board.
213.3156 Commission on Civil Rights.
213.3157 Federal Aviation Agency.
213.3158 Franklin Delano Roosevelt Memorial Commission.
213.3161 James Madison Memorial Commission.
213.3162 National Aeronautics and Space Council.
213.3165 President's Advisory Committee on Labor-Management Policy.

- Sec.
213.3166 United States-Mexico Commission for Border Development and Friendship.
213.3170 Civil Service Commission.
213.3178 Atlantic-Pacific Inter-oceanic Canal Study Commission.
213.3182 National Foundation on the Arts and the Humanities.
213.3184 Department of Housing and Urban Development.
213.3187 District of Columbia Redevelopment Land Agency.
213.3190 Commission on Marine Science, Engineering, and Resources.
213.3194 Department of Transportation.
213.3195 President's Temporary Commission on Pennsylvania Avenue.
213.3199 Temporary boards and commissions.

SCHEDULE B

- 213.3201 Positions other than those of a confidential or policy-determining character for which it is not practicable to hold a competitive examination.
213.3202 Entire executive civil service.
213.3204 Department of State.
213.3205 Treasury Department.
213.3206 Department of Defense.
213.3209 Department of the Air Force.
213.3210 Department of Justice.
213.3212 Department of the Interior.
213.3214 Department of Commerce.
213.3215 Department of Labor.
213.3216 Department of Health, Education, and Welfare.
213.3228 United States Information Agency.
213.3229 Federal Power Commission.
213.3242 Export-Import Bank of the United States.
213.3246 Selective Service System.
213.3253 District of Columbia Government.
213.3268 Agency for International Development.
213.3273 Office of Economic Opportunity.
213.3278 Appalachian Regional Commission.

SCHEDULE C

- 213.3301 Positions of a confidential or policy-determining character.
213.3301a Special revocation of exceptions.
213.3303 Executive Office of the President.
213.3304 Department of State.
213.3305 Treasury Department.
213.3306 Department of Defense.
213.3307 Department of the Army.
213.3308 Department of the Navy.
213.3309 Department of the Air Force.
213.3310 Department of Justice.
213.3311 Post Office Department.
213.3312 Department of the Interior.
213.3313 Department of Agriculture.
213.3314 Department of Commerce.
213.3315 Department of Labor.
213.3316 Department of Health, Education, and Welfare.
213.3322 Interstate Commerce Commission.
213.3325 The Tax Court of the United States.
213.3326 Office of Emergency Preparedness.
213.3327 Veterans Administration.
213.3328 U.S. Information Agency.
213.3329 Federal Power Commission.
213.3330 Securities and Exchange Commission.
213.3331 National Mediation Board.
213.3332 Small Business Administration.
213.3333 Federal Deposit Insurance Corporation.
213.3337 General Services Administration.
213.3339 U.S. Tariff Commission.
213.3340 Civil Aeronautics Board.
213.3341 National Labor Relations Board.
213.3342 Export-Import Bank of the United States.

- Sec.
213.3343 Farm Credit Administration.
213.3345 Indian Claims Commission.
213.3348 National Aeronautics and Space Administration.
213.3350 Foreign Claims Settlement Commission of the United States.
213.3351 Subversive Activities Control Board.
213.3354 Federal Home Loan Bank Board.
213.3355 The Renegotiation Board.
213.3356 Commission on Civil Rights.
213.3364 U.S. Arms Control and Disarmament Agency.
213.3367 Federal Maritime Commission.
213.3368 Agency for International Development.
213.3371 President's Committee on Consumer Interest.
213.3372 Administrative Office of the U.S. Courts.
213.3373 Office of Economic Opportunity.
213.3374 Smithsonian Institution.
213.3376 Appalachian Regional Commission.
213.3377 Equal Employment Opportunity Commission.
213.3384 Department of Housing and Urban Development.
213.3385 President's Council on Youth Opportunity.
213.3386 Regional Commissions, Public Works and Economic Development Act of 1965.
213.3394 Department of Transportation.

AUTHORITY: The provisions of this Part 213 issued under 5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR, 1954-1958 Comp.

Subpart A—General Provisions

§ 213.101 Definitions.

In this chapter:

(a) Excepted service has the meaning given that term by section 2103 of title 5, United States Code, and includes all positions in the executive branch of the Federal Government which are specifically excepted from the competitive service by or pursuant to statute, by the President, or by the Commission under § 6.1 or § 9.20 of the civil service rules (Subchapter A of this chapter).

(b) "Excepted position" means a position in the excepted service.

§ 213.102 Identification of positions in Schedule A, B, or C.

The Commission shall decide whether the duties of any particular position are such that it may be filled as an excepted position under Schedule A, B, or C.

Subpart B—[Reserved]

Subpart C—Excepted Schedules

SCHEDULE A

§ 213.3101 Positions other than those of a confidential or policy-determining character for which it is not practicable to examine.

(a) The positions enumerated in §§ 213.3102 to 213.3199 are positions other than those of a confidential or policy-determining character for which it is not practicable to examine and which are excepted from the competitive service and constitute Schedule A.

(b) An agency (including a military department) may not appoint the son or daughter of a civilian employee of that agency, or the son or daughter of a member of its uniformed service, to a position listed in Schedule A for summer

or student employment within the United States. This prohibition does not apply to the appointment of persons (1) who are eligible for placement assistance under the Commission's Displaced Employee (DE) Program, (2) who are employed to meet urgent needs resulting from an emergency posing an immediate threat to life or property, or (3) who are members of families which are eligible to receive financial assistance under a public welfare program or the total income of which in relation to family size does not exceed limits established by the Commission and published in the Federal Personnel Manual.

(c) An agency may appoint for summer employment within the United States in positions listed in Schedule A only in accordance with the terms of the Commission's summer employment program. This restriction does not apply to positions that are excepted only when filled by particular types of individuals.

(d) In this section "summer employment" means any employment beginning after May 12 which will end before October 1 of the same year. "Student employment" means the employment of persons who are enrolled or who have been accepted for enrollment, on a substantially full-time basis, as resident students of a secondary school or of an institution of higher learning; a resident student, for this purpose, is a student in actual physical attendance at a school as distinguished from a correspondence student.

§ 213.3102 Entire executive civil service.

(a) Positions of Chaplain and Chaplain's Assistant.

(b) Cooks, except at fixed locations such as hospitals, quarantine stations, and penal institutions.

(c) Positions to which appointments are made by the President without confirmation by the Senate.

(d) Attorneys.

(e) Law clerk trainee positions. Appointments under this paragraph shall be confined to graduates of recognized law schools or persons having equivalent experience and shall be for periods not to exceed 14 months pending admission to the bar. No person shall be given more than one appointment under this paragraph. However, an appointment which was initially made for less than 14 months may be extended for not to exceed 14 months in total duration.

(f) Chinese, Japanese, and Hindu interpreters.

(g) Any position the duties of which are part-time or intermittent in which the appointee will receive compensation during his service year that aggregates not more than 40 percent of the annual salary rate for the first step of GS-3. This limitation on compensation includes any premium pay such as for overtime, night, Sunday, or holiday work. It does not, however, include any mandatory within-grade salary increases to which the employee becomes entitled subsequent to appointment under this authority. Appointments under this authority shall not be for job employment. In the

metropolitan area of Washington, D.C., appointments under this authority shall be subject to the prior approval of the Commission.

(h) Subject to prior approval by the Commission, positions in Federal mental institutions when filled by persons who have been patients of such institutions and been discharged and are certified by the medical head thereof as recovered sufficiently to be regularly employed but it is believed desirable and in the interest of the persons and the institution that they be employed at the institution.

(i) Subject to prior approval of the Commission, positions requiring temporary, part-time, or intermittent employment in wage board type occupations (i.e., position excluded from Classification Act coverage by section 202(7) of the Act) on construction or repair work, where the activity is carried on in localities where examination coverage for the positions has not been provided and where because of employment conditions there is a shortage of available candidates for the positions. Appointments under this paragraph shall not extend beyond 1 year, and the employment thereunder shall not exceed 180 working days a year. Seasonal employments of a recurring nature are not authorized under this paragraph.

(j) [Reserved]

(k) Positions without compensation provided appointments thereto meet the requirements of applicable laws relating to compensation.

(l) Positions requiring the temporary or intermittent employment of professional, scientific, or technical experts for consultation purposes.

(m) Nonsupervisory positions of custodial laborer (levels 1, 2, and 3) and general laborer (levels 2 and 3) in field establishments outside central office and regional office cities of the Commission where examination coverage has not been provided for the positions, as follows:

(1) For temporary, intermittent, or seasonal employment (exclusive of positions covered by paragraph (i) of this section) not to exceed 180 working days a year in the Departments of Agriculture, Commerce, and Interior, in the Federal Aviation Agency, and in the International Boundary and Water Commission; or

(2) When it is specifically held by the Commission that this authority is applicable, for employment in localities that are isolated with respect to labor supply and where there is a shortage of available candidates for the positions.

(n) Any local physician, surgeon, or dentist employed under contract or on a part-time or fee basis when, in the opinion of the Commission, appointment through competitive examination is impracticable.

(o) Positions of a scientific, professional or analytical nature when filled by bona fide members of the faculty of an accredited college or university who have special qualifications for the positions to which appointed. Employments under this provision shall not exceed 130 working days a year.

(p) Positions of a scientific, professional, or analytical nature when filled by bona fide graduate students at accredited colleges or universities provided that the work performed for the agency is to be used by the student as a basis for completing certain academic requirements toward a graduate degree. Employments under this provision may be continued only so long as the foregoing conditions are met, and the total period of such employment shall not exceed one year in any individual case: *Provided*, That such employment may, with the approval of the Commission, be extended for not to exceed an additional year.

(q) Temporary or intermittent positions at GS-7 and below when the appointees are to assist scientific, professional, or technical employees. Persons employed under this provision shall be (1) bona fide students at high schools or accredited colleges or universities pursuing courses related to the field in which employed; or (2) bona fide high school science and mathematics teachers. No person shall be employed under this provision (i) in a position of a routine clerical type; or (ii) in excess of 1,040 working hours a year; except that the 1,040-working-hours-a-year limitation shall not apply to persons employed under this provision in positions at GS-5 and below which are established in connection with an organized work-study program involving alternating periods of work experience and related study at an accredited college or university in a cooperative curriculum in which the work experience is a prerequisite to the award of a degree. Appointments under this authority may be made only to positions for which qualification standards established under part 302 of this chapter are consistent with the education and experience standards established for comparable positions in the competitive service.

(r) All positions of a project nature when filled by individuals the salaries for whom are paid out of funds allocated by the President under authority of Public Law 87-658, approved September 14, 1962, the Public Works Acceleration Act. Employment under this authority shall be for a temporary period not to exceed one year.

(s) [Reserved]

(t) Positions when filled by mentally retarded persons in accordance with written agreements executed between an agency and the Commission. Provisions to be included in such agreements are specified in the Federal Personnel Manual.

(u) Subject to prior approval of the Commission, positions when filled by severely handicapped persons who, under temporary appointment, have demonstrated their ability to perform the duties satisfactorily.

(v) Temporary Summer Aid positions whose duties involve work of a routine nature not regularly covered under the General Schedule and requiring no specific knowledges or skills, when filled by

youths appointed for summer employment under such economic or educational needs standards as the Commission may prescribe. A person may not be appointed unless he has reached his 16th but not his 22d birthday, or employed for more than 700 hours under this paragraph. This paragraph shall apply only to positions whose pay is fixed at the equivalent of the minimum wage rate established by the Fair Labor Standards Amendments of 1966 (currently \$1.60 an hour), at the equivalent of an applicable State or municipal minimum wage rate if that is higher, or by prior agreement with the Commission, at some other rate, when an agency is precluded by law from fixing pay at one of the foregoing rates.

(w) Part-time or intermittent positions the duties of which involve work of a routine nature when filled by students appointed in furtherance of the President's Youth Opportunity Stay-In-School Campaign and when the following conditions are met: (1) Appointees are enrolled in or accepted for enrollment in a resident secondary school or institution of higher learning, accredited by a recognized accrediting body; (2) employment does not exceed 16 hours in any calendar week (40 hours in any calendar week which falls within a vacation period); (3) while employed, appointees continue to maintain an acceptable school standing, although they need not attend school during the summer; (4) appointees need the earnings from the employment to continue in school; and (5) salaries are fixed by the agency head at a level commensurate with the duties assigned and the expected level of performance. Appointments under this authority may not extend beyond 1 year: Provided, That such appointments may be extended for additional periods of not to exceed 1 year each if the conditions for initial appointment are still met. A person may not be appointed under this authority unless he has reached his 16th but not his 22d birthday. No new appointments may be made under this authority between May 1 and August 31, inclusive.

(x) Subject to prior approval of the Commission, positions for which a local recruiting shortage exists when filled by inmates of Federal and District of Columbia penal and correctional institutions under work release programs authorized by the Prisoner Rehabilitation Act of 1965 and the District of Columbia Work Release Act. Initial appointments under this authority may not exceed one year. An initial appointment may be extended for one or more periods not to exceed one additional year each with the prior approval of the Commission upon a finding that the inmate is still in a work release status and that a local recruiting shortage still exists. No person may serve under this authority longer than one year beyond the date he is released from custody.

(y) Positions at grade GS-2 and below for summer employment, as defined in § 213.3101(d), of assistants to scientific, professional, and technical employees, when filled by finalists in national science contests under hiring programs approved by the Commission.

(z) Not to exceed 30 positions of assistants to top-level Federal officials when filled by persons designated by the President as White House Fellows.

(aa) Scientific and professional research associate positions at GS-12 and above when filled on a temporary basis by persons having a doctoral degree in an appropriate field of study for research activities of mutual interest to appointees and their agencies. Appointments are limited to persons referred by the National Research Council under its post-doctoral research associate program and may be made initially for 1 year only. An agency may extend an appointment made under this authority for up to one additional year when the program committee at the laboratory concerned determines that extension will benefit both the associate and the laboratory.

(bb) Subject to prior approval of the Commission, positions when filled by aliens in the absence of qualified citizens.

§ 213.3103 Executive Office of the President.

(a) *Office of Science and Technology.* (1) All professional positions on the Staff of the Office.

(b) *National Council on Marine Resources and Engineering Development.* (1) All positions on the Council staff.

§ 213.3104 Department of State.

(a) *Office of the Secretary.* (1) Six physical science administration officers at GS-14 and above in International Scientific and Technological Affairs.

(2) Six positions of Member of the Executive Secretariat.

(3) Chief, Reports and Operations Staff, Executive Secretariat.

(4) Four Assistants to the Executive Secretary, Executive Secretariat.

(5) Executive Officer, Executive Secretariat.

(6) Chief, Correspondence Review Staff, Executive Secretariat.

(b) *Bureau of Intelligence and Research.* (1) Not to exceed 35 professional and technical positions.

(2) Two professional positions in the Division of Intelligence Acquisition and Distribution.

(c) *International Boundary and Water Commission, United States and Mexico.* (1) Gage readers employed part time or intermittently at isolated localities when, in the opinion of the Commission, appointment through competitive examination is impracticable.

(2) and (3) [Reserved]

(4) Until June 30, 1970, two Realty Specialists, GS-6 and 9, and one Administrative Assistant, GS-7.

(d) *International Boundary Commission, United States and Canada.* (1) Temporary and intermittent field employees such as instrumentmen, foremen, recorders, packers, cooks, and axemen, for not to exceed 130 working days or 6 months within any 1 calendar year.

(e) *Office of the Assistant Secretary for Public Affairs.* (1) Chief, Public Studies Division.

(2) Chief, Public Services Division.

(3) Chief, Historical Division.

(4) One Special Assistant to the Chief, News Division.

(5) One Special Assistant to the Deputy Assistant Secretary (Domestic Affairs).

(f) *Bureau of International Organization Affairs.* (1) One Special Assistant to the Assistant Secretary.

§ 213.3105 Treasury Department.

(a) [Reserved]

(b) *Bureau of Customs.* (1) Positions in foreign countries designated as "interpreter-translator" and "special employees," when filled by appointment of persons who are not citizens of the United States; and positions in foreign countries of messenger and janitor.

(2) [Reserved]

(3) Positions of part-time, intermittent, or temporary Customs Inspectors and Port Directors in Alaska paid at a rate not above GS-9 and for not more than 130 working days in a service year.

(4) Positions of day "pickup" laborers whose assignments are to intermittent duties of short duration that must be performed without delay in field establishments where hiring of "pickup" laborers is authorized by the Bureau of Customs headquarters. Persons appointed under this authority may not be employed in this kind of work in the Bureau of Customs for more than 180 working days a year under this authority or under a combination of this authority and any other authority for excepted appointment that may be appropriate. This authority is not appropriate for job employment.

(5) Positions at GS-9 and below of Customs Enforcement Officer, Customs Inspector, Customs Marine Clerk/Officer, Customs Aid (sampling), Customs Warehouse Officer, Port Director, Interpreter, and Laborer, with duties of a continuing nature that require the part-time or intermittent service of an employee for not more than 700 hours in his service year. An individual appointed under this exception may not be employed in the Bureau of Customs under a combination of this and any other exception for more than 700 hours in his service year.

(6) Twenty-five positions of Criminal Investigator for special assignments.

(7) [Reserved]

(8) Staff assistant positions established to aid in the reorganization of the Bureau of Customs under Reorganization Plan No. 1 of 1965, when filled by persons with 1 year or more of current service as a Presidential appointee in a key position in the Bureau. No person may be employed under this paragraph in excess of 3 years.

(c) *Coast Guard.* (1) Lamplighters.

(2) Professors, associate professors, assistant professors, instructors, one principal librarian, one cadet hostess, and one psychologist (counseling) at the Coast Guard Academy, New London, Conn.

(d) [Reserved]

(e) *Internal Revenue Service.* (1) Fifty positions of investigator for special assignments.

(f) *Office of the Assistant Secretary for International Affairs.* (1) Not to exceed 10 positions in the Research and Planning Office at the equivalent of GS-13 through GS-17 to supplement the

permanent staff in the study of complex problems relating to international financial and economic policies and programs of the Government, when filled by individuals with special qualifications for the particular study being undertaken. Employment under this authority may not exceed 4 years.

§ 213.3106 Department of Defense.

(a) *Office of the Secretary.* (1) Five Special Advisers in the immediate office of the Secretary or Deputy Secretary with responsibility for studies and recommendations in broad program areas. These positions have advisory rather than operating duties, except as operating or administrative responsibility may be exercised in connection with pilot studies.

(2) Positions assigned exclusively to Communications Intelligence Activities.

(3) Positions assigned to or in support of special classified training activities.

(4) Three Staff Assistants.

(5) Director, Intelligence Resources and Programs, OASD (Administration)

(b) *Entire Department (including the Office of the Secretary of Defense and the Departments of the Army, Navy, and Air Force).* (1) Professional positions in Military Dependent School Systems overseas.

(2) Positions in attache systems overseas, including all professional and scientific positions in the Naval Research Branch Office in London.

(3) Positions of clerk-translator, translator, and interpreter overseas.

(4) Positions of Educational Specialist the incumbents of which will serve as Director of Religious Education on the Staffs of the Chaplains in the military services.

(5) Positions under the program for utilization of alien scientists approved under pertinent directives administered by the Director of Defense Research and Engineering of the Department of Defense when occupied by alien scientists initially employed under the program including those who have acquired United States citizenship during such employment.

(c) *Interdepartmental Activities.* (1) Positions in support of National Security Programs and Space Council Activities.

(d) *General.* (1) Positions the duties of which are of a quasi-military nature and involve the security of secret or confidential matter when, in the opinion of the Commission, appointment through competitive examination is impracticable.

§ 213.3107 Department of the Army.

(a) *General.* (1) Positions the duties of which are of a quasi-military nature and involve the security of secret or confidential matter when, in the opinion of the Commission, appointment through competitive examination is impracticable.

(2) Unskilled laborers and munitions handlers engaged in handling Ordnance materiel, including ammunition, where temporary or intermittent employment is necessary.

(3) Student occupational therapist positions in Army hospitals. Appointments to these positions will not extend beyond the training period applicable to each individual case, which is a minimum of 3 months' training and a maximum of 12 months' training, depending upon the individual's previous clinical training.

(4) [Reserved]

(5) Positions assigned exclusively to Army Communications Intelligence Activities.

(6) Trainee student medical technologist (intern) positions at the Rodriguez Army Hospital, Fort Brooke, Puerto Rico. Appointments to these positions will not extend beyond the training period applicable to each individual case, depending upon the individual's previous clinical training. Employment under this provision may not exceed 1 year in any individual case: *Provided*, That such employment may, with the approval of the Commission, be extended for not to exceed an additional year. This authority shall be applied only to positions whose compensation is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(b) *Transportation Corps.* (1) Longshoremen and stevedores employed at ports of embarkation in the United States; and all positions on vessels operated by the Transportation Corps.

(c) *Corps of Engineers.* (1) Land appraisers employed on a temporary basis for a period not to exceed 1 year on special projects where knowledge of local values or conditions or other specialized qualifications not possessed by appraisers regularly employed by the Corps of Engineers are required for successful results.

(2) Nonsupervisory positions of custodial laborer (levels 1, 2, and 3) and general laborer (levels 2 and 3) on survey, construction, short-term maintenance, or floating-plant operations, where because of turnover, lack of housing facilities, mobility of work site, or remoteness of personnel servicing facilities, an adequate labor force can be recruited only by immediate gate hiring on a local basis. This authority can be used only when the Commission has determined that it is specifically applicable to a given situation; ordinarily, it will not be used for employment in Civil Service central office, regional, and branch office cities or in cities where there is a local Board of U.S. Civil Service Examiners to service the employing establishment.

(3) Positions of Academic Director, Department Head, and Instructor at the U.S. Military Academy Preparatory School, Fort Belvoir, Va.

(d) *U.S. Military Academy, West Point, N.Y.* (1) Civilian professors, instructors, teachers (except teachers at the Children's School), hostesses, chapel organist and choirmaster, librarian when filled by an officer of the Regular Army retired from active service, and military secretary to the Superintendent when filled by a Military Academy graduate retired as a regular commissioned officer for disability

(e) *National War College, Washington, D.C.* (1) Civilian directors of studies for employment of not to exceed 1 year: *Provided*, That such employment may, with the prior approval of the Commission, be extended for not to exceed 1 additional year.

(f) *Joint Brazil-United States Defense Commission.* (1) One position of clerk-stenographer-translator or civilian aide requiring a knowledge of English, Portuguese, and Spanish.

(g) *Defense Language Institute.* (1) Language instructor positions and professional positions at the West Coast Branch whose duties require supervising the language instructors or developing and evaluating instructional material and methods directly related to the teaching of foreign languages.

(2) Typists of foreign language material at the West Coast Branch whose duties require them to make corrections in grammar and spelling of the material typed.

(3) Professors, instructors, and teachers at the East Coast Branch.

(4) Foreign language instructor positions at local Army language training facilities established pursuant to the Defense Language Program.

(h) *Army War College, Carlisle Barracks, Pa.* (1) One position of Educational Specialist for employment of not to exceed 1 year: *Provided*, That such employment may, with the prior approval of the Commission, be extended for not to exceed 1 additional year.

§ 213.3108 Department of the Navy.

(a) *General.* (1) Intelligence and Counter Intelligence positions assigned exclusively to Naval Intelligence Activities and positions assigned to Naval Security Group Activities/Functions.

(2) [Reserved]

(3) Positions of teachers in indigenous schools at Chichl Jima, Bonin-Volcano Islands.

(4) Not to exceed 50 positions of Resident-in-Training at U.S. Naval hospitals which have residency training programs, when filled by residents assigned as affiliates for part of their training from non-Federal hospitals. Assignments to these positions shall be on a temporary (full-time or part-time) or intermittent basis, shall not amount to more than 6 months for any person, and shall be only to positions excepted from the Classification Act under the provisions of Public Law 80-330.

(5) One Staff Assistant to the Naval Aide to the President.

(6) [Reserved]

(7) Positions of Student Social Worker for temporary, part-time, or intermittent employment in Navy hospitals when filled by bona fide students enrolled in academic institutions: *Provided*, That the work performed in the agency is to be used by the student as a basis for completing certain academic requirements required by such educational institution to qualify for a graduate degree in social work. This authority shall be applied only to positions the compensation of which is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(8) Positions of Student Practical Nurse for temporary, part-time, or intermittent employment in Naval Hospitals and Station Hospitals, when filled by trainees enrolled in a non-Federal institution in an approved program of educational and clinical training which meets the requirements for licensing as a practical nurse. This authority shall be applied only to positions the compensation of which is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(9) One Personnel Security Specialist, Naval Personnel Program Support Activity, Bureau of Naval Personnel.

(10) Positions of Medical Technology Intern in Naval and station hospitals when filled by students enrolled in approved programs of training in non-Federal institutions. Employment under this authority may be on a full-time, part-time or intermittent basis but may not exceed 1 year. This authority shall be applied only to positions the compensation of which is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(11) Positions of Medical Intern at U.S. Naval Hospitals when filled by persons who are serving medical internships at participating non-Federal hospitals and whose compensation is fixed under 5 U.S.C. 5351-5356. Employment under this authority may not exceed 1 year.

(12) Positions of Student Speech Pathologist at U.S. Naval Hospitals when filled by persons who are enrolled in participating non-Federal institutions and whose compensation is fixed under 5 U.S.C. 5351-5356. Employment under this authority may not exceed 1 year.

(13) Positions of Student Dental Assistant in Naval dental departments when filled by students who are enrolled in an approved dental assistant program in a participating non-Federal institution, and whose compensation is fixed under 5 U.S.C. 5351 and 5352. Employment under this authority may not exceed one year.

(b) *U.S. Naval Academy.* (1) Professors, instructors, and teachers in the U.S. Naval Academy, the U.S. Naval Postgraduate School, and the Naval War College; and the librarian, organist-choirmaster, registrar, the Dean of Admissions at the U.S. Naval Academy, and social counselors.

(c) *U.S. Naval Home.* (1) Positions of Orderly when filled by the appointment of beneficiaries of the Home.

(d) *Military Sea Transportation Service.* (1) All positions on vessels operated by the Military Sea Transportation Service.

(e) [Reserved]

(f) *U.S. Naval Radiological Defense Laboratory, San Francisco, Calif.* (1) Scientific and professional research positions at GS-12 and above when filled on a temporary basis by persons having a doctoral degree or its equivalent in natural science and related fields of study, for research activities of mutual interest to the appointee and the Laboratory. Total employment under this provision may not exceed six positions at

any one time. Employment under this provision may not exceed 1 year in any individual case: *Provided*, That such employment may, with the approval of the Commission, be extended for not to exceed 1 additional year.

§ 213.3109 Department of the Air Force.

(a) *Office of the Secretary.* (1) Three Special Assistants in the Office of the Secretary of the Air Force. These positions have advisory rather than operating duties except as operating or administrative responsibilities may be exercised in connection with the pilot studies.

(b) *General.* (1) Positions on the cable ship operated by the Air Force Communication Service.

(c) [Reserved]

(d) *U.S. Air Force Academy, Colorado.* (1) Positions of Cadet Hostesses, Instructors in Physical Education, and two Instructors in Music (Choirmasters).

§ 213.3110 Department of Justice.

(a) *General.* (1) Deputy U.S. Marshals employed on an hourly basis for intermittent service.

(2) Positions of temporary deputy marshals in lieu of bailiff in the U.S. courts when employed on an intermittent basis.

(3) U.S. Marshal in the Virgin Islands.

(4) [Reserved]

(5) Thirty positions of Field Representative, GS-9 through GS-14, in the Community Relations Service for temporary or intermittent employment for not to exceed 130 working days a year.

(6) Not to exceed 20 positions of Field Representative Trainee, GS-5-7, in the Community Relations Service, for employment on college campuses for not to exceed 130 working days a year. Employment under this authority is limited to 1 year: *Provided*, That an appointment may be extended for one additional year with the prior approval of the Commission.

(b) *Immigration and Naturalization Service.* (1) Information Officer.

(2) Four positions of Regional Commissioner.

(c) *Bureau of Narcotics and Dangerous Drugs.* (1) 104 special agent positions for undercover work.

§ 213.3111 Post Office Department.

(a) *General.* (1) [Reserved]

(2) Substitute Rural Carriers employed:

(i) During the incumbency of a Rural Carrier to serve the Carrier's route when he is absent on leave or for military duty, or

(ii) To serve pending the filling of a Rural Carrier vacancy, provided that the Post Office Department shall obtain prior approval of the Commission for employment of any substitute in a Rural Carrier vacancy in excess of 90 days.

(3)-(6) [Reserved]

(7) Clerks employed on a part-time basis in third-class post offices in Alaska.

(8) Fourth-class postmaster positions in Alaska.

(9) Positions (other than Postmaster) in Samoa, The Trust Territory, Canton Island, and Wake Island.

(10) [Reserved]

(11) Temporary employment of Christmas assistants in the postal field service for not more than 28 calendar days in December.

(12) For employment of 11 deaf mutes on an experimental basis with prior approval of the Commission.

(13) Not to exceed 200 positions in salary level PFS-3 and below in the San Francisco Post Office when filled for not to exceed 12 months by enrollees in the Concentrated Employment Program who are selected for participation in an experimental work-training program for the severely disadvantaged. Use of this authority is subject to a training plan approved by the Civil Service Commission. It is also subject to a showing on the basis of periodic evaluations by the Department and the Commission that the program is achieving the work and training objectives for which it was established.

§ 213.3112 Department of the Interior.

(a) *General.* (1) Temporary, intermittent, or seasonal positions in the field service of the Department of the Interior, when filled by the appointment of persons who are certified as maintaining a permanent and exclusive residence within, or contiguous to, a field activity or district, and as being dependent for livelihood primarily upon employment available within the field activity of the Department.

(2) All positions on Government-owned ships or vessels operated by the Department of the Interior.

(3) Temporary or seasonal caretakers at temporarily closed camps or improved areas to maintain grounds, buildings, or other structures and prevent damage or theft of Government property. Such appointments shall not extend beyond 130 working days a year without the prior approval of the Commission.

(4) Temporary, intermittent, or seasonal field assistants at GS-5, or its equivalent, and below in such areas as forestry, range management, soils, engineering, fishery and wildlife management, and with surveying parties. Employment under this authority shall not exceed 180 working days a year for positions at GS-4 and below in survey parties in the Bureau of Land Management and Geological Survey and shall not exceed 130 working days a year for other positions authorized under this subparagraph. This authority shall not apply to positions of field assistants engaged in fishery management work in Alaska.

(5) Temporary positions established in the field service of the Department for emergency forest and range fire prevention or suppression and blister rust control for not to exceed 180 working days a year.

(6) Persons employed in field positions, the work of which is financed jointly by the Department of the Interior and cooperating persons or organizations outside the Federal service.

(7) All positions in the Bureau of Indian Affairs and other positions in the Department of the Interior directly and primarily related to the providing of

services to Indians when filled by the appointment of Indians who are one-fourth or more Indian blood.

(8) Subject to prior approval of the Commission, temporary, intermittent, or seasonal positions at GS-7 or below in Alaska, as follows: Positions in nonprofessional mining activities, such as those of drillers, miners, caterpillar operators; and samplers; and positions of field assistants engaged in fishery management work. Employment under this authority shall not exceed 180 working days a year and shall be appropriate only when the activity is carried on in a remote or isolated area, there is no Board of U.S. Civil Service Examiners to service the employing establishment, and there is a shortage of available candidates for the positions.

(9) Subject to prior approval of the Commission, temporary, part-time, or intermittent employment of mechanics, skilled laborers, equipment operators and tradesmen on construction, repair, or maintenance work for not to exceed 180 working days a year in Alaska, when the activity is carried on in a remote or isolated area, there is no Board of U.S. Civil Service Examiners to service the employing establishment, and there is a shortage of available candidates for the positions.

(10) Seasonal airplane pilots and airplane mechanics in Alaska, not to exceed 180 working days a year.

(b) *Bureau of Indian Affairs.* (1) Housekeeper positions at a gross salary not in excess of the entrance rate of grade GS-4 or its equivalent when, because of isolation or lack of quarters, appointment through competitive examination is, in the opinion of the Commission, impracticable.

(2) Subject to prior approval of the Commission, assistants in Alaska native schools (not including teachers and instructors) at a salary rate not in excess of that of GS-4 or its equivalent where the schools are in isolated or remote areas or lack suitable quarters.

(c) *Indian Arts and Crafts Board.*

(1) The Executive Director.

(d) *Bonneville Power Administration.*

(1) Five Area Managers.

(e) *Office of Territories.* (1) The Clerk of the High Court of American Samoa.

(2) and (3) [Reserved]

(4) Special Assistants to the Governor of American Samoa who perform specialized administrative, professional, technical, and scientific duties as members of his immediate staff.

(f) *National Park Service.* (1) Park Ranger positions (general, naturalist, historian, and archeologist) at salaries equivalent to GS-5 or GS-4, and not to exceed 200 such positions at salaries equivalent to grade GS-7 or GS-6 in which the duties are supervisory or are limited to a highly specialized part of the duties performed by career protective or interpretive personnel of the National Park Service. Employment under this subparagraph is limited to persons who meet the qualifications standards for each salary level which have been agreed upon by the Commission and the Department. These standards include as a

minimum the following number of previous seasons' experience in the National Park Service as a park ranger at a salary equivalent to the next lower grade:

- (i) For IGS-7, 2 seasons at IGS-6 level;
- (ii) For IGS-6, 2 seasons at IGS-5 level;
- (iii) For IGS-5, 1 season at IGS-4 level.

Employment under this subparagraph shall be only for duty that is temporary, intermittent, or seasonal, and no person shall be employed by the National Park Service under this subparagraph or a combination of this and any other excepting authorities in excess of 180 working days a year.

(g) *Bureau of Reclamation.* (1) Appraisers and examiners employed on a temporary, intermittent, or part-time basis on special valuation or prospective-entrymen-review projects where knowledge of local values or conditions or other specialized qualifications not possessed by regular Bureau employees are required for successful results. Employment under this provision shall not exceed 130 working days a year in any individual case: *Provided*, That such employment may, with prior approval of the Commission, be extended for not to exceed an additional 50 working days in any single year.

(h) *The Alaska Railroad.* (1) Reserved.

(2) The General Manager.

(3) The Assistant General Manager.

§ 213.3113 Department of Agriculture.

(a) *General.* (1) Agents employed in field positions the work of which is financed jointly by the Department and cooperating persons, organizations, or governmental agencies outside the Federal service. This authority is not applicable to positions in the Agricultural Research Service or positions in the Statistical Reporting Service. This authority is not applicable to the following positions in the Consumer and Marketing Service: Agricultural commodity grader (grain) and (meat), agricultural commodity aid (grain), and poultry and tobacco inspection positions.

(2) Any local veterinarian employed on a fee basis or a part-time basis.

(3) Not to exceed 25 professional, scientific, or technical positions in grade GS-7 or higher to be filled on an exchange basis by qualified employees on the rolls of State governments, colleges, or universities, for a limited period not to exceed 1 year.

(4) Local Agents, except veterinarians, employed temporarily outside Washington, in demonstrating in their respective localities the necessity of eradicating contagious or infectious animal diseases.

(5) Temporary, intermittent, or seasonal employment in the field service of the Department in positions at and below GS-7 and WG-10 in the following types of positions: field assistants for subprofessional services; caretakers at temporarily closed camps or improved areas; field enumerators and supervisors; forest workers engaged primarily for fire prevention or suppression activities and other forest workers employed at headquarters other than forest supervisor and

regional offices; State performance assistants in the Agricultural Stabilization and Conservation Service; collectors of the Farmers Home Administration; agricultural commodity aids (cotton) in the Consumer and Marketing Service; agricultural helpers, helper-leaders, and workers in the Agricultural Research Service; and, subject to prior Commission approval granted in the calendar year in which the appointment is to be made, other clerical, trades, crafts, and manual labor positions. Total employment under this subparagraph may not exceed 180 working days in a service year: *Provided*: That an employee may work as many as 220 working days in a service year when employment beyond 180 days is required to cope with extended fire seasons or sudden emergencies, such as fire, flood, storm, or other unforeseen situations involving potential loss of life or property. This paragraph does not cover trades, crafts, and manual labor positions covered by paragraphs (1) and (m) of § 213.3102.

(6) Not to exceed eight positions whose incumbents serve on an intermittent or temporary basis as field representatives of the Department of Agriculture and in this capacity represent the Department's Disaster Committee in conducting surveys and appraisals of conditions in areas whose status as "major disaster" areas under Public Law 81-875, is under consideration. Employment under this authority shall not exceed 130 working days a year.

(7) [Reserved]

(8) Not to exceed 10 positions directly concerned with programs of the Department for employment of Cuban refugees possessing college-level training appropriate for such positions. No new appointments may be made under this authority after December 31, 1968.

(9) Not to exceed 20 positions of Program Assistant GS-13-15 when filled by persons whose current service in agricultural programs of the Department at the State level has provided specialized knowledge and experience needed by the Department for the more efficient administration of its programs. No new appointments may be made under this authority after December 31, 1969.

(b) *Office of the Secretary.* (1) Special Livestock Loans Committeemen employed for not more than 180 working days a year, to approve and direct the servicing of emergency livestock loans.

(2) The positions of the two members and two alternate members of the Board of Forest Appeals which must be filled under Departmental regulation by persons who have not been Federal employees for 2 years before appointment. Employment under this exception shall be on a when-actually-employed basis.

(c) *Forest Service.* (1) Temporary, intermittent, or seasonal positions when filled by the appointment of persons who are certified as maintaining a permanent and exclusive residence within, or contiguous to, a national forest and as being dependent for livelihood primarily upon employment available within the national forest.

(2) Positions in Alaska of Laborers, Boat Operators, Mechanics, Equipment Operators, and Carpenters whose duties require the operation of boats in coastal waters and/or the establishment and maintenance of work camps in remote areas.

(d) *Agricultural Stabilization and Conservation Service.* (1) Six Area Directors above GS-14.

(2) Members of State Committees.

(3) State Executive Directors.

(4) Farmer fieldmen and farmer fieldwomen to interpret and explain and supervise farm programs.

(e) *Farmers Home Administration.* (1) State committeemen to consider, recommend, and advise with respect to the Farmers Home Administration program.

(2) County committeemen to consider, recommend, and advise with respect to the Farmers Home Administration program.

(3) Temporary positions whose principal duties involve the making and servicing of emergency loans pursuant to Public Law 87-128. Appointment under this provision shall not exceed 1 year unless extended with the prior approval of the Commission for additional periods of not to exceed 1 year each.

(4) State Directors and not to exceed three positions of State Director-at-Large.

(5) Temporary positions in State and county offices of the Farmers Home Administration whose principal duties involve the making and servicing of loans pursuant to the Economic Opportunity Act of 1964. Appointments under this provision shall not exceed 1 year unless extended with prior Commission approval for not to exceed 1 additional year.

(f) *Consumer and Marketing Service.* (1) Positions of cotton classers GS-9 and below, clerks GS-2, supervisory clerks GS-3, and laborers, employed on a seasonal basis in cotton-classing offices outside the Washington, D.C., Metropolitan Area. Employment under this authority (or under a combination of this authority and any other excepting authority) shall not exceed 1,280 hours a year in the case of cotton classers and laborers, and 1,040 hours a year in the case of clerks; except that a GS-5 cotton classer may be employed as a trainee during his first appointment for an initial period of 6 months for training purposes without regard to the above time limitation.

(2) Positions of poultry inspector (veterinarian at GS-11 and below, and nonveterinarian at appropriate grades below GS-11) for employment on a temporary, intermittent, or seasonal basis, not to exceed 1,280 hours a year.

(3) Milk Market Administrators.

(4) All positions on the staffs of Milk Market Administrators.

(g) *Agricultural Research Service.* (1) Field employees on programs conducted under the terms of cooperative agreements or memorandums of understanding with States or other non-Federal cooperating organizations, provided the employees are jointly selected and their salary is supplied by the coopera-

tors on the basis of not less than a 40-percent contribution by each of the co-operators.

(2) Temporary field positions concerned with the control, suppression, and eradication of emergency livestock diseases. Persons appointed under this authority may not be employed in these positions in the Agricultural Research Service for longer than 1 year under this authority, or under a combination of this and any other authorities for excepted appointment that may be appropriate, without prior approval of the Commission. This authority shall be appropriate only in situations declared by the Secretary of Agriculture to be emergencies threatening the livestock industry of the country.

(h) *Foreign Agricultural Service.* (1) Agricultural Attaché positions at grade GS-16 and above where the duties require that the major portion of the employee's time be spent in foreign countries.

(i) *International Agricultural Development Service.* (1) Positions of Technical Leader at Grade GS-12 and above employed in the training of foreign nationals on a temporary basis for not to exceed 130 working days a year.

§ 213.3114 Department of Commerce.

(a) *General.* (1) Agents to take and transmit meteorological observations in connection with aviation who are employed on a part-time basis and whose compensation is based on a fee for each observation performed rather than on an hourly or per annum basis: *Provided*, That the number of observations shall not exceed a daily average of 12 during any calendar month.

(2) Employment of individuals, firms, or corporations for not to exceed 1 year for special statistical studies and statistical compilations, other than Personal Census Records Service, the compensation for which is derived from funds deposited with the United States under the Act of May 27, 1935 (49 Stat. 292): *Provided*, That such employments may, with the approval of the Commission, be extended for not to exceed an additional year.

(3) Not to exceed 50 scientific and technical positions whose duties are performed primarily in the Antarctic. Incumbents of these positions may be stationed in continental United States for periods of orientation, training, analysis of data, and report writing.

(b) *Office of the Secretary.* (1) The positions of Security Control Officer, Deputy Security Control Officer, and Chief, Personnel Security Division.

(2) One Civil Aviation Specialist.

(3) One Adviser on Equal Employment Opportunity.

(c) *Coast and Geodetic Survey.* (1) All civilian positions on vessels operated by the Coast and Geodetic Survey.

(2) Temporary positions required in connection with the surveying operations of the field service of the Coast and Geodetic Survey. Appointment to such positions shall not exceed 8 months in any 1 calendar year.

(d) *Bureau of the Census.* (1) Supervisors, assistant supervisors, supervisors' clerks, and enumerators in the field service for temporary, part-time, or intermittent employment, for not to exceed 1 year: *Provided*, That such appointments may be extended for additional periods of not to exceed 1 year each; but that prior Commission approval is required for extension of full-time employment for longer than 1 year.

(e) [Reserved]

(f) *Bureau of Public Roads.* (1) Temporary, intermittent, or seasonal employment in the field service of the Bureau of Public Roads at grades not higher than GS-5 for subprofessional engineering aide work on highway surveys and construction projects, for not to exceed 180 working days a year, whenever in the opinion of the Commission appointment through competitive examination is impracticable.

(g) *Business and Defense Services Administration.* (1) Not to exceed 30 positions, at grades GS-13 and higher, to be filled by appointment of persons, qualified as industrial specialists, who possess specialized knowledge and experience in the field of industrial production, industrial operations and related problems, applicable to one or more of the current segments of industry served by the Business and Defense Services Administration. Appointments under this authority may be made for a period not to exceed 2 years, and may, with prior approval of the Commission, be extended for an additional period of 2 years.

(h) *Maritime Administration.* (1) Public Information Officer.

(2)-(4) [Reserved]

(5) The positions of Chief Investigator and Security Officer and Deputy Chief Investigator and Security Officer.

(6) All positions on Government-owned vessels or those bareboats chartered to the Government and operated by or for the Maritime Administration.

(7) [Reserved]

(8) One Special Assistant to the Administrator (Tanker Adviser).

(9) Two Special Assistants to the Deputy Administrator.

(10) U.S. Merchant Marine Academy, positions of: Professors, instructors, and teachers; including heads of the Department of Physical Training and Athletics, Ships Medicine, Ship Management, History and Languages, Mathematics and Science, Nautical Science and Engineering; the Regimental Officer; the Drill and Activities Officers; the Board and Activities Officer; the First, Second, and Third Battalion Officers; and three Night Battalion Officers.

(11) U.S. Merchant Marine Academy, positions of: The Superintendent, the Executive Officer and Assistant Superintendent; Dean; Registrar and Educational Services Officer; Educational Specialist (Administration) (Assistant Dean); Alumni Records Officer and Placement Director; Librarian; the Special Assistant to the Superintendent; and three Academy Training Representatives.

(i) Office of the Assistant Secretary for Domestic and International Business.

(1) Ten positions at GS-13 and above in specialized fields relating to international trade or commerce in the Bureau of International Commerce or in other units under the jurisdiction of the Assistant Secretary for Domestic and International Business. Incumbents shall be assigned to advisory rather than to operating duties, except as operating and administrative responsibility may be required for the conduct of pilot studies or special projects. Employment under this authority will not exceed 2 years for any individual appointee.

(2) Not to exceed 40 positions of Managers and Deputy Managers of International Trade Fairs and Exhibit Programs in foreign countries when the duties require a considerable portion of the employee's time to be spent in foreign countries.

(j) Environmental Science Services Administration. (1) Subject to prior approval of the Commission, which shall be contingent upon a showing of inadequate housing facilities, meteorological aid positions at the following stations in Alaska: Barrow, Bethel, Kotzebue, McGrath, Northway, and St. Paul Island.

(2) Cook positions on Swan Island.

§ 213.3115 Department of Labor.

(a) Office of the Secretary. (1) Chairman and two Members, Employees' Compensation Appeals Board.

(b) Bureau of Labor Statistics. (1) Part-time and intermittent employment for field survey and enumeration work in the Bureau of Labor Statistics. This authority is applicable to positions where the salary is equivalent to GS-5 and below. Employment within the Bureau of Labor Statistics under this authority, or a combination of this authority and any other authorities for excepted appointment, shall not exceed:

(i) 180 working days a year for positions at GS-5;

(ii) 130 working days a year for positions at GS-4 and below.

The total number of appointments at GS-5 shall not exceed 75. Appointments at the GS-3 and GS-4 grade levels are not limited in number.

(c) Office of Federal Contract Compliance. (1) All positions at GS-15 and below involving performance of the functions of the program known as "Plans for Progress."

§ 213.3116 Department of Health, Education, and Welfare.

(a) National Center for Mental Health Services, Training and Research. (1) Three Medical Officers (Surgical Resident).

(2) Student Medical Interns for temporary or part-time employment.

(3) Temporary positions of graduate nurses appointed as students for the purpose of receiving 12 weeks of training equivalent to psychiatric affiliation. This authority shall be applied only to positions whose compensation is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(4) Three positions of Medical Officers (Radiology Resident): *Provided*, That employment under this authority shall not exceed 1 year, except that selected residents may be nominated and reappointed for an additional year of training when the parent hospital determines that the supplemental training will meet the specialized needs of the individual resident.

(5) Eight positions of psychodrama trainees, including interns and first- and second-year residents. This authority shall be applied only to positions with compensation fixed under 5 U.S.C. 5351 and 5352.

(6) Two Medical Officers (Anatomical Pathology Resident) for not to exceed 2 years' employment in the case of any one individual.

(7) Three Medical Officers (Internal Medicine Resident) for not to exceed 3 months' employment in the case of any one individual.

(8) Four positions of Medical Officer (Physical Medicine and Rehabilitation Resident): *Provided*, That employment under this authority shall not exceed 1 year, except that selected residents may be nominated and reappointed for an additional year of training when the parent hospital determines that the supplemental training will meet the specialized needs of the individual resident. Initial appointments may be made at any level within the 3-year residency as approved by the American Medical Association.

(9) Not to exceed 22 positions of Chaplain Residents: *Provided*, That employment under this authority shall not exceed 39 months for any individual. This authority shall be applied only to positions whose compensation is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(10) One position of Medical Officer (Ophthalmology Resident) when filled by persons whose compensation is fixed under 5 U.S.C. 5351-5356. Employment under this authority may not exceed 4 months.

(b) Public Health Service. (1) Special escorts to accompany patients of the Public Health Service in accordance with existing laws and regulations. Employment under this subparagraph shall be only for the period of time necessary for the escort to deliver the patient to his destination and to return.

(2) Positions at Government sanatoria when filled by patients during treatment or convalescence.

(3) All positions in leprosy investigation stations.

(4) Positions concerned with problems in preventive medicine financed or participated in by the Department of Health, Education, and Welfare and a cooperating State, county, municipality, incorporated organization, or an individual in which at least one-half of the expense is contributed by the cooperating agency either in salaries, quarters, materials, equipment, or other necessary elements in the carrying on of the work.

(5) Medical and dental interns, externs, and residents; and student nurses.

(6) Positions of scientific, professional, or technical nature when filled by bona fide students enrolled in academic institutions: *Provided*, That the work performed in the agency is to be used by the student as a basis for completing certain academic requirements required by an educational institution to qualify for a scientific, professional, or technical field: *And provided further*, That appropriate exclusions of the positions under the authority of Public Law 80-330 have been approved by the Civil Service Commission.

(7) Student Dieticians and Resident Physicians at Freedman's Hospital.

(8) Positions directly and primarily related to the providing of services to Indians when filled by the appointment of Indians who are one-fourth or more Indian blood.

(9) Not to exceed 30 positions of clerical assistants employed on a part-time and intermittent basis to aid cooperating clinicians in non-Federal tuberculosis sanatoria in the keeping of records and the preparation of reports in connection with research studies into the effectiveness of antimicrobial agents in the treatment of tuberculosis. Persons appointed under this authority may not be employed in this kind of work in the Public Health Service for more than 180 working days in a single year under this authority or under a combination of this and any other authority for excepted appointment that may be appropriate.

(c) Office of Education. (1) Positions concerned with problems in education financed and participated in by the Office of Education, Department of Health, Education, and Welfare, and a cooperating State educational agency, or university or college, in which there is joint responsibility for selection and supervision of employees, and at least one-half of the expense is contributed by the cooperating agency in salaries, quarters, materials, equipment, or other necessary elements in the carrying on of the work.

(d) Social Security Administration. (1) One position of claims examiner or social insurance representative in a district office of the Bureau of Old-Age and Survivors Insurance in the State of Arizona when filled by the appointment of a person of one-fourth or more Indian blood.

(2) Two positions of social insurance representative in the district offices of the Social Security Administration in the State of New Mexico when filled by the appointment of persons of one-fourth or more Indian blood.

(e) General. (1) Not to exceed 40 positions in medical and related occupations for employment under the Cuban refugee program. No new appointments may be made after December 31, 1968.

(f) The President's Council on Physical Fitness. (1) Three staff assistants. The President's Council on Physical Fitness.

(g) Social and Rehabilitation Administration. (1) Not to exceed 195 positions directly concerned with programs conducted by the Department in connection with the problems of Cuban refugees: *Provided*, That new appointments shall be limited to Cuban refugees.

§ 213.3121 National Security Council.

(a) All positions on the staff of the Council.

§ 213.3123 Interagency Committee on Mexican American Affairs.

(a) All positions on the committee staff.

§ 213.3124 Board of Governors, Federal Reserve System.

(a) All positions.

§ 213.3126 Office of Emergency Preparedness.

(a) One Field Representative, Resource Readiness Office.

§ 213.3127 Veterans Administration.

(a) *Construction Division.* (1) Temporary construction workers paid from "purchase and hire" funds and appointed for not to exceed the duration of a construction project.

§ 213.3128 U.S. Information Agency.

(a) Two Liaison Officers (Congressional) in the Office of the General Counsel.

(b) One Chief of Religious Information.

§ 213.3129 Federal Power Commission.

(a) Three special assistants to the Commission.

§ 213.3130 Securities and Exchange Commission.

(a) Director, Division of Corporation Finance; Director, Division of Corporate Regulation; Director, Division of Trading and Markets.

(b) Nine positions of Regional Administrator.

§ 213.3132 Small Business Administration.

(a) When the President under 42 U.S.C. 1855-1855g, or the Secretary of Agriculture under 7 U.S.C. 1961, declares an area to be a disaster area, positions filled by temporary appointment of employees to make and administer disaster loans in that area under the Small Business Act, as amended, for the duration of the disaster. Original appointments may not exceed 6 months, and no employee appointed under this exception may work in any one disaster area for more than 6 months without prior approval of the Commission.

(b) Until December 31, 1970, positions of receivers or trustees who serve on an intermittent basis in receivership actions affecting Small Business Investment Companies.

(c) Position of Community Economic-Industrial Planner, GS-7-12, when filled by local residents who represent the interest of the groups to be served by the Minority Entrepreneurship Teams of which they are members.

§ 213.3133 Federal Deposit Insurance Corporation.

(a) All field positions concerned with the work of liquidating the assets of closed banks or the liquidation of loans to banks, and all temporary field posi-

tions the work of which is concerned with paying the depositors of closed insured banks.

(b) One position of Chief Clerk in the San Juan, P.R., office.

§ 213.3135 National Capital Housing Authority.

(a) Executive Director.

§ 213.3136 U.S. Soldiers' Home.

(a) All positions.

§ 213.3137 General Services Administration.

(a) *General.* (1) Custodians, guards, watchmen, laborers, and other employees engaged in the custody, care, and preservation of plants, warehouses, shipyards, airfields, and surplus facilities of a similar nature pending disposition of such facilities.

§ 213.3138 Federal Communications Commission.

(a) The Chief of each of the following Bureaus: Broadcast, Common Carrier, and Safety and Special Radio Services.

§ 213.3139 U.S. Tariff Commission.

(a) The Secretary of the Commission.

§ 213.3141 National Labor Relations Board.

(a) Election Clerks and Election Examiners for temporary, part-time, or intermittent employment in connection with elections under the Labor Management Relations Act.

§ 213.3142 Export-Import Bank of the United States.

(a) Three Special Assistants to the Board of Directors, grade GS-14 and above, with responsibility for carrying out special overseas assignments for the Board.

§ 213.3143 Farm Credit Administration.

(a) Federal Land Bank Association receivers and conservators.

(b) Not to exceed seven positions in the Credit Services of the Farm Credit Administration in grades GS-13 or above, requiring technical or administrative experience in the field of agricultural credit: *Provided*, That this authority may be used only when making appointments of persons who have acquired such experience in the Farm Credit Administration or in one or more of the institutions supervised by the Farm Credit Administration.

§ 213.3146 Selective Service System.

(a) State Directors.

(b) Deputy or Assistant State Directors and State Medical Officers in State Headquarters.

(c) Until June 30, 1971, Executive Secretary, National Advisory Committee on the Selection of Physicians, Dentists, and Allied Specialists.

(d) Executive Secretary, National Selective Service Appeal Board.

§ 213.3147 Federal Mediation and Conciliation Service.

(a) Executive Secretary of a Board of Inquiry appointed under section 206 of

the Labor-Management Relations Act of 1947 (29 U.S.C. 176).

§ 213.3148 National Aeronautics and Space Administration.

(a) One hundred fifty alien scientists having special qualifications in the fields of aeronautical and space research where such employment is deemed by the Administrator of the National Aeronautics and Space Administration to be necessary in the public interest.

(b) Forty scientific specialists to be engaged on special research projects.

(c) [Reserved]

(d) Ten medical officer positions for employment of third year medical residents in the field of aerospace medicine. An individual may not be employed more than one year under this exception.

§ 213.3149 Panama Canal Company, New Orleans.

(a) All positions on vessels operated by the Panama Canal Company.

§ 213.3152 St. Lawrence Seaway Development Corporation.

(a) One Assistant Manager, Seaway International Bridge.

§ 213.3153 District of Columbia Government.

(a) Positions of noneducational employees of the Board of Higher Education, the Board of Vocational Education, the Federal City College, and the Washington Technical Institute.

§ 213.3154 Federal Home Loan Bank Board.

(a) One Secretary, Federal Home Loan Bank Board.

(b) [Reserved]

(c) All temporary field positions in the Federal Savings and Loan Insurance Corporation concerned with the work of liquidating the assets of closed insured institutions, or the liquidation of loans or the handling of contributions to insured institutions and the purchase of assets therefrom, and all temporary field positions of the Federal Savings and Loan Insurance Corporation the work of which is concerned with paying the depositors of closed insured institutions.

§ 213.3156 Commission on Civil Rights.

(a) Until January 31, 1973, 15 positions at grade GS-11 and above of employees who collect, study, and appraise civil rights information and use that information to carry out the national clearinghouse responsibilities of the Commission under Public Law 88-352, as amended.

§ 213.3157 Federal Aviation Agency.

(a) Caretakers and light attendants employed on emergency fields and other air navigation facilities, who are paid on a fee basis.

(b) Medical Officer positions on Canton and Wake Islands.

(c) Laborer positions on Swan Island.

§ 213.3158 Franklin Delano Roosevelt Memorial Commission.

(a) All positions on the staff of the Commission.

§ 213.3161 James Madison Memorial Commission.

(a) One Executive Secretary.

§ 213.3162 National Aeronautics and Space Council.

(a) All positions.

§ 213.3165 President's Advisory Committee on Labor-Management Policy.

(a) One Assistant Executive Director.

§ 213.3166 United States-Mexico Commission for Border Development and Friendship.

(a) Positions at GS-15 and below on the staff of the U.S. Section of the Commission.

§ 213.3170 Civil Service Commission.

(a) Persons employed on a WAE basis to serve as members of the International Organizations Employees Loyalty Board for the purpose of holding hearings overseas.

§ 213.3173 Atlantic-Pacific Interoceanic Canal Study Commission.

(a) All positions on the Commission staff.

§ 213.3182 National Foundation on the Arts and the Humanities.

(a) *National Endowment for the Arts.*

(1) [Reserved]

(2) Until June 30, 1970, Director of State and Local Operations when filled at grade GS-15 or below.

(3) Until June 30, 1970, seven Program Directors.

(4) [Reserved]

(5) Until June 30, 1970, Director of Planning and Analysis when filled at grade GS-15 or below.

(6)-(10) [Reserved]

(11) Until June 30, 1970, four Project Evaluators.

(b) *National Endowment for the Humanities.* (1) and (2) [Reserved]

(3) Until June 30, 1970, Director of Planning and Analysis when filled at grade GS-15 or below.

(4) Until June 30, 1970, Director, Division of Fellowships and Stipends.

(5) Until June 30, 1970, Director, Division of Research and Publications.

(6) Until June 30, 1970, Special Assistant to the Chairman.

(7) Until June 30, 1970, Program Officer, Division of Education.

(8) Until June 30, 1970, Program Officer, Division of Fellowships and Stipends.

(9) Until June 30, 1970, Program Officer, Division of Research and Publications.

(10) Until June 30, 1970, Assistant to the Director of Planning and Analysis.

(11) Until June 30, 1970, Director, Division of Education.

(12) Until June 30, 1970, Program Officer, Division of Public Programs.

§ 213.3184 Department of Housing and Urban Development.

(a) *Office of the Secretary.* (1) Director, Inspection Division.

(b) [Reserved]

(c) *Interdepartmental Programs.* (1) Four Program Assistants.

§ 213.3187 District of Columbia Redevelopment Land Agency.

(a) *Neighborhood Aide* (Urban Renewal) positions when filled by residents of the urban renewal project area in which the Aides will serve. Employment under this authority may not exceed 2 years.

§ 213.3190 Commission on Marine Science, Engineering, and Resources.

(a) All positions on the Commission staff.

§ 213.3194 Department of Transportation.

(a) *Coast Guard.* (1) Continuing positions at grade GS-9 and below whose incumbents are engaged in the admeasurement or documentation of merchant vessels on a part-time or intermittent basis not exceeding 700 hours in a service year. A person appointed under this authority may not be employed in the Coast Guard under a combination of this authority and any other authority for excepted appointment for more than 700 hours during his service year.

(b) *The Alaska Railroad.* (1) Temporary, part-time, or intermittent positions of nonsupervisory laborers in Alaska, involving railroad construction or repair work at locations outside the Fairbanks and Anchorage commuting areas when there are no local housing facilities available except crew cars and examination is impracticable because of the mobility of the work site, the short-term nature of a maintenance project, or the immediate need for a temporary work force to cope with unexpected turnover or unexpected situations requiring augmentation of the regular work crew in remote or isolated locations. Employment under this authority shall not exceed 180 working days a year.

§ 213.3195 President's Temporary Commission on Pennsylvania Avenue.

(a) Not to exceed six positions on the Temporary Commission staff.

§ 213.3199 Temporary boards and commissions.

(a) *President's Commission on Income Maintenance Programs.* (1) Until June 30, 1970, positions at GS-15 and below.

(b) *National Commission on the Causes and Prevention of Violence.* (1) Until December 31, 1969, positions at GS-15 and below.

(c) *Presidential Task Force on International Development Cooperation.* (1) Until June 30, 1970, positions at GS-15 and below.

(d) *White House Conference on Food, Nutrition and Health.* (1) Until March 31, 1970, positions at GS-15 and below.

SCHEDULE B

§ 213.3201 Positions other than those of a confidential or policy-determining character for which it is not practicable to hold a competitive examination.

The positions enumerated in §§ 213.3202 to 213.3299 are positions other than those of a confidential or policy-determining character for which it is not

practicable to hold a competitive examination and which are excepted from the competitive service and constitute Schedule B. Appointments to these positions are subject to such noncompetitive examination as may be prescribed by the Commission.

§ 213.3202 Entire executive civil service.

(a) Student Trainee positions established in connection with an organized preprofessional undergraduate work-study program involving alternating periods of planned work experience (including at least 6 months in the agency) and related study at an accredited college or university in either (1) a cooperative curriculum in which the work experience is a prerequisite to the award of a degree, or (2) a curriculum where formal arrangements are made with the college or university for selecting and retaining program participants, and for scheduling and coordinating work experience and academic study. Appointments under this paragraph may be made only to Student Trainee positions which are preparatory to professional work which the Commission determines to be in a shortage occupation for this purpose. The Commission's determinations in this respect and other requirements relating to appointments under this paragraph will be published in the Federal Personnel Manual. Except for the requirement of competitive selection from a register, appointments under this paragraph are subject to all the requirements and conditions governing career-conditional appointment, including investigation by the Commission to establish the appointee's qualifications and suitability. Appointees may not continue to serve in Student Trainee positions more than 90 days after they complete or are separated from the work-study program.

§ 213.3204 Department of State.

(a) Persons formerly employed abroad in the Foreign Service of the United States (this means civilian employment in the executive branch) for a period of at least 4 years for service in executive and administrative positions, or for at least 2 years for professional positions, in grades GS-9 and above.

(b) Technical cryptographic positions in the Communications Security Division, Office of Communications.

(c) Director and Deputy Director, Foreign Buildings Operations.

§ 213.3205 Treasury Department.

(a) Positions of Deputy Comptroller of the Currency, Chief National Bank Examiner, Assistant Chief National Bank Examiner, Regional Chief National Bank Examiner, Deputy Regional Chief National Bank Examiner, Senior National Bank Examiner, National Bank Examiner, Senior Assistant National Bank Examiner, Assistant National Bank Examiner, Deputy to the Comptroller of the Currency for Trusts, Representatives in Trusts, Associates in Trusts, Assistants in Trusts and one Administrative Assistant to the Comptroller of the Currency, whose salaries are paid from assessments

against national banks and other financial institutions.

(b) Cryptographer, U.S. Coast Guard.

(c) Not to exceed two positions of Accountant (Tax Specialist) at grades GS-13 and above to serve as specialists on the accounting analysis and treatment of corporation taxes. Employments under this paragraph shall not exceed a period of 18 months in any individual case.

(d) Positions concerned with the protection of the life and safety of the President and members of his immediate family, or other persons for whom similar protective services are prescribed by law, when filled in accordance with special appointment procedures approved by the Commission. Service under this authority may not exceed (1) a total of 4 years or (2) 120 days following completion of the service required for conversion under Executive Order 11203, whichever occurs first.

§ 213.3206 Department of Defense.

(a) *Office of the Secretary.* (1) Professional members of Policy Planning Staff in positions at grades GS-16 and above and two Special Projects Directors, GS-15, Office of Deputy Assistant Secretary (Planning and NSC), Office of the Assistant Secretary of Defense (International Security Affairs).

(2) Professional positions at GS-11 and above involving systems, costs, and economic analysis functions in the Office of the Assistant Secretary (Systems Analysis); and in the Operations Analysis Group and in the Office of the Deputy Assistant Secretary (Management Systems Development), both in the Office of the Assistant Secretary (Comptroller).

(3) Professional positions at grades GS-16 and above in the Directorate for Special Studies, Office of the Deputy Assistant Secretary (Manpower Requirements and Special Studies), Office of the Assistant Secretary of Defense (Manpower).

(4) One Assistant for Counter-Insurgency, Office of the Assistant Secretary (International Security Affairs).

§ 213.3209 Department of the Air Force.

(a) Positions assigned exclusively to Air Force Communications Intelligence Activities.

(b) Civilian Deans and Professors at the Air Force Institute of Technology, Wright-Patterson Air Force Base, Dayton, Ohio.

§ 213.3210 Department of Justice.

(a) [Reserved]

(b) Positions of Port Receptionist and Supervisory Port Receptionist, Immigration and Naturalization Service.

§ 213.3212 Department of the Interior.

(a) Any competitive position at an Indian school when filled by the spouse of a competitive employee of the school, when because of isolation or lack of quarters, the Commission deems appointment through competitive examination impracticable.

§ 213.3214 Department of Commerce.

(a) *Bureau of Census.* (1) Not to exceed 100 positions of interviewers, supervisors, and data collection specialists in the Census Bureau who conduct interviews in the hard-core poverty areas of large cities or who supervise the conduct of these interviews, when filled by residents of the areas served.

(b) *Economic Development Administration.* (1) Four Area Supervisors.

(2) Four Assistant Area Supervisors.

(c) *Office of the Under Secretary for Transportation.* (1) Special Assistant for Traffic Safety Program Planning.

(2) Special Assistant for Traffic Safety Research Coordination.

(3) Special Assistant for Traffic Safety Research Testing and Demonstration.

§ 213.3215 Department of Labor.

(a) and (b) [Reserved]

(c) Not to exceed 35 positions of Manpower Development Specialist at grades GS-9 through GS-15 in the Manpower Administration. This authority may not be used after June 30, 1970.

§ 213.3216 Department of Health, Education, and Welfare.

(a) *Office of Education.* (1) Fifty positions, GS-7 through GS-11, concerned with advising on education policies, practices, and procedures under unusual and abnormal conditions. Persons employed under this provision must be bona fide elementary school and high school teachers. Appointments under this authority may be made for a period of not to exceed 1 year, and may, with the prior approval of the Civil Service Commission, be extended for an additional period of 1 year.

(b) Until September 30, 1971, not to exceed 25 positions in grades GS-9-15 in new, experimental programs or special projects of the Office of Child Development when it is determined that existing registers are not appropriate or do not permit appointment expeditiously.

§ 213.3228 U.S. Information Agency.

(a) Persons formerly employed abroad in the Foreign Service of the United States or as Binational Center Grantees for a period of at least 4 years for service in executive and administrative positions, or for at least 2 years for professional positions, in grades GS-9 and above.

§ 213.3229 Federal Power Commission.

(a) A Chief Engineer.

§ 213.3242 Export-Import Bank of the United States.

(a) Not to exceed 10 positions of Loan Specialist GS-11 through GS-13 when occupied by persons selected jointly by commercial banks and the agency for participation in the Eximbank-Commercial Bank Orientation Program. Appointments under this authority may not exceed 15 months.

§ 213.3246 Selective Service System.

(a) Positions in the Selective Service System when filled by persons who as

commissioned officer personnel in the Armed Forces have previously been trained for or have been on active military duty in the Selective Service program, and cannot, for some reason beyond their control, be brought to active military duty in the current Selective Service program.

§ 213.3253 District of Columbia Government.

(a) Chairman, Secretary and Members of the Board of Police and Fire Surgeons, District of Columbia.

§ 213.3268 Agency for International Development.

(a) Not to exceed 30 positions at GS-9 and above when filled by persons who have served overseas with the Agency for International Development for not less than 2 years.

§ 213.3273 Office of Economic Opportunity.

(a) Seven Regional Directors.

(b) Not to exceed 35 positions at GS-9 through GS-15 in new, experimental programs or special projects when it is determined that existing registers are not appropriate or do not permit appointment expeditiously. This authority may not be used after June 30, 1970.

(c) One Chief, Research and Plans Division.

§ 213.3276 Appalachian Regional Commission.

(a) Two Program Coordinators.

SCHEDULE C

§ 213.3301 Positions of a confidential or policy-determining character.

The positions enumerated in §§ 213.3302 to 213.3399 are positions of a confidential or policy-determining character which are excepted from the competitive service, to which appointments may be made without examination by the Commission and which constitute Schedule C.

§ 213.3301a Special revocation of exceptions.

The exception from the competitive service for each position in the executive branch listed in Schedule C which is classified in grade GS-16, GS-17, or GS-18, and is covered by Civil Service Rule IX (§ 9.1 of Subchapter A of this chapter) is revoked effective November 17, 1967. Each such position is removed from Schedule C effective November 17, 1967.

§ 213.3303 Executive Office of the President.

(a) *Bureau of the Budget.* (1) Three Assistant Directors.

(2) Three Private Secretaries to the Director.

(3) One Private Secretary to the Deputy Director.

(4) One Private Secretary to each of the three Assistant Directors.

(5) One Assistant Director for Executive Management.

(6) One Private Secretary to the Assistant Director for Executive Management.

(b) *Council of Economic Advisers.* (1) Three Private Secretaries to the Chairman and one to each of the other two members.

(c) *Office of Science and Technology.* (1) One Confidential and Secretarial Assistant to the Director.

(2) One Confidential and Secretarial Assistant to the Deputy Director.

(3) [Reserved]

(4) One Staff Assistant.

(5) One Confidential Secretary and Assistant to the Director, Energy Policy Staff.

(d) *Office of the Special Representative for Trade Negotiations.* (1) One Confidential Assistant to the Deputy Special Representative.

(2) One Special Assistant to the General Counsel.

(3) One Confidential Assistant to the General Counsel.

(e) *President's Commission on Personnel Interchange.* (1) The Executive Director.

(2) One Deputy Executive Director.

(f) *President's Commission on White House Fellows.* (1) The Executive Director.

(2) The Associate Executive Director.

§ 213.3304 Department of State.

(a) *Office of the Secretary.* (1) Five Special Assistants.

(2) Two Confidential Assistants and four Private Secretaries to the Secretary.

(3) Four Special Assistants to the Under Secretary.

(4) Three Confidential Assistants and one Private Secretary to the Under Secretary.

(5) Two Staff Assistants.

(6) One Personal Assistant and one Private Secretary to the Under Secretary for Economic Affairs.

(7) One Special Assistant and one Staff Assistant to the Under Secretary for Economic Affairs.

(8) One Personal Assistant and one Special Assistant to the Ambassador-at-Large.

(9) The Chief of Protocol.

(10) Two Staff Assistants and one Private Secretary to the Chief of Protocol.

(b) *Bureau of Security and Consular Affairs.* (1) One Private Secretary to the Administrator.

(c) *Office of the Assistant Secretary for Congressional Relations.* (1) One Confidential Assistant to the Assistant Secretary.

(2) One Staff Assistant.

(3) Four Legislative Management Officers.

(4) Two Legislative Officers.

(d) *Office of the Assistant Secretary for Public Affairs.* (1) One Private Secretary to the Assistant Secretary.

(2) One Special Assistant to the Assistant Secretary.

(e) *Bureau of Economic Affairs.* (1) One Private Secretary to the Assistant Secretary.

(f) *Bureau of Intelligence and Research.* (1) One Private Secretary.

(2) Director of Intelligence and Research.

(g) *Bureau of Near Eastern and South Asian Affairs.* (1) One Private Secretary to the Assistant Secretary.

(h) *Bureau of International Organization Affairs.* (1) One Private Secretary to the Assistant Secretary.

(2) One Secretary and Personal Assistant to the U.S. Representative to the Council of the Organization of American States.

(i) *Bureau of European Affairs.* (1) One Private Secretary to the Assistant Secretary.

(j) *Bureau of East Asian and Pacific Affairs.* (1) One Private Secretary to the Assistant Secretary.

(2) One Staff Assistant.

(k) *Bureau of Inter-American Affairs.* (1) One Private Secretary to the Assistant Secretary.

(l) *Office of the Legal Adviser.* (1) One Private Secretary to the Legal Adviser.

(m) *Executive Secretariat.* [Reserved]

(n) *Policy Planning Council.* (1) One Staff Assistant.

(2) One Secretary and Personal Assistant to the Chairman.

(o) *Office of the Assistant Secretary for Administration.* (1) One Private Secretary to the Assistant Secretary for Administration.

(p) *Office of the Deputy Under Secretary for Administration.* (1) One Confidential Assistant to the Deputy Under Secretary.

(2) Two Special Assistants to the Deputy Under Secretary.

(q) *Office of the Deputy Under Secretary for Political Affairs.* (1) One Special Assistant to the Deputy Under Secretary.

(2) One Confidential Assistant to the Deputy Under Secretary.

(r) *Bureau of African Affairs.* (1) One Private Secretary to the Assistant Secretary.

(2) One Special Assistant to the Assistant Secretary.

(s) *Bureau of Educational and Cultural Affairs.* (1) One Private Secretary to the Assistant Secretary for Educational and Cultural Affairs.

(2) One Special Assistant to the Assistant Secretary.

(t) *Office of the Inspector General, Foreign Assistance.* (1) One Private Secretary to the Inspector General, Foreign Assistance.

(2) One Private Secretary to the Deputy Inspector General, Foreign Assistance.

(u) *Office of the Counselor.* (1) One Private Secretary to the Counselor.

§ 213.3305 Treasury Department.

(a) *Office of the Secretary.* (1) One Deputy Assistant to the Secretary (Director, Executive Secretariat).

(2) Special Assistant to the Secretary (National Security Affairs).

(3) Deputy Assistant Secretary (International Affairs).

(4) One Public Affairs Specialist.

(5) One Deputy Under Secretary for Monetary Affairs.

(6) One Staff Assistant to the Special Assistant to the Secretary (National Security Affairs).

(7) [Reserved]

(8) One Confidential Assistant to the Special Assistant to the Secretary (Public Affairs).

(9) One Staff Assistant to the Under Secretary (Liaison Officer).

(10) One Deputy Special Assistant to the Secretary (National Security Affairs).

(11) One Special Assistant to the Secretary (Organized Crime).

(12) One Staff Assistant to the Assistant Secretary (International Affairs).

(13) One Secretary to the Secretary.

(14) One Secretary to the Special Assistant to the Secretary.

(15) One Confidential Assistant to the Under Secretary.

(16) One Confidential Secretary to the Assistant Secretary (Enforcement and Operations).

(17) One Confidential Assistant to the Assistant Secretary (Enforcement and Operations).

(18) One Confidential Secretary to the Assistant Secretary (Economic Policy).

(19) Until December 31, 1969, one Confidential Secretary to the Deputy Special Assistant to the Secretary (Public Affairs).

(20) One Law Enforcement Coordinator, Office of the Assistant Secretary (Enforcement and Operations).

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

(22) One Confidential Staff Assistant to the Assistant Secretary for International Affairs.

(23) Special Assistant to the Secretary (Congressional Relations).

(b) [Reserved]

(c) *Bureau of Customs.* (1) Commissioner of Customs.

(2) Two Liaison Officers.

(3) Two Special Assistants to the Commissioner of Customs (Organized Crime and Smuggling).

(d) [Reserved]

(e) *Office of the Treasurer of the United States.* (1) One Confidential Administrative Assistant.

(f) *Bureau of the Mint.* (1) One Confidential Secretary to the Director of the Mint.

§ 213.3306 Department of Defense.

(a) *Office of the Secretary.* (1) One Executive and Confidential Assistant, one Special Assistant, and two Private Secretaries to the Secretary.

(2) Two Private Secretaries to the Deputy Secretary of Defense and one Private Secretary to each of the following: the Director of Defense Research and Engineering; the Principal Deputy Director of Defense Research and Engineering; the Deputy Directors of Defense Research and Engineering (Tactical Warfare Programs), (Strategic and Space Systems), (Chemistry and Materials), (Electronics and Information Systems); the Director, Advanced Research Projects Agency; the Assistant Secretaries of Defense (Manpower and Reserve Affairs), (International Security Affairs), (Public Affairs), (Installations and Logistics), (Administration), (Comptroller), and (Systems Analysis);

the General Counsel; the Deputy General Counsel; the Assistant to the Secretary of Defense (Atomic Energy); and the Military Assistants to the Secretary of Defense.

(3) Three Chauffeurs for the Secretary of Defense.

(4) Two Confidential Assistants to the Assistant Secretary of Defense (International Security Affairs).

(5) The Defense Adviser to USRO in Paris, France.

(6) Two Private Secretaries to the Defense Adviser to USRO in Paris, France.

(7) One Principal Deputy Assistant Secretary (International Security Affairs), Office of the Assistant Secretary of Defense for International Security Affairs.

(8) One Assistant to the Secretary of Defense (Legislative Affairs).

(9) One Private Secretary to the Assistant to the Secretary of Defense (Legislative Affairs).

(10) One Special Assistant to the Assistant to the Secretary of Defense (Legislative Affairs).

(11) One Personal Secretary to the Deputy Secretary of Defense.

(12) One Private Secretary to the Principal Deputy Assistant Secretary (International Security Affairs), Office of the Assistant Secretary of Defense for International Security Affairs.

(13) Three Private Secretaries to the Special Assistant to the Secretary of Defense.

(14) One Confidential Assistant to the Special Assistant to the Secretary of Defense.

(15) One Staff Assistant to the Special Assistant to the Secretary of Defense.

(16) One Staff Assistant to the Director of Economic Utilization Policy, Office of the Assistant Secretary of Defense (Installations and Logistics).

(17) One Private Secretary to the Chairman, Joint Chiefs of Staff.

(18) One Confidential Assistant to the Assistant Secretary of Defense (Installations and Logistics).

(19) One Staff Assistant to the Deputy Assistant Secretary (Civil Rights and Industrial Relations).

(20) One Private Secretary to the Deputy Assistant Secretary (Civil Rights and Industrial Relations).

(21) One Private Secretary to the Director for Equal Employment Opportunity.

(22) One Staff Assistant to the Director for Equal Employment Opportunity.

(23) Five Deputy Directors of Defense Research and Engineering and the Director, Advanced Research Projects Agency.

(24) One Private Secretary to the Deputy Assistant Secretary (Operations), Office of the Assistant Secretary of Defense (Public Affairs).

(25) One Principal Deputy Director of Defense Research and Engineering.

(26) One Private Secretary to the Deputy Assistant Secretary for Education and Manpower Resources, Office of the Assistant Secretary of Defense (Manpower).

(27) One Secretary to the Deputy Assistant Secretary of Defense (Manpower Planning and Research).

(28) One Private Secretary to the Deputy Assistant Secretary (Policy Planning and Far Eastern Affairs).

(29) Principal Deputy Assistant Secretary of Defense (Comptroller).

(30) One Assistant to the Deputy Secretary of Defense.

(31) One Private Secretary to the Deputy Assistant Secretary (Reserve Affairs).

(32) One Confidential Assistant to the Assistant Secretary (Manpower and Reserve Affairs).

(33) One Private Secretary and Confidential Assistant to the Assistant to the Secretary.

(b) *Court of Military Appeals.* (1) One Private Secretary and one Technical Assistant to each Judge of the Court.

(c) *Interdepartmental Programs.* (1) Two Personal Secretaries and Confidential Assistants to the Military Representatives of the President.

(2) Six Private Secretaries engaged in the interdepartmental activities of the Office of the Secretary of Defense.

(3) Two Staff Assistants and one Administrative Assistant.

(4) One Private Secretary and Confidential Assistant.

(d) *Defense Supply Agency.* (1) One Confidential Assistant (Economic Utilization Policy) to the Director, Defense Supply Agency.

§ 213.3307 Department of the Army.

(a) *Office of the Secretary.* (1) One Private Secretary or Confidential Assistant to the Secretary, to the Under Secretary, and to each Assistant Secretary of the Army.

(2) The General Counsel.

(3) One Confidential Assistant to the Deputy Under Secretary of the Army—International Affairs.

(4) The Director of Civil Defense.

(5) One Special Assistant to the Director of Civil Defense.

(b) *General.* (1) One Administrative Assistant and four Private Secretaries to the Military Aide to the President.

§ 213.3308 Department of the Navy.

(a) *Office of the Secretary.* (1) One Civilian Aide or Executive Assistant to the Secretary.

(2) Two Private or Confidential Secretaries to the Secretary and one to the Under Secretary and to each Assistant Secretary of the Navy.

(3) One Chauffeur for the Secretary of the Navy.

(4) One Confidential Secretary to the Civilian Aide to the Secretary of the Navy.

(5) One Private Secretary to the Naval Aide to the President.

(6) Four Civilian Aides or Executive Assistants to the Assistant Secretary (Installations and Logistics).

(7) Two Civilian Aides or Executive Assistants each to the Assistant Secretary (Research and Development) and the Assistant Secretary (Financial Management).

(8) One Confidential Assistant (Economic Utilization Policy) to the Assistant Secretary of the Navy (Installations and Logistics).

§ 213.3309 Department of the Air Force.

(a) *Office of the Secretary.* (1) One Private Secretary to the Secretary, to the Under Secretary, and to each Assistant Secretary of the Air Force.

(2) The General Counsel.

(3) One Private Secretary to the General Counsel.

(4) One Private Secretary to the Special Assistant for Economic Utilization and Analysis.

(5) Six Private Secretaries engaged in the interdepartmental activities of the Department.

(6) One Administrative Assistant engaged in the interdepartmental activities of the Department.

(7) One Administrative Assistant and two Private Secretaries in the Office of the Military Aide to the Vice President.

§ 213.3310 Department of Justice.

(a) *Office of the Attorney General.* (1) Three Private Secretaries to the Attorney General.

(2) One Chauffeur for the Attorney General.

(3) One Special Assistant for Public Relations.

(4) One Confidential Assistant to the Attorney General.

(5) Two Secretaries for the Attorney General.

(6) Two Receptionists for the Attorney General.

(7) One Confidential Assistant to the Attorney General.

(b) *Office of the Deputy Attorney General.* (1) Two Confidential Assistants (Private Secretaries) to the Deputy Attorney General.

(2) One Confidential Secretary to the Assistant Deputy Attorney General for Legal Administration.

(3) One Confidential Secretary to the Assistant Deputy Attorney General for Litigation.

(c) *Office of the Solicitor General.* (1) One Confidential Assistant (Private Secretary) to the Solicitor General.

(d) *Anti-Trust Division.* (1) Chief, Field Office (four positions).

(2) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(e) *Civil Division.* (1) Chief, Admiralty and Shipping Section, New York.

(2) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(3) One Private Secretary (interdepartmental activities).

(f) *Criminal Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(g) *Tax Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(h) *Land and Natural Resources Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(2) One Private Secretary to the Principal Legal Adviser, National Commission on the Causes and Prevention of Violence.

(i) [Reserved]

(j) *Immigration and Naturalization Service.* (1) One Confidential Assistant (Private Secretary) to the Commissioner.

(k) *Board of Immigration Appeals.* (1) Executive Assistant.

(2) Four Members of the Board.

(l) *Office of Legal Counsel.* (1) One Confidential Assistant (Private Secretary) to the Attorney General.

(m) *Bureau of Prisons.* (1) The Director.

(n) *Federal Prison Industries, Inc.* (1) The Commissioner of Industries.

(o) *Office of U.S. Attorney.* (1) Secretary and Confidential Assistant to the U.S. Attorney (25 positions).

(p) *Internal Security Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(2) Chief, Civil Section.

(3) Chief, Foreign Agents Registration section.

(4) Chief, Criminal Section.

(q) *Civil Rights Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(r) *Community Relations Service.* (1) Two Private Secretaries to the Director.

(2) One Private Secretary to the Deputy Director.

(3) One Private Secretary to the Special Assistant to the Director.

(4) One Program Evaluation and Development Officer.

(s) *Law Enforcement Assistance Administration.* (1) One Confidential Secretary to the Administrator.

(2) One Confidential Secretary to each of the two Associate Administrators.

(3) One Special Assistant to the Administrator.

(4) One Special Assistant to each of the two Associate Administrators.

§ 213.3311 Post Office Department.

(a) *Office of the Postmaster General.* (1) Four Special Assistants to the Postmaster General.

(2) One Receptionist.

(3) Four Assistants to the Executive Assistant to the Postmaster General.

(4) Two Confidential Assistants to the Postmaster General.

(5) Two Secretaries to the Executive Assistant to the Postmaster General.

(6) One Secretarial Assistant to the Postmaster General.

(7) One Confidential Administrative Assistant to the Postmaster General.

(8) One Private Secretary to each of the three Assistants to the Executive Assistant to the Postmaster General.

(9) One Administrative Assistant to the Executive Assistant to the Postmaster General.

(10) One Confidential Assistant to the Special Assistant to the Postmaster General (Information).

(11) One Private Secretary to the Special Assistant to the Postmaster General (Information).

(12) One Director of Community Programs.

(13) One Private Secretary to the Deputy Executive Assistant to the Postmaster General.

(14) One Special Assistant to the Director, Office of Regional Administration.

(15) One Director, Office of Research and Engineering.

(16) Seven Legislative Liaison Specialists.

(17) Four Legislative Research Assistants.

(b) *Bureau of Facilities.* (1) One Confidential Assistant to the Assistant Postmaster General.

(2) One Private Secretary to the Assistant Postmaster General.

(3) One Private Secretary to the Deputy Assistant Postmaster General.

(4) One Private Secretary to the Executive Assistant to the Assistant Postmaster General.

(5) One Deputy Assistant Postmaster General.

(6) One Special Assistant to the Assistant Postmaster General (Financial Affairs).

(c) *Bureau of Transportation.* (1) One Special and Confidential Assistant to the Assistant Postmaster General.

(2) One Information Specialist.

(3) One Private Secretary to the Assistant Postmaster General.

(4) One Deputy Assistant Postmaster General.

(5) One Executive Assistant to the Assistant Postmaster General.

(d) *Bureau of Personnel.* (1) One Private Secretary to the Assistant Postmaster General.

(e) *Office of the General Counsel.* (1) Two Private Secretaries to the General Counsel.

(f) *Bureau of Operations.* (1) One Confidential Assistant to the Assistant Postmaster General.

(2) One Private Secretary to the Assistant Postmaster General.

(3) One Private Secretary to each of two Deputy Assistant Postmasters General.

(4) Deputy Assistant Postmaster General, Bureau of Operations.

(g) *Bureau of Finance.* (1) One Confidential Assistant to the Assistant Postmaster General.

(2) One Special Representative to the Assistant Postmaster General.

(3) One Private Secretary to the Assistant Postmaster General.

(h) *Office of the Deputy Postmaster General.* (1) One Confidential Administrative Assistant to the Deputy Postmaster General.

(2) Two Private Secretaries to the Deputy Postmaster General.

(3) One Private Secretary to the Executive Assistant to the Deputy Postmaster General.

(4) One Staff Assistant to the Deputy Postmaster General.

(5) One Special Assistant.

(6) Two Secretaries (Interdepartmental activities).

(7) Three Special Assistants (Interdepartmental activities).

(i) *Bureau of Planning and Marketing.* (1) One Private Secretary to the Assistant Postmaster General.

(2) One Executive Assistant to the Assistant Postmaster General.

(j) *Bureau of Research and Engineering.* (1) One Private Secretary to the Assistant Postmaster General.

§ 213.3312 Department of the Interior.

(a) *Office of the Secretary.* (1) Three Confidential Assistants and one Private Secretary to the Secretary.

(2) Three Special Assistants to the Secretary.

(3) Six Confidential Assistants (Field Representatives).

(4) Chauffeur for the Secretary.

(5) One Deputy Assistant Secretary (for Fish and Wildlife); and one Confidential Assistant (Administrative Assistant) to each of the four Assistant Secretaries for Mineral Resources, Public Land Management, Water and Power Development, and Fish and Wildlife.

(6) Planning Reports Review Coordinator, Resources Program Staff.

(7) One Confidential Assistant (Administrative Assistant) to the Director, Resources Program Staff.

(8) One Private Secretary to the Under Secretary.

(9) One Secretarial Attendant to the Secretary.

(10) One Staff Assistant to the Assistant Secretary for Public Land Management.

(11) One Assistant to the Secretary (International Affairs).

(12) One Assistant and Science Adviser to the Secretary.

(13) One Confidential Assistant to the Assistant Secretary for Water Quality and Research.

(14) Administrator, Defense Electric Power Administration.

(15) One Special Assistant to the Secretary (Communications).

(16) Director, Office of Minerals and Solid Fuels.

(17) One Staff Assistant to the Assistant Secretary for Water Quality and Research.

(18) One Special Assistant to the Assistant Secretary for Water Quality and Research.

(19) One Assistant to the Assistant Secretary for Water and Power Development.

(b) *Office of the Solicitor.* (1) One Confidential Assistant to the Solicitor.

(2) Two Special Assistants to the Solicitor.

(3) One Confidential Assistant to the Deputy Solicitor.

(c) *U.S. Fish and Wildlife Service.* (1) One Special Assistant to the Commissioner of Fish and Wildlife.

(2) One Confidential Assistant to the Commissioner of Fish and Wildlife.

(d) *Bureau of Mines.* (1) One Private Secretary to the Director.

(e) [Reserved]

(f) [Reserved]

(g) *Southeastern Power Administration.* (1) One Private Secretary to the Administrator.

(h) *National Park Service.* (1) Director.

(2) One Private Secretary to the Director.

(3) One Special Assistant to the Director.

(4) *Bonneville Power Administration.*

(1) Administrator.

(2) One Private Secretary to the Administrator.

(3) One Special Assistant to the Administrator.

(4) Two Assistants to the Administrator.

(j) *Bureau of Indian Affairs.* (1) Three Assistants to the Commissioner.

(2) One Private Secretary to the Commissioner.

(k) *Southwestern Power Administration.* (1) Administrator.

(2) Assistant Administrator.

(3) One Confidential Assistant to the Administrator.

(l) *Office of Territories.* (1) One Confidential Assistant to the Director.

(2) One Secretary of American Samoa.

(3) One Chief Justice of American Samoa.

(4) One Private Secretary to the Governor of Virgin Islands.

(5) One Administrative Assistant to the Governor of Virgin Islands.

(6) One Confidential Assistant to the Governor of American Samoa.

(7) One Secretary to the Government Secretary of American Samoa.

(8) One Private Secretary to the Governor of Guam.

(9) One Secretary to the Government Secretary of Guam.

(10) Chief Justice of the Trust Territory.

(11) One Secretary to the High Commissioner of the Trust Territory.

(m) *Bureau of Outdoor Recreation.* (1) The Director.

(2) One Confidential Assistant to the Director.

(n) *Federal Water Pollution Control Administration.* (1) Commissioner.

§ 213.3313 Department of Agriculture.

(a) *Office of the Secretary.* (1) One Administrative Assistant to the Secretary.

(2) One Assistant to the Secretary (States Relations).

(3)-(4) [Reserved]

(5) Four Confidential Assistants to the Secretary.

(6) One Private Secretary to the Secretary.

(7) One Chauffeur for the Secretary.

(8) One Private Secretary and Administrative Assistant to the Executive Assistant to the Secretary.

(9) One Confidential Assistant to the Assistant Secretary for Marketing and Consumers' Services.

(10) One Private Secretary to each of the three Assistant Secretaries other than the Administrative Assistant Secretary.

(11)-(19) [Reserved]

(20) One Confidential Assistant to the Assistant Secretary for Rural Development and Conservation.

(21) [Reserved]

(22) One Confidential Assistant to the Executive Assistant to the Secretary.

(23) Assistant to the Secretary for Defense Mobilization Planning.

(24) One Private Secretary to the Assistant to the Secretary (States Relations).

(b) *Rural Electrification Administration.* (1) One Private Secretary to the Administrator.

(2)-(3) [Reserved]

(4) Three Assistants to the Administrator.

(c) *Office of the Under Secretary.*

(1) One Administrative Officer and Private Secretary to the Under Secretary.

(2) [Reserved]

(3) One Private Secretary to the Deputy Under Secretary.

(d) *Office of the General Counsel.*

(1)-(2) [Reserved]

(3) One Private Secretary to the General Counsel.

(e) *Foreign Agricultural Service.* (1) [Reserved]

(2) The Administrator.

(f) *Farmers Home Administration.*

(1)-(2) [Reserved]

(3) One Assistant to the Administrator.

(4) Two Confidential Assistants to the Administrator.

(5) One Private Secretary to the Administrator.

(g) *Federal Crop Insurance Corporation.* (1) The Manager.

(2) Members of the Board of Directors.

(3) One Private Secretary to the Manager.

(h) *Agricultural Stabilization and Conservation Service.* (1) Administrator.

(2)-(3) [Reserved]

(4) Four Confidential Assistants to the Administrator.

(5) One Private Secretary to the Administrator.

(6) Director, Tobacco Division.

(7) Director, Livestock and Dairy Division.

(8) *Commodity Credit Corporation.*

(1) The President.

(2) The Executive Vice-President.

(3) The Secretary.

(4) *Federal Extension Service.* (1)-(2) [Reserved]

(3) One Private Secretary to the Administrator.

(k) *Soil Conservation Service.* (1) Administrator.

(2) [Reserved]

(3) One Confidential Assistant to the Administrator.

(4) One Private Secretary to the Administrator.

(1) [Reserved]

(m) *Consumer and Marketing Service.*

(1) The Administrator.

(2) One Private Secretary to the Administrator.

(3) Two Confidential Assistants to the Administrator.

(n) *Agricultural Economics.* (1) The Director.

(2) [Reserved]

(3) One Private Secretary to the Director.

(4) One Staff Assistant to the Director.

(o) *Rural Community Development Service.* (1)-(2) [Reserved]

(3) One Private Secretary to the Administrator.

(4) One Private Secretary to the Deputy Administrator.

(p) *Science and Education.* (1) The Director.

(2) One Private Secretary to the Director.

§ 213.3314 Department of Commerce.

(a) *Office of the Secretary.* (1) Six Confidential Assistants to the Secretary.

(2) Three Private Secretaries to the Secretary.

(3) Two Confidential Assistants and two Private Secretaries to the Under Secretary.

(4) One Confidential Assistant and one Private Secretary to the Assistant Secretary for Economic Affairs.

(5) One Confidential Assistant and one Private Secretary to the General Counsel.

(6) One Private Secretary to the Deputy General Counsel.

(7) One Chauffeur for the Secretary.

(8) One Confidential Assistant to the Assistant Secretary for Administration.

(9) Two Congressional Liaison Officers.

(10) One Private Secretary to the Director, Office of Field Services.

(11) Deputy Assistant Secretary for Statistics and Economic Research, Office of the Assistant Secretary for Economic Affairs.

(12) One Private Secretary to the Assistant to the Under Secretary.

(13) One Special Assistant to the Under Secretary.

(14) Director, Office of Foreign Direct Investments.

(15) Special Assistant for Regional Economic Coordination.

(16) Two Confidential Assistants and one Private Secretary to the Director, Office of Foreign Direct Investments.

(17) Two Confidential Assistants to the Director, Office of Minority Business Enterprise.

(18) Director, Office of Minority Business Enterprise (Assistant to the Secretary).

(b) [Reserved]

(c) *Business and Defense Services Administration.* (1) Administrator.

(2) Three Confidential Assistants to the Administrator.

(3) One Confidential Assistant to the Deputy Administrator.

(4) One Secretarial Assistant to the Administrator.

(5) One Confidential Secretary to the Administrator.

(d) *Bureau of the Census.* (1) During the 1970 Decennial Census period, one Confidential Assistant to the Director.

(e) [Reserved]

(f) *National Bureau of Standards.*

(1) One Private Secretary to the Director.

(g) [Reserved]

(h) *Patent Office.* (1) Private Secretary to the Commissioner, and to each of the Assistant Commissioners.

- (j) [Reserved]
 (j) *Maritime Administration.* (1) One Special Assistant and one Confidential Assistant to the Administrator.
 (2) One Private Secretary to the General Counsel.

(3) One Executive Assistant to the Administrator.

(k) [Reserved]

(l) *U.S. Travel Service.* (1) One Confidential Assistant to the Director.

(m) *Office of the Assistant Secretary for Domestic and International Business.* (1) One Private Secretary and two Confidential Assistants to the Assistant Secretary for Domestic and International Business.

(2) One Private Secretary to the Deputy Assistant Secretary for Domestic Business Policy.

(3) One Private Secretary to the Director, Bureau of International Commerce.

(4) One Private Secretary to the Deputy Director, Bureau of International Commerce.

(n) *Office of the Assistant Secretary for Science and Technology.* (1) Two Special Assistants to the Assistant Secretary for Science and Technology.

(2) One Private Secretary to the Director, Office of State Technical Services.

(o) [Reserved]

(p) *Environmental Science Services Administration.* (1) One Private Secretary to the Administrator.

(2) One Private Secretary to the Deputy Administrator.

(q) *Office of the Assistant Secretary for Economic Development.* (1) One Private Secretary to the Assistant Secretary for Economic Development.

(2) One Director, Office of Business Development, Economic Development Administration.

(3) One Special Assistant to the Deputy Assistant Secretary for Economic Development.

(4) One Assistant to the Deputy Assistant Secretary for Policy Coordination.

(5) One Executive Assistant to the Deputy Assistant Secretary for Economic Development Planning.

(6) One Special Assistant to the Deputy Assistant Secretary for Economic Development Operations.

(7) Director, Office of Congressional Relations.

(8) One Special Assistant to the Assistant Secretary.

(9) Two Congressional Liaison Officers.

§ 213.3315 Department of Labor.

(a) *Office of the Secretary.* (1) Four Special Assistants, one Confidential Assistant, and one Confidential Assistant (Private Secretary) to the Secretary of Labor.

(2) One Special Assistant and one Private Secretary to the Under Secretary of Labor.

(3) One Private Secretary to each Assistant Secretary of Labor who is appointed by the President.

(4) One Private Secretary to the Secretary.

(5) One Confidential Assistant to the Under Secretary of Labor.

(6) One Assistant to each Assistant Secretary of Labor appointed by the President.

(7) One Private Secretary to the Executive Assistant to the Secretary.

(8) Two Assistants to the Special Assistant to the Secretary, Office of Legislative Liaison.

(9) The Manpower Administrator.

(10) One Private Secretary to the Economic Adviser to the Secretary.

(11) One Private Secretary to the Manpower Administrator.

(12) One Private Secretary to the Associate Manpower Administrator for Policy, Evaluation, and Research.

(13) One Confidential Assistant to the Assistant Secretary for Manpower.

(14) One Private Secretary to the Special Assistant to the Secretary for Communications.

(15) Deputy Under Secretary for International Labor Affairs.

(16) One Confidential Assistant to the Deputy Under Secretary for International Affairs.

(b) *Office of the Solicitor.* (1) One Private Secretary to the Solicitor.

(2) One Special Assistant to the Solicitor.

(c) *Bureau of Employment Security.* (1) One Secretary (Stenography) in the Office of the Administrator.

(d) *Bureau of Labor Statistics.* (1) One Private Secretary to the Commissioner.

(e) *Bureau of Apprenticeship and Training.* (1) One Private Secretary to the Administrator.

(f) *Women's Bureau.* (1) One Private Secretary to the Director.

(2) Two Special Assistants to the Director.

(g) *Bureau of Labor Standards.* (1) One Private Secretary to the Director.

(h) *Wage and Hour and Public Contracts Divisions.* (1) One Confidential Assistant to the Administrator.

§ 213.3316 Department of Health, Education, and Welfare.

(a) *Office of the Secretary.* (1) Director of Security.

(2) Two Confidential Assistants to the Secretary.

(3) Four Writers.

(4) One Assistant to the Secretary.

(5) Two Confidential Secretaries to the Under Secretary.

(6) Two Confidential Assistants to the Under Secretary.

(7) One Confidential Secretary to the Assistant to the Secretary authorized under subparagraph (7) of this paragraph.

(8) One Staff Assistant to the Secretary.

(9) One Confidential Secretary to each of the Assistants to the Secretary authorized under subparagraph (4) of this paragraph.

(10) Two Confidential Secretaries to the Special Assistant to the Secretary (for Mental Retardation Activities).

(11) Five Assistants to the Secretary for Special Programs.

(12) One Confidential Assistant to the Special Assistant to the Secretary (for Mental Retardation Activities).

(13) Six Assistants to the Secretary.

(14) One Confidential Secretary to the Deputy Under Secretary.

(15) Three Private Secretaries to the Secretary.

(16) One Confidential Assistant to the Deputy Under Secretary.

(17) One Assistant to the Director of Public Information.

(b) [Reserved]

(c) *Office of Education.* (1) One Special Assistant to the Commissioner of Education.

(2) One Assistant to the Commissioner (Public Affairs).

(3) One Assistant to the Deputy Commissioner.

(4) One Staff Assistant to the Deputy Commissioner.

(5) One Confidential Secretary to the Deputy Commissioner.

(d) [Reserved]

(e) [Reserved]

(f) *Office of the Assistant Secretary for Legislation.* (1) Two Special Assistants to the Assistant Secretary.

(2) One Confidential Secretary to the Deputy Assistant Secretary for Legislation.

(3) One Confidential Secretary to the Assistant Secretary.

(4) Two Special Assistants to the Deputy Assistant Secretary for Legislation.

(5) One Assistant to the Assistant Secretary.

(6) One Deputy Assistant Secretary for Legislation (Education).

(7) One Special Assistant to the Deputy Assistant Secretary for Legislation (Education).

(8) One Deputy Assistant Secretary for Legislation (Welfare).

(9) One Special Assistant to the Deputy Assistant Secretary for Legislation (Welfare).

(10) Three Special Assistants to the Deputy Assistant Secretary for Congressional Liaison.

(11) One Special Assistant to the Deputy Assistant Secretary for Legislation (Health).

(g) *Welfare Administration.* (1) The Commissioner.

(h) *Office of the Assistant Secretary for Health and Scientific Affairs.* (1) Two Confidential Secretaries to the Assistant Secretary for Health and Scientific Affairs.

(2) One Confidential Assistant to the Assistant Secretary for Health and Scientific Affairs.

(i) *Administration on Aging.* (1) Two Confidential Secretaries to the Commissioner on Aging.

(j) *Office of the Assistant Secretary for Education.* (1) Two Confidential Assistants to the Assistant Secretary for Education.

(2) One Deputy Assistant to the Assistant Secretary for Education (Educational Television).

(3) One Confidential Secretary to the Assistant Secretary.

(k) *Office of the Assistant Secretary for Planning and Evaluation.* (1) One Confidential Secretary to the Assistant Secretary.

(2) Two Confidential Assistants for Special Projects to the Assistant Secretary.

(3) One Special Assistant to the Assistant Secretary for Special Initiatives.

(4) Two Special Assistants to the Assistant Secretary.

(5) One Assistant to the Assistant Secretary.

(6) One Special Assistant to the Deputy Assistant Secretary for Interdepartmental Affairs.

(7) One Special Assistant to the Deputy Assistant Secretary for Planning for Education.

(8) One Special Assistant to the Deputy Assistant Secretary for Planning for Social Services and Income Maintenance.

(9) One Special Assistant to the Deputy Assistant Secretary for Evaluation and Program Monitoring.

(1) *Social Security Administration.*

(1) One Deputy Commissioner.

(2) One Confidential Assistant to the Commissioner.

(m) [Reserved]

(n) *Office of the Assistant Secretary for Community and Field Services.* (1) Two Confidential Secretaries to the Assistant Secretary for Community and Field Services.

(2) One Assistant and Two Special Assistants to the Assistant Secretary for Community and Field Services.

(3) One Special Assistant for Juvenile Delinquency to the Deputy Assistant Secretary for Youth and Student Affairs.

(4) One Deputy Assistant Secretary for Youth and Student Affairs.

(5) Two Special Assistants to the Deputy Assistant Secretary for Community and Field Services.

(6) One Special Assistant to the Deputy Assistant Secretary for Youth and Student Affairs.

(7) One Special Assistant for Student Affairs to the Deputy Assistant Secretary for Youth and Student Affairs.

(8) One Special Assistant for Youth Development to the Deputy Assistant Secretary for Youth and Student Affairs.

(c) *Social and Rehabilitation Service.*

(1) Administrator, Social and Rehabilitation Service.

(2) One Confidential Assistant to the Chief, Children's Bureau.

(3) One Confidential Assistant to the Administrator.

(4) Commissioner of Vocational Rehabilitation.

(5) One Confidential Assistant to the Commissioner of Vocational Rehabilitation.

(p) *Office of the General Counsel.* (1) One Confidential Secretary to the General Counsel.

(2) One Assistant to the General Counsel.

(3) Two Special Assistants to the General Counsel.

(4) One Special Assistant to the Deputy General Counsel.

(q) *Office of the Special Assistant to the Secretary for Civil Rights.* (1) Two Special Assistants to the Special Assistant.

(2) One Confidential Secretary to the Special Assistant.

(3) One Assistant to the Special Assistant.

(4) Five Special Assistants for Special Groups.

(5) One Special Assistant for Public Affairs.

(6) One Special Assistant for Congressional Liaison.

(7) Two Special Assistants to the Deputy Special Assistant.

§ 213.3322 Interstate Commerce Commission.

(a) One Confidential Assistant to each Commissioner.

(b)-(c) [Reserved]

(d) One Confidential Assistant to the Managing Director.

(e) One Congressional Liaison Assistant.

(f) One Secretary to the Congressional Liaison Officer.

§ 213.3325 The Tax Court of the United States.

(a) One Private Secretary and one Technical Assistant for the Chief Judge and one Private Secretary and two Technical Assistants for each Judge.

§ 213.3326 Office of Emergency Preparedness.

(a) *Office of the Director.* (1) Two Administrative Assistants to the Director.

(2) One Courier.

(3) Three Special Assistants to the Director.

(4) General Counsel.

(b) *Office of the Deputy Director.* (1) One Confidential Administrative Assistant to the Deputy Director.

(2) One Secretary to the Deputy Director.

(c) *Office of the Assistant Director for Telecommunications Management.* (1) One Confidential Administrative Assistant to the Assistant Director.

(d) *Office of the Assistant Director.* (1) One Confidential Administrative Assistant to the Assistant Director.

(2) One Special Assistant to the Assistant Director.

(e) *Office of the Assistant Director.* (1) One Confidential Administrative Assistant to the Assistant Director.

(f) *Office of Liaison.* (1) The Director.

(2) Deputy Director.

(g)-(i) [Reserved]

(j) *Emergency Operations Office.* (1) The Director.

(k)-(m) [Reserved]

(n) *Program Planning and Evaluation Office.* (1) The Director.

(o) *National Resource Analysis Center.* (1) Director.

(p) *Field Services.* (1) The Director.

§ 213.3327 Veterans Administration.

(a) *Office of the Administrator.* (1) Six Confidential Assistants to the Special Assistant to the Administrator.

(2) The Deputy Administrator.

(3) The General Counsel.

(4) The Associate Deputy Administrator.

(5) One Confidential Assistant to the Associate Deputy Administrator.

(b) *Department of Veterans Benefits.*

(1) The Chief Benefits Director.

§ 213.3328 U.S. Information Agency.

(a) One Secretarial Assistant to the Deputy Director.

(b) [Reserved]

(c) One Secretarial Assistant to the Director.

(d) One Secretary to the Director.

(e) One Special Assistant to the Deputy Director.

(f) One Special Assistant to the Director.

(g) Deputy Director (Policy and Plans).

(h) Associate Director (Policy and Plans).

§ 213.3329 Federal Power Commission.

(a) Three Private Secretaries in the Office of the Chairman, one Confidential Assistant to the Chairman, and one Private Secretary, and one Confidential Assistant to each other Commissioner.

(b) One Assistant to the Chairman.

(c)-(d) [Reserved]

(e) Two Private Secretaries to the Executive Director.

(f) Two Technical Assistants to each Commissioner.

(g)-(h) [Reserved]

(i) The Assistant Executive Director.

§ 213.3330 Securities and Exchange Commission.

(a)-(c) [Reserved]

(d) Two Confidential Assistants to the Chairman and one Confidential Assistant to each of the other four Members of the Commission.

§ 213.3331 National Mediation Board.

(a) One Private Secretary to each Member of the National Railroad Adjustment Board.

(b) One Private Secretary to each Member of the Third Division Regional Supplemental Railroad Adjustment Board (10 positions).

(c) One Private Secretary to each member of the First Division, Firemen's Supplemental Adjustment Board, National Railroad Adjustment Board.

§ 213.3332 Small Business Administration.

(a) One Deputy Administrator, the Associate Administrator for Investment, the Associate Administrator for Financial Assistance, and the Associate Administrator for Procurement and Management Assistance.

(b) Three Special Assistants to the Administrator.

(c) Two Private Secretaries to the Administrator.

(d) Special Assistant for Equal Employment Opportunity.

(e) Four Congressional Relations Officers.

(f) Director, Office of Congressional Relations.

(g) One Advisory Councils Officer.

(h) One Special Assistant to the Associate Administrator for Investment.

(i) One Confidential Assistant to the Deputy Administrator.

(j) One Special Assistant to the Associate Administrator for Procurement and Management Assistance.

(k) One Confidential Assistant to the Associate Administrator for Procurement and Management Assistance.

(l) One Confidential Assistant to the Assistant Administrator for Congressional and Public Affairs.

(m) One Principal Special Assistant to the Administrator.

(n) One Confidential Assistant to the Principal Special Assistant to the Administrator.

(o) One Congressional and Public Affairs Officer.

(p) One Congressional Liaison Assistant.

(q) Two Staff Assistants to the Associate Administrator for Procurement and Management Assistance.

(r) One Private Secretary for interdepartmental activities, Office of the Assistant Administrator for Congressional and Public Affairs.

§ 213.3333 Federal Deposit Insurance Corporation.

(a) One Assistant to each member of the Board of Directors.

(b) One Confidential Assistant to the Board of Directors.

(c) General Counsel.

(d) One Special Assistant to the Chairman.

(e) Executive Assistant and Controller.

(f) One Managerial Aide to the Director (Appointive).

(g) One Special Assistant to the Director (Appointive).

§ 213.3337 General Services Administration.

(a) *Office of the Administrator.* (1) Six Members of the Board of Contract Appeals.

(2) The Deputy Administrator.

(3) The Assistant Administrator.

(4) Two Confidential Assistants to the Assistant Administrator.

(5) One Confidential Assistant to the Deputy Administrator.

(6) Two Confidential Assistants to the Administrator.

(7) One Special Assistant to the Administrator.

(8) Two Special Assistants to the Assistant Administrator.

(9) The Director of Congressional Affairs.

(b) *Public Buildings Service.* (1) The Commissioner.

(2) One Confidential Assistant to the Commissioner.

(c) *Federal Supply Service.* (1) The Commissioner.

(2) One Confidential Assistant to the Commissioner.

(d) *National Archives and Records Service.* (1) The Archivist of the United States.

(2) Confidential Assistant to the Archivist of the United States.

(e) [Reserved]

(f) *Property Management and Disposal Service.* (1) Commissioner.

(2) One Confidential Assistant to the Commissioner.

(g) *National Advisory Council on Economic Opportunity.* (1) One Special Assistant to the Chairman.

(h) *Transportation and Communications Service.* (1) One Confidential Assistant to the Commissioner.

§ 213.3339 U.S. Tariff Commission.

(a) One Confidential Assistant to each Commissioner.

§ 213.3340 Civil Aeronautics Board.

(a) One Administrative Assistant to each Member of the Board.

(b) One Secretary to each Member of the Board.

§ 213.3341 National Labor Relations Board.

(a) One Private Secretary to the Chairman of the Board.

(b) One Confidential Assistant to each Board Member.

(c) Two Special Assistants to the General Counsel.

(d) One Confidential Assistant to the General Counsel.

(e) One Special Assistant to the Chairman.

§ 213.3342 Export-Import Bank of the United States.

(a) One Confidential Assistant to the President.

(b) One Private Secretary to the First Vice-President.

(c) One Private Secretary to each of the three members of the Board of Directors.

(d) Two Special Assistants to the President and Chairman.

(e) One Private Secretary to the Vice President for Planning and Export Expansion.

(f) One Assistant and Confidential Secretary to the Vice President and Special Assistant to the Board.

§ 213.3343 Farm Credit Administration.

(a) Three Directors of Credit Services.

(b) One Deputy Director of Credit Service.

§ 213.3345 Indian Claims Commission.

(a) One Private Secretary to each Commissioner.

§ 213.3348 National Aeronautics and Space Administration.

(a) One Secretary to the Administrator.

(b) One Secretary to the Deputy Administrator.

(c) One Secretary to each of the following: The Associate Administrator for Manned Space Flight, the Associate Administrator for Advanced Research and Technology, and the Associate Administrator for Space Science and Applications.

(d) Associate Administrator.

(e) Associate Administrator for Advanced Research and Technology.

(f) Associate Administrator for Space Science and Applications.

(g) Associate Administrator for Manned Space Flight.

(h) Associate Deputy Administrator.

(i) Deputy Associate Administrator.

(j) General Counsel.

(k) and (l) [Reserved]

(m) One Secretary to the Associate Administrator.

§ 213.3350 Foreign Claims Settlement Commission of the United States.

(a) Special Assistant to the Commissioners.

(b) One Confidential Assistant to the Chairman.

(c) One Private Secretary to the Chairman and to each of the other two Commissioners.

§ 213.3351 Subversive Activities Control Board.

(a) One Executive Secretary and Chief Clerk.

(b) One Private Secretary to each Member of the Board.

(c) One Confidential Administrative Assistant to each Member of the Board.

§ 213.3354 Federal Home Loan Bank Board.

(a) Two Secretaries to the Chairman of the Board.

(b) Two Secretaries to Board Members.

(c) One Assistant to each of three Board Members (including the Chairman).

(d) One Private Secretary to the Assistant to each of three Board Members (including the Chairman).

§ 213.3355 The Renegotiation Board.

(a) One Special Assistant to the Chairman and one Special Assistant to each of the other four Renegotiation Board Members.

(b) One Secretary to the Chairman.

(c) One Secretary to each of the four Board Members.

§ 213.3356 Commission on Civil Rights.

(a) One Confidential Secretary to the Staff Director.

(b) One Program Assistant (Special Assistant to the Staff Director).

(c) One Special Assistant to the Staff Director.

§ 213.3364 U.S. Arms Control and Disarmament Agency.

(a) One Private Secretary to the Director.

(b) One Private Secretary to the Deputy Director.

(c) One Private Secretary to each Assistant Director appointed by the President (four positions).

(d) One Public Affairs Adviser.

(e) The General Counsel.

(f) One Private Secretary to the General Counsel.

§ 213.3367 Federal Maritime Commission.

(a) One Confidential Assistant to each Commissioner.

(b) One Private Secretary to the Chairman, one Private Secretary to each Commissioner, one Private Secretary to the General Counsel, and one Private Secretary to the Managing Director.

§ 213.3368 Agency for International Development.

(a) *Office of the Administrator.* (1) Three Special Assistants to the Administrator.

(2) One Confidential Assistant (Private Secretary) to the Administrator.

(3) One Chauffeur for the Administrator.

(4) One Private Secretary to each of the two Deputy Administrators.

(b) [Reserved]

(c) *Office of the General Counsel.* (1) One Private Secretary to the General Counsel.

(2) The General Counsel.

(d) *Office of the Assistant Administrator for Development Finance and Private Enterprise.* (1) One Special Assistant (Confidential) to the Assistant Administrator.

(e) *Office of the Assistant Administrator for Legislative and Public Affairs.* (1) One Private Secretary to the Assistant Administrator.

(2) One Staff Assistant to the Director, Congressional Liaison Staff.

(3) One Private Secretary to the Director, Congressional Liaison Staff.

(4) One Staff Assistant (Congressional Liaison) to the Director, Congressional Liaison Staff.

(5) Four Congressional Liaison Officers.

§ 213.3371 President's Committee on Consumer Interests.

(a) One Confidential Assistant to the Special Assistant to the President for Consumer Affairs.

(b) and (c) [Reserved]

(d) One Public Affairs Officer.

(e) One Director for Legislative Affairs.

§ 213.3372 Administrative Office of the U.S. Courts.

(a) One Assistant Director.

§ 213.3373 Office of Economic Opportunity.

(a) *Office of the Director.* (1) One Executive Secretary.

(2) One Assistant Director for Research, Plans, Programs, and Evaluation.

(3) Executive Adviser (Programs).

(4) Special Assistant to the Deputy Director.

(5) One Confidential Assistant to the Director.

(6) One Confidential Secretary and one Private Secretary to the Director.

(7) Deputy Assistant Director for Congressional Relations.

(b) *Community Action Program.* (1) One Associate Director for Program Planning.

(c) *Office of the Assistant Director for Operations.* (1) One Special Assistant to the Assistant Director.

(2) One Confidential Staff Assistant to the Assistant Director.

§ 213.3374 Smithsonian Institution.

(a) One Confidential Executive Assistant to the Secretary.

§ 213.3376 Appalachian Regional Commission.

(a) Three Special Assistants to the Federal Cochairman and one Special Assistant to his Alternate.

(b) One Private Secretary to the Federal Cochairman and one Private Secretary to his alternate.

§ 213.3377 Equal Employment Opportunity Commission.

(a) Three Special Assistants to the Chairman.

(b) One Special Assistant and one Secretary to each Member of the Commission.

(c) Two Secretaries to the Chairman.

(d) One Secretary to the Special Assistant to the Chairman.

§ 213.3384 Department of Housing and Urban Development.

(a) *Office of the Secretary.* (1) One Deputy Under Secretary for Policy Analysis and Program Evaluation.

(2) One Executive Secretary and one Confidential Assistant and Private Secretary to the Secretary.

(3) One Private Secretary to the Under Secretary.

(4) Special Assistant (Model Cities Program) to the Under Secretary.

(5) One Private Secretary to the Deputy Under Secretary for Policy Analysis and Program Evaluation.

(6) One Private Secretary to the General Counsel.

(7) One Executive Secretary.

(8) One Staff Assistant to the Secretary.

(9) Three Special Assistants to the Under Secretary.

(10) One Private Secretary to the Assistant to the Secretary for Congressional Relations.

(11) One Special Assistant to the Under Secretary.

(12) Four Special Assistants to the Secretary.

(13) One Special Assistant to the Director of Public Affairs.

(14) One Deputy Director, Division of International Affairs.

(15) Director, Office of Industry Participation.

(16) One Private Secretary to the Director of Regional Support.

(17) Federal Insurance Administrator.

(18) One Private Secretary to the Deputy General Counsel.

(19) One Special Assistant to the General Counsel.

(20) Deputy Assistant Secretary for Equal Opportunity.

(21) Deputy General Counsel.

(22) One Special Assistant to the Assistant to the Secretary for Congressional Relations.

(23) One Private Secretary to the Deputy Assistant to the Secretary for Congressional Relations.

(24) One Staff Assistant to the Under Secretary.

(25) One Special Assistant to the Director of Public Affairs.

(26) Six Senior Assistants for Congressional Relations.

(27) Twelve Assistants for Congressional Relations.

(28) One Special Assistant to the Director, Division of International Affairs.

(b) *Office of the Assistant Secretary for Mortgage Credit and Federal Housing Commissioner.* (1) One Private Secretary to the Assistant Secretary.

(2) Deputy Assistant Secretary for Mortgage Credit.

(3) One Assistant to the Commissioner (Special Projects).

(4) One Special Assistant to the Assistant Secretary.

(5) One Confidential Assistant to the Assistant Commissioner for Programs.

(6) One Special Assistant for Home Improvement Plans and Mortgage Servicing.

(7) One Special Assistant for Elderly Housing.

(8) One Special Assistant for Nursing Homes.

(c) *Office of the Assistant Secretary for Renewal and Housing Assistance.* (1) One Private Secretary to the Assistant Secretary.

(2) One Deputy Assistant Secretary, Renewal Assistance Administration.

(3) One Deputy Assistant Secretary, Housing Assistance Administration.

(4) Two Special Assistants to the Assistant Secretary.

(5) One Staff Assistant to the Deputy Assistant Secretary, Housing Assistance Administration.

(6) One Deputy Assistant for Problems of the Elderly and the Handicapped.

(7) One Staff Assistant to the Deputy Assistant Secretary, Renewal Assistance Administration.

(d) *Office of the Assistant Secretary for Metropolitan Development.* (1) One Private Secretary to the Assistant Secretary.

(2) One Staff Assistant for Metropolitan Development.

(3) Two Special Assistants to the Assistant Secretary.

(4) One Assistant to the Assistant Secretary.

(5) Director, Urban Transportation Administration.

(6) One Special Assistant to the Assistant Secretary.

(7) One Private Secretary to the Deputy Assistant Secretary for Metropolitan Development.

(8) Deputy Assistant Secretary for Metropolitan Development.

(e) *Office of the Assistant Secretary for Model Cities and Governmental Relations.* (1) One Private Secretary to the Assistant Secretary.

(2) [Reserved]

(3) Three Special Assistants to the Assistant Secretary.

(4) Director, Demonstration Cities Administration.

(f) *Office of the Assistant Secretary for Equal Opportunity.* (1) One Private Secretary to the Assistant Secretary.

(2) One Private Secretary to the Deputy Assistant Secretary.

(3) One Special Assistant to the Assistant Secretary.

(g) *Office of the Assistant Secretary for Research and Technology.* (1) One Private Secretary to the Assistant Secretary.

(2) One Special Assistant to the Assistant Secretary.

§ 213.3385 *President's Council on Youth Opportunity.*

(a) Executive Director.

§ 213.3386 *Regional Commissions, Public Works and Economic Development Act of 1965.*

(a) One Special Assistant to the Federal Cochairman of each Regional Commission established under the Public Works and Economic Development Act of 1965.

(b) One Special Assistant to the Alternate Federal Cochairman of each Regional Commission established under the Public Works and Economic Development Act of 1965.

(c) One Private Secretary to the Federal Cochairman of each Regional Commission established under the Public Works and Economic Development Act of 1965.

(d) One Private Secretary to the Alternate Federal Cochairman of each Regional Commission established under the Public Works and Economic Development Act of 1965.

§ 213.3394 *Department of Transportation.*

(a) *Office of the Secretary.* (1) One Deputy Under Secretary.

(2) One Special Assistant to the Secretary.

(3) One Confidential Secretary to the Secretary.

(4) One Special Assistant to the Assistant Secretary for International Affairs.

(5) Two Confidential Secretaries to the Assistant Secretary for Public Affairs.

(6) One Confidential Secretary to the General Counsel.

(7) One Confidential Secretary to the Under Secretary of Transportation.

(8) One Special Assistant to the Assistant Secretary for Public Affairs.

(9) One Confidential Secretary to the Assistant Secretary for Research and Technology.

(10) Special Assistant for Special Projects.

(11) Two Special Assistants to the Under Secretary of Transportation.

(12) One Chauffeur to the Secretary.

(13) One Chauffeur to the Under Secretary.

(14) One Special Assistant to the Assistant Secretary for Urban Systems and Environment.

(15) One Special Assistant to the Deputy Under Secretary of Transportation.

(16) One State Liaison Officer, Office of the Assistant Secretary for Public Affairs.

(17) Three Congressional Liaison Officers, Office of the Assistant Secretary for Public Affairs.

(18) Director, Office of Congressional Relations.

(b) *National Transportation Safety Board.* (1) One Administrative Assistant to each of the five Board members.

(2) One Confidential Secretary to each of the five Board members.

(c) [Reserved]

(d) *Federal Highway Administration.* (1) Deputy Administrator.

(2) One Special Assistant to the Deputy Administrator.

(3) One Private Secretary to the Administrator.

(4) One Private Secretary to the Director, National Highway Safety Bureau.

(e) *Federal Railroad Administration.* (1) One Special Assistant to the Administrator.

(f) *Urban Mass Transportation Administration.* (1) One Assistant Administrator for Public Affairs.

(2) One Confidential Secretary to the Administrator.

(g) *St. Lawrence Seaway Development Corporation.* (1) One Special Assistant to the Administrator.

(h) *Federal Aviation Administration.* (1) One Private Secretary to the Administrator.

(2) One Assistant Administrator for Congressional Relations.

(3) One Assistant to the Assistant Administrator for Congressional Relations.

(4) One Congressional Liaison Specialist.

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 69-14481; Filed, Dec. 4, 1969;
8:47 a.m.]

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER E—ALCOHOL, TOBACCO AND OTHER EXCISE TAXES

[T.D. 7018]

PART 194—LIQUOR DEALERS

PART 201—DISTILLED SPIRITS PLANTS

Miscellaneous Amendments

On January 11, 1969, a notice of proposed rule making to amend 26 CFR Parts 194 and 201 was published in the *FEDERAL REGISTER* (34 F.R. 442). In accordance with the notice, interested persons were afforded an opportunity to submit written comments or suggestions pertaining thereto. After consideration of all relevant matter presented and further study of the proposed amendments, the regulations in 26 CFR Parts 194 and 201 as so published, are hereby adopted, subject to the following changes:

The statement of purpose contained in the preamble is changed by modifying item (6) thereof to read "provide for the filing of reports of strip stamps, Form 2260, quarterly instead of monthly";

PARAGRAPH 1. As the changes set forth in paragraph A1 of the notice were incorporated in Treasury Decision 7014, approved May 28, 1969, paragraph A1 and the proposed changes in §§ 194.221, 194.231, 194.232, 194.233, and 194.238(b), and in the center heading preceding § 194.231, are deleted.

PAR. 2. As a result of a change made by Treasury Decision 7002, the need to amend § 194.283 no longer exists. Therefore, the proposed change set forth in paragraph A3 is deleted, and § 194.283 will not be amended.

PAR. 3. Paragraph B2 is changed by deleting the word "quadruplicate" in the fourth sentence of § 201.66 and inserting the word "triplicate".

PAR. 4. Paragraph B6 is changed by further amending § 201.246 to reflect changes made by Treasury Decision 7002.

PAR. 5. Paragraph B16a is changed by further amending the first sentence of § 201.363 to read, "Except where the filling or production gauge is made under the provisions of § 201.269(c) (2), spirits may be withdrawn from bonded premises for any lawful purpose on the original gauge: *Provided*, That in the case of spirits in bulk conveyances or wooden packages so withdrawn on determination of tax, the original gauge must have been made by an internal revenue officer."

PAR. 6. Paragraph B17 is changed by further amending § 201.628(a) to reflect changes made by Treasury Decision 7002.

PAR. 7. Paragraph B19 is changed by further amending § 201.373 to reflect changes made by Treasury Decision 7002.

PAR. 8. As a result of a change made by Treasury Decision 7002, the need to amend paragraph (d) of § 201.432 no longer exists. Therefore, the proposed change set forth in paragraph B25 is deleted and § 201.432 will not be amended.

PAR. 9. Paragraph B32 is changed by further amending § 201.541(a) to reflect changes made by Treasury Decision 7002.

PAR. 10. Paragraph B35 is changed to clarify the language in § 201.545 by changing "State stamps or labels" to "labels or State stamps" in two places in the second sentence of § 201.545.

PAR. 11. Paragraph B42 is changed by further amending § 201.628(a) to reflect changes made by Treasury Decision 7002.

This Treasury decision shall become effective on the first day of the first month which begins not less than 60 days after the date of its publication in the *FEDERAL REGISTER*.

(Sec. 7805, Internal Revenue Code (68A Stat. 917; 26 U.S.C. 7805))

[SEAL] RANDOLPH W. THROWER,
Commissioner of Internal Revenue.

Approved: November 24, 1969.

EDWIN S. COHEN,
Assistant Secretary
of the Treasury.

In order to (1) prescribe a standard-size blue export strip stamp in lieu of denominational stamps of one-half pint or more and eliminate requirements for overprinting blue export strip stamps; (2) provide for the in-bond movement

of distilled spirits over a private roadway; (3) prescribe that the mingling of distilled spirits shall be pursuant to a notice rather than to an application; (4) eliminate the requirement for recording the alcohol content of distilling material produced on the premises; (5) provide for the measurement of distilling materials which are not susceptible to ordinary gallonage measurements or to the determination of their alcoholic content; (6) provide for the filing of reports of strip stamps, Form 2260, quarterly instead of monthly; (7) authorize approval of volumetric gauge and prescribe the manner in which production gauge must be made when spirits are to be withdrawn free of tax or without payment of tax; (8) eliminate the requirement for noting deposit records at the time spirits of 190 degrees or more of proof are withdrawn; (9) eliminate the requirement that a separate transfer-in-bond form, Form 236, be prepared where packages or cases of spirits produced by two or more producers are removed in one conveyance; (10) provide, in certain cases, for continuing authorizations to remove chemical byproducts without application to and approval by the assigned officer; (11) expand the definition of "export or exportation" pursuant to a statutory change; (12) provide for the premixing of denaturants not readily soluble in alcohol; (13) provide for the overprinting of strip stamps with the class and type of product and for the partial obscuring of strip stamps; and (14) make a number of minor procedural or clarifying changes; the regulations in 26 CFR Part 194, and in 26 CFR Part 201 are amended as follows:

PARAGRAPH A. 26 CFR Part 194 is amended as follows:

2. Paragraph (c) of § 194.271 is amended to provide for the filing of the strip stamp report, Form 2260, on a quarterly instead of a monthly basis. As amended, § 194.271(c) reads as follows:

§ 194.271 Requirements and procedure.

(c) *Records.* The dealer shall keep records, daily, showing the bulk alcohol received, dumped for packaging, packaged, strip stamped, and disposed of, including the name and address of each consignor and consignee. A report, on Form 2260, of strip stamp transactions shall be prepared as of the close of business March 31, June 30, September 30, and December 31 of each year. The dealer shall also prepare a monthly report on Form 2733 of bulk alcohol received, packaged, and disposed of. Reports on Form 2260 and Form 2733 shall be submitted to the assistant regional commissioner not later than the 10th day of the month succeeding the period for which rendered. Records, documents, or copies of documents supporting such records, and copies of reports submitted to the assistant regional commissioner shall be filed and retained as prescribed in §§ 194.241 and 194.242.

(72 Stat. 1343, 1358, 1360; 26 U.S.C. 5116, 5205, 5206)

PAR. B. 26 CFR Part 201 is amended as follows:

1. Section 201.11 is amended to expand the definition of "Export or exportation" pursuant to a statutory change. As amended, the definition reads as follows:

§ 201.11 Meaning of terms.

Export or exportation. A severance of goods from the mass of things belonging to the United States with the intention of uniting them to the mass of things belonging to some foreign country and shall include shipments to any possession of the United States. For the purposes of this part, shipments to the Commonwealth of Puerto Rico, to the territories of the Virgin Islands, American Samoa, and Guam, and to the Panama Canal Zone shall also be treated as exportations.

2. Sections 201.66, 201.74, 201.76, 201.94, and 201.96 are amended to specify how many copies of the required applications shall be prepared. As amended, these sections read as follows:

§ 201.66 Spirits produced in industrial processes.

Persons producing spirits in industrial processes (including spirits produced as a byproduct in connection with chemical or other processes) are distillers and are required to qualify under the provisions of chapter 51, I.R.C., and this part. Where nonpotable chemical mixtures containing spirits are produced (a) for transfer to the bonded premises of a distilled spirits plant for completion of processing (distilling), or (b) as a byproduct (which would require expensive and complex equipment for the recovery of spirits therefrom) (1) which is destroyed on the premises where produced, or (2) which contains the minimum quantity of spirits practicable with the process employed and will not be further processed for the purification or removal of the spirits and which the Director finds is as nonpotable as completely denatured alcohol and the recovery of spirits therefrom would be at least as difficult as the recovery of spirits from completely denatured alcohol, the Director may waive any provision of chapter 51, I.R.C., or this part, with respect to the production of such mixture, including any provision relating to qualification. Where the producer of such nonpotable mixtures desires to secure a waiver of any of such provisions he shall file an application therefor with the Director through the assistant regional commissioner. The application shall be submitted in triplicate and shall set out the name and address of the producer, the chemical composition and source of the nonpotable mixture, and the approximate percentages of the chemicals and of the spirits in the mixture, the method of operation proposed, and, if applicable, the bonded premises whereat the mixture will be processed, and such other information as the Director may require. If the Director finds that the waiver of the requirements, or

any of them, will not jeopardize the revenue and will not unduly hinder supervision of the operations, he may approve the application under such terms and conditions as he deems advisable, and subject to the furnishing of any bond which he deems necessary.

(72 Stat. 1356; 26 U.S.C. 5201)

§ 201.74 Removal of distilling material.

The assistant regional commissioner may, on receipt of an application therefor (in triplicate), authorize the removal from bonded premises of mash, wort, or wash—

(a) To plant premises, other than bonded premises, for use in such businesses as may be authorized under § 201.73;

(b) To other premises for use in processes of manufacture not involving the production of (1) vinegar by the vaporizing process, (2) spirits, or (3) alcoholic beverages; or

(c) For destruction;

If he deems that such removal and use, or method of destruction, will not constitute a jeopardy to the revenue. The proprietor shall record the quantity and alcoholic content of the mash, wort, or wash removed or destroyed. The person receiving such mash, wort, or wash shall record the quantities (and alcoholic content) received and used or disposed of, and maintain such records on the premises where such material is used; reports of such operations need not be submitted unless required by the assistant regional commissioner. Operations authorized by this section shall be under such supervision as the assistant regional commissioner may direct.

(72 Stat. 1365; 26 U.S.C. 5222)

§ 201.76 Hours of operation.

Operations at a plant requiring direct supervision by an assigned officer shall not be conducted on Sunday unless specifically authorized by the assistant regional commissioner in each instance on the showing of emergency. All operations requiring direct supervision shall be conducted during an 8-hour work day between 7 a.m. and 5 p.m. unless, pursuant to the proprietor's application (in triplicate) specifying the reasons for requesting extension or change of hours of operation, the assistant regional commissioner authorizes the performance and supervision of such operations during other hours. The assistant regional commissioner, in administering this provision, shall not restrict such operation or function to a greater extent than did the provisions of internal revenue law and regulations on June 30, 1959.

(72 Stat. 1356; 26 U.S.C. 5201)

§ 201.94 Quantity determination of rectified products.

Where gauge is made to determine tax on rectified products, the quantity (wine gallons) shall be determined by volume or by weight and apparent proof (hydrometer indication, corrected to 60° F.), pursuant to the provisions of Part 186 of this chapter. Where it is impracticable to

measure rectified products such as sparkling wines, rock and rye, and similar specialties in tanks, the assistant regional commissioner may, pursuant to written application submitted in triplicate by the proprietor, authorize the volumetric measurement of such products on the basis of the number of filled bottles of each standard of fill corrected to volume at 60° F. In such case, any rectification tax and any additional wine tax shall be determined after bottling.

(72 Stat. 1396; 26 U.S.C. 5559)

§ 201.96 Commercial gauging.

The assistant regional commissioner may, pursuant to application submitted in triplicate by the proprietor, permit the weighing and proofing of specific packages of spirits on bonded premises for purposes such as obtaining data on storage conditions or the result of special production procedures. Applications for permission to do such work shall contain sufficient information to enable the assistant regional commissioner to evaluate the merits of the request. When such applications are approved, the proprietor shall in each instance, before beginning the operation, inform the assigned officer of the time and place where the work will be done.

3. Section 201.102 is amended to (1) provide for the "in-bond" movement of distilled spirits over private roadways, and (2) specify how many copies of the required description shall be prepared. As amended, § 201.102 reads as follows:

§ 201.102 Conveyance of untaxed spirits within a plant.

Spirits on which the tax has not been paid or determined may be conveyed from the production facilities of a plant to the bonded warehouse facilities of such plant, from the bonded warehouse facilities of a plant to the production facilities of such plant, or between different portions of the bonded warehouse facilities of the same plant, across any other premises of such plant; or (by uninterrupted transportation) over any public thoroughfare; or (by uninterrupted transportation) over a private roadway if the owner, or lessee, of such roadway agrees, in writing, to allow Government officers access to such roadway to perform their necessary duties: *Provided*, That the conveyance of spirits as authorized in this section is subject to the following conditions:

(a) Such spirits are not stored or allowed to remain on any premises of such plant other than bonded premises.

(b) Such spirits are kept completely separate and apart from spirits on which the tax has been paid or determined.

(c) A description (in triplicate) of the means and route of such conveyance and of the facilities between which such spirits will be conveyed, and a copy of any agreement furnished by the owner, or lessee, of a private roadway have been submitted to and approved by the assistant regional commissioner, and

(d) Consent of surety on bond, Form 2601, has been furnished by the proprietor, on Form 1533, extending the terms of such bond to cover such conveyance of such spirits.

(72 Stat. 1356, 1398; 26 U.S.C. 5201, 5601)

4. Paragraph (c) of § 201.103, and § 201.112 are amended to specify how many copies of required descriptions or applications shall be prepared. As amended, §§ 201.103 and 201.112 read as follows:

§ 201.103 Spirits in Customs custody.

Spirits in Customs custody may be conveyed, when necessary, across distilled spirits plant premises: *Provided*, That (a) such spirits are not stored or allowed to remain on the premises of such plant, (b) such spirits are kept separate and apart from other spirits on such premises and are moved expeditiously, (c) a description (in triplicate) of the means and route of conveyance of such spirits across the plant premises has been submitted to and approved by the assistant regional commissioner, and (d) consent of surety on bond, Form 2601, has been furnished by the proprietor, on Form 1533, extending the terms of such bond to cover such conveyance of such spirits.

§ 201.112 Bonded warehouses not on production premises.

A bonded warehouse, other than one established on bonded premises of a plant qualified for production of spirits, or one contiguous to a distillery operated by the bonded warehouseman, may be established only if the need therefor is clearly shown and the prospective needs of the warehouseman will be for the bonded storage of not less than 250,000 wine gallons of spirits: *Provided*, That where commercial bonded warehouse facilities are not available in an area and it is impractical to have a warehouse of such capacity, the Director may approve the establishment of a warehouse without regard to the minimum storage requirements. The application for registration to establish a warehouse under the provisions of this section shall be accompanied by a separate written application, in triplicate, setting forth the necessity for the establishment of the warehouse, showing the approximate quantity of spirits that will be received, stored, and withdrawn annually, the probable number of depositors of spirits, and the approximate number of persons to be served from the warehouse, together with any other data or documents indicating the prospective volume of business or need for establishment. The application for registration shall not be approved if the proposed location of the warehouse would constitute a jeopardy to the revenue, satisfactory evidence of the need for the establishment of the warehouse has not been submitted, or the prospective volume of business would be insufficient to warrant the expense of supervision by internal revenue officers. The Director may limit the type of operation, such as, for bulk storage only, for package storage only, or for bulk storage and denaturing only, which may be conducted at a bonded warehouse which is to be established without regard to the minimum storage requirements. The proprietor of a bonded warehouse established for a limited type of operation shall not, in any manner, expand or change his

operation to include any other type of operations until, pursuant to written application (in quadruplicate) to make such change, he has obtained the approval of the Director.

(72 Stat. 1353; 26 U.S.C. 5178)

5. Sections 201.201 and 201.232 are amended to specify how many copies of required applications or reports shall be prepared. As amended, §§ 201.201 and 201.232 read as follows:

§ 201.201 Indemnity bond conditioned to stand in lieu of prior liens.

Where a lien is imposed on the distiller's property under section 5004(b) (1), I.R.C., or where any similar lien has been imposed under prior provisions of internal revenue law, the distiller may, pursuant to application (in duplicate) to, and approval by, the assistant regional commissioner, file consent, Form 2602, to further condition the bond, Form 3A, furnished under the provisions of § 201.200, to stand in lieu of such lien or liens and to indemnify the United States for the payment of all taxes and penalties which otherwise could be asserted against such property by reason of such lien or liens. When a consent on Form 2602 has been accepted and approved by the assistant regional commissioner, such lien or liens shall be held to be extinguished. The assistant regional commissioner will not accept or approve such consent, Form 2602, if there is any pending litigation or outstanding assessment with respect to such taxes or penalties, or if he has knowledge of any circumstances indicating that such consent is tendered with intent to evade payment or defeat collection of any tax or penalty.

(72 Stat. 1317, as amended, 1349; 26 U.S.C. 5004, 5173)

§ 201.232 Emergency breaking of seals or locks.

Where persons or property are in imminent danger from fire, flood, or other disaster, or where emergency repairs to equipment are necessary and it is essential that such repairs be made without delay to prevent substantial loss, and it is impractical to first obtain authorization from the internal revenue officer, Government seals or locks may be removed, as necessary, by the proprietor, or by police or firemen (in the case of disaster). When such action is taken, the proprietor shall see that security measures are taken to prevent illegal removal of spirits and, as soon as practical, shall notify the internal revenue officer of the action taken, and shall submit to him, within 5 days, a written report (in duplicate), executed under the penalties of perjury, describing the emergency and the action.

6. Section 201.246 is amended to delete the reference to certification of test weights by the National Bureau of Standards. As amended, § 201.246 reads as follows:

§ 201.246 Measuring devices and proofing instruments.

The proprietor shall provide the necessary measuring tanks, weighing tanks, scales, and meters or other measuring devices which have been approved by the

Director for weighing or measuring materials, spirits (including denatured spirits), and denaturants. Where scales or weighing tanks are provided, the proprietor must furnish the internal revenue officer with a set of ten 50-pound cast-iron weights, certified by (a) a State department of weights and measures, (b) a responsible scale company, or (c) another agency or company approved by the assistant regional commissioner, as conforming to class "C" requirements of the National Bureau of Standards. Where spirits which have a high solids content (a specific gravity of more than 1.0 at the temperature of the spirits) are to be gauged, the proprietor shall provide the internal revenue officer with such precision grade specific gravity hydrometers, prescribed in Part 186 of this chapter, as may be necessary to gauge such spirits. Where test weights or specific gravity hydrometers are furnished they shall be under the custody of the assigned officer when not in use. The proprietor shall provide, for his own use, accurate hydrometers, thermometers, and other necessary equipment for determining proof or volume.

(72 Stat. 1358; 26 U.S.C. 5204)

7. Paragraph (c) of § 201.248 is amended to provide for the issuance of certificates of accuracy when scales are tested, adjusted, or repaired by responsible scale companies. As amended, § 201.248(c) reads as follows:

§ 201.248 Testing of scales.

(c) *Tank scales over 500 gallons.* Proprietors shall have scales used for weighing lots of spirits (including denatured spirits) of 500 gallons or more tested, and their accuracy certified, by State, county, or city departments of weights and measures or by a responsible scale company at intervals of not more than 6 months. When a scale is tested, adjusted, or repaired by a responsible scale company, the proprietor shall secure a signed statement, in duplicate, from the scale company (and shall furnish a copy to the assigned officer), certifying that the scale has been tested, adjusted, or repaired, as the case may be, and found to be accurate. Proprietors, under the supervision of the assigned officer, shall also check, at least once a month, the gallonage represented to be in a scale tank against the gallonage indicated by volumetric determination of the contents of the tank. Such volumetric determination shall be made in accordance with the provisions of Part 186 of this chapter. Unless the volumetric check is within 0.5 percent of the quantity shown to be in the tank, the proprietor shall take appropriate steps to have the accuracy of the scale verified. When the assigned officer determines that the condition of a tank scale of large capacity indicates the necessity therefor, he shall require the proprietor to test the scale in the manner prescribed for a smaller capacity scale in paragraph (b) of this section, except that the test may be commenced

when the tank contains considerable quantities of liquid.

(72 Stat. 1358; 26 U.S.C. 5204)

8. Section 201.266 is amended to provide for determining the quantity and proof of unfinished spirits produced from certain nonliquid distilling materials. As amended, § 201.266 reads as follows:

§ 201.266 Distillation processes.

The process of distillation in the production facilities shall be such that the spirits pass through continuous, closed stills, pipes and vessels from the first still where entry into the system would constitute a jeopardy to the revenue until the process of production is completed. The distiller may, in the course of manufacture, carry his product through as many distilling operations as he may desire, provided the process is closed and continuous. Distilling processes are deemed to be continuous where the spirits are carried through the various steps of production as expeditiously as plant operation will permit. The collection of unfinished spirits for the purpose of redistillation is not deemed to be a break in the continuity of the distilling process. However, the quantity and proof of any unfinished spirits produced from distilling materials, the quantity of which was ascertained in the manner authorized in § 201.618(c) for such materials, shall be determined and recorded before any mingling with other materials or before any further processing of the unfinished spirits. Where spirits are percolated through oak chips or otherwise treated, the temporary retention of the spirits in tanks pending such treatment is permissible. Spirits may be held, prior to the production gauge, only for so long as is reasonably necessary to complete the process of production.

(72 Stat. 1328, as amended, 1338, 1353, 1362, 1365; 26 U.S.C. 5025, 5082, 5178, 5211, 5222)

9. Subparagraph (2) of paragraph (c) of § 201.269 is amended by redesignating the present text of subdivision (iii) as subdivision (iv) and by inserting a new subdivision (iii) to provide for volumetric measurement under certain conditions. The new subdivision (iii) and redesignated subdivision (iv) read as follows:

§ 201.269 Production gauge.

(c) *Tax not to be determined on production gauge.* * * *

(2) * * *

(iii) On approval by the assistant regional commissioner, by volumetric measurement in a calibrated tank, converting the wine gallons so determined into proof gallons, and determining therefrom the average content of each container: *Provided*, That the assistant regional commissioner may require the use of such meters or other measuring devices as he may deem necessary; or

(iv) By determining, by such device or method as may be approved under the provisions of paragraph (a) of this section, the total quantity filled into con-

tainers, and determining therefrom the average content of each container.

10. Paragraphs (a) and (b) of § 201.275 are amended to specify how many copies of required applications or descriptions shall be prepared. As amended, § 201.275 (a) and (b) reads as follows:

§ 201.275 Distillates containing extraneous substances.

(a) *Production facilities.* Distillates containing substantial quantities of fusel oil, aldehydes, or other extraneous substances may be removed from the distilling system prior to the production gauge for addition to fermenting or distilling material at the distillery where produced. Distillates removed from the distilling system under the provisions of this paragraph shall not be removed from the production facilities and shall be added promptly to the fermenting or distilling material. If the distillates contain less than one-half of 1 percent of fusel oil, or less than one-tenth of 1 percent of aldehydes, the removal and use of the distillates shall be made pursuant to a written application (in triplicate) filed with, and approved by, the assistant regional commissioner, and pursuant to such conditions as the assistant regional commissioner may require to assure that the distillates will be properly used and accounted for. Applications under this paragraph will not be approved if the removal and use of distillates would require additional hours of direct supervision.

(b) *Bonded wine cellar.* Distillates containing aldehydes may be removed, without payment of tax, to an adjacent bonded wine cellar for use therein for fermentation of wine to be used as distilling material at the distillery from which the distillates were removed: *Provided*, That the assistant regional commissioner finds, pursuant to a written application (in triplicate), that such removal and use will not jeopardize the revenue and will not require additional hours of direct supervision. The gauge and removal of distillates to an adjacent bonded wine cellar shall be in accordance with the applicable provisions of Subpart L of this part relating to withdrawal of wine spirits for use in wine production and the receipt and use of such distillates at an adjacent winery shall be in accordance with the provisions of Part 240 of this chapter. If such distillates contain less than one-tenth of 1 percent of aldehydes, the removal shall be subject to such additional conditions relating to gauging, recordkeeping, manner of removal from the distilling system and from the distillery, or use as the assistant regional commissioner shall require to assure that such distillates will be properly used and accounted for.

(72 Stat. 1356, 1365, 1382; 26 U.S.C. 5201, 5222, 5373)

11. Section 201.279 is amended to provide continuing authority to remove chemical byproducts from production

facilities. As amended, § 201.279 reads as follows:

§ 201.279 Disposition of chemicals.

Chemical byproducts of the spirits production system may be removed from the plant premises by pipeline or in such containers as the proprietor may desire. The quantities of such chemicals removed from the plant premises shall be determined by the proprietor. Packages of such chemicals shall be appropriately marked by the proprietor to show the nature of the contents. Chemical byproducts may be removed from the production facilities only pursuant to a written application, in duplicate, filed with and approved by the assigned officer: *Provided*, That the assistant regional commissioner may authorize, on a continuing basis, a proprietor to remove a chemical byproduct from production facilities, without application to and approval by the assigned officer, where the assistant regional commissioner finds that the nature of the production process and the chemical byproduct to be removed are such that the revenue will not be jeopardized by such removal. Products so removed shall be subject to such sampling by Government officers as may be deemed necessary.

(72 Stat. 1356; 26 U.S.C. 5201)

12. Paragraph (c) of section 201.291 and sections 201.292 and 201.295 are amended to specify how many copies of required applications or descriptions shall be prepared. As amended, paragraph (c) of § 201.291 and §§ 201.292 and 201.295 read as follows:

§ 201.291 Receipt and storage of spirits.

(c) *Storage.* Spirits (including denatured spirits) may be stored in the storage facilities on bonded premises in any container into which spirits (including denatured spirits) may be filled on bonded premises. Containers used for such storage shall be so stored that they can be readily inspected by internal revenue officers, and cases in such storage shall be so stored that they can be readily inventoried: *Provided*, That on application submitted in quadruplicate to, and approval by, the Director, the proprietor may be authorized to store packages and cases in any manner which, in the opinion of the Director, adequately safeguards the interests of the Government. Tanks and other containers (except containers to which § 201.88 is applicable) for the storage of spirits on bonded premises shall be kept securely closed, and the flow of spirits into and out of such tanks or other containers shall be controlled by Government locks or seals, or by a meter or other device approved by the Director which permits a determination of the quantity being deposited or of the quantity being removed, as the case may be. The provisions of § 201.88 are applicable in respect to storage of spirits on bonded premises in portable containers.

(72 Stat. 1356, 1357, 1362, 1366, 1398; 26 U.S.C. 5201, 5202, 5211, 5212, 5231, 5232, 5601)

§ 201.292 Quick-aging of spirits, addition of oak chips to spirits, and addition of caramel to brandy and rum.

Spirits may be quick-aged by heating during storage on approval by the assistant regional commissioner of the proprietor's written description (in triplicate) of the process to be used. Oak chips which have not been treated with any chemical may be added to packages either prior to or after filling; if added prior to gauge for withdrawal from bonded premises notation shall be made on the deposit form. Caramel possessing no material sweetening properties may be added to rum or commercial brandy in packages or tanks. All such operations in storage facilities on bonded premises shall be pursuant to an application (in duplicate) to, and under the direct supervision of, the assigned officer.

(72 Stat. 1328, as amended, 1356, 1357; 26 U.S.C. 5025, 5201, 5202)

§ 201.295 Change of packages.

Denatured spirits on bonded premises may be transferred to another package without prior approval by the assigned officer. Spirits in the storage facilities on bonded premises may be transferred from one package to another on written application (in duplicate) to, and approval of, the assigned officer. Except in the case of spirits of 190 degrees or more of proof, each new package shall contain spirits from only one package. Packages shall be marked and branded as provided in Subpart P of this part. The proprietor shall note the record covering the deposit of the spirits in bond to show the tare, gross weight, and tax gallons of each new package; in addition, he shall furnish the assigned officer a report, in writing, of each package change and the new elements of gauge. The provisions of this section do not apply where spirits are packaged subsequent to mingling.

(72 Stat. 1356, 1357; 26 U.S.C. 5201, 5202)

13. Section 201.301 is amended to delete the requirement for prior approval of mingling of distilled spirits by the assigned officer, and section 201.302 is amended to delete the same requirement and to prescribe that the mingling of distilled spirits shall be pursuant to a notice rather than to an application. As amended, §§ 201.301 and 201.302 read as follows:

§ 201.301 Mingling to consolidate packages under section 5234(a)(2), I.R.C.

Within 8 years of the date of original entry for deposit packages of spirits of the same kind, distilled by the same proprietor (under his own or any trade name), at the same distillery, and which have been stored in internal revenue bond in the same kind of cooerage for not less than 4 years (or 2 years in the case of rum or brandy) may be dumped and mingled in a tank in the storage facilities on bonded premises. Such mingled

spirits shall be immediately repackaged, for further storage in bond, in as many as necessary of the packages from which dumped. Where spirits produced in different distilling seasons are mingled under this section, the mingled spirits shall consist of not less than 10 percent of spirits of each such season. Once the spirits are dumped and mingled, they shall be promptly drawn into packages in the manner provided in § 201.294. If draining the tank would result in a remnant package, the proprietor may determine and record the quantity of spirits remaining in the tank and treat such spirits as a part of the succeeding lot to be mingled in that tank or he may fill, gauge, and mark a remnant package: *Provided*, That if the components of the spirits in the tank are not eligible for mingling, pursuant to this section, with the components of the succeeding lot, or if consolidation operations are discontinued, the spirits remaining must be drawn into a remnant package. No spirits mingled under the provisions of this section shall again be mingled under such provisions until at least 1 year has elapsed since the last prior mingling.

(72 Stat. 1328, 1367; 26 U.S.C. 5025, 5234)

§ 201.302 Mingling packages of spirits.

Before dumping packages of spirits on bonded premises for mingling (except heterogeneous spirits covered in § 201.298 and spirits of 190 degrees or more of proof) the proprietor shall prepare Form 2323, in triplicate, in accordance with the instructions on the form and, before mingling, deliver one copy to the assigned officer. The proprietor shall also deliver to the assigned officer a list (one copy) of the serial numbers of the packages. When packages of spirits of 190 degrees or more of proof are to be mingled, the proprietor shall notify the assigned officer and make appropriate entries in his records reflecting the mingling. Each package of spirits to be mingled under this subpart shall be carefully examined by the proprietor, and if any package bears evidence of loss due to theft or unauthorized voluntary destruction, or loss in excess of normal storage losses, such package shall not be dumped until released by the assigned officer; Form 2323 shall be amended when necessary. On completion of the mingling, the proprietor shall execute his report of mingling on the original and one copy of Form 2323, deliver the original to the assigned officer, and retain the copy for his files.

(72 Stat. 1367, as amended; 26 U.S.C. 5234)

14. Section 201.313 is amended to specify how many copies of the required report shall be prepared. As amended, § 201.313 reads as follows:

§ 201.313 Expiration of bonding period.

The bonding period defined in § 201.26 expires at the close of business on the twentieth anniversary of the day next preceding the date of original entry for deposit of the spirits in storage in internal revenue bond. Each June and December the proprietor shall determine

whether the 20-year period of storage on any spirits in storage in bond (other than denatured spirits or spirits of 190 degrees or more of proof) will expire during the next season and, if any such spirits are in storage, render a written report, in duplicate to the assigned officer of the results of his determination. The proprietor's report shall include a full identification of the spirits and show the date of expiration of the bonding period for each container (or lot of such spirits). Before such date of expiration, the proprietor shall file an application for tax payment or other authorized disposition of such spirits. The proprietor shall, pursuant to such application, withdraw such spirits from storage on the bonded premises before the expiration of such 20-year period.

(72 Stat. 1320, 1349, 1361; 26 U.S.C. 5006, 5173, 5207)

15. Section 201.334 is amended to conform to the proposed amendment of § 201.544 which would eliminate overprinting on export stamps. As amended, § 201.334 reads as follows:

§ 201.334 Strip stamps.

The proprietor shall affix to each bottle of spirits bottled in bond a domestic or export strip stamp, as appropriate. Such stamps shall be procured, overprinted (when required), affixed, and accounted for as provided in Subpart Q of this part.

(72 Stat. 1358; 26 U.S.C. 5205)

16. A clarifying change is made in § 201.338 by rearranging the language of the section. As amended, § 201.338 reads as follows:

§ 201.338 Marking and disposition of remnant cases.

Where there is less than a case of bottled spirits remaining from a lot of spirits bottled, either for domestic use or for exportation, the remnant will be placed in a case and such case will be given the serial number of the last full case containing spirits in the same lot, followed by the letter "R", thus: "100-R"; *Provided*, That where spirits, of the same kind and proof, produced by the same distiller at the same distillery during the same distilling season as the remnant, are to be bottled on the same or following business day, and are eligible for inclusion in the remnant case, such remnant case may be given the next serial number and held in the bottling-in-bond facilities, and the case filled with such spirits. Such remnant case, if not held in the bottling-in-bond facilities, shall be removed with other cases to storage and taxpaid for domestic consumption, or returned to the bottling-in-bond facilities when the next lot of spirits of the same kind, produced by the same distiller, at the same distillery during the same distilling season is to be bottled, and (a) the bottles used for filling a complete case, if of the same proof and otherwise eligible, or (b) the contents dumped into the bottling tank and mingled with such other spirits for bottling. In any instance when a remnant case is removed or returned to the bottling-in-bond facilities

for use as provided in this section, appropriate notations will be made on Forms 1515 showing the disposition of such remnant.

(72 Stat. 1366; 26 U.S.C. 5233)

16a. Section 201.363 is amended with regard to withdrawals of spirits from bonded premises free of tax or without payment of tax on original gauge. As amended, § 201.363 reads as follows:

§ 201.363 Withdrawal of spirits on original gauge.

Except where the filling or production gauge is made under the provisions of § 201.269(c)(2), spirits may be withdrawn from bonded premises for any lawful purpose on the original gauge: *Provided*, That in the case of spirits in bulk conveyances or wooden packages so withdrawn on determination of tax, the original gauge must have been made by an internal revenue officer. Where the original gauge was made by an internal revenue officer the spirits shall be withdrawn on such gauge unless permission for a gauge at time of withdrawal is obtained from the assistant regional commissioner. When spirits in wooden packages, which are to be withdrawn on determination of tax on the original gauge, are transferred in bond, the proprietor shall note "Withdraw on original gauge" and show the details of the original gauge on all copies of Form 2630.

(72 Stat. 1357, 1358; 26 U.S.C. 5202, 5204)

17. Section 201.368 is amended to provide that where packages or cases of spirits produced by two or more producers are removed in one conveyance, one Form 236, Transfer of Spirits or Denatured Spirits in Bond, will be sufficient. As amended, § 201.368 reads as follows:

§ 201.368 Consignor premises.

(a) *General*. (1) Form 236 shall be prepared by the consignor proprietor to cover the transfer of spirits or denatured spirits in bond, pursuant to an approved application on Form 2609. In the case of denatured spirits, Form 236 shall be prepared as a notice of shipment. In the case of spirits, Form 236 shall be prepared as an application to the assigned officer for approval of the release. When spirits in packages are to be transferred, the consignor shall also prepare Form 2630, and when spirits in cases or in encased containers are to be transferred, he shall prepare Form 1620. Except as otherwise provided herein, a Form 236 (with Form 2630, or 1620, as applicable) shall be prepared for each conveyance. Each Form 1620 and Form 2630 shall show the real name (or the basic operating name as provided in § 201.235) of the producer (or the name of the importer in the case of imported spirits or the name of the packaging or bottling proprietor in the case of spirits of 190 degrees of proof or more) and, if the spirits were produced under a trade name, shall also show the trade name under which produced. Where packages or cases of spirits produced by two or more producers are

removed in one conveyance, one Form 236 may be prepared. However, a separate Form 1620 or Form 2630 shall be prepared for each name under which spirits were produced. Spirits shall not be removed from the bonded premises until Form 236, with any required Form 2630 or 1620, as applicable, (or, as authorized in subparagraph (2) of this paragraph, an authorized shipment and delivery order), has been submitted to the assigned officer and his approval received for the release of the spirits. In the case of pipeline transfers of spirits, the assigned officer shall not unlock the pipeline until he has approved the Form 236. On completion of lading (or completion of transfer by pipeline), the proprietor shall execute his certificate of removal on all copies of Form 236, and dispose of the forms in accordance with the instructions on Form 236.

(2) The proprietor may, on approval of the assistant regional commissioner, cover on one Form 236 (and Form 2630) all packages of spirits shipped by truck on the same day from his production facilities for deposit for storage in bond in another distilled spirits plant located in the same internal revenue region. In such case, the proprietor shall deliver, to the assigned officers at the shipping and delivery premises, a shipment and delivery order for each shipment, showing the number of barrels, their serial numbers, the name of the producer, and the serial numbers of the Government seals (if any) applied to the truck. Such shipping and delivery order shall be properly authenticated, and shall constitute a complete record of the spirits so transferred in each truck each day. On completion of lading of the last truck for the day, the proprietor shall complete the Form 236 and dispose of the form (and Form 2630) in accordance with the instructions on Form 236.

(b) *Packages*. When spirits are to be transferred in bond in packages, the consignor proprietor shall weigh each package, except (1) when the transfer is to be made in a sealed conveyance, (2) when the individual packages have been securely sealed by the proprietor in a manner satisfactory to the assigned officer, or (3) when this requirement has been waived by the Director on a finding that, because of the location of the premises and the proposed method of operation, the transfer can be made under the control of the assigned officer, and there will be no jeopardy to the revenue. The proprietor shall load the packages into the conveyance and prepare the conveyance for sealing, if it is to be sealed. The details of the last gauge for each package shall be recorded on Form 2630. If the tax gallon content for any package to be transferred has been determined by an average, as provided in § 201.269, such average tax gallon content shall be recorded as the quantity of spirits transferred for such package. When packages are weighed at the time of shipment, the shipping weight shall be shown in lieu of the last official gross weight of the package: *Provided*, That in the case of packages to be withdrawn on original gauge, the shipping weight

shall be shown in addition to the details of the original gauge.

(c) *Bulk conveyances and pipelines.* When spirits are to be transferred in bond in bulk conveyances or by pipelines, the consignor shall gauge the spirits under the direct supervision of the assigned officer and record the gauge on Form 236. Bulk conveyances of spirits shall be prepared by the proprietor for sealing.

(72 Stat. 1362; 26 U.S.C. 5212)

18. Section 201.371 is amended by removing the material pertaining to a bond account and placing updated material in a new section, § 201.371a, Bond Account. As amended, § 201.371 and new § 201.371a read as follows:

§ 201.371 Application.

Spirits to be withdrawn from bonded premises on determination of the tax thereon shall be in such containers or cases as are prescribed in this part. The proprietor of the bottling premises to which the spirits are to be removed or the proprietor of the bonded premises from which the spirits are to be withdrawn, shall make application on Form 179 for tax determination and withdrawal. Where spirits are to be withdrawn on determination of tax, the tax thereon shall be paid before removal of the spirits from the bonded premises unless the proprietor making application for the withdrawal has furnished bond on Form 2613, 2614, or 2615 to secure payment of tax. Where the spirits are to be withdrawn by the proprietor of bottling premises from bonded premises not on the same plant premises, he shall, on execution of his portion of the application on Form 179, deliver one copy to the assigned officer at the bottling premises and forward the remaining copies of the form to the proprietor of the bonded premises. On completion of the application the proprietor of the bonded premises shall deliver all copies of the application to the assigned officer at his premises. Where spirits in packages are to be gauged in bulk gauging tanks, the proprietor of the bonded premises shall attach to Form 179 a list (one copy) of the serial numbers of the packages. Where an alternating proprietor has been authorized pursuant to § 201.174 to commence operations of bottling facilities at a specified future time, he may apply for the withdrawal of spirits from bond on Form 179 in anticipation of such commencement of operations, but spirits so applied for will not be eligible for loss allowance unless such spirits are withdrawn directly from bond and unless such spirits are received on his bottling premises during the time he is authorized to operate such premises.

(72 Stat. 1363; 26 U.S.C. 5213)

§ 201.371a Bond account.

Where the proprietor making application on Form 179 for tax determination and withdrawal of spirits has furnished bond on Form 2613, 2614, or 2615 in less than the maximum penal sum, he shall maintain an account of his bond and he

shall charge the bond with the amount of liability he accepts at the time he executes Form 179 and shall credit the bond on payment of the amount of tax required to be remitted with a return and by authorized credits taken on a return: *Provided*, That where the tax as determined is less than the amount shown on Form 179 as charged against his bond, he may, on the basis of the internal revenue officer's certificate of tax determination on Form 179, credit the bond account with the amount of the difference between the amount charged and the amount of tax determined. Where a bond on Form 2615 in less than the maximum penal sum has been allocated among two or more plants as provided in § 201.210, an account shall be maintained at each plant of that part of the penal sum of the bond allocated to that plant.

19. Section 201.373 is amended to provide that entry tare weights on Forms 2630 prepared for tax determination need be entered only when the packages are to be regauged by the average tare method. As amended, § 201.373 reads as follows:

§ 201.373 Packages.

When spirits in packages are to be withdrawn from bonded premises on determination of tax on the basis of individual package gauge, each package shall be gauged unless the tax is to be determined on the original gauge. When the packages are to be withdrawn on the original gauge, the proprietor shall prepare Form 2630 and deliver the form to the assigned officer with Form 179. If spirits in wooden packages are to be gauged for tax determination, the proprietor shall complete only the heading of Form 2630 and insert the serial number, and entry tare (if the packages are to be regauged by the average tare method), of each package before delivery of the form, and Form 179, to the assigned officer for gauge of the packages by such officer. The proprietor shall gauge (under the direct supervision of an assigned officer), and report on Form 2630, metal packages to be tax-determined on other than the original gauge and deliver such form, and Form 179, to the assigned officer. Spirits in wooden packages filled from storage tanks for tax determination shall be gauged and reported on Form 2630 by an assigned officer on receipt of Form 179; metal packages so filled shall be gauged (under the direct supervision of an assigned officer) and reported on Form 2630 by the proprietor, and the proprietor shall deliver Form 2630 to such officer with Form 179. In the case of spirits of less than 190 degrees of proof, the date of original entry, and, for domestic spirits only, the proof of distillation shall be shown on Form 2630. In the case of spirits mingled pursuant to section 5234(a) (1) (C), I.R.C. (homogeneous spirits) the dates of original entry of the oldest and the youngest spirits in the mingled spirits shall be shown. On completion of gauge (if any) and computation of tax, the assigned officer will return Form 179 and Form 2630 to the proprietor.

(72 Stat. 1358, 1362; 26 U.S.C. 5204, 5213)

20. Section 201.384 is amended to remove from it, and transfer to Subpart P, certain instructions pertaining to marks. As amended, § 201.384 reads as follows:

§ 201.384 Filling packages from gauging tanks after determination of tax.

Spirits drawn into packages from bulk gauging tanks after tax determination shall be gauged by the proprietor, who shall report such gauge on Form 2630. On receipt of Form 2630 from the proprietor, the assigned officer shall issue a distilled spirits stamp for each package. Each package so filled shall be marked as prescribed by Subpart P of this part before removal from the premises.

(72 Stat. 1362; 26 U.S.C. 5213)

21. Section 201.407 is amended to prescribe that instead of retaining the original of Form 2634, the assigned officer will forward it to the assistant regional commissioner. As amended, § 201.407 reads as follows:

§ 201.407 Notice and gauge for denaturation.

The proprietor, when he wishes to denature, shall execute his notice of intent on Form 2634, in triplicate, in accordance with the instructions thereon and deliver one copy, as a notice, to the assigned officer before any spirits are released for denaturation. The gauge of the spirits, when required, and the denaturation thereof, shall be under the direct supervision of the assigned officer. On completion of denaturation, the proprietor shall execute his report of denaturation on the original and one copy of the form and deliver them to the assigned officer who, after verification of the report, shall execute his certificate on both copies of the form, return the completed copy to the proprietor, forward the original to the assistant regional commissioner, and destroy the notice copy originally received. All spirits shall be gauged by the proprietor: *Provided*, That spirits dumped from previously gauged containers or spirits transferred directly to mixing tanks from gauge tanks where they were gauged, need not be again gauged. Measurements of spirits and denaturants shall be made by volume or by weight or, when approved by the Director, by meter or other device.

(72 Stat. 1358, 1369; 26 U.S.C. 5204, 5241)

22. A new section, § 201.407a, is inserted, immediately following § 201.407, to provide for the premixing with alcohol of denaturants under certain conditions. The new § 201.407a reads as follows:

§ 201.407a Dissolving of denaturants.

Denaturants which are difficult to dissolve in alcohol at usual working temperatures shall be liquified or dissolved in a small quantity of alcohol in advance of their use in the production of specially denatured alcohol pursuant to the prescribed formula, and denaturants which are highly volatile or which become solid at such usual temperatures may also be dissolved in alcohol before being used.

Any ethyl alcohol used in dissolving denaturants and contained in the resulting solution shall be included as part of the total quantity of alcohol denatured in each batch.

23. Section 201.408 is amended to specify how many copies of a required application shall be prepared. As amended, § 201.408 reads as follows:

§ 201.408 Adding denaturants.

Denaturants shall be added to spirits in approved mixing tanks except as provided herein. Specially denatured alcohol Formulas 18, 25, and 25-A prescribed in Part 212 of this chapter may be denatured in packages in any quantity. The assigned officer may permit the denaturing in packages, in accordance with other formulas, of limited quantities of spirits on a showing of a need therefor. The assistant regional commissioner may, on the showing of the need therefor, authorize the denaturation of spirits in tank cars, tank trucks, or similar containers if he deems such denaturation will not hinder effective administration of this part or jeopardize the revenue. The Director may, on written application, in quadruplicate, authorize other methods of adding denaturants to spirits if he deems such denaturation will not hinder effective administration of this part or jeopardize the revenue. If requested by the Director, the proprietor shall submit a flow diagram of the intended process or method of adding denaturants. The conduct of alternate methods of denaturation may be disapproved where additional supervision would be required, or may be restricted to such times as will not require additional supervision.

(72 Stat. 1357, 1369; 26 U.S.C. 5202, 5242)

24. Section 201.425 is amended to provide for the surrender of obsolete formulas. As amended, § 201.425 reads as follows:

§ 201.425 Changes in formulas.

The addition or elimination of ingredients, changes in quantities of ingredients used (where the percentages are required to be disclosed), and changes in the process of rectification are permissible only after approval of a new Form 27-B Supplemental: *Provided*, That where such change of ingredients or process does not result in altering the class or type of the finished product or the tax applicable, the change may be accomplished by filing, with the Director, a rider to the formula. The rider, in quadruplicate, will clearly identify the original formula by number, date of approval, name of the product, and by name and number of the plant, will specify the ingredients to be added or eliminated, or the change in process, and will be signed and processed in the same manner as the original formula. Such change in ingredients or process is permissible only after approval of the rider. A new Form 27-B Supplemental or rider will not be required to cover changes in brand names. Once an approved formula is superseded by a new formula, the original formula shall no longer be used

and will be surrendered to the Director. The proprietor may also voluntarily surrender, to the Director, any formula for which he has determined he has no future use.

(72 Stat. 1356; 26 U.S.C. 5201)

26. Sections 201.454 and 201.462 are amended to specify how many copies of required requests or applications shall be prepared. As amended, §§ 201.454 and 201.462 read as follows:

§ 201.454 Bottling tanks.

All spirits and wines bottled on bottling premises shall be bottled from tanks approved for bottling: *Provided*, That the assistant regional commissioner may authorize bottling from original packages or special containers where it is impracticable to use a bottling tank. Bottlers desiring to bottle from packages or special containers shall make written request (in triplicate) for approval of the assistant regional commissioner, showing the necessity therefor, as provided in Subpart D of this part.

(72 Stat. 1356; 26 U.S.C. 5201)

§ 201.462 Cases.

On completion of bottling, the filled bottles with labels and strip stamps (where required) properly affixed shall be placed in cases, and the cases shall be sealed: *Provided*, That, on approval of written application (in duplicate, to the assigned officer, if any, at the plant, otherwise, in triplicate to the assistant regional commissioner) the proprietor may be authorized to retain, on plant premises, unsealed cases, pending the affixing of brand labels or State stamps. Where the mandatory information required by 27 CFR Part 5 appears on the brand label rather than a separate label, the brand label shall be affixed at the time of bottling. Spirits in unsealed cases shall be kept apart from other spirits on bottling premises. Each case of spirits or wines filled on bottling premises shall be marked as prescribed by Subpart P of this part before removal from such premises.

(72 Stat. 1356, 1360, 1387; 26 U.S.C. 5201, 5206, 5388)

27. Section 201.464 is amended to provide a reference to marking requirements. As amended, § 201.464 reads as follows:

§ 201.464 Filling packages.

Rectified or unrectified products may be drawn into packages from a tank (conforming to the requirements of § 201.243) on bottling premises. Such packages shall be gauged by the proprietor, and he shall report the details of such gauge on Form 2630 and attach a copy of Form 2630 to each copy of Form 2637 covering the product. Such packages shall be marked as prescribed by Subpart P of this part. On receipt of Form 2630 and Form 2637 from the proprietor, the assigned officer shall issue a distilled spirits stamp for each package of spirits. The information required to be placed on the stamp shall be placed thereon

by the proprietor and he shall affix the stamp to the package in the manner required by Subpart Q of this part.

(72 Stat. 1356, 1358; 26 U.S.C. 5201, 5205)

28. Sections 201.466, 201.490, and 201.514(b) are amended to specify how many copies of required applications shall be prepared. As amended, §§ 201.466, 201.490, and 201.514(b) read as follows:

§ 201.466 Rebottling, relabeling, and restamping of bottled spirits.

Bottlers desiring to rebottle, restamp, or relabel distilled spirits shall make application, in duplicate, to the assigned officer, if any, at the plant, otherwise, in triplicate, to the assistant regional commissioner. The application shall state specifically (a) the reason for the rebottling, relabeling, or restamping, (b) the serial numbers of the cases, and (c) the name of the original bottler. If the spirits were originally bottled by a bottler other than the applicant, the application shall be accompanied by a statement from the original bottler consenting to the rebottling or relabeling thereof by the applicant. When spirits are rebottled, the strip stamps on the original bottles shall be destroyed and new strip stamps used. Liquor bottles used for rebottling shall comply with the provisions of § 201.457. When spirits are relabeled, the new label shall be covered by an appropriate certificate of label approval or certificate of exemption from label approval issued under the Federal Alcohol Administration Act. Form 2637, appropriately modified, shall be prepared by the proprietor to cover the relabeling or restamping of spirits. Forms 122 and 2637 shall be prepared in accordance with this part to cover the rebottling of spirits.

(72 Stat. 1356; 26 U.S.C. 5201)

§ 201.490 Affiliated or subsidiary corporation.

Where a corporation and any of its affiliated or subsidiary corporations are qualified for successive operations at the same bottling premises, the several corporations may make joint application, in triplicate, to the assistant regional commissioner for permission to be treated as one proprietor for the purpose of computing the quantities of spirits lost through the various causes described in §§ 201.482 and 201.487, and filing claims for abatement, remission, credit, or refund of tax thereon. The application shall contain or be verified by a written declaration that it is executed under the penalties of perjury and shall set forth the names of the corporations, including affiliates and subsidiaries, making the application, their relationship, the purpose of the application, and the name of the corporation in which reports and claims shall be filed. Any changes in the facts or conditions set forth in the approved application shall necessitate the filing of a new application and approval thereof. As used in this section "affiliated or subsidiary corporations" means corporations of "an affiliated group" as defined in section 1504, I.R.C.

and parent or subsidiary corporations where the parent corporation owns stock representing more than 50 percent of the total combined voting power of all classes of stock of the subsidiary corporation entitled to vote (not including stock which is entitled to vote only on default of payment of dividends or other special circumstances).

(72 Stat. 1323, as amended; 26 U.S.C. 5008)

§ 201.514 Numbering of packages and cases.

(b) Cases of bottled spirits filled on bonded premises and cases filled on bottling premises shall be numbered in separate series. The proprietor may establish more than one series of serial numbers for cases on either bonded or bottling premises where more than one bottling unit is used and each series is distinguished from each other by the use of alphabetical prefixes or suffixes. Further, separate series of serial numbers, distinguished from each other by the use of alphabetical prefixes or suffixes, may be established to identify size of bottles, brand names, or other information, on written application (in triplicate) to, and approval of, the assistant regional commissioner. Remnant cases shall be given the serial number of the last full case followed by the letter R.

(72 Stat. 1360; 26 U.S.C. 5206)

29. Section 201.516 is amended by redesignating the present text of paragraph (e) as paragraph (f) and inserting a new paragraph (e). The new paragraphs (e) and (f) read as follows:

§ 201.516 Marks on packages of spirits filled on bonded premises.

(e) Packages of homogeneous spirits. Packages filled as provided in § 201.384 of this part, and which contain homogeneous spirits, shall, in addition to the marks required by paragraph (a) of this section, be marked to show that they are consolidated packages, the plant number of the premises at which filled, the kind of cooperage in which the spirits were stored, and the number of months the youngest spirits in the lot were stored in such cooperage.

(f) Real or trade names. The producer's real name, or any trade name authorized (as provided in § 201.146) at the time of production, may be placed on any package filled at the time of production gauge, or at the time of original packaging of the spirits in wood when, as provided in § 201.270, the spirits were not filled into wooden packages at the time of production gauge. When spirits have been mingled under § 201.297 or § 201.301, the proprietor may use any of the names represented in the mingled spirits, but no other name, as the name of the producer to be marked on packages filled with such mingled spirits: *Provided*, That if the proprietor was the actual producer of the spirits he may in any case use his real name. When spirits have been mingled under § 201.297 and are not eligible for bottling in bond,

the name of the producer marked on the package shall be followed by the letter "X" to evidence such ineligibility of the spirits.

(72 Stat. 1360; 26 U.S.C. 5206)

30. Paragraphs (b) and (c) of § 201.517, and § 201.532, are amended to specify how many copies of required applications shall be prepared. As amended, §§ 201.517 (b) and (c), and 201.532, read as follows:

§ 201.517 Kind of spirits or wine.

(b) *Change of designation.* A proprietor may, on written application (in triplicate) to, and approval of the assistant regional commissioner, change the original designation for spirits at any time, before their withdrawal from bonded premises, to a new designation properly describing the spirits in accordance with the provisions of this section.

(c) *Other designations.* If the proprietor proposes to produce spirits for which a designation has not been prescribed, he shall first make written application, in quadruplicate, to the Director for a designation for such spirits and they shall be branded accordingly.

(72 Stat. 1360; 26 U.S.C. 5206)

§ 201.532 Relabeling and restamping off bonded or bottling premises.

The proprietor of a distilled spirits plant may relabel, affix brand labels, or restamp bottled taxpaid spirits (including taxpaid bottled-in-bond spirits) on wholesale liquor dealer premises or at a taxpaid storeroom on, contiguous to, adjacent to, or in the immediate vicinity of the plant, if such wholesale liquor dealer premises or taxpaid storeroom is operated in connection with the plant. A proprietor who so desires to relabel, restamp, or affix brand labels shall make application, in duplicate, to the assigned officer, if any, at the plant, otherwise such application shall be submitted in triplicate to the assistant regional commissioner: *Provided*, That individual bottles constituting less than a full case may be relabeled and restamped with labels and stamps without the necessity of prior application. The approving officer may give continuing authority to conduct the operations described in applications submitted under this section. The proprietor shall, on his daily stamp report submitted to the assigned officer, report the number of stamps used, for each location, under the provisions of this section.

(72 Stat. 1356, 1366; 26 U.S.C. 5201, 5233)

31. In order to provide authorized abbreviations for certain information required to be placed on containers, a new section, § 201.533, is added, to follow immediately after § 201.532. New § 201.533 reads as follows:

§ 201.533 Authorized abbreviations to identify required marks.

In addition to the abbreviations and symbols which are authorized in this part for use in marking containers, the fol-

lowing abbreviations may be used to identify certain required marks:

Required mark	Abbreviation
Consolidated Packages	CON
Distilled Spirits Stamp	DSS
Gallon or Wine Gallon	WG
Gross Weight	G
Original Entry	OE
Proof	P
Tare	T
Tax Determined	TD
Wine Spirits Addition	WSA

(72 Stat. 1360; 26 U.S.C. 5206)

32. Paragraph (a) of § 201.541 and § 201.542 are amended to provide for standard-size and small-size blue strip stamps in lieu of denominational stamps for spirits bottled in bond for export, and paragraph (d) of § 201.541 is amended to provide for overprinting strip stamps with the class and type of product. As amended, paragraphs (a) and (d) of § 201.541 and § 201.542 read as follows:

§ 201.541 General.

(a) *Spirits bottled in bond.* Every bottle of spirits bottled in bond pursuant to the provisions of section 5233, I.R.C., and Subpart K of this part shall, when filled, be stamped by the proprietor with a prescribed bottled-in-bond strip stamp evidencing the bottling of such spirits in bond. The prescribed stamp is serially numbered (except stamps of less than ½ pint denomination), and shows that the spirits were bottled in bond under supervision of the U.S. Government, and, in the case of spirits bottled in bond for domestic use, the quantity of spirits in the container and the proof of the spirits. Green strip stamps are prescribed for spirits bottled in bond for domestic use, and blue for export. Blue export strip stamps, applied to bottles of spirits bottled in bond for export with benefit of drawback, shall be overprinted with the word "DRAWBACK". Where bottled-in-bond spirits, originally intended for domestic use, are to be exported with benefit of drawback, the word "EXPORT" shall be overprinted on the green strip stamp.

(d) *Overprinting.* The words "EXPORT" or "DRAWBACK", when required to be overprinted on a strip stamp, shall be overprinted in the center of the strip stamp, in a readily legible manner, by printing or by the use of a rubber stamp or other suitable method. Subject to approval by the Director, strip stamps may be similarly overprinted with the class and type of product or with an appropriate abbreviation or symbol therefor, such as, "Bbn" for bourbon whiskey.

(72 Stat. 1358, 1369; 26 U.S.C. 5205, 5235)

§ 201.542 Bottled-in-bond strip stamp denominations.

(a) *Domestic strip stamps.* Green strip stamps for spirits bottled in bond for domestic use are provided in the following denominations only: 1 gallon, ½ gallon, 1 quart, ¼ quart, 1 pint, ½ pint, and less than ½ pint. When bottles containing over ½ pint of spirits bottled in bond for domestic use are of a size for

which bottled-in-bond strip stamps in the exact denomination are not provided, the proprietor shall use stamps of another denomination; he shall strike out the original denominations and shall write or print on the stamps the exact quantity of spirits contained in the bottles.

(b) *Export strip stamps.* Blue strip stamps for spirits bottled in bond for export are provided in a standard size for bottles or containers of $\frac{1}{2}$ pint capacity or more and in a small size for bottles or containers of less than $\frac{1}{2}$ pint capacity.

(72 Stat. 1358; 26 U.S.C. 5205)

33. Paragraph (a) of § 201.543 is amended to transfer from the assigned officer to the proprietor, the responsibility for verifying the quantity of strip stamps received from the district director. As amended, § 201.543(a) reads as follows:

§ 201.543 Procurement of strip stamps.

(a) *General.* Strip stamps may be obtained, without charge, by the proprietor, in reasonable anticipation of current needs, from the district director of the district in which the plant is located, by requisition on Form 428 approved by the assigned officer. Such stamps may not be procured by one proprietor from another or transferred to another plant operated by the same proprietor, except on authorization by the assistant regional commissioner, nor may they, except in the case of emergency, be requisitioned from district directors of other districts. Requisitions shall be for full sheets of such stamps, and unless the stamps are called for in person, the proprietor shall specify the means of delivery and enclose a remittance to cover the cost of such delivery. Means of delivery, other than delivery directly to the proprietor or his agent, shall be limited to (1) registered mail, (2) certified mail, or (3) express. On receipt of the stamps the proprietor shall verify the quantity received and acknowledge receipt thereof, noting any discrepancies, on both copies of Form 428 returned by the district director, forward one copy of the Form 428 to the assistant regional commissioner, and retain one copy in his files.

(72 Stat. 1358; 26 U.S.C. 5205)

34. Section 201.544 is amended to eliminate the requirement for certain overprinting of bottled-in-bond export stamps. As amended, § 201.544 reads as follows:

§ 201.544 Overprinting of bottled-in-bond stamps.

Bottled-in-bond stamps which are to be used on spirits bottled for domestic use shall be overprinted with the season and year of production and the season and year of bottling in the blank space on the end of the stamp bearing the serial number or, in the case of the "less than $\frac{1}{2}$ pint" denomination, on the right hand end of the stamp. The stamp shall be overprinted in the blank space on the

other end with the name of the distiller (or trade name) under which the spirits were produced and warehoused; such name shall be the same as the name which appears on the label, as provided by § 201.332. If a word such as "company", "corporation", or "incorporated", is a part of such name, the abbreviation of such word may be used. Stamps which cannot be used in the season or year for which they were overprinted, or on which an error was made in the season of production on bottling, may again be overprinted. Other data may not be changed after the first overprinting. All overprinting shall be done by the proprietor or, on his order, by a reputable printer. Overprinting will be done in red ink.

(72 Stat. 1358; 26 U.S.C. 5205)

35. Section 201.545 is amended to provide that the Director may authorize the placing of labels or State stamps on bottles in such a manner as to partially obscure the strip stamps. As amended, § 201.545 reads as follows:

§ 201.545 Affixing stamps.

The proprietor shall affix strip stamps to the containers with a strong adhesive, and in such a manner that on opening the container the stamp will be broken and a portion thereof, sufficient to identify the kind of stamp placed thereon, will remain attached to the container or to a cap or seal which is permanently affixed to the container. Strip stamps affixed to containers shall not be concealed or obscured in any manner except that (a) the Director may authorize labels or State stamps to be so affixed as to partially obscure strip stamps, if he finds that a need therefor exists, and if he finds that the manner of affixing such labels or State stamps does not obscure essential information on the strip stamps which is not clearly shown on the bottle or on the labels affixed to the bottle, and (b) any such stamp may be covered by a cup, cap, seal, carton, wrapping, or other device which can readily be removed without injury to the stamp or which is sufficiently transparent to permit all data on the stamp to be read. If a cup, cap, or seal is placed over a stamp, a portion of the stamp must remain plainly visible. If containers are enclosed in sealed opaque cartons or wrappings, such cartons or wrappings must bear the words, "This package may be opened for examination by Internal Revenue Officers." Internal Revenue Officers have the right to open such cartons and wrappings and examine the containers. Where there is doubt as to the propriety of the use of any cup, cap, or seal, the closure and container should be submitted to the Director for approval.

(72 Stat. 1358; 26 U.S.C. 5205)

36. Section 201.551 is amended to specify how many copies of required applications shall be prepared. As amended, § 201.551 reads as follows:

§ 201.551 Restamping packages and conveyances.

Any package or conveyance of spirits which has been duly stamped with a dis-

tilled spirits stamp, but from which the stamp has been lost or destroyed by accident, shall, except as otherwise provided in this chapter, be restamped with another distilled spirits stamp. Applications for such restamping shall be made in writing, in triplicate, to the assistant regional commissioner for the region in which the package or conveyance to be restamped is located. The application shall set forth the following:

(a) The serial number of each package or conveyance (and proprietor's name thereon);

(b) The location of the package or conveyance;

(c) A description of the contents;

(d) The applicant's interest in the property;

(e) The tax status of the spirits (supported by certified copies of the withdrawal forms);

(f) Statement by the applicant (or person having knowledge of the facts) that the package or conveyance was once duly stamped (and evidence thereof); and

(g) The circumstances connected with the destruction or loss of the stamps. The application shall be executed under the penalties of perjury. If the assistant regional commissioner is satisfied that the package or conveyance had been properly stamped, and that the loss or destruction of such stamp is satisfactorily explained, he will issue, or cause to be issued, a distilled spirits stamp for the package or conveyance.

(72 Stat. 1358; 26 U.S.C. 5205)

37. Section 201.602 is amended to specify that Form 1512 shall be retained by the shipper. As amended, § 201.602 reads as follows:

§ 201.602 Samples of denatured spirits.

The proprietor may take such samples of denatured spirits as may be necessary for the conduct of his business. In addition, the proprietor may furnish samples of specially denatured spirits to dealers in and users of specially denatured spirits in advance of sales and to such users and to applicants or prospective applicants for permits to use specially denatured spirits for experimental purposes or for use in preparing samples of a finished product for submission to the Director. Samples for these purposes, in excess of 1 quart, shall be furnished only pursuant to a permit on Form 1512 issued to the consignee. Form 1473 shall be prepared to cover shipment of samples of a size in excess of 1 quart, and will show the permit number of the Form 1512. The proprietor shall retain the Form 1512 in his files as a part of his record of the transaction.

(72 Stat. 1362; 26 U.S.C. 5214)

38. Section 201.612 is amended to specify a retention period for deposit records covering spirits of 190 degrees or more of proof. As amended, § 201.612 reads as follows:

§ 201.612 Maintenance and preservation of records.

Records required by this part shall be kept by the proprietor at the plant

where the operation or transaction occurs and shall be available for inspection by an internal revenue officer during business hours. Whenever any record, because of its condition, becomes unsuitable for its intended or continued use, the proprietor shall reproduce such record, by a process approved by the Director under § 201.616 for reproducing records, and such reproduction shall be treated and considered for all purposes as though it were the original record, and all provisions of law applicable to the original shall be applicable to such reproduction. Records required by this part shall be preserved for a period of not less than 4 years from the date thereof or the date of the last entry required to be made thereon, whichever is the later, except that records covering spirits of 190 degrees or more of proof in storage tanks, transferred to an inactive file in accordance with § 201.628(b), shall be preserved for a period of not less than 4 years from the date of removal from the active file, and that records of all other spirits stored on bonded premises shall be preserved for not less than 4 years from the date the spirits covered thereby are removed from the proprietor's bonded premises.

(72 Stat. 1361; 26 U.S.C. 5207)

39. Paragraph (c) of § 201.618 is amended to eliminate the requirement for recording the alcohol content of distilling material produced on the premises, and to provide for recording the receipt and use of nonliquid distilling materials which are not susceptible to ordinary methods of determining volume or alcohol content. As amended, § 201.618(c) reads as follows:

§ 201.618 Details of daily records.

(c) Distilling materials produced on the premises shall be recorded by kind and by quantity in wine gallons. Chemical byproducts containing spirits, articles, spirits residues, and distilling materials received on the premises, shall be recorded by kind, by percent of alcohol by volume, and by quantity in wine gallons: *Provided*, That where nonliquid distilling materials which are not susceptible to such quantitative determination are received, the quantity of such materials may be determined by weight and shall be so recorded, and the alcohol content need not be recorded: *Provided further*, That where it can be shown that it is impractical to weigh or otherwise determine the exact quantity of such nonliquid materials, the Director may, by approval of an application submitted by the proprietor in quadruplicate, authorize the proprietor, in lieu of weighing or measuring, to estimate the weight or volume of the material.

(72 Stat. 1361; 26 U.S.C. 5207)

40. Section 201.624 is amended to conform to the amendment of §§ 201.541 and 201.542 which would discontinue the use of denominational blue strip stamps for spirits bottled in bond for export. As amended, § 201.624 reads as follows:

§ 201.624 Daily strip stamp record.

Each proprietor bottling spirits under the provisions of this part shall maintain, for each day a transaction in strip stamps occurs, a daily record of green bottled-in-bond strip stamps by denomination, of blue bottled-in-bond strip stamps and of red strip stamps by kind (blue or red) and by size (small or standard), and of alcohol strip stamps, showing the number received, used, lost, mutilated, destroyed or otherwise disposed of, and on hand at the beginning and at the end of the day. The record shall also show, by size of bottle, the number of bottles to which blue strip stamps, red strip stamps, and alcohol strip stamps were affixed, except that, as to each kind of stamp, bottles of less than one-half pint capacity shall be recorded as one item.

(72 Stat. 1358, 1361; 26 U.S.C. 5205, 5207)

41. Section 201.625 is amended to reflect the change of Form 338 from a monthly to a semiannual report. As amended, § 201.625 reads as follows:

§ 201.625 Daily record of wholesale liquor dealer and taxpaid storeroom operations.

Where the proprietor, in connection with his plant, conducts wholesale liquor dealer operations, or operates a taxpaid storeroom, on, contiguous to, adjacent to, or in the immediate vicinity of plant premises, or operates storage premises at another location from which distilled spirits are not sold at wholesale, he shall maintain daily records of the receipt and disposition of all distilled spirits and wines at such premises, and of all restamping operations conducted under the provisions of § 201.532. A separate record shall be kept for each such premises. The records in respect of the receipt and disposition of distilled spirits and wines shall contain all data necessary to enable internal revenue officers to identify and trace such receipts and dispositions, and to ascertain whether there has been compliance with all internal revenue laws and regulations relating thereto, and to provide the proprietor with records from which to compile data for his semiannual report on Form 338. In addition to any other information shown therein, such records shall include:

- (a) *As to receipts and dispositions.* (1) The date of the transaction (or date of discovery in the case of casualty or theft),
- (2) The name and address of each consignor or consignee, as the case may be,
- (3) The actual quantity of distilled spirits involved (proof gallons if in packages, wine gallons if in bottles),
- (4) The serial numbers of packages or cases involved,
- (5) The name of the producer, and
- (6) The country of origin, if imported spirits.
- (b) *As to restamping operations.* (1) The date of the transaction,
- (2) The serial numbers of the cases involved,
- (3) The total number of bottles,
- (4) The name of the bottler, and

- (5) The number and kind of strip stamps used.

(72 Stat. 1343, 1361; 26 U.S.C. 5114, 5207)

42. Paragraphs (a) and (b) of § 201.628 are amended to provide for the filing of a consignee proprietor's copies of Forms 236 covering packages and cases, and for the time of removing from the active file, deposit records covering spirits of 190 degrees or more of proof. As amended, paragraphs (a) and (b) read as follows:

§ 201.628 Record of spirits in storage.

(a) *Records covering deposits.* The proprietor's copies of forms (for example, Forms 236, 1620, 2323, 2630) covering (1) deposit in bonded storage of spirits received from production facilities, from other bonded premises, from customs custody, or by return to bond under Subpart S of this part, (2) packages filled from tanks and retained in bonded storage, (3) cases of spirits returned to the storage portion of the warehouse after bottling, (4) spirits retained in tanks after mingling or blending, and (5) spirits of less than 190 degrees of proof transferred from one tank to another, shall be filed by the proprietor as permanent records. Before filing such forms, he shall enter the date of deposit of the spirits in the warehouse at the bottom of each form. Separate files shall be maintained for spirits in packages and in cases, and such files shall be arranged by producers (by warehousemen in the case of blended rums or brandies, and spirits of 190 degrees or more of proof, and by the warehouseman who received the spirits from customs custody in the case of imported spirits), in chronological order according to the date of deposit in the warehouse, and, where possible, in sequence by serial numbers of packages or cases, except that Forms 236 shall be separated from their accompanying Forms 1620 or 2630 and filed in chronological order by date of deposit in the warehouse. In addition, separate files shall be maintained for spirits which have been mingled under § 201.301 and for spirits which have not been so mingled. (For the purpose of records under this section spirits produced under trade names shall be treated as being produced under the real name of the producer.) Also, files, arranged by producers, in the case of domestic spirits, and by bonded warehouse proprietors who received the spirits from customs custody, in the case of imported spirits, shall be maintained for spirits of less than 190 degrees of proof in storage tanks, with a separate file for each tank of spirits. Where two or more lots of spirits of less than 190 degrees of proof are deposited in the same storage tank, the forms covering deposits in each tank shall be arranged chronologically according to the date of original entry for deposit in bonded storage of each lot of spirits. In the case of spirits of 190 degrees or more of proof deposited in storage tanks, the proprietor shall maintain one consolidated file of deposit forms for all tanks of all such domestic spirits and a separate consolidated file of deposit forms

for all tanks of all such imported spirits; such files shall be arranged chronologically by date of deposit in the warehouse.

(b) *Records covering withdrawals.* When spirits are withdrawn from bonded storage the proprietor shall note on the record of deposit required by paragraph (a) of this section, the date and disposition of the spirits so that the files shall currently reflect the spirits remaining in the warehouse. Whenever spirits of less than 190 degrees of proof are removed from storage tanks he shall indicate the date and quantity removed on the appropriate form and when a quantity equivalent to that covered by the form has been removed or otherwise accounted for, such form shall be noted accordingly and removed from the active file. Where two or more lots of spirits of less than 190 degrees of proof have been deposited in the same storage tank, removals from the tank shall be charged against the form on the basis that the lot with the earliest date of original entry for deposit is the first lot removed. When spirits of 190 degrees or more of proof are withdrawn from storage tanks the record of deposit need not be noted, but semiannually (as of June 30 and December 31) the proprietor shall remove from his file of active deposit forms all such forms in excess of those required to cover the "balance in warehouse" shown on Form 1621 for such spirits. The deposit forms so removed shall be those covering spirits which were "first-in-warehouse."

(72 Stat. 1361; 26 U.S.C. 5207)

43. Section 201.631 is amended so as to have the scope of its instruction cover reports which are filed on a quarterly basis. As amended, § 201.631 reads as follows:

§ 201.631 *Submission of reports.*

Daily reports required by this part shall be submitted to the assigned officer, or other officer designated by the assistant regional commissioner, and, unless otherwise provided by this part, shall be submitted on or before the close of business on the business day next succeeding that on which the transaction or operation occurs. Monthly, quarterly, and semiannual reports required by this subpart shall, unless otherwise provided by this part, be submitted to the assistant regional commissioner, and shall be submitted on or before the tenth day following the close of the period for which rendered.

(72 Stat. 1361; 26 U.S.C. 5207)

44. Paragraph (b) of § 201.632 is amended to conform to the proposed amendment of §§ 201.541 and 201.542 which would discontinue the use of denominational blue strip stamps for spirits bottled in bond for export. As amended, § 201.632(b) reads as follows:

§ 201.632 *Daily reports.*

(b) *Daily memorandum report of spirits bottled and of strip stamps.* Each proprietor who bottles spirits under the

provisions of this part shall prepare and submit to the assigned officer, for each day a transaction in strip stamps occurs, a daily memorandum report of spirits bottled and strip stamps used. A separate report shall be submitted for each kind of strip stamp (i.e., green bottled-in-bond, blue bottled-in-bond, alcohol, and red). Each report shall show (1) the number of cases of spirits bottled, by number and size of bottle, (2) the serial numbers of such cases, and (3) separate summaries (by denomination for green bottled-in-bond strip stamps, and by size (small or standard) for blue bottled-in-bond strip stamps and for red strip stamps) of strip stamps received, used, lost, mutilated, unaccounted for, destroyed or otherwise disposed of, and on hand at the beginning and at the end of the day.

(72 Stat. 1361, 1395; 26 U.S.C. 5207, 5555)

§ 201.633 [Amended]

45. In order to conform with the new requirements for filing Form 2260 on a quarterly basis and Form 338 on a semiannual basis, § 201.633 is amended by rewording paragraphs (c) and (d).

46. In order to provide for the filing of Form 2260 on a quarterly basis, a new section, § 201.633a, is inserted, immediately following § 201.633, to read as follows:

§ 201.633a *Quarterly report of strip stamps, Form 2260.*

As of the close of business March 31, June 30, September 30, and December 31, of each year, each proprietor using strip stamps shall prepare Form 2260, in duplicate. A separate report shall be prepared for each kind of strip stamp used. Unless otherwise directed by the assistant regional commissioner, the original shall be submitted to the assigned officer and the copy shall be retained by the proprietor.

(72 Stat. 1361, 1395; 26 U.S.C. 5207, 5555)

47. Section 201.634 is amended by adding a new paragraph, paragraph (c), to provide for filing Form 338 on a semiannual basis. The new paragraph (c) reads as follows:

§ 201.634 *Semiannual reports.*

(c) *Form 338.* As of the close of business June 30 and December 31 of each year, every proprietor who, in connection with his plant, conducts wholesale liquor dealer operations, or operates a taxpaid storeroom, on, contiguous to, adjacent to, or in the immediate vicinity of plant premises, or operates storage premises at another location from which distilled spirits are not sold at wholesale, shall prepare, on Form 338, in duplicate, a report showing the total quantity of distilled spirits received and disposed of during the preceding 6-month period.

(72 Stat. 1361, 1395; 26 U.S.C. 5207, 5555)

[P.R. Doc. 69-14438; Filed, Dec. 4, 1969; 8:45 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

Areas Quarantined

Pursuant to the provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134-134h), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

1. In § 76.2, the introductory portion in paragraph (e) is amended by adding thereto the name of the State of Massachusetts, and a new paragraph (e) (9) is added to read:

(9) Massachusetts—Essex.

2. In § 76.2, paragraph (e) (4) relating to North Carolina is amended by adding thereto the name of Edgecombe County.

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, sec. 3, 33 Stat. 1265, as amended, sec. 1, 75 Stat. 481, secs. 3, 11, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 P.R. 16210, as amended)

Effective date. The foregoing amendments shall become effective upon issuance.

The amendments quarantine certain counties in the States of Massachusetts and North Carolina because of the existence of hog cholera. This action is deemed necessary to prevent further spread of the disease. The restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will apply to the quarantined areas designated herein.

The amendments impose certain further restrictions necessary to prevent the interstate spread of hog cholera and must be made effective immediately to accomplish their purpose in the public interest. Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendments are impracticable and contrary to the public interest, and good cause is found for making them effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 1st day of December 1969.

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

[P.R. Doc. 69-14455; Filed, Dec. 4, 1969; 8:45 a.m.]

Title 7—AGRICULTURE

Chapter VIII—Agricultural Stabilization and Conservation Service (Sugar), Department of Agriculture

SUBCHAPTER B—SUGAR REQUIREMENTS AND QUOTAS

[Sugar Reg. 811, Amdt. 7]

PART 811—CONTINENTAL SUGAR REQUIREMENTS AND AREA QUOTAS

Requirements, Quotas, and Quota Deficits for 1969

Basis and purposes and bases and considerations. This amendment is issued pursuant to the authority vested in the Secretary of Agriculture by the Sugar Act of 1948, as amended (61 Stat. 922, as amended), hereinafter referred to as the "Act." The purpose of this amendment to Sugar Regulation 811 (33 P.R. 19245), as amended, is to determine and revise deficits in quotas established pursuant to the Act.

Section 204(a) of the Act provides that the Secretary shall from time to time determine whether any area or country will be unable to fill its quota or the proration of a deficit. On the basis of information available to the Department, it is herein determined that Haiti will be able to supply only 17,419 short tons, raw value, of its 1969 quota amounting to 33,316 short tons, raw value, and Haiti will be unable to supply any additional deficit that may be available for proration to it during 1969. Accordingly, a total deficit is hereby determined in the quota for Haiti of 15,897 short tons, raw value.

On the basis of the quota established for Puerto Rico for the calendar year 1969, a finding was heretofore made (34 P.R. 13319) that Puerto Rico was able to supply an additional 15,000 short tons, raw value, of sugar and the previous deficit was reduced from 800,000 short tons, raw value, to 785,000 short tons, raw value. On the basis of the latest available information, it is herein found that Puerto Rico will be able to supply additional sugar approximating the quantity of the deficit herein determined in the 1969 quota for Puerto Rico previously determined to be 785,000 short tons, raw value, is herein reduced by 15,897 tons and herein determined to be 769,103 short tons, raw value. If production exceeds the present estimates for Puerto Rico, the marketing opportunities for that area within the total mainland quota for that area will not be limited as a result of a deficit determination.

With a deficit of 15,897 short tons, raw value, in the quota for Haiti and an offsetting reduction of 15,897 short tons, raw value, in the Puerto Rican deficit, the quotas for all other countries and areas remain the same.

By virtue of the authority vested in the Secretary of Agriculture by the Act, Part 811 of this chapter is hereby amended by amending §§ 811.71, 811.72, and 811.73 as follows:

1. Section 811.71 is amended by amending paragraph (a) (2) to read as follows:

§ 811.71 Quotas for domestic areas.

(a) * * *

(2) It is hereby determined pursuant to section 204(a) of the Act that for the calendar year 1969 Puerto Rico and the Virgin Islands will be unable by 769,103 and 15,000 short tons, raw value, respectively, to fill the quotas established for such areas in subparagraph (1) of this paragraph. Pursuant to section 204(b) of the Act the determination of such deficits shall not affect the quotas established in subparagraph (1) of this paragraph.

2. Section 811.72 is amended by adding a new paragraph (a) (6) to read as follows:

§ 811.72 Proration and allocation of deficits and quotas in effect.

(a) * * *

(6) The deficit in the quota of Haiti of 15,897 short tons, raw value, and the offsetting reduction in the deficit for Puerto Rico of 15,897 short tons, raw value, does not herein change the previously established quotas for all other countries and areas.

3. Section 811.73 is amended by amending paragraph (c) to read as follows:

§ 811.73 Quotas for foreign countries.

(c) For the calendar year 1969, the prorations to individual foreign countries pursuant to section 202 of the Act are shown in columns (1) and (2) of the following table. Deficit prorations and allocations previously established are shown in column (3). The deficit in the quota for Haiti, offset by the decreased deficit in the Puerto Rican quota pursuant to paragraph (a) (6) of § 811.72, is shown in column (4).

Countries	Basic quotas	Temporary quotas and prorations pursuant to sec. 202(d) 1	Previous deficit prorations	New deficit	Total quotas and prorations
	(1)	(2)	(3)	(4)	(5)
(Short tons, raw value)					
Mexico	226,331	242,117	186,506		655,944
Dominican Republic	221,353	236,793	234,922		693,068
Brazil	221,353	236,793	182,492		640,638
Peru	176,556	188,869	65,425		300,000
British West Indies	88,424	73,909	65,131		227,465
Ecuador	82,208	34,454	26,554		93,216
French West Indies	27,816	23,246	20,488		71,550
Argentina	27,230	29,139	22,440		78,809
Costa Rica	26,059	27,877	21,484		75,420
Nicaragua	26,059	27,877	17,989		71,925
Colombia	23,424	25,067	19,311		67,792
Guatemala	21,960	23,491	18,106		63,557
Panama	16,397	17,541	10,502		44,440
El Salvador	16,104	17,228	13,277		46,609
Haiti	13,297	13,155	7,864	-15,897	17,419
Venezuela	11,126	11,902	9,172		32,200
British Honduras	6,441	5,383	4,744		16,568
Bolivia	2,635	2,818	2,172		7,625
Honduras	2,635	2,818	2,172		7,625
Australia	106,497	87,530			194,027
Republic of China	43,919	36,471			80,390
India	42,163	35,012			77,175
South Africa	31,036	25,772			56,808
Fiji Islands	23,131	13,308			42,339
Thailand	9,662	8,024			17,686
Malaysia	9,662	8,024			17,686
Malagasy Republic	4,978	4,133			9,111
Swaziland	3,806	3,161			6,967
Ireland	5,351	0			5,351
Bahamas	10,000	0			10,000
Total	1,476,523	1,467,784	800,000	-15,897	3,727,410

1 Proration of the quotas withheld from Cuba and Southern Rhodesia.

(Secs. 201, 202, 204, 403; 61 Stat. 923, as amended, 924, as amended, 925, as amended, 927, as amended, 932; 7 U.S.C. 1111, 1112, 1114, 1117, 1153)

Effective date. It is desirable that all interests concerned in supplying sugar to the continental United States promptly know of any change in the quota for any area or country. Therefore, it is hereby determined and found that compliance with the notice, procedure, and effective date requirements of 5 U.S.C. 553 is un-

necessary, impracticable and contrary to the public interest and this amendment shall be effective when published in the FEDERAL REGISTER.

Signed at Washington, D.C., on December 1, 1969.

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

[P.R. Doc. 69-14460; Filed, Dec. 4, 1969; 8:46 a.m.]

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

[Amdt. 4]

PART 906—ORANGES AND GRAPEFRUIT GROWN IN THE LOWER RIO GRANDE VALLEY IN TEXAS

Container, Pack, and Container Marking Regulations

On October 18, 1969, notice of proposed rule making was published in the *FEDERAL REGISTER* (34 F.R. 17031) that consideration was being given to a proposed amendment of § 906.340 *Container, pack, and container marking regulations*, which was recommended by the Texas Valley Citrus Committee, established pursuant to the marketing agreement, as amended, and Order No. 906, as amended (7 CFR Part 906), regulating the handling of oranges and grapefruit grown in the Lower Rio Grande Valley in Texas. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

After consideration of all relevant matters presented, including the proposal set forth in the aforesaid notice, the recommendation and information submitted by the Texas Valley Citrus Committee, and other available information, it is hereby found and determined that the amended § 906.340 *Container, pack, and container marking regulation*, as hereinafter set forth, is in accordance with the provisions of the said amended marketing agreement and order and will tend to effectuate the declared policy of the act.

The recommendation of the Texas Valley Citrus Committee reflects its appraisal of the need for the prescribed marking requirements. The marking requirements for bags having a capacity of 5 and 8 pounds, as provided herein, are necessary to prevent possible misrepresentation of the quality of the oranges and grapefruit in such containers. As bags having a capacity of 5 and 8 pounds usually have markings printed on them while they are being manufactured, and as handlers usually buy such containers in large quantities to obtain quantity discounts, this regulation should not be effective until September 15, 1970, to give handlers ample opportunity to make use of any bags which they might have on hand which fail to meet the requirements of this regulation.

The amendment to the container and pack regulation will require, on and after September 15, 1970, bags of 5- and 8-pound capacities which contain U.S. No. 2 grade fruit to be marked to indicate such grade with letters not less than one-fourth inch in height placed in a prominent position on the front panel of each such bag.

Paragraph (a) (3) of § 906.340 *Container, pack, and container marking regulations* (7 CFR 906.340; 34 F.R. 5374; 14515) is amended to read as follows:

§ 906.340 *Container, pack, and container marking regulations.*

(a) * * *

(3) *Container grade markings.* Any container of U.S. No. 2 grade fruit, other than bags having a capacity of 5 or 8 pounds, shall be marked with such grade, the letters thereof being not less than three-fourths inch in height: *Provided*, That on and after September 15, 1970, any bag having a capacity of 5 or 8 pounds which contains U.S. No. 2 grade fruit shall be marked with such grade, the letters thereof being not less than one-fourth inch in height in a prominent position on the front panel of such bag.

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

Dated December 2, 1969, to become effective January 12, 1970.

FLOYD F. HDLUND,
*Director, Fruit and Vegetable
Division, Consumer and Marketing Service.*

[F.R. Doc. 69-14474; Filed, Dec. 4, 1969; 8:47 a.m.]

PART 929—CRANBERRIES GROWN IN THE STATES OF MASSACHUSETTS, RHODE ISLAND, CONNECTICUT, NEW JERSEY, WISCONSIN, MICHIGAN, MINNESOTA, OREGON, WASHINGTON, AND LONG ISLAND IN THE STATE OF NEW YORK

Expenses and Fixing of Rate of Assessment and Carryover of Unexpended Funds

Notice was published in the November 19, 1969, issue of the *FEDERAL REGISTER* (34 F.R. 18423) that consideration was being given to proposals regarding the expenses and the fixing of the rate of assessment for the fiscal period beginning September 1, 1969, and ending August 31, 1970, and carryover of unexpended funds, pursuant to the marketing agreement, as amended, and Order No. 929, as amended (7 CFR Part 929), regulating the handling of cranberries. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

After consideration of all relevant matter presented, including the proposals which were submitted by the Cranberry Marketing Committee (established pursuant to the amended marketing agreement and order) and set forth in the aforesaid notice, and other available information, it is hereby found and determined that:

§ 929.210 *Expenses and rate of assessment.*

(a) *Expenses.* The expenses that are reasonable and likely to be incurred by the Cranberry Marketing Committee during the fiscal period September 1, 1969, through August 31, 1970, will amount to \$42,000.

(b) *Rate of assessment.* The rate of assessment for said period, payable by each handler in accordance with § 929.41, is fixed at two cents (\$0.02) per barrel of cranberries, or equivalent quantity of cranberries.

(c) *Reserve.* Unexpended assessment funds, in excess of expenses incurred during the fiscal period ended August 31, 1969, shall be carried over as a reserve in accordance with § 929.42 of said amended marketing agreement and order.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the *FEDERAL REGISTER* (5 U.S.C. 553) in that (1) shipment of cranberries are now being made, (2) the relevant provisions of said marketing agreement and this part require that the rate of assessment herein fixed shall be applicable to all assessable cranberries handled during the aforesaid period, and (3) such period began on September 1, 1969, and said rate of assessment will automatically apply to all such cranberries beginning with such date.

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

Dated: December 2, 1969.

FLOYD F. HDLUND,
*Director, Fruit and Vegetable
Division, Consumer and Marketing Service.*

[F.R. Doc. 69-14475; Filed, Dec. 4, 1969; 8:47 a.m.]

[959.310]

PART 959—ONIONS GROWN IN SOUTH TEXAS

Limitation of Shipments

Notice of rule making with respect to a proposed limitation of shipments regulation to be made effective under Marketing Agreement No. 143 and Order No. 959, both as amended (7 CFR Part 959; 34 F.R. 6439), regulating the handling of onions grown in designated counties in South Texas, was published in the *FEDERAL REGISTER*, October 24, 1969 (34 F.R. 17297). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

The notice afforded interested persons an opportunity to file data, views, or arguments pertaining thereto not later than 30 days after publication. None was filed.

Statement of considerations. The recommendations of the committee reflect its appraisal of the expected volume and composition of the 1970 crop of South Texas onions and of the marketing prospects for the shipping season which is expected to begin on or about March 15.

The grade and size requirements herein are recommended to prevent culls and poor quality onions, as well as undesirable sizes, from being distributed in fresh market channels. This should provide consumers with desirable onions, at reasonable prices and at the same time

result in higher returns to producers for the better grades and preferred sizes and enhance the reputation of South Texas onions.

The proposed container requirement should prevent the use of off-size or deceptive containers which could adversely affect the reputation and returns of South Texas onions. However, it would not preclude the use of containers customarily packed for the retail trade and other designated special purpose containers which have been the subject of experimental shipments for the past four seasons, provided they comply with the special purpose shipments requirements.

The prohibition on packaging and loading onions on Sunday is recommended to provide more orderly marketing by tailoring shipments from the production area more closely to the ability of receiving markets to accept marketings at reasonable prices. This eliminates the preparation and loading of onions when receivers and other buyers in the terminal market are not open for business.

Findings. After consideration of all relevant matters, including the proposal set forth in the aforesaid notice which was recommended by the South Texas Onion Committee, established pursuant to the said amended marketing agreement and order, it is hereby found that the limitation of shipments regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

The regulation is as follows:

§ 959.310 Limitation of shipments.

During the period beginning March 15, 1970, through May 31, 1970, no handler may package or load onions on Sundays, or handle any lot of onions grown in the production area, except red onions, unless such onions meet the grade requirements of paragraph (a) of this section, one of the applicable size requirements of paragraph (b) of this section, the container requirements of paragraph (c) of this section, and the inspection requirements of paragraph (f) of this section, or unless such onions are handled in accordance with the provisions of paragraph (d) or (e) of this section.

(a) **Minimum grade.** Not to exceed 20 percent defects of U.S. No. 1 grade. In percentage grade lots, tolerances for serious damage shall not exceed 10 percent including not more than 2 percent decay. Double the lot tolerance shall be permitted in individual packages in percentage grade lots. Application of tolerances in U.S. Grade Standards shall apply to in-grade lots.

(b) **Size requirements.** (1) "Small": 1 to 2 1/4 inches in diameter, and limited to whites only;

(2) "Repacker": 1 3/4 to 3 inches in diameter, with 60 percent or more 2 inches in diameter or larger;

(3) 2 to 3 1/2 inches in diameter; or

(4) "Jumbo": 3 inches or larger in diameter.

(c) **Container requirements.** (1) 25-pound bags, with not to exceed in any lot an average net weight of 27 1/2 pounds per bag, and with outside dimensions not larger than 29 inches by 31 inches; or

(2) 50-pound bags, with not to exceed in any lot an average net weight of 55 pounds per bag, and with outside dimensions not larger than 33 inches by 38 1/2 inches.

(3) These container requirements shall not be applicable to onions sold to Federal agencies.

(d) **Minimum quantity exemption.** Any handler may handle, only as individual shipments and other than for resale, not more than 100 pounds of onions per day, in the aggregate, without regard to the requirements of this section or to the inspection and assessment requirements of this part.

(e) **Special purpose shipments and culls.** (1) Onions may be handled in containers customarily packed for the retail trade and other designated special purpose containers as follows:

(i) Each handler desiring to make such shipments shall first apply to the committee for and obtain a Certificate of Privilege to make such shipments.

(ii) After obtaining an approved Certificate of Privilege, each handler may handle onions packed in 2-, 3-, or 5-pound containers customarily packed for the retail trade, or 50-pound cartons, if they meet the grade and size requirements of paragraphs (a) and (b) of this section and if they are handled in accordance with the reporting requirements established in subparagraph (2) of this paragraph on such shipments: *Provided*, That shipments of 2-, 3-, and 5-pound containers shall not exceed 10 percent of a handler's total weekly onion shipments: *And provided further*, That shipments of 50-pound cartons shall not exceed 10 percent of a handler's total weekly onion shipments of all onions allowed to be marketed under this section.

(iii) The average gross weight of master containers per lot, as computed by multiplying the number of packages therein by their weight classification, plus the weight of the master container, may not exceed 15 percent over the designated net contents.

(iv) The average net weight per lot of 50-pound cartons shall not exceed 55 pounds.

(2) Reporting requirements for shipments in designated special purpose containers:

(i) Each handler who handles such shipments of onions in containers customarily packed for the retail trade and other designated special purpose containers, shall report thereon to the committee, the inspection certificate numbers, the grade and size of onions packed and the size of the containers in which such onions were handled.

(ii) Such reports, in accordance with § 959.80, shall be furnished to the committee in such manner, on such forms and at such times as it may prescribe. Also, each handler of such shipments of onions shall maintain records of such marketings, pursuant to § 959.80(c). Such records shall be subject to review and audit by the committee to verify reports thereon.

(3) Onions failing to meet requirements: Onions failing to meet the grade,

size, and container requirements of this section, and are not exempted under paragraph (d) of this section, may be handled only pursuant to § 959.126. Culls may be handled pursuant to § 959.126(a) (1). Shipments for relief or charity may be handled without regard to inspection and assessment requirements.

(f) **Inspection.** (1) No handler may handle any onions regulated hereunder (except pursuant to paragraph (d) or (e) (3) of this section) unless an appropriate inspection certificate has been issued with respect thereto and the certificate is valid at the time of shipment.

(2) No handler may transport or cause the transportation of any shipment of onions by motor vehicle for which an inspection certificate is required unless each such shipment is accompanied by a copy of the inspection certificate applicable thereto or by documentary evidence on forms furnished by the committee identifying truck lots to which a valid inspection certificate is applicable and a copy of such inspection certificate or committee document upon request, is surrendered to authorities designated by the committee.

(3) For purpose of operation under this part each inspection certificate or committee form required as evidence of inspection is hereby determined to be valid for a period not to exceed 72 hours following completion of inspection as shown on the certificate.

(g) **Definitions.** The term "U.S. No. 1" shall have the same meaning as set forth in the U.S. Standards for Bermuda-Granex-Grano Type Onions (§§ 51.3195-51.3209 of this title), or in the U.S. Standards for Grades of Onions (§§ 51.2830-51.2854 of this title), whichever is applicable to the particular variety. All terms used in this section shall have the same meaning as when used in Marketing Agreement No. 143, as amended, and this part.

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

Dated December 1, 1969, to become effective March 15, 1970.

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

[F.R. Doc. 69-14456; Filed, Dec. 4, 1969; 8:45 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 69-253]

PART 16—LIQUIDATION OF DUTIES

Countervailing Duties; Sugar Content of Certain Articles From Australia

The Treasury Department is in receipt of official information that the rates of bounties or grants paid or bestowed by the Australian Government within the meaning of section 303, Tariff Act of 1930 (19 U.S.C. 1303), on the exportation

during the month of October 1969, of approved fruit products and other approved products containing sugar amounts to Australian \$94 per 2,240 pounds of sugar content.

The net amount of bounties or grants on the above-described commodities which are manufactured or produced in Australia is hereby ascertained, determined, and declared to be Australian \$94 per 2,240 pounds of sugar content. Additional duties on the above-described commodities, except those commodities covered by T.D. 55716 (27 F.R. 9595), whether imported directly or indirectly from that country, equal to the net amount of the bounty shown above shall be assessed and collected.

The table in § 16.24(f) under "Australia—Sugar content of certain articles" is amended (1) by deleting therefrom the reference to T.D. 69-190 and (2) by

adding a reference to this Treasury Decision. As amended the last three lines of the table under this commodity will read:

Country	Commodity	Treasury decision	Action
		69-207	New rate.
		69-229	New rate.
		69-253	New rate.

(R.S. 251, secs. 303, 624, 46 Stat. 687, 759; 19 U.S.C. 66, 1303, 1624)

[SEAL] EDWIN F. RAINS,
Acting Commissioner of Customs.

Approved: November 26, 1969.

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

[F.R. Doc. 69-14462; Filed, Dec. 4, 1969;
8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

[7 CFR Part 812]

SUGAR IN HAWAII AND PUERTO RICO

Requirements and Quotas for Local Consumption for Calendar Year 1970

Notice is hereby given that the Secretary of Agriculture, pursuant to authority vested in him by the Sugar Act of 1948, as amended (61 Stat. 922, as amended), is considering the determination of sugar requirements and the establishment of quotas for local consumption in Hawaii and Puerto Rico for the calendar year 1970.

In accordance with the rule-making requirements in 5 U.S.C. 553, all persons who desire to submit written data, views or arguments for consideration in connection with the proposed regulation may file the same in duplicate with the Director, Sugar Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250, on or before December 15, 1969. All written submissions made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

The proposed determination of sugar requirements and quotas for Hawaii and Puerto Rico for the calendar year 1970, set forth in form and language appropriate for issuance if adopted by the Secretary, is as follows:

Basis and purpose. The purpose of Sugar Regulation 812 is to determine pursuant to sections 201 and 203 of the Sugar Act of 1948, as amended (hereinafter referred to as the "Act"), the amount of sugar needed to meet the requirements of consumers in Hawaii and in Puerto Rico and to establish quotas for local consumption in such areas for the calendar year 1970. To the extent required by section 201 of the Act, this regulation establishes sugar requirements based on official estimates of the Department of Agriculture and on statistics published by other agencies of the Government.

Since the Act provides that the Secretary of Agriculture determine sugar requirements for local consumption in Hawaii and in Puerto Rico and establish local consumption quotas to be effective on January 1, 1970, it is found to be impracticable and not in the public interest to comply with the 30-day effective date requirements in 5 U.S.C. 553(d) (80 Stat. 378), and these regulations shall be effective January 1, 1970.

Sec.
812.1 Sugar requirements and quota—Hawaii.

812.2 Sugar requirements and quota—Puerto Rico.

812.3 Restrictions on marketing.

§ 812.1 Sugar requirements and quota—Hawaii.

It is hereby determined, pursuant to section 203 of the Act, that the amount of sugar needed to meet the requirements of consumers in Hawaii for the calendar year 1970 is 50,000 short tons, raw value, and a quota of 50,000 short tons, raw value, is hereby established for Hawaii for local consumption for the calendar year 1970.

§ 812.2 Sugar requirements and quota—Puerto Rico.

It is hereby determined, pursuant to section 203 of the Act, that the amount of sugar needed to meet the requirements of consumers in Puerto Rico for the calendar year 1970 is 135,000 short tons, raw value, and a quota of 135,000 short tons, raw value, is hereby established for Puerto Rico for local consumption for the calendar year 1970.

§ 812.3 Restrictions on marketing.

Pursuant to section 209 of the Act, for the calendar year 1970 all persons are hereby prohibited from marketing, pursuant to Part 816 of this chapter (33 F.R. 8495), in Hawaii or in Puerto Rico, for consumption therein, any sugar or liquid sugar after the quota for the area for the calendar year 1970 has been filled. Pursuant to section 211(c) of the Act, the quota for each area may be filled only with sugar produced from sugarcane grown in the respective area.

Furthermore, pursuant to section 211(c) of the Act, sugar may be unloaded from a carrier and brought into a Foreign Trade Zone for manipulating therein or manufacturing therein another product for the subsequent entry into Hawaii or Puerto Rico for consumption only if such sugar is charged pursuant to S.R. 816 to the applicable respective local quota.

Statement of bases and considerations. Pursuant to section 203 of the Act, the provisions of section 201 of the Act deemed applicable to the determination of the amounts of sugar needed to meet the requirements of consumers in Hawaii and in Puerto Rico relate to (1) the quantities of sugar distributed for local consumption in Hawaii and in Puerto Rico during the 12-month period ended September 30, 1969, (2) deficiencies or surpluses in inventories of sugar, and (3) changes in consumption because of changes in population and demand conditions.

The quantities of sugar distributed for consumption in Hawaii and in Puerto Rico, including that which was lost in refining after charge to the local quotas, during such 12-month period are estimated to have been approximately 35,000 short tons of sugar, raw value, and 130,000 short tons of sugar, raw value, respectively.

The provisional estimate by the Bureau of Census of the total population for Hawaii as of July 1, 1969, was 794,000. No provisional estimate of the 1969 population for Puerto Rico is available. However, the 1968 population was 2,723,000.

In Hawaii industrial use accounts for a substantial portion of the total consumption of sugar and this demand is a significant factor in the total sugar requirements. During the period 1960 through 1968 the annual sugar consumption in this area has varied from approximately 101 to 138 pounds, raw value, per person. These wide year-to-year variations suggest the possibility that requirements could be higher in 1970 than in the 12 months ended September 30, 1969, when sugar marketings approximated 35,000 short tons, raw value.

In Puerto Rico during the 12 months ended September 30, 1969, marketings of sugar for local consumption totaled approximately 130,000 short tons, raw value. After making allowance for possible consumption increases in 1970 resulting from probable population increases, the total sugar needed to meet requirements for local consumption in Puerto Rico in 1970 may be approximately 135,000 short tons, raw value.

Circumstances prevailing in the utilization of quota for local consumption in Hawaii and Puerto Rico are such that no special problems arise nor are the objectives of the Act jeopardized if the 1970 local quota is not completely filled. It is therefore, desirable to establish the 1970 requirements and quotas sufficiently high initially so that later adjustments may be avoided.

In accordance with the above, the requirements for local consumption in Hawaii and Puerto Rico for 1970 have been determined to be 50,000 and 135,000 short tons, raw value, respectively.

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153, secs. 201, 203, 209, 211; 61 Stat. 923, as amended, 925, 928; 7 U.S.C. 1111, 1113, 1119, 1121)

Signed at Washington, D.C., on December 1, 1969.

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

[F.R. Doc. 69-14461; Filed, Dec. 4, 1969; 8:46 a.m.]

Consumer and Marketing Service

[7 CFR Part 947]

[Docket No. AO-158-A3]

IRISH POTATOES GROWN IN MODOC AND SISKIYOU COUNTIES IN CALIFORNIA AND IN ALL COUNTIES IN OREGON EXCEPT MALHEUR COUNTY

Notice of Hearing Regarding Proposed Amendments to Marketing Agreement and Order

Pursuant to provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing formulation of marketing agreements and marketing orders, as amended (7 CFR Part 900), notice is hereby given of a public hearing to be held at the Hermiston Recreation Center, Hermiston, Oreg., beginning at 9 a.m., local time, January 14, 1970, with respect to proposed amendments to Marketing Agreement No. 114 and Order No. 947, both as amended (7 CFR Part 947), hereinafter referred to as the "marketing agreement" and "order," respectively, regulating the handling of potatoes grown in the production area. The proposed amendments have not received the approval of the Secretary of Agriculture.

The public hearing is for the purpose of receiving evidence with respect to the economic, marketing, and other conditions relating to the proposed amendments, hereinafter set forth, and to any appropriate modifications thereof.

The proposed amendments to the marketing agreement and order were submitted by the Oregon-California Potato Committee, the administrative agency established pursuant to the marketing agreement and order, with a request for a hearing thereon. The proposals are as follows:

Amend § 947.6 to read:

§ 947.6 Handler.

"Handler" is synonymous with "shipper" and means any person (except a common or contract carrier of potatoes owned by another person) who ships potatoes or causes potatoes to be shipped.

Amend § 947.7 to read:

§ 947.7 Handle.

"Handle" or "ship" means to sell, transport, or in any other way to place potatoes, or cause potatoes to be placed, in the current of the commerce within the production area or between the production area and any point outside thereof or any point in the adjoining States of Idaho and Washington to any other point.

Amend § 947.8 to read:

§ 947.8 Producer.

"Producer" means any person engaged in a proprietary capacity in the production of potatoes for market.

§ 947.13 [Deleted]

Delete § 947.13.

Amend § 947.15 to read:

§ 947.15 Grade and size.

"Grade" means any one of the officially established grades of potatoes, and "size" means any one of the officially established sizes of potatoes, as defined and set forth in:

(a) The U.S. Standards for Potatoes issued by the U.S. Department of Agriculture (§§ 51.1540 to 51.1556 of this title), or amendments thereto, or modifications thereof, or variations based thereon;

(b) U.S. Consumer Standards for Potatoes as issued by the U.S. Department of Agriculture (§§ 51.1575 to 51.1587 of this title), or amendments thereto, or modifications thereof, or variations based thereon;

(c) U.S. Standards for Grades of Potatoes for Processing as issued by the U.S. Department of Agriculture (§§ 51.3410 to 51.3424 of this title), or amendments thereto, or modifications thereof, or variations based thereon;

(d) U.S. Standards for Grades of Peeled Potatoes (§§ 52.2421 to 52.2433 of this title), or amendments thereto, or modifications thereof, or variations based thereon; and

(e) Standards for potatoes issued by the States of Oregon and California, or amendments thereto, or modifications thereof, or variations based thereon.

Amend paragraph (a) of § 947.25 to read:

§ 947.25 Establishment and membership.

(a) The Oregon-California Potato Committee consisting of 14 members, of whom nine shall be producers and five shall be handlers, is hereby established. For each member of the committee there shall be an alternate who shall have the same qualifications as the member.

Amend paragraph (a) of § 947.26 to read:

§ 947.26 Procedure.

(a) Nine members of the committee shall be necessary to constitute a quorum and nine concurring votes shall be required to pass any motion or approve any committee action.

Amend paragraph (b) of § 947.27 to read:

§ 947.27 Selection.

(b) The Secretary shall select three producer members of the committee, with their respective alternates, from District No. 1; two producer members, with their respective alternates, from each of Districts No. 2 and No. 4; and one producer member, with his respective alternate, from each of Districts No. 3 and No. 5. The Secretary shall also select one handler member of the committee, with his respective alternate, from each of Districts Nos. 1, 2, 3, 4, and 5.

Amend § 947.28 by revising paragraph (a) thereof and adding a new paragraph (c) to read respectively as follows:

§ 947.28 Term of office.

(a) Except as otherwise provided in this section, the term of office of committee members and alternates shall be 2 years beginning June 1 and ending May 31. The terms of office of members and alternates shall be so determined that approximately one-half of the total producer committee membership and approximately one-half of the total handler committee membership shall terminate each May 31.

(c) The initial producer member and his alternate for District No. 5 shall be selected for a period of 2 years beginning with the committee selected for the term of office beginning June 1, 1970, through May 31, 1972. The initial handler member and his alternate for District No. 5 shall be selected for a 1 year term of office beginning June 1, 1970, through May 31, 1971, and thereafter each term of office shall be for 2 years.

Amend § 947.31 to read:

§ 947.31 Expenses and compensation.

Committee members and their respective alternates when acting on committee business shall be reimbursed for reasonable expenses necessarily incurred by them in the performance of their duties and in the exercise of their powers under this subpart. In addition, they may receive reasonable compensation at a rate recommended by the committee and approved by the Secretary.

Amend paragraph (a) of § 947.32 to read:

§ 947.32 Districts.

(a) The following districts of the production area are hereby established as follows:

District No. 1. The counties of Crook, Deschutes, and Jefferson in the State of Oregon;

District No. 2. The counties of Klamath and Lake in the State of Oregon;

District No. 3. The counties of Hood River, Clackamas, Marion, Linn, Lane, Douglas, Jackson, and all counties west thereof in the State of Oregon;

District No. 4. The counties of Modoc and Siskiyou in the State of California;

District No. 5. The counties of Wasco, Wheeler, Grant, Harney, and all counties east thereof, except Malheur County, in the State of Oregon.

Amend § 947.33 to read:

§ 947.33 Nominations.

The Secretary may select the members of the Oregon-California Potato Committee and their respective alternates from nominations which may be made in the following manner:

(a) A meeting or meetings of producers and handlers shall be held by the committee in each district for which nominees are to be selected, not later than April 1 of each year, to designate nominees for members and alternates to the committee;

(b) At least one nominee shall be designated for each position as member and for each position as alternate member on the committee which is vacant, or which is to become vacant the following June 1;

(c) The names of nominees shall be supplied to the Secretary in such manner and form as he may prescribe, not later than May 1 of each year, or by such other date as may be specified by the Secretary;

(d) Only producers may participate in designating producer nominees and only handlers may participate in designating handler nominees. Any person who operates in more than one district or is engaged in producing and handling potatoes, shall elect the classification (i.e., producer or handler), and the district within which he desires to participate in designating nominees;

(e) Regardless of the number of districts in which a person produces or handles potatoes, each such person is entitled to cast only one vote on behalf of himself, his agents, subsidiaries, affiliates, and representatives in designating nominees for committee members and alternates. An eligible voter's privilege of casting only one vote as aforesaid shall be construed to permit a voter to cast one vote for each position to be filled in the district in which he elects to vote; and

(f) If nominations are not made within the time and in the manner specified in this section, the Secretary may, without regard to nominations, select the committee members and alternates on the basis of the representation provided for in this subpart.

Add a new § 947.35 to read:

§ 947.35 Annual report.

The committee shall prepare and submit to the Secretary, prior to the last day of each fiscal period, an annual report, and make a copy available to each handler and producer who requests it. This annual report shall contain at least:

- (a) A complete review of the regulatory operations during the fiscal period;
- (b) An appraisal of the effect of such regulatory operations upon the potato industry within the production area; and
- (c) Any recommendations for changes.

§§ 947.40, 947.41, 947.42 [Deleted]

Delete §§ 947.40, 947.41, and 947.42 and add new §§ 947.40 and 947.41 to read as follows:

§ 947.40 Expenses.

The committee is authorized to incur such expenses as the Secretary finds are reasonable and likely to be incurred by it during each fiscal period for such purposes as the Secretary may, pursuant to the provisions of this subpart, determine to be appropriate and for the maintenance and functioning of the committee. The committee shall submit to the Secretary a budget for each fiscal period, including an explanation of the items appearing therein, and a recommendation as to the rate of assessment for such fiscal period.

§ 947.41 Assessments.

(a) Each handler shall pay to the committee upon demand his pro rata share of the expenses authorized by the Secretary for each fiscal period. Each handler's pro rata share shall be the rate of assessment per hundredweight fixed by the Secretary times the quantity of potatoes which he handles as the first handler thereof. At any time during or after a fiscal period, the Secretary may increase the rate of assessment as necessary to cover authorized expenses. The payment of expenses for the maintenance and functioning of the committee may be required during periods when no regulations are in effect. If a handler does not pay his assessment within the time prescribed by the committee, the assessment may be increased by an amount equal to a late payment charge or an interest charge, or both, at rates prescribed by the committee with the approval of the Secretary.

(b) Excess funds: At the end of a fiscal period, funds in excess of the year's expenses shall be placed in an operating reserve not to exceed approximately two fiscal period's operational expenses or such lower limits as the committee, with the approval of the Secretary, may establish. Funds in such reserve shall be available for use by the committee for expenses authorized pursuant to § 947.40. Funds in excess of those placed in the operating reserve shall be refunded to handlers. Each handler's share of such excess shall be the amount of assessments he paid in excess of his pro rata share of the actual expenses of the committee and the addition, if any, to the operating reserve.

(c) Accounting of funds upon termination of order: Any money collected as assessments pursuant to this subpart and remaining unexpended in the possession of the committee after termination of this part shall be distributed in such manner as the Secretary may direct: *Provided*, That to the extent practical, such funds shall be returned pro rata to the persons from whom such funds were collected.

Add § 947.52 to read:

§ 947.52 Issuance of regulations.

(a) The Secretary shall limit the shipment of potatoes as set forth in this subpart whenever he finds from the recommendation and information submitted by the committee, or from other available information, that it would tend to effectuate the declared policy of the act:

(1) To regulate, in any or all portions of the production area (including uninspected potatoes which move into the adjoining States of Idaho and Washington for grading or storage) the handling of particular grades, sizes, qualities, or maturities of any or all varieties of potatoes during any period;

(2) To regulate the handling of particular grades, sizes, qualities, or maturities of any or all varieties differently, for different portions of the production area, for different markets, for different uses or outlets, for different packs, or for

any combination of the foregoing during any period;

(3) Fix the size, capacity, weight, dimensions, pack, and markings of containers, which may be used in the packaging or handling of potatoes, or both, or

(4) To regulate the shipment of potatoes by establishing, in terms of grades, sizes, or both, minimum standards of quality and maturity.

(b) The Secretary shall notify the committee of the issuance of any such regulation, and the committee shall give reasonable notice thereof to handlers.

Amend § 947.53 to read as follows:

§ 947.53 Minimum quantities.

The committee, with the approval of the Secretary, may establish, for any or all portions of the production area, minimum quantities below which shipments will be free from regulations issued pursuant to this part.

Amend § 947.54 to read as follows:

§ 947.54 Shipments for specified purposes.

(a) Whenever the Secretary finds, upon the basis of the recommendations and information submitted by the committee, or from other available information, that it will tend to effectuate the declared policy of the act, he shall modify, suspend, or terminate regulations under or pursuant to §§ 947.52 to 947.60, inclusive, or any combination thereof in order to facilitate shipments of potatoes for the following purposes:

- (1) Livestock feed;
- (2) Charity;
- (3) Export;
- (4) Canning and freezing;
- (5) Starch;
- (6) Seed potatoes;
- (7) Processing into specified products;
- (8) Such other purposes which may be specified by the committee, with the approval of the Secretary; and

(9) Shipments of potatoes within the production area or within any specified portion thereof or to and within specified locations in the adjoining States of Idaho and Washington for the purpose of having such potatoes graded or stored therein.

(b) The Secretary shall promptly notify the committee of any regulations issued or of any modification, suspension, or termination of regulations pursuant to this section; and the committee shall give notice thereof to handlers.

Add a new § 947.55 to read as follows:

§ 947.55 Safeguards.

(a) The committee, with the approval of the Secretary, may prescribe adequate safeguards to prevent shipments pursuant to § 947.54 from entering channels of trade and other outlets for other than the specific purpose authorized therefor.

(b) Safeguards provided by this section may include, but shall not be limited to, requirements that handlers:

(1) Shall obtain the inspection required by § 947.60 or pay the assessment provided by § 947.41 or both, in connection with the potato shipments effected in accordance with § 947.54; and

(2) Shall obtain a Special Purpose Certificate from the committee for shipments of potatoes effected or to be effected under provisions of § 947.54.

(c) The committee, with the approval of the Secretary, shall prescribe rules governing the issuance and the contents of Special Purpose Certificates.

(d) The committee may rescind, or deny to any handler the Special Purpose Certificate if proof satisfactory to the committee is obtained that potatoes shipped by him for the purpose stated in the certificate were handled contrary to the provisions of the Certificate and this section.

(e) The committee shall make reports to the Secretary, as requested, showing the number of applications for such certificates, the quantity of potatoes covered by such applications for such certificates, the number of such applications denied, and certificates granted, the quantity of potatoes shipped under duly issued certificates, and such other information as may be requested by the Secretary.

Amend § 947.60 by revising paragraph (a) thereof, by adding a new paragraph (b) to read as set forth herein, and by renumbering paragraphs (b), (c), and (d) to (c), (d), and (e) respectively.

§ 947.60 Inspection and certification.

(a) During any period in which the handling of potatoes is regulated pursuant to § 947.41, § 947.52 or § 947.54, or any combination thereof, no handler shall handle potatoes unless such potatoes are inspected by an authorized representative of the Federal-State Inspection Service, or such other inspection service as the Secretary shall designate, and are covered by a valid inspection certificate, except when relieved from such requirements pursuant to § 947.53 or § 947.54, or in the event inspection is not available as found by such authorized inspection service, in accordance with rules prescribed by the committee as approved by the Secretary.

(b) The committee may enter into an agreement with the Federal or Federal-State Inspection Service with respect to the costs of the inspection required by paragraph (a) of this section, and may collect from handlers their respective pro rata shares of such costs.

Amend § 947.80 to read:

§ 947.80 Reports.

(a) Upon the request of the committee, with the approval of the Secretary, each handler shall furnish to the committee, in such manner, on such forms and at such time as the committee may prescribe, such reports and other information as may be necessary for the committee to perform its duties under this part.

(b) Such reports may include, but are not necessarily limited to, the following: (1) The quantities of potatoes received by a handler; (2) the quantities disposed of by him segregated as to the respective quantities subject to regulation and not subject to regulation; (3) the date of each such disposition and the identifica-

tion of the carrier transporting such potatoes; and (4) identification of the inspection certificates relating to the potatoes which are handled pursuant to § 947.52 or § 947.54, or both.

(c) All such reports shall be held under appropriate protective classification and custody by the committee, or duly appointed employee thereof, so that the information contained therein, which may adversely affect the competitive position of any handler in relation to other handlers will not be disclosed. Compilations of general reports from data submitted by handlers is authorized, subject to the prohibition of disclosure of individual handlers' identities or operations.

(d) Each handler shall maintain and make available on request for at least 2 succeeding years, following his handling of potatoes, such records and documents on potatoes received and potatoes disposed of by him as may be necessary to verify reports required to be submitted to the committee pursuant to this section.

To make such other changes in the marketing agreement and order as may be necessary to conform to amendments thereto that may result from the hearing pursuant to this notice.

Copies of this notice may be obtained from the Vegetable Branch, Fruit and Vegetable Division, Consumer and Marketing Service, USDA, Washington, D.C. 20250, or from the Northwest Marketing Field Office, USDA, Consumer and Marketing Service, Fruit and Vegetable Division, 1218 Southwest Washington Street, Portland, Oreg. 97205.

Dated: December 1, 1969.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[P.R. Doc. 69-14457; Filed, Dec. 4, 1969;
8:45 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR Ch. V]

FEDERAL WAGE GARNISHMENT LAW

Computation of Earnings Exempt From Garnishment in Case of Earnings for Any Pay Period Other Than 1 Week

Pursuant to section 303(a) of the Consumer Credit Protection Act (82 Stat. 163; 15 U.S.C. 1675), notice is hereby given of proposed rule making on the subject, issues, and proposals described below concerning the duty of the Secretary of Labor under section 303 to prescribe by regulation a multiple of the Federal minimum hourly wage equivalent in effect to that set forth in paragraph (2) of section 303(a) of the CCPA for pay periods other than a week.

Section 303(a) of the CCPA provides that the maximum part of the aggregate

disposable earnings of an individual for any workweek which is subjected to garnishment may not exceed the lesser of (1) 25 percent of his disposable earnings for that week, or (2) the amount by which his disposable earnings for that week exceed 30 times the Federal minimum hourly wage prescribed by section 6(a)(1) of the Fair Labor Standards Act of 1938 (this is presently \$1.60). This restriction on the garnishment of wages, as well as the restriction on discharge from employment because of garnishment, provided in section 304, shall be effective July 1, 1970.

The restrictions on the garnishment of earnings under section 303(a) are read as applying to weekly earnings in the following manner:

(a) When an individual's disposable earnings for a week are \$48 ($30 \times \1.60) or less, his earnings may not be garnished in any amount.

(b) When an individual's disposable earnings for a week are more than \$48, but less than \$64, only that amount above \$48 is subject to garnishment. Thus, a maximum of \$16 may be garnished.

(c) When an individual's disposable earnings for a week are \$64 or more, 25 percent of his disposable earnings is subject to garnishment.

In carrying out the duty of the Secretary to prescribe a multiple of the Federal minimum hourly wage equivalent under section 303(a), it is proposed to compute the multiple by multiplying the number of workweeks (including fractions thereof) in the pay period by 30, and then multiplying the resulting product by \$1.60 as follows:

2-week pay period— $2 \times 30 \times \$1.60 = \96.00
Semi-monthly pay period— $2\frac{1}{2} \times 30 \times \$1.60 = \$104.00$
Monthly pay period— $4\frac{1}{2} \times 30 \times \$1.60 = \$208.00$

Interested persons are hereby afforded opportunity to submit written data, views, or arguments on the subjects, issues, and proposals described above to the Administrator of the Wage and Hour and Public Contracts Divisions, U.S. Department of Labor, 14th Street and Constitution Avenue NW., Washington, D.C. 20210, within thirty (30) days from the publication of this notice in the FEDERAL REGISTER.

Signed at Washington, D.C., this 2d day of December 1969.

GEORGE P. SCHULTZ,
Secretary of Labor.

[P.R. Doc. 69-14472; Filed, Dec. 4, 1969;
8:47 a.m.]

[29 CFR Ch. V]

FEDERAL WAGE GARNISHMENT LAW

Exemption of State-Regulated Garnishments

Pursuant to section 305 of the Consumer Credit Protection Act (82 Stat. 163; 15 U.S.C. 1675), notice is hereby given of proposed rule-making on the subjects, issues, and proposals described

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 69-SW-72]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to alter controlled airspace in the Alexandria, La., terminal area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Administration, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Tex. An informal docket will also be available for examination at the Office of the Chief, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as herein-after set forth.

(1) In § 71.171 (34 F.R. 4559), the Alexandria, La. (Esler Field), control zone is amended to read:

ALEXANDRIA, LA. (ESLER FIELD)

Within a 5-mile radius of Esler Field (lat. 31°23'45" N., long. 92°17'40" W.), and within 3 miles each side of the Esler VOR 338° radial extending from the 5-mile radius zone to 8.5 miles north of the VOR.

(2) In § 71.181 (34 F.R. 4640), the Alexandria, La., transition area 700-foot portion is amended to read:

ALEXANDRIA, LA.

That airspace extending upward from 700 feet above the surface within a 16-mile radius of England AFB (lat. 31°19'40" N., long. 92°33'05" W.), within a 7-mile radius of Esler Field (lat. 31°23'45" N., long. 92°17'40" W.), and within 4 miles each side of the Esler VOR 155° radial extending from the Esler Field 7-mile radius area to 17 miles southeast of the VOR.

Alteration of the control zone as proposed will provide controlled airspace for aircraft executing VOR RWY 14, VOR RWY 32, Radar-1, and the new ILS RWY 26 instrument approach procedures.

Alteration of the transition area as proposed is for conformance with current criteria.

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

Issued in Fort Worth, Tex., on November 25, 1969.

A. L. COULTER,

Acting Director, Southwest Region.

[F.R. Doc. 69-14448; Filed, Dec. 4, 1969; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

[14 CFR Parts 208, 214, 295]

[Docket No. 21666; EDR-173]

OVERSEAS MILITARY PERSONNEL CHARTERS

Notice of Proposed Rule Making

DECEMBER 1, 1969.

Notice is hereby given that the Civil Aeronautics Board has under consideration proposed amendments to Parts 208, 214, and 295 of its economic regulations (14 CFR Parts 208, 214, and 295) which would establish a class of charter for military personnel and their immediate families.

The principal features of the proposed amendment are described in the explanatory statement below and the proposed amendment is set forth in the proposed rule below. The amendment is proposed under the authority of sections 204(a), 401, and 402 of the Federal Aviation Act of 1958, as amended (72 Stat. 743, 754, 757, 49 U.S.C. 1324, 1371, 1372).

Interested persons may participate in the proposed rule making through submission of twelve (12) copies of written data, views, or arguments pertaining thereto, addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428. All relevant material received on or before January 6, 1970, will be considered by the Board before taking final action on the proposed rule.

Copies of such communications will be available for examination by interested persons in the Docket Section of the Board, Room 712 Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., upon receipt thereof.

By the Civil Aeronautics Board.

[SEAL]

MABEL MCCART,
Acting Secretary.

Explanatory statement. For many years there has been regular and substantial traffic between Europe and the United States consisting of pro rata charters by U.S. military personnel, civilian employees of the Department of Defense (DOD), and dependents. In general, the charters are used by personnel

below concerning the power of the Secretary of Labor under section 305 of the CCPA to exempt from the garnishment restrictions in section 303(a) garnishments issued under the law of any State if he determines that the laws of that State provide restrictions on garnishment which are "substantially similar" to those provided in section 303(a).

Exemptions under section 305 of the CCPA are considered available only with regard to State garnishments which are preserved from preemption by section 307 of the CCPA. Among other things, section 307 states that title III does not annul, alter, or affect, or exempt any person from complying with, garnishments under the laws of any State prohibiting garnishments or providing for more limited garnishments than are allowed under title III.

The subjects, issues, and proposals are as follows:

1. It is proposed to consider restrictions on the garnishment of wages as "substantially similar" to those in section 303(a) of the CCPA when they provide the same or greater protection to individuals. Differences in text between the restrictions under State law and those in title III are not material when the State law provides the same or greater restrictions on wage garnishment.

2. In measuring whether or not State law restrictions are "substantially similar" to the restrictions in section 303(a), the following important particulars of the latter restrictions would have to be considered: the definitions of the terms "earnings", "disposable earnings", and "garnishment"; the two-part formula used for determining the maximum part of the disposable earnings which may be subject to garnishment; the classes of persons protected by the legislation; and the application to all transactions rather than only to "consumer" transactions.

3. Whether or not partial exemptions should be granted where parts of the State law restrictions applicable to certain cases or classes of cases would be "substantially similar" to those of the Federal law, even though the State law as a whole may differ in important particulars from the Federal law.

4. What procedures should be established for processing request for exemptions under section 305.

Interested persons are hereby afforded opportunity to submit written data, views, or arguments on the subjects, issues, and proposals described above to the Administrator of the Wage and Hour and Public Contracts Divisions, U.S. Department of Labor, 14th Street and Constitution Avenue NW., Washington, D.C. 20210, within thirty (30) days from the publication of this notice in the FEDERAL REGISTER.

Signed at Washington, D.C., this 2d day of December 1969.

GEORGE P. SCHULTZ,
Secretary of Labor.

[F.R. Doc. 69-14473; Filed, Dec. 4, 1969; 8:47 a.m.]

traveling on furlough at their own expense and dependents traveling for visits home. The supplemental carriers have participated extensively in these charters, but they have also been conducted by IATA carriers under IATA Resolution 045. Such charters serve a worthwhile national defense objective in providing low-cost transportation for military personnel and dependents.

However, regulatory problems have arisen with respect to these charters. For example, participants have been solicited by travel agents through widespread advertising of a series of flight dates, and flights have been advertised at flat one-way and round-trip fares, rather than the prorated share of the total charter price. And subterfuges have been employed by travel agents to avoid the prohibition against chartering to travel agents.

In addition, existing restrictions on one-way passengers and on intermingling passengers fail to take account of the special characteristics of military personnel on leave. These restrictions provide that in the case of a round-trip charter no one-way passengers shall be carried, except that up to 5 percent of the charter group may be transported in each direction, and they prohibit any intermingling of passengers in the case of a series of charter contracts. Since the duration of military furloughs varies widely, it is generally impractical for military personnel (and accompanying dependents) to travel in both directions together as a group, and dependents joining military personnel abroad are precluded by the regulations from being included on the return leg of a round-trip charter.

The proposed rule would establish a class of charter for military personnel and their immediate families. In view of the activities of travel agents described above, the rule would exclude travel agents and other intermediaries from organizing such charters, and it would also relieve these charters from the one-way and intermingling restrictions just referred to. The services military personnel perform for this Nation and the contribution to morale in facilitating air travel at low charter rates for furloughed personnel and their dependents justify this special category of charter free from these restraints. Certain other features of the proposed rule will next be described.

Under the proposal, retired military personnel would not be eligible to participate in the new category of charter. As noted, the proposal is essentially grounded on the proposition that these charters serve a significant morale purpose in facilitating military personnel stationed abroad to visit home; providing reduced-rate transportation for retired personnel does not come within this objective. The same reasoning supports excluding civilian personnel. Of course, low-cost transportation serves a morale purpose for civilian as well as military personnel, but the latter usually have little or no choice as to their duty station, in many instances are draftees or

enlistees serving as a military obligation rather than by choice, and to a large extent are enlisted personnel receiving relatively low pay.

In two respects the proposed rule is more restrictive than the aforementioned IATA Resolution 045; viz, it would not extend to civilian employees of DOD and it would bar travel agents and other intermediaries from organizing charters. Under these circumstances the Board contemplates corresponding changes in the conditions attached to its approval of Resolution 045, insofar as it provides for charters of military personnel stationed abroad, to conform the conditions to the rule in these respects; and also, for the same purpose, to remove the condition against intermingling.

Proposed rules. It is proposed to amend Parts 208, 214, and 295 of the economic regulations (14 CFR Parts 208, 214, and 295), as follows:

I. In Part 208:

1. Amend § 208.3 by adding the following definition:

§ 208.3 Definitions.

(v) "Overseas military personnel charter" means a charter, either one-way or round trip, limited to military personnel of the U.S. Armed Forces stationed outside the United States, its territories and possessions, and/or their immediate families, where the following conditions are met: (1) The military personnel are on official furlough, leave, pass, or other authorized absence from duty; (2) the transportation is between the United States and a foreign country in which military personnel of the United States are stationed; (3) a fixed charge for the charter transportation is not advertised, and the cost of the charter flight is prorated equally among the charter participants, except to the extent a lesser charge is provided for children; and (4) solicitation for, and administration of, the charter flight is handled entirely by members of the U.S. Armed Forces or an organization operated by the Department of Defense for and on behalf of its military personnel, and the charter contract is signed by a member of the Armed Forces or such organization.

§ 208.32 [Amended]

2. Amend § 208.32(f) by adding the following sentence: "This paragraph shall not apply to overseas military personnel charters."

§ 208.211 [Amended]

3. Amend § 208.211 by revising the last sentence to read: "When more than one round trip is contracted for, intermingling between flights or reforming of plane-load or less than plane-load charter groups shall not be permitted and each such group must move as a unit in both directions: *Provided, however,* That this restriction shall not apply to overseas military personnel charters."

II. In Part 214:

1. Amend § 214.2 by adding the following definition:

§ 214.2 Definitions.

(n) "Overseas military personnel charter" means a charter, either one-way or round trip, limited to military personnel of the U.S. Armed Forces stationed outside the United States, its territories and possessions, and/or their immediate families, where the following conditions are met: (1) The military personnel are on official furlough, leave, pass, or other authorized absence from duty; (2) the transportation is between the United States and a foreign country in which military personnel of the United States are stationed; (3) a fixed charge for the charter transportation is not advertised, and the cost of the charter flight is prorated equally among the charter participants, except to the extent a lesser charge is provided for children; and (4) solicitation for, and administration of, the charter flight is handled entirely by members of the U.S. Armed Forces or an organization operated by the Department of Defense for and on behalf of its military personnel, and the charter contract is signed by a member of the Armed Forces or such organization.

§ 214.14 [Amended]

2. Amend § 214.14(c) by adding the following sentence: "This paragraph shall not apply to overseas military personnel charters."

§ 214.31 [Amended]

3. Amend § 214.31 by revising the last sentence to read: "When more than one round trip is contracted for, intermingling between flights or reforming of plane-load or less than plane-load charter groups shall not be permitted and each such group must move as a unit in both directions: *Provided, however,* That this restriction shall not apply to overseas military personnel charters."

III. In Part 295:

1. Amend § 295.2 by adding the following definition:

§ 295.2 Definitions.

(n) "Overseas military personnel charter" means a charter, either one-way or round trip, limited to military personnel of the U.S. Armed Forces stationed outside the United States, its territories and possessions, and/or their immediate families, where the following conditions are met: (1) The military personnel are on official furlough, leave, pass, or other authorized absence from duty; (2) the transportation is between the United States and a foreign country in which military personnel of the United States are stationed; (3) a fixed charge for the charter transportation is not advertised, and the cost of the charter flight is prorated equally among the charter participants, except to the extent a lesser charge is provided for children; and (4) solicitation for, and administration of, the charter flight is handled entirely by members of the U.S. Armed Forces or an organization operated by the Department of Defense for and on behalf of its military personnel.

and the charter contract is signed by a member of the Armed Forces or such organization.

§ 295.14 [Amended]

2. Amend § 295.14(f) by adding the following sentence: "This paragraph shall not apply to overseas military personnel charters."

§ 295.31 [Amended]

3. Amend § 295.31 by revising the last sentence to read: "When more than one round trip is contracted for, intermingling between flights or reforming of plane-load or less than plane-load charter groups shall not be permitted and each such group must move as a unit in both directions: *Provided, however, That this restriction shall not apply to overseas military personnel charters.*"

[F.R. Doc. 69-14463; Filed, Dec. 4, 1969; 8:46 a.m.]

FEDERAL HOME LOAN BANK BOARD

[12 CFR Parts 563, 571]

[No. 23,545]

FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

Accounting Principles and Procedures

NOVEMBER 26, 1969.

Resolved that the Federal Home Loan Bank Board considers it advisable to amend Parts 563 and 571 of the Rules and Regulations for Insurance of Accounts (12 CFR Parts 563, 571) for the following purposes:

1. To provide that insured institutions shall prepare and maintain their books, records, and reports on the basis of generally accepted accounting principles and shall employ such specific principles or procedures on particular accounting matters as the Federal Savings and Loan Insurance Corporation may require by regulation or otherwise; and

2. To set forth the Corporation's policy with respect to use of the accrual basis of accounting by insured institutions.

Accordingly, it hereby proposes to amend Parts 563 and 571 as follows:

1. Amend Part 563 of such regulations by adding, immediately after § 563.23-1 thereof, a new § 563.23-2, to read as follows:

§ 563.23-2 Accounting principles and procedures.

For purposes of examinations by and reports to the Corporation and of compliance with this subchapter, each insured institution shall:

(a) Prepare and maintain its books, records, and reports on the basis of generally accepted accounting principles; and

(b) Employ such specific principles or procedures on particular accounting matters as the Corporation may require by regulation or otherwise.

2. Amend Part 571 of such regulations by adding, immediately after § 571.7 thereof, a new statement of policy, § 571.8, to read as follows:

§ 571.8 Use of the accrual basis of accounting.

(a) *General.* Insurance Regulation 563.23-2 provides that each insured institution shall employ such specific principles or procedures on particular accounting matters as the Corporation may require by regulation or otherwise. This statement sets forth the Corporation's policy with respect to the use of the accrual basis of accounting by a specified class of institution. As used herein, the term "accrual basis of accounting" refers to that accounting method in which all expenses are recorded when incurred, whether paid or unpaid, and all income is recorded when earned, whether or not received.

(b) *Institutions required to use accrual basis of accounting.* (1) An insured institution which, at the close of any annual accounting period commencing on or after January 1, 1969, has total assets in excess of \$25 million shall thereupon make such adjustments to its accounting records as may be necessary to maintain such records on the accrual basis of accounting and shall thereafter maintain such records and prepare all published reports and all reports to the Corporation on the accrual basis of accounting.

(2) No insured institution which, as of January 1, 1969, was maintaining its accounting records on the accrual basis of accounting or which, subsequent to that date, elects or is required to use the accrual basis of accounting may thereafter convert to a different basis of accounting.

(c) *Required accrual basis adjustments.* (1) During the annual accounting period commencing on or after January 1, 1969, initial adjustments to convert to the accrual basis of accounting shall be made as follows:

(i) In the case of an insured institution having a fiscal year corresponding to the calendar year, initial adjustments shall be entered on the accounting records as of the close of business December 31, 1969.

(ii) In the case of an insured institution having a fiscal year which does not correspond to the calendar year, initial adjustments shall be entered on the accounting records as of the close of business at the semiannual closing next following December 31, 1969.

(2) An insured institution which employs the accrual basis of accounting shall make necessary accrual basis adjustments to its accounting records at least quarterly.

(d) *Request for waiver of requirements for one year.* If an insured institution is located in an area where professional advice as to conversion to the accrual basis of accounting is not avail-

able or where such conversion would be excessively costly or would otherwise work a hardship, it may, with the express authorization of its board of directors, request a waiver of the foregoing requirements for one annual accounting period. Any such request should be in the form of a letter addressed to the Chief Examiner and signed by the institution's chief executive officer, and it should set forth the factual data necessary to show the need for such waiver. Each Chief Examiner has been delegated the authority, upon proper showing of the need therefor, to waive for one annual accounting period the foregoing requirements for conversion to the accrual basis of accounting.

(Secs. 402, 403, 48 Stat. 1256, 1257, as amended; 12 U.S.C. 1725, 1726. Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1943-1948 Comp. p. 1071)

Resolved further that interested persons are invited to submit written data, views, and arguments to the Office of the Secretary, Federal Home Loan Bank Board, 101 Indiana Avenue NW., Washington, D.C. 20552, by December 22, 1969, as to whether this proposal should be adopted, rejected, or modified. Written material submitted will be available for public inspection at the above address unless confidential treatment is requested or the material would not be made available to the public or otherwise disclosed under § 505.6 of the general regulations of the Federal Home Loan Bank Board (12 CFR 505.6).

By the Federal Home Loan Bank Board.

[SEAL]

JACK CARTER,
Secretary.

[F.R. Doc. 69-14469; Filed, Dec. 4, 1969; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[49 CFR Part 1048]

[MC-C-2; Ex Parte MC-87]

MUNICIPALITY OF NEW YORK

Redefinition of Limits of New York City Commercial Zone; Extension of Time

DECEMBER 2, 1969.

At the request of an interested person, the time for filing representations is extended to December 22, 1969. An original and seven copies of such statements should be filed with the Commission at its office at Washington, D.C.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 69-14464; Filed, Dec. 4, 1969; 8:46 a.m.]

Notices

DEPARTMENT OF AGRICULTURE

Agricultural Research Service CERTAIN STOCKYARDS AND LIVESTOCK MARKETS

Notice of Approval and of Withdrawal of Approval

Pursuant to § 76.16 of the regulations in Part 76, as amended, Title 9, Code of Federal Regulations, containing restrictions on the movement of swine because of hog cholera, under the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126; 134f), notice is hereby given that the following stockyards and livestock markets are approved under said regulations as indicated below:

STOCKYARDS AND LIVESTOCK MARKETS APPROVED UNDER § 76.16(b), TITLE 9, CODE OF FEDERAL REGULATIONS, TO HANDLE ALL CLASSES OF SWINE

ALABAMA

Atmore Truckers Association, Inc.; Atmore.
Coosa Valley Feeder Pig Association; Anniston.
Covington Livestock Auction, Inc.; Covington.
Dadeville Stockyards, Inc.; Dadeville.
Enterprise Livestock Company; Enterprise.
Farmers Cooperative Market; Frisco City.
Farmers Cooperative Market, Inc.; Opp.
Fayette Stockyard, Inc.; Fayette.
Florence Trading Post; Florence.
Geneva Stockyard; Geneva.
Hartford Livestock Company; Hartford.
Headland Stockyard; Headland.
Henry County Livestock Association, Inc.; Abbeville.
Hodges-Capital Stockyards; Montgomery.
Hodges-Hurtsboro Stockyards; Hurtsboro.
Hodges-Selma Stockyards; Selma.
Jackson County Feeder Pig Sale; Section.
King Livestock Auction Company; Florence.
Limestone County Feeder Pig Association, Inc.; Athens.
Limestone County Stockyard; Athens.
Linden Stockyards; Linden.
Madison County Livestock Market; Huntsville.
Northwest Alabama Feeder Pig Association, Inc.; Russellville.
Pickens County Livestock Commission; Aliceville.
Roanoke Stockyards, Inc.; Roanoke.
Robertsdale Livestock Auction, Inc.; Robertsdale.
Sand Mountain Feeder Pig Association; Gunterville.
Stokes & Brogden Stockyard, Inc.; Andalusia.
Union Stockyards; Eufaula.

ARKANSAS

Corning Sales Co.; Corning.
Davis Livestock Auction; Batesville.
Decatur Livestock Auction; Decatur.
Eastern Arkansas Livestock Association; Marianna.

ARKANSAS—continued

Eudora Sale Barn; Eudora.
Farmers Livestock Auction Co.; Springdale.
Harrison Stockyards Auction; Harrison.
Hill & Montgomery; Batesville.
Hope Livestock Auction; Hope.
Jonesboro Stockyards; Jonesboro.
R. D. King; Alpena.
Lofton Pig Farm, Ray; West Fork.
Mid State Hog Service; Leachville.
Mountain Home Livestock Auction; Mountain Home.
Nettleton Stockyards; Jonesboro.
North Arkansas Feeder Pig Association; Batesville.
Padfield Pig Barn, Gilbert & Bob; Harrison.
MPA Feeder Pig Yards; Imboden.
Randolph County Livestock Auction; Pocahontas.
S.M. & Q. Hog Farm; Prairie Grove.
Salem Livestock Auction; Salem.
Scott County Livestock Auction; Waldron.
Searcy County Auction; Marshall.
Shantz & Rodman Commission Co.; North Little Rock.
Siloam Springs Sale Barn; Siloam Springs.
Southeast Arkansas Feeder Pig Marketing Assoc.; Warren.
Valley Livestock Auction; Russellville.
White River Valley Feeder Pig Association; Weldon.

COLORADO

Alamosa Auction; Alamosa.
Basin Livestock Commission Company; Durango.
Brush Livestock Commission Company; Brush.
Burlington Livestock Sales Company; Burlington.
Cortez Livestock Auction; Cortez.
Delta Sales Yard; Delta.
Farmers & Ranchers Commission Company; Fort Collins.
Fowler Auction Company; Fowler.
Grand Junction Livestock Exchange; Grand Junction.
Haxtun Cooperative Livestock Exchange; Haxtun.
R. P. Lewis & Son Auction Company; La Junta.
Limon Livestock Commission Company; Limon.
Longmont Sales Yard; Longmont.
Melott Livestock Corporation; Pueblo.
Monte Vista Livestock Commission Company; Monte Vista.
McCanless Livestock Company; Lamar.
Ranchland Livestock Commission Company; Wray.
Sterling Livestock Commission Company; Sterling.
Stratton Sale Barn; Stratton.
Trinidad Livestock Auction; Trinidad.
Valley Livestock Auction; Grand Junction.
Weld County Livestock Commission Company; Greeley.
Western Slope Livestock Commission Company; Montrose.
Winter Livestock Commission Company; La Junta.
Yuma Livestock Auction; Yuma.
Zavisan Livestock Commission Company; Pueblo.

DELAWARE

Carroll's Sales Co.; Felton.
Goldinger Brothers, Inc.; Smyrna.
Mar-Del Farms; Marydel.

GEORGIA

Bacon County Stockyard, Alma.
Bartow Livestock Commission Company; Cartersville.
Bullock Stockyard; Statesboro.
Carroll County Livestock Sale Barn, Inc.; Carrollton.
Chatham Livestock Company; Savannah.
Columbus-Muscogee Livestock; Columbus.
Cordele Livestock Commission Company; Cordele.
Dawson Livestock Company; Dawson.
Dublin Livestock & Commission Company; Dublin.
Farmers Livestock Market; Douglas.
Farmers Stockyard; Sylvania.
Farmers Stockyard of McRae; McRae.
Franklin County Livestock Market, Inc.; Carnesville.
Fitzgerald Farmers Auction, Inc.; Fitzgerald.
Gainesville Livestock Auction; Gainesville.
Georgia Farmers Livestock, Inc.; Cumming.
Georgia Farm Products Sales Corp.; Thomaston.
Hazelhurst Livestock Market; Hazelhurst.
Hyawassee Feeder Pig Cooperative; Blue Ridge.
Irwin County Stockyard; Ocilla.
Jepeway-Craig Commission Co.; Dublin.
LaGrange Stockyards; LaGrange.
Livestock Marketers, Inc.; Douglas.
McClure-Burnett Commission Co.; Rome.
McClure-Burnett Commission Co.; Toccoa.
Metter Livestock Market; Metter.
Milan Livestock Market; Milan.
Miles Stockyard; Baxley.
W. L. Mosely Livestock Co.; Blakely.
Moultrie Livestock Co.; Moultrie.
North Georgia Livestock Auction, Inc.; Athens.
Parker's Stockyard; Statesboro.
Peoples Stockyard; Cuthbert.
Pierce County Stockyard; Blackshear.
Pulaski Stockyard; Hawkinsville.
Seminole Hog & Cattle Co. Auction Market; Donalsonville.
Soperton Stockyards; Soperton.
Shuman Livestock Market, Inc.; Hagan.
Sumter Livestock Association; Americus.
Sutton Livestock Company; Sylvester.
Swainsboro Stockyards; Swainsboro.
Thomas County Stockyard, Inc.; Thomasville.
Thomson Stockyard; Thomson.
Tifton Stockyard; Tifton.
Toombs County Stockyard; Lyons.
Tri-County Livestock Company; Social Circle.
Turner County Stockyard; Ashburn.
Union Stockyards; Albany.
Valdosta Livestock Company, Inc.; Valdosta.
Vidalia Livestock Auction, Inc.; Vidalia.
Waycross Livestock Market; Waycross.
Wayne County Stockyard; Jesup.
Wilkes County Stockyard; Washington.

IDAHO

Bonnors Ferry Livestock, Inc.; Bonners Ferry.
Cache Valley Livestock Auction, Inc.; Preston.
Meridian Salesyard; Meridian.
Nampa Livestock Market, Inc.; Nampa.
Sandpoint Livestock Auction; Sandpoint.
Twin City Salesyard; Lewiston.
Valley Livestock Commission Co.; Rupert.
Weiser Livestock Commission Co.; Weiser.

ILLINOIS

Ackerman, Irving; Rockford.
Benton Livestock Association; Benton.
Berryman, W. R.; Apple River.
Bloomington Livestock Commission Co.; Bloomington.

ILLINOIS—continued

Breed's Livestock Sale; Elizabeth.
Brown County Sales Assn.; Mount Sterling.
Burnidge Bros.; Elgin.
Bryon Livestock Commission Co.; Bryon.
Carthage Community Sale Co.; Carthage.
Cherry, Neills (Bros.); Shannon.
Cinard Livestock & Trucking Service;
Rushville.
Cochran, Theodore; Good Hope.
Danville Livestock Commission Co.; Danville.
Decker's Livestock Inc.; Milford.
Dennis, W. H.; Polo.
DeWane's Livestock Exchange; Belvidere.
Edgar County Marketing Association; Paris.
Elliott, Harry; Lyndon.
Estee Sales Barn; Canton.
Farmers Livestock Sales, Inc.; Coatsburg.
Feller Livestock Sales; Cassia Park.
Forrest Feedlot; Forrest.
Forrest Livestock Sale; Forrest.
Galesburg Livestock Sale; Galesburg.
Galesburg Order Buyers; Milledgeville.
Galesburg Order Buyers; Rock Falls.
Greenville Livestock Auction Co.; Greenville.
Hemp Stockyards; Warsaw.
Herz, Max; Sterling.
Hesselbacher, J. H. & Sons; Scales Mound.
Hill Top Sales Barn; Alton.
Illinois Auction Commission Co.; Paris.
Interstate Producers Livestock Association;
Apple River.
Interstate Producers Livestock Association;
Danville.
Interstate Producers Livestock Association;
Erie.
Interstate Producers Livestock Association;
Fairfield.
Interstate Producers Livestock Association;
Golconda.
Interstate Producers Livestock Association;
Harrisburg.
Interstate Producers Livestock Association;
Payson.
Interstate Producers Livestock Association;
Pinckneyville.
Interstate Producers Livestock Association;
Quincy.
Interstate Producers Livestock Association;
Salem.
Interstate Producers Livestock Association;
Donoga.
Jackson County Auction; Murphysboro.
Jefferson County Community Sale; Mount
Vernon.
Jennings Sale Company; Macomb.
Kankakee Livestock Company; Bourbonnais.
Kewanee Order Buyers; Kewanee.
Kewanee Sale Barn; Kewanee.
H & M Livestock Co.; Erie.
Krampe, Leroy; Sigel.
Kubatzke, Russell W.; Pecatonica.
Kuntz, Clyde; Gridley.
LaSalle County Livestock Marketing Center;
Ottawa.
Lena Pellets, Inc.; Lena.
McLean County Hog Service; Arrowsmith.
Mehler Stock Yards; West York.
Mercer County Livestock Auction; Viola.
Meredith Feeder Pigs; Elburn.
Meyerhofer, Lester; Elizabeth.
Morrison Cattle Co.; Morrison.
Nelson, S. J.; Rockford.
Oak Valley Feeder Pig Sales; Kampsville.
Olney Livestock Commission Co.; Olney.
Olson, Marcus; Maple Park.
Paris Livestock Sales Co.; Paris.
Paris Union Stockyards; Paris.
Parks, Loyd & Gerald; Feeder Pigs; Oakwood.
Pecatonica Livestock Exchange; Pecatonica.
Penfield Livestock Community Sale; Penfield.
Peterson Livestock Auction; Wyoming.
Pinkston Sale Pavilion; Pana.
Pittsfield Community Sales, Inc.; Pittsfield.
Plowman, Kenneth; Lakewood.
Pontiac Livestock Sales; Livingston.
Potomac Stock Yards; Potomac.

ILLINOIS—continued

Princeton Livestock Auction; Princeton.
Rock Island Auction Sales, Inc.; Rock Island.
Roe's Consignment Sale; Chana.
Rohn, Donald R.; Livestock Market; Dallas
City.
Savanna Livestock Sales; Savanna.
Schrader, Harry; Consignment; Dakota.
Sharer, Willard; Albany.
Sheldon Livestock Co., Inc.; Sheldon.
Southeastern Livestock Association, Inc.;
Albion.
Stevens, Alfred; Nora.
Trainor's Livestock Sales; Clinton.
Trost, Robert; Warren.
Voss, Earl; Savanna.
Walnut Auction Co.; Walnut.
Warren County Livestock Auction; Warren.
Winslow Marketing Center, Inc.; Winslow.
Wood, Marvin T.; Morrison.

INDIANA

Delta Livestock Auction & Commission; Fort
Wayne.
Geneva Berne Livestock Sale; Berne.
Goshen Commission Auction Sale; Goshen.
Hilltop Auction Sale; Madison.
Lowell Livestock Auction, Inc.; Lowell.
Loy's Sale Barn; Portland.
Producers Livestock Assn.; Bath.
Producers Livestock Assn.; Columbia City.
Producers Livestock Assn.; Vincennes.
Producers Marketing Assn., Inc.; Centerville.
Producers Marketing Assn., Inc.; Terre Haute.
Russell White Sale Barn; Brookville.
Shipshewana Livestock Auction Co.; Ship-
shewana.
Topeka Livestock Auction, Inc.; Topeka.
Valparaiso Comm. Sale; Valparaiso.

IOWA

B & H Cattle Company; Ida Grove.
Bedford Sale Co.; Bedford.
Boone Sales Co.; Boone.
Bradley Livestock Auction; Red Oak.
Carstens Livestock; Wilton Junction.
Centerville Sales Co.; Centerville.
Clarinda Auction Co.; Clarinda.
Coggon Livestock Sales Co.; Coggon.
Dahms Feeder Pigs; New Liberty.
De Witt Farm Store, Inc.; De Witt.
Dunlap Livestock Auction Market; Dunlap.
Edgewood Sale Barn, Inc.; Edgewood.
Ray Fritz Stockyards; Washington.
Galva Pig Market; Galva.
Garner Livestock Sales, Inc.; Garner.
Grassland Company; Odebolt.
Greenfield Community Sales, Inc.; Greenfield.
The Halls, Inc.; Livestock Division; Low
Moor.
Haupt Livestock Co., Inc.; Fairfield.
Hubbard Feeder Pig Co.; Hubbard.
Interstate Producers Livestock Association;
Mount Pleasant.
Interstate Producers Livestock Association;
Waukon.
Lamoni Livestock Sales Co., Inc.; Lamoni.
Mac's Feeder Supply; Belmont.
Mapleton Auction Company; Mapleton.
Maquoketa Sale Company; Maquoketa.
Drs. Spear & Allison, d.b.a. Marshall County
Feeder Pig Association; Marshalltown.
McCreary Sale Co.; Centerville.
Middletown Auction Sales, Inc.; Middletown.
Moorhead Auction Co.; Moorhead.
Mt. Ayr Livestock Market; Mount Ayr.
Keith E. Myers; Grundy Center.
Nelson Hog Yard; Mount Ayr.
Northside Sales Company; Sibley.
Northwood Livestock Sales Co.; Northwood.
O & W Auction Market; Wadena.
Pella Sales Co.; Pella.
Perry Sales Pavilion; Perry.
Producers Livestock Marketing Assn.; Feeder
Pig Division; Creston.
Riceville Sale Pavilion; Riceville.
Rubey Auction Company; Red Oak.
Rubey Auction Company; Shenandoah.

IOWA—continued

Sheldon Approved Hog Mart; Sheldon.
Smylie's Livestock Company; Columbus
Junction.
Stanton Livestock Auction; Stanton.
Thompson Livestock Commission Company;
Davis City.
Tri-State Livestock Auction Company, Inc.;
Sioux Center.
Troutman Auction Sales; Bonaparte.
W & W Livestock Enterprises, Inc., d.b.a.
Curtis V. Wellman and William C. Wil-
liams; La Porte City.
Wallace Livestock Market; Riceville.
Wayland Sales Co., Inc.; Wayland.
James Webb Market; Mallard.
Weichman Pig Co., Inc., d.b.a. Richard W.
Weichman; Des Moines.
West Grove Stockyards; West Grove.

KANSAS

Anthony Livestock Company; Anthony.
Ashland Sales Company, Inc.; Ashland.
Atchison County Auction Company; Atchi-
son.
Atwood Sale Barn; Atwood.
Beloit Livestock Auction, Inc.; Beloit.
Beverly Stockyards Company; Salina.
Caldwell Community Sale; Caldwell.
Cedar Vale Sales Company; Cedar Vale.
Chandler Sales Company; Smith Center.
Chanute Livestock Auction; Chanute.
Clay Center Sales Company, Inc.; Clay
Center.
Cloud County Livestock Commission Com-
pany; Concordia.
Coffeyville Livestock Comm. Company, Inc.;
Coffeyville.
Colby Livestock Auction, Inc.; Colby.
Coldwater Sales Company, Inc.; Coldwater.
Concordia Sales Company; Concordia.
Council Grove Livestock Auction; Council
Grove.
Dighton Livestock Auction Market, Inc.;
Dighton.
Dodge City Livestock Commission Company;
Dodge City.
Downs Sales Company; Downs.
Effingham Auction Company; Effingham.
Farmers and Ranchers Livestock Comm. Co.;
Salina.
Farmers Livestock Exchange, Inc.; Wakarusa.
Farmers Marketing Sales Corp., Inc.; Hill
City.
Flint Hills Livestock Auction; Eskridge.
Fort Scott Sale Company; Fort Scott.
Frankfort Community Sale; Frankfort.
Franklin County Sales Company; Ottawa.
Garden City Sale Company, Inc.; Garden
City.
Glasco Livestock Exchange; Glasco.
Goodland Livestock Comm. Co., Inc.;
Goodland.
Hays Livestock Commission Company; Hays.
Herington Livestock Auction Company;
Herington.
Hiawatha Auction Company; Hiawatha.
Holton Community Sale; Holton.
Holton Livestock Exchange; Holton.
Hoxie Livestock Sale; Hoxie.
Hutchinson Livestock Commission Co.;
Hutchinson.
Junction City Livestock Sales, Inc.; Junction
City.
Kingman Community Sale; Kingman.
Kinsley Livestock Sale Company; Kinsley.
Larned Livestock Commission Co.; Larned.
Kiowa Livestock Sales Co.; Kiowa.
Leavenworth Livestock Auction Company;
Leavenworth.
Leoti Livestock Sales Company; Leoti.
Liberal Livestock Sales Company; Liberal.
Manhattan Commission Company, Inc.; Man-
hattan.
Mankato Sales Company; Mankato.
Marysville Livestock & Commission Co.;
Marysville.
McKinley-Winter Livestock Comm. Co., Inc.;
Dodge City.

KANSAS—continued

McPherson Sales Company; McPherson.
Meade Livestock Commission Company; Meade.
Medicine Lodge Sales Company, Inc.; Medicine Lodge.
Moline Auction Company; Moline.
Mound City Livestock Auction Company; Mound City.
Natoma Livestock Exchange, Inc.; Natoma.
Norton Livestock Auction Co.; Norton.
Norton Livestock Commission Company; Norton.
Oakley Livestock Sales Company; Oakley.
Oberlin Livestock Commission Company; Oberlin.
Onaga Community Sales; Onaga.
Overbrook Livestock Auction, Inc.; Overbrook.
Paola Market Sale; Paola.
Parsons Public Stockyards; Parsons.
Phillipsburg Sales Company, Inc.; Phillipsburg.
Plainville Livestock Commission Co., Inc.; Plainville.
Quinter Livestock Commission Co.; Quinter.
Rezac Livestock Commission Co.; St. Marys.
Christine Rostetter Sale; Heaton.
Russell Livestock Commission Co., Inc.; Russell.
Sabetha Livestock Auction; Sabetha.
St. Francis Livestock Sale Company; St. Francis.
Southeastern Kansas Sales Company; Fort Scott.
Stewart Sale Barn; Bronson.
Stockton Livestock Commission Company; Stockton.
Syracuse Sale Company; Syracuse.
Tri-State Sale, Inc.; Elkhart.
Washington Sale Company; Washington.
Waverly Livestock Sale Barn; Waverly.
Wellington Sales Company; Wellington.
Winfield Livestock Auction; Winfield.
Wilkey Livestock Sales, Inc.; Pratt.
Wichita Public Stockyards; Wichita.

KENTUCKY

Adair County Stockyards; Columbia.
Albany Stockyards; Albany.
Barnes Feeder Pig Co.; Columbia.
Barren County Stockyards; Glasgow.
Blue Grass Stockyards; Lexington.
Bowling Green Livestock Market; Bowling Green.
Boyle County Stockyard; Danville.
Virgil Branstetter Feeder Pig Dealer; Horse Cave.
Bullitt County Stockyard; Shepherdsville.
Burkesville Stockyard; Burkesville.
Burton's Feed and Supply Feeder Pig; Brodhead.
Carlisle Stockyards; Carlisle.
Cattlettsburg Livestock Co., Inc.; Cattlettsburg.
Christian County Livestock Market, Inc.; Hopkinsville.
Clay-Wachs Stockyards; Lexington.
Cynthiana Stockyard; Cynthiana.
Dinwiddie Feeder Pigs; Leitchfield.
Dunnington Milling Company Stockyard; Monticello.
Edmonton Livestock Market; Edmonton.
John L. Evans Feeder Pig Farms; Corydon.
Falmouth Stockyard; Falmouth.
Farmers Commission Co., Inc.; Tompkinsville.
Farmers Livestock Market; Glasgow.
Farmers Livestock Market; London.
Farmers Livestock Market; Mayfield.
Farmers Livestock Sales, Inc.; Louisa.
Farmers Stockyards; Flemingsburg.
Farmers Stockyard; Mount Sterling.
Florence, Peak, Pepper and Fryman Stockyard; Cynthiana.
Floyd County Livestock Market; Ivel.

KENTUCKY—continued

Franklin Livestock Market, Inc.; Franklin.
Garfield Auction Barn; Garfield.
Garrard County Stockyards Co.; Lancaster.
Gibson Livestock Co., Inc.; Marion.
Glasgow Livestock Market; Glasgow.
Grayson County Stockyards; Leitchfield.
Green County Stockyards; Greensburg.
Greenville Livestock Market, Inc.; Greenville.
Horse Cave Stockyards; Horse Cave.
Jolley Brothers Feeder Pigs; Albany.
Jones Livestock Market; Glasgow.
Kentuckiana Livestock Market, Inc.; Owensboro.
Kentucky-Tennessee Livestock Market, Inc.; Guthrie.
Knox County Stockyards; Barbourville.
Laurel Sales Company; London.
Lebanon Stockyards, Inc.; Lebanon.
Logan County Livestock Company; Russellville.
Madison Sales Co.; Richmond.
Mantle Stockyards; Bardwell.
Maysville Stockyards; Maysville.
Middlesboro Livestock Auction Company; Middlesboro.
Monticello Stockyards; Monticello.
Morganfield Stockyards; Morganfield.
Murray Livestock Market; Murray.
Ohio Valley Producers Livestock Assn., Inc.; Clinton.
Ohio Valley Producers Livestock Assn., Inc.; Sturgis.
O. K. Stockyards; Maysville.
Paducah Livestock Company; Paducah.
Paintsville Livestock Market; Staffordsville.
Paris Stockyards; Paris.
Pioneer Farm Service, Inc.; Owensboro.
Pulaski County Livestock Market, Inc.; West Somerset.
Ratcliff Stockyards; Mount Sterling.
Russell County Stockyard; Russell Springs.
Taylor County Stockyards; Campbellsville.
Walton Sales Barn; Walton.
Warren County Farmer Marketing Coop; Bowling Green.
Washington County Stockyards; Springfield.
West Kentucky Feeder Pig Company; Corydon.
Wigwam Hog and Feeder Pig Market; Horse Cave.
Williamstown Stockyards; Williamstown.
Winchester Stockyards; Winchester.
Owen County Stockyards; Owenton.

LOUISIANA

Alsbrooks-Guilbeau Stockyards, Inc.; Baton Rouge.
Alsbrooks-Guilbeau Stockyards, Inc.; Opelousas.
Amite Livestock Co., Inc.; Amite.
Avoyelles Livestock Auction Market; Mansura.
Bastrop Livestock Auction; Bastrop.
Clark Livestock Commission Co.; Benton.
DeQuincy Livestock Commission Co.; DeQuincy.
DeRidder Livestock Market; DeRidder.
Dominique's Cow Palace; Marksville.
Dominique's Stockyards, Inc.; Baton Rouge.
Dominique's Stockyards, Inc.; Lafayette.
Dominique's Stockyards, Inc.; Opelousas.
Farmer & Stockman, Inc.; Clarence.
Franklin Stockyards; Franklinton.
Hodges & Co., W. H.; Alexandria.
Hodges & Co. of New Roads, Inc.; New Roads.
Homer Livestock Commission Co.; Homer.
Kentwood Livestock Sales, Inc.; Kentwood.
Lacassine Stockyards; Lacassine.
Livestock Producers, Inc.; Bossier City.
Lum Bros. Stockyards; Vidalia.
Lyles Auction Co., Bill; Grand Cane.
McKay Pig Company; Rayville.
Mansfield Livestock Auction Co.; Mansfield.
Michele's Commission Yard; Lake Charles.
Miller-Dominique Stockyards; Eunice.

LOUISIANA—continued

North Tangipahoa Stockyards, Inc.; Kentwood.
Red River Livestock Auction; Coushatta.
Joe Tate Commission Barn (LeBeau Br.); Ville Platte.
Joe Tate Commission Barn; Ville Platte.
Voiron Stockyard, Inc.; Thibodaux.
West Monroe Livestock Auction; West Monroe.
Dominique's Livestock Auction, Inc.; Alexandria.

MARYLAND

Aberdeen Sales Company; Aberdeen.
Caroline Sales Company; Denton.
Cumberland Stockyards, Inc.; Cumberland.
Duke Brothers; Eden.
Farmers Livestock Exchange, Inc.; Boonsboro.
Farmers Market and Auction; Charlotte Hall.
Four States' Livestock Sales, Inc.; Hagerstown.
Frederick Livestock Auction, Inc.; Frederick.
Friend's Stockyard, Inc.; Accident.
Grantsville Community Sales, Inc.; Grantsville.
Harry Rudnick and Sons; Galena.
Western Maryland Stockyard, Inc.; Westminster.
West Nottingham Sales, Inc.; Rising Sun.
Woodsboro Livestock Sales; Walkersville.

MASSACHUSETTS

Northampton Cooperative Livestock Auction; Whately.

MINNESOTA

Arends Sale Yard, Inc.; Blue Earth.
Bauman's Livestock; Ellsworth.
Cottonwood Veterinary Clinic; Windom.
Farmers Feeder Pig Assn.; Worthington.
Falls Feeder Pig Market; Taunton.
Hebricks Feeder Pig Market; Renville.
Hollerich Feeder Pig Market; Good Thunder.
Luverne Swine Market; Luverne.
Minnesota Feeder Pig Tel-A-Market; Motley.
Minnesota Feeder Pig Tel-A-Market; Long Prairie.
Rice Feeder Pig Center; Rice.
Sawyer Livestock Company, Inc.; Little Falls.
Paul Twardowski Feeder Pigs; Long Prairie.
Windom Sales Company; Windom.
Wisconsin Feeder Pig Coop; Sauk Centre.
Long Prairie Livestock Auction Market; Long Prairie.

MISSISSIPPI

Alcorn County Stockyard; Corinth.
Allen Brothers Natchez Stockyard; Natchez.
Batesville Area Feeder Pig Sale; Batesville.
Brannin Livestock Sale, H. T.; French Camp.
Booneville Area Feeder Pig Sale; Booneville.
Bruce Area Feeder Pig Sale; Bruce.
Clarksdale Livestock Sales Company; Clarksdale.
Corinth Livestock Commission Company; Corinth.
Dixie Stock Yards, Inc.; Meridian.
Lucedale Area Feeder Pig Sale; Lucedale.
Magee Area Feeder Pig Sale; Mendenhall.
McComb Area Feeder Pig Sale; McComb.
Meridian Area Feeder Pig Sale; Meridian.
Meridian Stockyards, Inc.; Meridian.
New Albany Area Feeder Pig Sale; New Albany.
Peeler's Livestock Sales; Kosciusko.
Poplarville Area Feeder Pig Association Sale; Poplarville.
S & A Livestock, Inc.; Tupelo.
Spicer Brothers Stockyard; Tupelo.
Southeast Mississippi Feeder Pig Sale; Laurel.
Sturgis Area Feeder Pig Sale; Sturgis.
Vicksburg Area Feeder Pig Sale; Vicksburg.
Walnut Sales Company; Walnut.
Wayne Area Pork Producers Assn. Feeder Pig Sale; Waynesboro.
Waynesboro Livestock Yards, Inc.; Waynesboro.

MISSOURI

Alton Sale Company; Alton.
 Armour & Company; Amity.
 Armour & Company; Carthage.
 Bethany Livestock Auction; Bethany.
 Benton County Producers Association; Warsaw.
 Bowling Green Livestock Market; Bowling Green.
 Bullshippers Inc.; Rich Hill.
 Brunswick Sale Company; Brunswick.
 Bryant & Kirkman Livestock Market; Summersville.
 Cabool Livestock Auction, Inc.; Cabool.
 Callaway Stock Sales Company; Fulton.
 Cantrell & Sons Sale Company; Archie.
 Carrollton Livestock Auction; Carrollton.
 Central Missouri Livestock Auction, Inc.; Mexico.
 Central Ozark Livestock Market; West Plains.
 Charleston Auction Company; Charleston.
 Chillicothe Livestock Auction; Chillicothe.
 Circle S Livestock Market; Stanberry.
 Clark County Sales Company; Kahoka.
 Clinton Community Sale; Clinton.
 Columbia Livestock Auction; Columbia.
 Concordia Livestock Auction; Concordia.
 Denton and Cantrell Livestock Markets; Bloomfield.
 Doniphan Auction Sales Company; Doniphan.
 Edina Auction Company; Edina.
 El Dorado Sales Company; El Dorado Springs.
 Farmers and Traders Comm. Co., Inc.; Palmyra.
 Fraley's, Inc.; Chillicothe.
 Gainesville Livestock Auction; Gainesville.
 Gallatin Livestock Auction; Gallatin.
 Golden Valley Auction Company; Cling.
 Goodman Auction Market; Goodman.
 Grant City Sale Barn; Grant City.
 Hall (Willard) Livestock Dealer; Doniphan.
 Hannibal Sale Company, Inc.; Hannibal.
 Hinds Sale Company; Memphis.
 Interstate Producers Association; Perryville.
 Interstate Producers Livestock Association; Bethany.
 Interstate Producers Livestock Association; Marshall.
 Johnson County Livestock Market, Inc.; Warrensburg.
 Kahoka Sale Company; Kahoka.
 Keen Livestock Market; Cassville.
 Kennett Sales Company, Inc.; Kennett.
 Laclede County Livestock Producers Association; Lebanon.
 Lamar Auction Market; Lamar.
 Lewis County Auction Company; Lewistown.
 Licking Auction Sales Company; Licking.
 Linn County Auction Company; Brookfield.
 Linn County Beef Producers Association; Brookfield.
 Lolli Sale Pavilion; Macon.
 Maryville Auction Company; Maryville.
 Means Auction Company; Boonville.
 Mercer County Auction; Princeton.
 Merrigan Brothers Livestock Auction Market, Inc.; Maryville.
 Mexico Stockyards Company, Inc.; Mexico.
 Milan Livestock Auction; Milan.
 MPA Livestock Association; Alton.
 MPA Livestock Association; Cabool.
 MPA Livestock Association; Mansfield.
 MPA Livestock Association; Sedalia.
 MPA Livestock Association; Westphalia.
 Moberly Auction Company; Moberly.
 Monroe City Livestock Order Buyers; Monroe City.
 Montgomery County Livestock Auction Company; Montgomery City.
 Monticello Livestock Order Buyers; Monticello.
 Nevada Livestock Auction; Nevada.
 New Cambria Sale Barn; New Cambria.
 North Missouri Sale Pavilion; Trenton.
 Olean Sale Company; Olean.
 Oregon Livestock Sales Company; Oregon.

MISSOURI—continued

Palmyra Livestock Auction Market; Palmyra.
 Platte County Sales Company, Inc.; Platte City.
 Poplar Bluff Sales Company; Poplar Bluff.
 Potosi Auction Company; Potosi.
 Producers Livestock Market; Marshall Junction.
 Puxico Stockyards and Auction Company; Puxico.
 Ray County Sales Company, Inc.; Richmond.
 Rock Port Sales Pavilion, Inc.; Rock Port.
 Savannah Sales Company; Savannah.
 Schuyler County Sales Company; Lancaster.
 Seneca Community Sale; Seneca.
 Shelbina Auction Company; Shelbina.
 Sikeston Auction Company, Inc.; Sikeston.
 Jack Sivils Sale Company; Butler.
 Stewarts Sale Pavilion; Cameron.
 Summersville Auction Company; Summersville.
 Thayer Sales Company; Thayer.
 Thompson Livestock Market; Armstrong.
 Troy Sales Company, Inc.; Troy.
 Unionville Sale Company; Unionville.
 Versailles Auction; Versailles.
 Warsaw Auction Company; Warsaw.
 Welty Sale Pavilion; Nevada.
 West Plains Livestock Auction; West Plains.
 Wheaton Livestock Auction; Wheaton.
 Stockman Sales Barn; Meta.

NEBRASKA

Alma Sale Barn; Alma.
 Beatrice Sales Pavilion; Beatrice.
 Beatrice 77 Livestock Sales Company; Beatrice.
 Beaver Valley Livestock Company Inc.; Beaver City.
 Butte Livestock Market; Butte.
 Chadron Sales Company; Chadron.
 Chappell Livestock Auction, Inc.; Chappell.
 Crawford Livestock Market Inc.; Crawford.
 Fairbury Livestock Company; Fairbury.
 Falls City Auction Co.; Falls City.
 Farmers Livestock Sales Co.; Benkelman.
 Gordon Livestock Auction Company Inc.; Gordon.
 Hebron Livestock Commission Company; Hebron.
 Imperial Auction Market, Inc.; Imperial.
 Kimball Livestock Auction; Kimball.
 Nebraska City Salebarn Inc.; Nebraska City.
 Ogallala Livestock Commission Company; Ogallala.
 Oxford Livestock Commission Company; Oxford.
 Pawnee Livestock Company; Pawnee City.
 Producers Livestock Marketing Association; McCook.
 Producers Livestock Marketing Association; Gering.
 Red Cloud Livestock Commission Company, Inc.; Red Cloud.
 Republican Valley Livestock Auction; Franklin.
 Sheridan Livestock Commission Company; Rushville.
 Sidney Livestock Sales Pavilion Inc.; Sidney.
 Superior Livestock Commission Company, Inc.; Superior.
 The Weichman Pig Company Inc.; Fremont.
 Tri-State Livestock Commission Company Inc.; McCook.
 Twin City Livestock Auction Company; Gering.
 Valentine Livestock Auction Company; Valentine.

NEVADA

Gallagher Livestock, Inc.; Fallon.
 Nevada Livestock Commission Co.; Fallon.

NEW JERSEY

Cowtown Auctioneers; Woodstown.
 Livestock Cooperative Auction Market Association of North Jersey; Hackettstown.

NEW MEXICO

Clovie Hog Company, Inc.; Clovie.
 Five States Livestock Auction, Inc.; Clayton.
 Portales Livestock Commission Co.; Portales.

NORTH DAKOTA

Ashley Livestock Sales; Ashley.
 Dobler Ellendale Livestock Sales; Ellendale.
 Harrington Bros. Livestock Auction, Inc.; Minot.
 Hettinger Livestock Sales; Hettinger.
 Home Base Auction Market, Inc.; Bowman.
 Jamestown Livestock Sales; Jamestown.
 Kamrath Sales Pavilion; Mott.
 Kist Livestock Auction; Mandan.
 Linton Livestock Sales, Inc.; Linton.
 Minot Livestock Auction; Minot.
 Missouri Slope Livestock Auction, Inc.; Bismarck.
 Oakes Livestock Terminal; Oakes.
 Park River Auction Market; Park River.
 Rugby Livestock Sales, Inc.; Rugby.
 Schnell's Dickinson Livestock Sales Co.; Dickinson.
 Sitting Bull Auction; Williston.
 Wahpeton Livestock Company; Hankinson.
 Wahpeton Livestock Company; Wahpeton.
 Western Livestock, Inc.; Dickinson.
 Wisconsin Feeder Pig Market Co-op; Oakes.
 Wishek Livestock Market; Wishek.

OHIO

Barnesville Livestock Sale; Barnesville.
 Bauman Stockyards, Inc.; Napoleon.
 Blausey, Clifford & Sons Stockyard; Pemberville.
 Bloomfield Livestock Auction; North Bloomfield.
 Canfield Livestock Auction; Canfield.
 Damascus Livestock Auction; Damascus.
 Delta Livestock Auction and Commission Co.; Delta.
 Farmers Livestock Auction; Marietta.
 Flaherty, M. T. Stockyard; Risingsun.
 Fremont Livestock Exchange; Fremont.
 Geauga Livestock Commission; Middlefield.
 Heindol Hog Market; Heindol.
 Heindol Hog Market; Sedalia.
 Interstate Farms Livestock Co.; Oxford.
 Kenton Farmers Marketing Corp.; Kenton.
 Kidron Auction, Inc.; Kidron.
 Kleinhenz Brothers; Celina.
 Kleinhenz Brothers; Fort Recovery.
 Krugh, O. A. & Son Stockyard; Wren.
 Lugbill Auction; Archbold.
 Lugbill Auction; Columbus Grove.
 Major, Herschel Stockyards; College Corner.
 Middendorf Stockyards Co.; Botkins.
 Middendorf Stockyards Co.; Fort Loramie.
 Middleton Stockyards; New Madison.
 Ohio Valley Livestock Company; Gallipolis.
 Peoples Livestock Exchange; Greenville.
 Producers (Tender-reen) Feeder Pig; Cadiz.
 Producers Livestock Assn.; Bucyrus.
 Producers Livestock Assn.; Columbus.
 Producers Livestock Assn.; Eaton.
 Producers Livestock Assn.; Findlay.
 Producers Livestock Assn.; Greenville.
 Producers Livestock Assn.; Greenwich.
 Producers Livestock Assn.; Hillaboro.
 Producers Livestock Assn.; Irwin.
 Producers Livestock Assn.; Lancaster.
 Producers Livestock Assn.; Marion.
 Producers Livestock Assn.; Mount Vernon.
 Producers Livestock Assn.; Orrville.
 Producers Livestock Assn.; Springfield.
 Producers Livestock Assn.; Washington Court House.
 Producers Livestock Assn.; Wilmington.
 Producers Livestock Assn.; Woodville.
 Scioto Livestock Sales; Chillicothe.
 Sugarcreek Livestock Auction, Inc.; Sugarcreek.
 Vonderwell Stockyards; Delphos.
 Ward Livestock Co.; Stryker.
 Western Ohio Livestock Exchange; Celina.
 Wilson Brothers; Greenville.
 Zeigler Livestock Feeders, Inc.; Delta.

OKLAHOMA

Blackwell Livestock Auction; Blackwell.
Cattlemen's Stockyards; Comanche.
Dewey Livestock Sales Co.; Dewey.
Durant Stockyards Co.; Durant.
Elk City Livestock Auction, Inc.; Elk City.
Grove Sales Co.; Grove.
Maxson Sales Co., Inc.; South Coffeyville.
Maxson Sales Co., Inc.; Welch.
Muskogee Stockyards and Livestock Auction; Muskogee.
Newkirk Sales Co.; Newkirk.
Panhandle Livestock Commission Co.; Guymon.
Ringling Livestock Auction; Ringling.
Tahlequah Sale Barn; Tahlequah.
Tonkawa Livestock Co., Inc.; Tonkawa.
The Hennessey Sale; Hennessey.

OREGON

Auction Center; Hood River.
Enterprise Livestock Auction; Enterprise.
Hermiston Livestock Commission Co.; Hermiston.
Northwestern Livestock Commission Co.; Hermiston.
Salem Auction Yard, Inc.; Salem.
The Dalles Auction Yard; The Dalles.

PENNSYLVANIA

Belknap Auction, Inc.; Dayton.
Belleville Livestock Market; Belleville.
Carlisle Livestock Market, Inc.; Carlisle.
Chambersburg Livestock Sales; Chambersburg.
Chesley's Livestock Auction; North East.
Coudersport Livestock Market; Coudersport.
Cowanesque Valley Livestock Market; Knoxville.
Dewart Livestock Market; Dewart.
Eighty Four Auction Sales, Inc.; Eighty Four.
Emerickville Feeder Pig Sale; Emerickville.
Enon Valley Community Sale; Enon Valley.
Farmer's Tri-County Auction, Inc.; Scenery Hill.
Fayette Stockyards Co.; Uniontown.
Greencastle Livestock Market; Greencastle.
Green Dragon Livestock Sales; Ephrata.
Hickory Auction Sales, Inc.; Hickory.
Hulshart, C. A. Swine Receiving Sta.; Stewartstown.
Indiana Livestock Auction, Inc.; Homer City.
Kennett Auction Company; Kennett Square.
Lebanon Valley Livestock Market; Frederickburg.
Leesport Market & Auction; Leesport.
Meadville Livestock Auction; Saegertown.
Mercer Livestock Auction; Mercer.
Middleburg Auction Sales, Inc.; Middleburg.
Montague Livestock Auction; Union City.
Montour Farmers Livestock Market, Inc.; Danville.
Morrison's Cove Livestock Market; Martinsburg.
New Holland Sales Stables, Inc.; New Holland.
New Wilmington Livestock Auction; New Wilmington.
Nicholson Sales Company; Nicholson.
Penns Valley Livestock Auction, Inc.; Centre Hall.
Pennsylvania Livestock Auction, Inc.; Waynesburg.
Perkiomenville Sales Stables, Inc.; Perkiomenville.
Quakertown Livestock Sale; Quakertown.
Sechrist Sales Company, Inc.; Fawn Grove.
Showalter's Livestock Exchange; Duncansville.
Silver Springs Livestock Market; Mechanicsburg.
Troy Sales Cooperative; Troy.
Valley Stockyards, Inc.; Athens.
Vintage Sales Stables, Inc.; Paradise.
Wayne County Livestock Exchange; Honesdale.
Wyalusing Livestock Market; Wyalusing.
York Livestock Market, Inc.; York.

SOUTH CAROLINA

Central Carolina Livestock Market; Lugoff.
Clarendon Auction Sales Market; Manning.
Darlington Auction Market; Darlington.
Farmers County Line Stockyards; Andrews.
Farmers Livestock Market; Leesville.
Hemingway Livestock Market; Hemingway.
Hendon's Stockyards, Inc.; Ehrhardt.
Hutto Stockyard, Inc.; Holly Hill.
Lake City Auction Market; Lake City.
Nichols Auction Market; Nichols.
Orangeburg Stockyards, Inc.; Orangeburg.
Saluda County Stockyards; Saluda.
Springfield Stockyards, Inc.; Springfield.
Twin States Auction Market; Tabor City.
Walterboro Stockyards Co., Inc.; Walterboro.
York County Swine Producers Association; York.

UTAH

Ogden Union Stockyard; Ogden.
Salt Lake Union Stockyard; North Salt Lake.
Vernal Livestock Auction; Vernal.
Smithfield Livestock Auction; Smithfield.

VIRGINIA

Abingdon Livestock Market, Inc.; Abingdon.
Albemarle Livestock Market, Inc.; Charlottesville.
Farmers Livestock Exchange, Inc.; Winchester.
Farmers Livestock Market, Inc.; Ewing.
Farmville Livestock Market; Farmville.
Fauquier Livestock Exchange, Inc.; Marshall.
Fredericksburg Stockyards, Inc.; Fredericksburg.
Front Royal Livestock Market; Front Royal.
Loudoun County Livestock Market, Inc.; Leesburg.
Madison Livestock Market, Inc.; Madison Mills.
Monterey Livestock Sales, Inc.; Monterey.
Narrows Livestock Market, Inc.; Narrows.
Nokesville Livestock Auction, Inc.; Nokesville.
Old Dominion Livestock, Inc.; Culpeper.
Orange Livestock Market, Inc.; Orange.
Pulaski County Livestock Market; Dublin.
Rockingham Livestock Sales, Inc.; Harrisonburg.
Shenandoah Valley Livestock Sales, Inc.; Harrisonburg.
Smithfield Livestock Market, Inc.; Smithfield.
South Boston Livestock Market; South Boston.
South Hill Livestock Market; South Hill.
Southside Stockyards, Inc.; Blackstone.
Southside Stockyards, Inc.; Petersburg.
Lee Farmers Livestock Market, Inc.; Jonesville.
Staunton Livestock Market, Inc.; Staunton.
Staunton Union Stockyards; Staunton.
Tappahannock Livestock Market, Inc.; Tappahannock.
Tazewell Livestock Market, Inc.; Tazewell.
Tri-State Livestock Market, Inc.; Abingdon.
Victoria Livestock Market; South Hill.
Woodstock Livestock Market, Inc.; Woodstock.
Wytheville Livestock Market, Inc.; Wytheville.

WASHINGTON

Auburn Livestock Market, Inc.; Auburn.
Colville Auction Co.; Colville.
Prosser Salesyard, Inc.; Prosser.
Walla Walla Livestock Commission Co.; Walla Walla.

WEST VIRGINIA

Alderson Livestock Market; Alderson.
Blue Grass Market, Inc.; Lewisburg.
Blue Ridge Livestock Sales, Inc.; Charles Town.
Bridgeport Stockyards, Inc.; Bridgeport.
Buckhannon Stockyards; Buckhannon.
Elkins Stockyards, Inc.; Elkins.
Mannington Livestock Sales, Inc.; Mannington.

WEST VIRGINIA—continued

Moundsville Livestock Auction Company; Moundsville.
New River Livestock Market; Beckley.
Ohio County Livestock Auction, Inc.; West Alexander.
Point Pleasant Livestock Company; Point Pleasant.
South Branch Stockyard, Inc.; Moorefield.
Terra Alta Stockyards, Inc.; Terra Alta.
Union Livestock Sales Company; Parkersburg.
Weston Livestock Sales Company; Weston.

WISCONSIN

Acker, Clarence; Middleton.
Avon Livestock Market; Darlington.
Belmont Livestock Market; Cuba City.
Dittner, Ernest; Spencer.
Eilers, Don; Marshfield.
Equity Co-op Auction; Altoona.
Equity Co-op Livestock Sales; Bonduel.
Equity Co-op Livestock Sales; Johnson Creek.
Equity Livestock Market; Richland Center.
Fennimore Feeder Pig Market; Fennimore.
Grassland Feeder Pigs; Neillville.
Iowa County Livestock Market; Dodgeville.
Kuehne Livestock Auction Market; Seymour.
Midwest Livestock Producers, Inc.; Fennimore.
Midwest Livestock Producers, Inc.; Francis Creek.
Midwest Livestock Producers, Inc.; Lomira.
Midwest Livestock Producers, Inc.; New Richmond.
Monticello Livestock Sales; Monticello.
Peterson, Gordon; Waupaca.
Pufahl, Charles; Waupaca.
Richter, L. & Son; Rice Lake.
Sharon Livestock Market; Sharon.
Donald Schwebs Market; De Forest.
Stevens, Stanley; Loyal.
Terrien, Harold; De Pere.
3-H Association Pig Growers; Waupun.
Waupaca County Feeder Pig Sales; Waupaca.
Weber, Cyril; Menomonie.
Wisconsin Feeder Pig Co-op; Boltonville.
Wisconsin Feeder Pig Co-op; Francis Creek.
Wisconsin Feeder Pig Co-op; Galesville.
Wisconsin Feeder Pig Co-op; Sun Prairie.
Wolosek, Ray; Wisconsin Rapids.
Woodke and Hill; Seymour.

WYOMING

Douglas Livestock Exchange Co.; Douglas.
Greybull Livestock Commission Co.; Greybull.
Sheridan Livestock Commission Co.; Sheridan.
Torrington Livestock Commission Co.; Torrington.
Worland Livestock Auction; Worland.

STOCKYARDS AND LIVESTOCK MARKETS APPROVED UNDER § 76.16(b), TITLE 9, CODE OF FEDERAL REGULATIONS, TO HANDLE SLAUGHTER SWINE ONLY

ALABAMA

Beard Livestock Market; Scottsboro.
Cherokee County Stockyard; Centre.
Evergreen Livestock Company, Inc.; Evergreen.
Farmers Stockyards; Slocomb.
Frosty Morn Meats Buying Station; Elba.
Frosty Morn Meats Buying Station; Section.
H. E. Pulford Stockyard; Hartford.
Kennamer Livestock Company, Inc.; Guntersville.
Ramsey and Sons, Inc.; Dothan.
Carl Register Stockyards; Slocomb.
B. W. West Livestock Company; Cottonwood.

ARKANSAS

Carroll County Livestock Auction; Berryville.
Gravette Community Sale; Gravette.
Magnolia Livestock Auction; Magnolia.
Moore Company; Black Rock.

ARKANSAS—continued

North Arkansas Livestock Auction; Green Forest.
Washington County Sales; Fayetteville.
Rector Auction; Rector.

DELAWARE

Charles Poore Livestock Market; Smyrna.
Floyd E. West Livestock; Frankford.

ILLINOIS

Albion Livestock; Albion.
Carthage Order Buyers; Carthage.
Chicago Stockyards—Atkinson Market, Inc.; Atkinson.
Coble Order Buyers; Clayton.
Cudahy, Patrick; Orangeville.
Cudahy, Patrick; Pecatonica.
Cudahy, Patrick; Roscoe.
Doonan, Emery L.; Taylor Ridge.
Emge Stock Yards; Palestine.
Farmers Hog Market of Ursa; Ursa.
Farmers Stock Yards; Coatsburg.
Heinold Hog Market; Buffalo Prairie.
Heinold Hog Market; Galva.
Heinold Hog Market; Girard.
Heinold Hog Market; Henry.
Heinold Hog Market; Leland.
Heinold Hog Market; Marengo.
Heinold Hog Market; Ohio.
Interstate Producers Livestock Association; Elvaston.

Jamison Livestock Market; Tuscola.
K-M Livestock Center; Robinson.
Knowles Stock Yards; Marshall.
Kohne Livestock Depot; St. Jacob.
Krey Stock Yards; Pleasant Hill.
LaHarpe Order Buyers; La Harpe.
McPhillips, George; Transfer; Lena.
Mayer, Oscar & Company; Barry.
Mayer, Oscar & Company; Davis.
Mayer, Oscar & Company; Esmond.
Mayer, Oscar & Company; German Valley.
Mayer, Oscar & Company; McConnell.
Mayer, Oscar & Company; Milledgeville.
Mayer, Oscar & Company; Pearl City.
Mayer, Oscar & Company; Pittsfield.
Mayer, Oscar & Company; Polo.
Mayer, Oscar & Company; Quincy.
Mayer, Oscar & Company; Shannon.
Mayer, Oscar & Company; Warren.
Mendon Order Buyers; Mendon.
Morrissey Livestock; Danville.
N.P.O. Collection Point; Hutsonville.
Norup, Elmer; Leaf River.
Saver Livestock Exchange; Rockford.
Souders Stock Yards; Brookport.
Stanton Stock Yard; Lena.
Winslow Stockyards; Winslow.

INDIANA

Mike Brady Stockyards; Waterloo.
Mike Brady Stockyards; Lagrange.
Mike Brady Stockyards; Ligonier.
Decker's Hog Market; Boswell.
I. Duffey & Son Co.; Largo.
Greencastle Livestock Center; Greencastle.
Heinold Hog Market; Goodland.
Morrison Livestock Market; Culver.
Schrader Bros. Stockyards; Columbia City.
P. B. Stewart & Co.; Angola.
P. B. Stewart & Co.; Berne.
P. B. Stewart & Co.; Bourbon.
P. B. Stewart & Co.; Decatur.
P. B. Stewart & Co.; Fulton.
P. B. Stewart & Co.; Lagrange.
P. B. Stewart & Co.; Plymouth.
P. B. Stewart & Co.; Shipshewana.
P. B. Stewart & Co.; South Whitley.
P. B. Stewart & Co.; Topeka.
P. B. Stewart & Co.; Warsaw.
Portland Stockyards, Inc.; Portland.

IOWA

Allerton Sales Co.; Allerton.
Armour & Company; Shenandoah.

IOWA—continued

Banks Hog Yards; Seymour.
Brookhiser (W. H.) & Sons; Wever.
Delbert Bullard; West Point.
Burton's Relay; Clio.
Carstenson Livestock & Truck Service; Spirit Lake.
Farmers Coop Elevator; Rock Valley.
Leo Happe; Spirit Lake.
Hawarden Hog Company; Hawarden.
George A. Hormell; Rock Rapids.
Hygrade Food Products Corporation; Clarinda.
Hygrade Food Products Corporation; Shenandoah.
Lucas Hog Yard; Bedford.
McCreary Hog Market; Centerville.
Milton Hog Co.; Milton.
Oral Moore; Braddyville.
Myers Livestock; Creston.
Nishna Valley Hog Yards; Shenandoah.
Verl Perkins Hog Market; Centerville.
Petefish Scale Yards; Bloomfield.
Simmons Hog Buyer; Farmington.
Sporleder Livestock; Carroll.
Swift & Company Hog Buying Station; Clinton.
Two Mile Order Buyer; Clinton.
WACO Livestock Market; Oida.
Woodrum Farm Supply; Lake Park.

KANSAS

Kansas Hog Company; Morland.
Wilson and Company; Independence.
Wilson and Company; Walnut.
Zima Livestock Company; Emmett.

KENTUCKY

Allen County Livestock Comm. Market, Inc.; Scottsville.
R. B. Berry & Son Stockyard; Clinton.
Breckinridge County Livestock Center; Irvington.
Brown and Wayne Livestock Co.; Clinton.
J. C. Faire Hog Barn; Bardwell.
Heinold Hog Markets, Inc.; Morganfield.
Heinold Hog Markets, Inc.; Fancy Farms.
Shoemaker and Atkins Livestock Market; Murray.
Smithland Livestock Company; Smithland.

MARYLAND

Adkin Livestock, Inc.; Parsonburg.
Esskay Buying Station; Baltimore.
Esskay Buying Station; Wye Mills.
Interstate Livestock Company; Glenwood.

MASSACHUSETTS

Farmers Live Animal Market Exchange, Inc.; Littleton.
Michelson's Livestock Comm. Auctions, Inc.; South Easton.

MICHIGAN

Andy Adams Sale Barn; Jonesville.
Alexander's Livestock Sale; Three Rivers.
Clare Bordner; Burr Oak.
Camden Stockyards; Camden.
Coldwater Livestock Auction; Coldwater.
Dundee Livestock Sales Inc.; Dundee.
Maurice Fowler & Sons; Montgomery.
Grolholski Brothers; Burlington.
Linsmeyer Livestock Auction; Menominee.
Lugbill Brothers; Morenci.
Michigan Livestock Exchange; Battle Creek.
Napoleon Livestock Commission Co.; Napoleon.
W. J. Westfall Stockyards; Hillsdale.
Michigan Livestock Exchange; Cassopolis.

MINNESOTA

Breckenridge Livestock; Breckenridge.
Johnson Livestock; Windom.
Rosen Livestock; Fairmont.

MISSISSIPPI

Booneville Commission Company; Booneville.
George County Stockyard; Lucedale.
Lum Commission Company; Vicksburg.
Moore & Woods Commission Company, Inc.; Macon.
Pine Burr (Buying Station); Vicksburg.
Ripley Sales Company; Ripley.
Starkville Livestock Commission Company; Starkville.
Tupelo Stockyards; Tupelo.
Tri-State Stockyards, Inc.; Greenville.

MISSOURI

Armour and Company; Bethany.
Armour and Company; Trenton.
Baring Stockyards; Baring.
Browning and Crow Livestock Order Buyers; Paris.
Bullshippers, Inc.; Rich Hill.
Burrus Stockyards; Memphis.
Callaway Stock Sales Association; Fulton.
Central Hog Buyers; Centralia.
Central Hog Market; Rich Fountain.
Clinton Hog Market; Clinton.
Constable Stockyards; Princeton.
Daily Hog Market; Carrollton.
Eldon Hog Market; Eldon.
Esther and Vernon, Inc.; Lebanon.
Ferguson Hog Market; Sedalia.
Grant City Sale Barn; Grant City.
Harkins Livestock Company; Cainsville.
Harkins Livestock Company; Milan.
Harkins Livestock Company; Trenton.
Heinold Hog Market; King City.
Heinold Hog Market; Bowling Green.
Heinold Hog Market, Inc.; LaBelle.
Heinold Hog Market, Inc.; Maryville.
Heinold Hog Market, Inc.; Monroe City.
Heinold Hog Market, Inc.; Tarkio.
Hillhouse and Ray; Richland.
Hinds Swine Buying Station; Memphis.
K and K Livestock Buyers; Mexico.
Keen Livestock Market; Cassville.
Keen Livestock Auction; Seneca.
Krey Packing Company; Hog Buying Station; Eolia.
Lewis and Son Hog Buyers; Glasgow.
McAllister Hog Market; Marshall.
Mansfield Livestock Auction; Mansfield.
MFA Livestock Association; Booneville.
MFA Livestock Association; Centerville.
MFA Livestock Association; Chillicothe.
MFA Livestock Association; Gallatin.
MFA Livestock Association; Marshall.
MFA Livestock Association; Princeton.
MFA Livestock Association; Salisbury.
MFA Livestock Association; Sedalia.
MFA Livestock Association; Stanberry.
MFA Livestock Association; Tipton.
Milan Livestock Auction; Milan.
Mullemon Stockyards; Bethany.
Miller and Sons Stockyards; Brashear.
Rollin H. Motley Stockyards; Appleton City.
National Hog Buyers, Inc.; Columbia.
Novelty Stockyards; Novelty.
Oscar Mayer & Co., Inc.; Brookfield.
Oscar Mayer & Co., Inc.; Macon.
Oscar Mayer & Co., Inc.; Palmyra.
Oscar Mayer & Co., Inc.; Shelbyville.
Oregon Swine Buying Station; Oregon.
Osage County Hog Buying Station; Linn.
Overfelt Farms and Livestock; Moberly.
Palmyra Livestock Auction Market; Palmyra.
Powell Brothers Hog Market; Fayette.
Producers Livestock Market; Richland.
Rains Livestock Company; Poplar Bluff.
Reed (Chester) Livestock Market; Mountain Grove.
Reed Livestock Company; Dexter.
Rhodes and Hollon Hog Buying Station; Browning.
Richland Livestock Exchange; Richland.
Schleni Livestock Company; Salisbury.
Shell Feed and Supply Company; Fredericktown.

MISSOURI—continued

Shell Feed and Supply Company; Jackson.
Shell Feed and Supply Company; Lutesville.
Shell Feed and Supply Company; Perryville.
Southeast Missouri Livestock Buyers; Oran.
Swindler (Jim) Buying Station; Downing.
G. C. Swingle Hog Yard; Mercer.
Taneyville Feeder Pig Assembly Point; Taneyville.
Tarkio Hog Yards; Tarkio.
A. C. Thomas and Son; Syracuse.
Thompson Livestock Company; Glasgow.
Unionville Stockyards; Unionville.
Warnock Stockyards; Trenton.
Warnock (Carroll) Stockyards; Lineville.
Welty Sales Pavilion; Nevada.
Yonike Hog Market; Maryville.
Wilson Hog Buying Station; Greenfield.

NEW JERSEY

Flemington Agricultural Marketing Co-op., Inc.; Flemington.
Jaeger's Livestock Market; Sussex.

NEW YORK

Chatham Area Auction Cooperative, Inc.; Chatham.
Finger Lakes Livestock Market, Inc.; Canandaigua.
Kaplan, J. M. & Son, Inc.; Millerton.
Luther's Livestock Commission Market; Wassala.

NORTH DAKOTA

Donald Ballard; Beach.
Cook Hog Yard; Hettinger.
NFO Collection Point; Ellendale.

OHIO

Bussert, Merle A. Livestock; Amanda.
Champaign County Livestock Sale; Urbana.
Chickasaw Stockyards; Chickasaw.
Clasco, Veryl & Sons Stockyards; St. Marys.
Colegrove Brothers Stockyards; Fayette.
Creston Livestock Sales; Creston.
De Graff Livestock Sales; De Graff.
Dorset Livestock Auction; Dorset.
Gambos Stockyards; Pioneer.
Harpster Stockyards; Ashland.
Jolliff, Paul L., Inc.; Forest.
Kleinhenz, Inc.; Anna.
Kleinhenz, Inc.; St. Marys.
McCrory Livestock Co.; Lakeview.
Mendon Livestock Co.; Mendon.
Ohio-Indiana Livestock Buyers; Lewisburg.
Producers Livestock Assn.; Ashley.
Producers Livestock Assn.; Bellefontaine.
Producers Livestock Assn.; Cincinnati.
Producers Livestock Assn.; Coshocton.
Producers Livestock Assn.; London.
Producers Livestock Assn.; Ottawa.
Producers Livestock Assn.; South Charleston.
Producers Livestock Assn.; Wapakoneta.
Smith Stockyard; Port Recovery.
Stemen, L. B. Stockyards; Middle Point.
Stewart, P. B. & Co.; Edon.
Tiente Stockyards; Osgood.
Union Stockyards Co.; Hillsboro.
Ward Livestock Co.; Marion.

OKLAHOMA

Arthur Kelly Stockyards; Muskogee.
Mauer-Neuer Inc.; Enid.

SOUTH CAROLINA

P. L. Bruce Livestock Co.; Greenville.
Chesnee Livestock Market; Chesnee.
Greenwood Stockyards, Inc.; Greenwood.
Homewood Auction Market; Conway.

TENNESSEE

Athens Livestock Auction Company; Athens.
Beasley Community Auction; Franklin.
Bryan, R. D.; Morrison.
Buford, John Buying Station; Celina.
C & M Livestock Market; Jamestown.
Chattanooga Union Stockyard; Chattanooga.
Clarksville Livestock Company; Clarksville.
Clarksville Livestock Market; Clarksville.

TENNESSEE—continued

Cleveland Livestock Auction Company; Cleveland.
Clinton Livestock Auction Company; Clinton.
Coffee County Livestock Market; Manchester.
Collierville Livestock Auction Co.; Collierville.
Cookeville Livestock Co., Inc.; Cookeville.
Covington Sales Company; Covington.
Crockett County Sales Company; Maury City.
Cumberland City Stockyard; Cumberland City.
Dayton Livestock Auction Company; Dayton.
DeKalb County Livestock Company; Alexandria.
East Tennessee Livestock Center; Sweetwater.
Farmers Auction Company; Fayetteville.
Farmers Livestock Exchange; Union City.
Farmers Livestock Market; Camden.
Farmers Livestock Market, Inc.; Greeneville.
Gallatin Livestock Market; Gallatin.
Gamaliel Livestock Market; Gamaliel, Ky.
Gibson & Stanfill Stockyard; Bemis.
Giles County Stockyard; Pulaski.
Greeneville Livestock Company, Inc.; Greeneville.
Hardin County Livestock Association; Savannah.
Hartsville Livestock Market; Hartsville.
Henderson Sales Company; Henderson.
Jackson County Commission Company; Gainesboro.
Johnson City Livestock Market; Johnson City.
Kingsport Livestock Market; Kingsport.
Lawrence County Stockyards; Lawrenceburg.
Lewis County Stockyard; Hohenwald.
Logan Livestock Company; Union City.
Macon County Livestock Market; Lafayette.
Madisonville Livestock Auction; Madisonville.
Mid-South Livestock Commission; Columbia.
Middleton Sales Company; Middleton.
Morristown Stockyards, Inc.; Morristown.
Murfreesboro Livestock Market; Murfreesboro.
New Tazewell Livestock Market; New Tazewell.
Newbern Livestock Company; Newbern.
Newbern Sales Company, Inc.; Newbern.
Newport Livestock Auction Company; Newport.
Nichols & Moore Sales Barn; Thompson Station.
Oliver Livestock Company; Union City.
O'Neil, Sam Livestock Commission; Chattanooga.
Paris Livestock Commission Company; Paris.
Payne Livestock Market; Telford.
Peoples Stockyards; Cookeville.
Peoples Stockyard; Fayetteville.
Plateau Livestock Exchange; Crossville.
Pulaski Stockyard; Pulaski.
Ramsey, Bob; Viola.
Rogersville Livestock Market; Rogersville.
Sampson Livestock Auction; Lewisburg.
Scotts Hill Auction Company, Inc.; Scotts Hill.
Sevier County Livestock Auction; Seymour.
Shelbyville Stockyard; Shelbyville.
Smith County Commission Company; Carthage.
Smithville Stockyards; Smithville.
Southern Livestock Auction Company; Columbia.
Southwestern Sales Company, Inc.; Huntingdon.
Tennessee Producers Livestock Marketing Association; Fayetteville.
Thompson Livestock Company; Obion.
Trenton Livestock Sales Company; Trenton.
Tri-County Stockyards; McKenzie.
Trousedale County Livestock Market; Hartsville.
Union Livestock Yards, Inc.; Knoxville.
Unionville Livestock Market; Unionville.
Ward, William Livestock; South Fulton.
Warren County Livestock Company; McMinnville.

TENNESSEE—continued

West Tennessee Auction Company; Martin.
White County Livestock Market; Sparta.
Wilson County Livestock Market; Lebanon.
Wilson Livestock Market; Newport.

VIRGINIA

Galax Livestock Market, Inc.; Galax.

WISCONSIN

Bernig, Al; Cuba City.
Condon, M. J. & Son; Brodhead.
Condon, M. J. & Son; Juda.
Dubuque Stockyards; Gratiot.
Dubuque Stockyards (Kuhl's); Hazel Green.
Dubuque Stockyards; Monroe.
Genseler Bros.; Shullsburg.
Hazel Green Livestock Exchange; Hazel Green.
Kuehne Livestock Sales, Inc.; Seymour.
Mayer, Oscar; Avalon.
Mayer, Oscar; Cuba City.
Mayer, Oscar; Darlington.
Mayer, Oscar; Monroe.
Mayer, Oscar; Prairie du Chien.
Mayer, Oscar; Shullsburg.
Mondovi NFO Collection Point; Mondovi.
Treuthardt, Emil; Juda.

STOCKYARDS AND LIVESTOCK MARKETS APPROVED UNDER § 76.16(b), TITLE 9, CODE OF FEDERAL REGULATIONS, TO HANDLE FEEDING AND BREEDING SWINE ONLY

INDIANA

Boswell Feeder Pig; Boswell.
Loren Cates; Williamsburg.
Don Clark Feeder Pig; Brook.
Robert Elliott; Westport.
Grady & Bill Higgins; Winchester.
Marvin Luellen; Mooreland.
Jack Milhollin; Parker.
Ohio Valley Producers; Evansville.
Producers Marketing Assn.; Mentone.
Producers Marketing Assn.; Mooresville.
Russellville Feeder Pig Co.; Russellville.
Willis Sare, Jr. Feeder Pig Sales; Perrysville.
Waitt Feeder Pig; Sheridan.
Ralph Yarling; Elwood.
Yeager & Sullivan, Inc.; Camden.

TENNESSEE

Barrett Feeder Pig Barn; Murfreesboro.
Bedford County Feeder Pig Sale; Unionville.
Boyce Livestock Company; Unionville.
Brownsville Feeder Sales Association; Brownsville.
Castellaw Stock Barn; Alamo.
Covington Feeder Pig Sale; Covington.
Cumberland Feeder Pig Sale; Cookeville.
Derryberry Pig Barn; Chesterfield.
Garrett Feeder Pigs; College Grove.
Goff Feeder Pig Association; Quebeck.
H & M Livestock Company; Baxter.
Hardin County Livestock Association; Savannah.
Hickman County Area Feeder Pig Sale; Centerville.
Higgins Pig Farm; Woodbury.
Houston-Stewart Feeder Pig Association; Cumberland City.
J. H. Hudson, Montgomery County Feeder Pig Sales; Clarksville.
Feeder Pig Division of Giles County Livestock Association; Pulaski.
Feeder Pig Division of Humphreys County Livestock Association; Waverly.
Feeder Pig Division of Marshall County Livestock Association; Lewisburg.
Feeder Pig Division of Lawrence County Livestock Association; Lawrenceburg.
Johns Brothers Feeder Pigs; Chapel Hill.
Jolley Brothers; Doyle.
McMinnville Area Feeder Pig Sale; McMinnville.
Mid-South Feeder Pig Center; Lebanon.
Mid-State Producers Feeder Pig Sale; Woodbury.

TENNESSEE—continued

Nashville Area Feeder Pig Association; Nashville.
 Odom, J. V. Pig Market; St. Joseph.
 Robinson, Jimmie & Son; Franklin.
 Sells Pig Barn; Winchester.
 Sevier County Livestock Association; Sevierville.
 Smith County Feeder Pig Association; Carthage.
 Smotherman, E. H. Feeder Pig Barn; Murfreesboro.
 Sudberry Feeder Pig Sales; Chapel Hill.
 Sweetwater Valley Feeder Pig Association; Sweetwater.
 Taylor Brothers Feeder Pigs; College Grove.
 Thompson Brothers Feeder Pig Market; Sparta.
 Tri-County Feeder Pig Sale; Trenton.
 Vassar's Pig Barn; Readyville.
 Volunteer Feeder Pig Sale; Lexington.
 Walker, Dallas Livestock; Rutherford.
 Weakley County Feeder Pig Sale; Dresden.
 West Kentucky Feeder Pig Company; Centerville.
 Wisdom, J. S. Pig Barn; Shelbyville.

Notice is hereby given that the following stockyards and livestock markets have been deleted from the list of approved stockyards and livestock markets:

STOCKYARDS AND LIVESTOCK MARKETS

ALABAMA

Andalusia Livestock Auction; Andalusia.
 Beard Livestock Market; Rainville.
 Farmers & Ranchers; Uniontown.
 Hartford Milling Company; Hartford.
 Monroe Livestock Market; Monroeville.
 Parker Livestock Company; Slomcomb.
 Samson Livestock Auction; Samson.

ARKANSAS

Clark County Livestock Auction; Arkadelphia.
 Drew County Auction; Monticello.
 Glover Livestock Commission Co.; Pine Bluff.
 Polk County Auction; Mena.

COLORADO

Sunset Livestock Commission Company; Greeley.
 Greeley Livestock Commission Company; Greeley.

GEORGIA

Burke County Stockyard; Waynesboro.
 Emanuel County Livestock Market; Swainsboro.

IDAHO

Cattlemens Livestock Auction, Inc.; Nampa.

ILLINOIS

Armour & Company; Pittsfield.
 Arnold Cattle Company; Atkinson.
 Bristol Livestock Sales; Bristol.
 Clinard Livestock & Trucking Service; Mount Sterling.
 Fairfield, Don & William E.; Foosland.
 Harris & Scholes; Bushnell.
 Rempen Stockyards; Quincy.
 Ledford Livestock Co., Inc.; Albany.
 Ledford Livestock Co., Inc.; Erie.
 Mayer, Oscar & Company; Dallas City.
 Mendota Livestock Auction; Mendota.
 Palmyra Sales Co.; Palmyra.
 Pleines & Harding; Foosland.
 Sheldon Livestock Co.; Sheldon.
 State Line Feeder Pigs; Sharon, Wisconsin.
 Tuscola Livestock Yards; Tuscola.
 Withert, L. W.; Herscher.

INDIANA

Producers Marketing Assn.; Bath.

IOWA

Armour & Company; Matlock.
 Arnold Grain & Feed, Inc.; Lake Park.
 Banks Hog Yard; Centerville.
 Boyer Valley Feeder Pig Co.; Wall Lake.
 Campbell, Dewey James; Otranto.
 Dairyland Feeder Pig; Rock Rapids.
 Dillavou Feeder Pig; Nora Springs.
 Green Acres Hog Market; Fenton.
 Chuck Hanson Feeder Pig; Storm Lake.
 Neil Harlan; Hubbard.
 Harper & Son Feeder Pig; Hampton.
 Jansan Fur & Fruit Co.; New Hampton.
 Jefferson-Feeder Pig Co.; Jefferson.
 Kittleson Feeder Pig Market; St. Ansgar.
 La Porte City Feeder Pig Sales; La Porte City.
 Lamoni Livestock Sales Co.; Lamoni.
 Little Husky Feeder Pig Market; Vinton.
 Miskimins Hog Yard; Seymour.
 Nelson Hog Yard; Mount Ayr.
 Ogden Livestock Sales; Ogden.
 Pella Feeder Pig Market; Pella.
 Radio Hog Yards; Shenandoah.
 Relling Feeder Pig Co.; Wesley.
 Redeff Sgip; Clarion.
 Remsen Feeder Pig; Remsen.
 Riceville Sale Pavilion; Riceville.
 Sanborn Pig Market; Sanborn.
 Schleswig Feeder Pig Co.; Schleswig.
 Merle Severson Pig Market; Leland.
 Sioux Center Sales Co.; Sioux Center.
 Sioux Center Dressed Pork; Harris.
 Sioux City Dressed Pork; Matlock.
 Sioux Quality Packers; Matlock.
 Sundall Christensen Feeder Pigs; Dickens.
 Swift & Company Hog Buying Station; Marquette.
 Swift & Company Hog Buying Station; Muscatine.
 Timmons Hog Buying Station; Ocheyedan.
 Troutman Auction Sales; Bonaparte.
 Waite Feeder Pigs; Fenton.
 Wallace Feeder Pigs; Riceville.
 Waupaca County Feeder Pig Sales; Mallard.
 West Grove Stockyards; West Grove.
 George Williams Pig Sales; Mason City.

KANSAS

Osage City Livestock Pavilion; Osage City.
 Stilwell Community Sale; Stilwell.
 Weaver-Dunn Livestock Sale; Syracuse.

KENTUCKY

Hopkinsville Livestock Company; Hopkinsville.
 La Center Stockyards, Inc.; La Center.
 La Center Stockyards, Inc.; Bardwell.
 Lincoln County Stockyards, Inc.; Standford.
 Morehead Stockyard; Morehead.
 Princeton Livestock Company; Princeton.
 Sparta Stockyards Company; Sparta.

LOUISIANA

Coltharp's Livestock Market; De Ridder.
 Vernon Livestock Co-Operative, Inc.; Leesville.
 Welchman Pig Co., Inc.; Rayville.

MICHIGAN

Adrian Livestock Company; Adrian.

MISSISSIPPI

Amory Commission Company; Amory.
 Grenada Livestock Exchange; Grenada.
 Lum Commission Company; Vicksburg.
 Mississippi Livestock Yards; Laurel.
 Oxford Livestock Commission Company; Oxford.

MISSOURI

L. P. Anesi Packing Company; Kirksville.
 Consumers Oil Company; Maryville.
 Douglas County Livestock Auction; Ava.
 Fairground Livestock Auction; Maryville.
 Meta Livestock Auction; Meta.
 Nevada Sales Company, Inc.; Rich Hill.
 NPO Hog Collection Point; Lebanon.

MISSOURI—continued

West Plains City Scales; West Plains.
 Wilson Hog Buying Station; Oorder.
 Yaeger and Sullivan, Inc.; Carthage.

NEBRASKA

Grant Sales Company; Grant.
 Plattsmouth Sale Barn; Plattsmouth.

NEW JERSEY

Henry Zlotkin; Freehold.

NORTH CAROLINA

Asheville Livestock Yard; Asheville.
 M. D. Baker Hog Market; Tyner.
 Benthall's Stockyard; Rich Square.
 Bethel Hog Market; Bethel.
 Blake Livestock Market; Shallotte.
 Brite & Tatum Livestock Company, Inc.; Elizabeth City.
 Carolina Stockyards Company; Siler City.
 Carolina-Virginia Stockyard; Windsor.
 Chadbourne Livestock Market; Chadbourne.
 Clark's Hog Market; Grimesland.
 Clarkton Auction Co.; Clarkton.
 Columbus Livestock Market; Whiteville.
 Cooperative Livestock Market; New Bern.
 Creech Livestock Market, Inc.; Norlina.
 Dedmon's Livestock Yards; Shelby.
 Edenton Feed and Livestock Co.; Edenton.
 Farmers Exchange Livestock Market; Hillsborough.
 Farmers Livestock Exchange; Marshville.
 Farmville-Fountain Hog Market; Farmville.
 Franklin Livestock Auction; Franklin.
 Green Livestock Co.; Cerro Gordo.
 Greenville Livestock Sales; Greenville.
 Greenville Stockyards; Greenville.
 Gwaltney Plymouth Hog Market; Plymouth.
 Gwaltney-Scotland Neck, N.C. Hog Market; Scotland Neck.
 Gwaltney-Tarboro Hog Market; Tarboro.
 H & N Hog Market; Weldon.
 Harrellville Feed and Livestock Co.; Harrellville.
 Hertford Hog Market; Hertford.
 Hill's Stockyard; Kinston.
 John F. Hobbs Stockyard, Inc.; Goldsboro.
 Hollowell Livestock Market; Sunbury.
 J. F. Hollowell & Son Produce Dealers; Winfall.
 Horney Livestock Inc.; Siler City.
 Jones County Livestock Market; Trenton.
 G. P. Kitrell Hog Buying Station; Corapeake.
 Gus Z. Lancaster Stockyard, Inc.; Dunn.
 Gus Z. Lancaster Stockyard, Inc.; Rocky Mount.
 Lane Farm Supply; Gates.
 L. B. Lawrence Hog Market; Sunbury.
 Leggett Hog Market; Washington.
 Lincoln-Gaston Swine Association Market; Lincoln.
 Lumberton Auction Co., Inc.; Lumberton.
 R. D. Martin Livestock Market; Aberdeen.
 R. D. Martin Livestock Yard; Lumberton.
 Miller & Humphlett Hog Buying Station; Winfall.
 Morris Livestock Co.; Charlotte.
 Mount Airy Livestock Market, Inc.; Mount Airy.
 Norwood Stockyard; Norwood.
 Odell and J. C. Hill Livestock Market; Deep Run.
 Owens Supply Company; Columbia.
 Oxford Livestock Market, Inc.; Oxford.
 Walter Parker Hog Buying Station; Sunbury.
 Pates Stockyard; Pembroke.
 Powell Livestock Co.; Smithfield.
 Raleigh Stockyard; Raleigh.
 W. R. Ralph Hog Buying Station; Elizabeth City.
 Shelby Sales Barn; Shelby.
 Smithfield Hog Buying Station; Robersonville.
 Smithfield Packing Company, Hog Buying Station; Murfreesboro.
 Snow Hill Hog Market; Snow Hill.

NORTH CAROLINA—continued

W. B. Spencer Stockyard; Columbia.
Stallings Hog Market; Hobbsville.
Harry Sutton Livestock Market; Kinston.
Sweet and Turner, Inc.; Elizabeth City.
Tabor City Hog Market; Tabor City.
Temple and Company; Gatesville.
Trenton Livestock, Inc.; Richlands.
D. E. Tunnell Stockyard; Swan Quarter.
Union County Livestock Market, Inc.; Mineral Springs.
Warrenton Stockyards; Warrenton.
Wells Livestock Market; Wallace.
West Jefferson Livestock Market; West Jefferson.
Western Carolina Livestock Market; Asheville.
Whiteville Livestock Auction, Inc.; Whiteville.
R. G. Whitely and Son, Inc.; Como.
Williamston Packing Company; Williamston.

OHIO

Cincinnati Order Buyers, Inc.; Eldorado.

OREGON

Klamath Stockmen's Commission Co., Inc.; Klamath Falls.

PENNSYLVANIA

Clinton Auction, Inc.; Mill Hall.
Hatfield Livestock Market; Hatfield.
Knoxville Sales, Inc.; Knoxville.
Lycorning Livestock Market; Williamsport.
Mages & Farrell; Mercer.
Tri-County Livestock Market; Brockway.

SOUTH CAROLINA

Cottingham Livestock Co.; Dillon.
Smith Stockyards; Columbia.

TENNESSEE

Bogle, Harry Feeder Pig Barn; Murfreesboro.
Botts & Evans Livestock Co.; Union City.
Higgins, Grady Pig Barn; Woodbury.
Tennessee Producers Livestock Marketing Assn.; Woodbury.
Wilson Livestock Market; Lewisburg.

VIRGINIA

Farmers Livestock Market; Bristol.
Virginia Livestock Market, Inc.; Winchester.

WASHINGTON

Pasco Livestock Market Center; Pasco.
Twin City Salesyard; Centralia.

WEST VIRGINIA

Morgantown Livestock Sales, Inc.; Morgantown.

WISCONSIN

Perry Abrahamson; Waupaca.
Virgil Becker; New Richmond.
Carl Brandau; Tomah.
Brigham, Forrest; Evansville.
William Costello; Darlington.
Drees Livestock Market; Peshtigo.
Dubuque Stockyards; Hazel Green.
George Ehlenfeldt; Markesan.
Elmhurst Feeder Pigs; Neillsville.
Equity Co-op Livestock Sales; Sparta.
Equity Livestock Market; Coon Valley.
John Flannery; Lone Rock.
Geurkink, Bill; Baldwin.
Hubanks and Son; Boscobel.
Philip Huff; Walworth.
Mayer, Oscar; Blair.
Midwest Livestock Producers; Marion.
Dan Orr; Waupaca.
Hubert Olson; Neillsville.
Leonard Olsen; Manawa.
Schaefer, Victor; Potosi.
Schwebs, C. H.; Windsor.
Ed. Strom and Son; Merrill.
Wisconsin Feeder Pig Co-op.; Iola.
Homer Yelinek; Livingston.

Effective date. The foregoing notice shall become effective upon publication in the FEDERAL REGISTER.

Certain additional stockyards and livestock markets have been added to the list of those heretofore approved under the regulations in 9 CFR Part 76. It has been determined that the inspection and handling of swine at such stockyards and livestock markets are adequate to effectuate the purposes of the regulations. Certain stockyards and livestock markets have been removed from the list of those heretofore approved under said regulations, because it has been determined that such stockyards and livestock markets no longer qualify for approval under the regulations. This action, therefore, imposes certain restrictions necessary to prevent the spread of hog cholera and relieves certain restrictions presently imposed. It should become effective promptly in order to accomplish its purpose in the public interest and to be of maximum benefit to persons subject to the restrictions which are relieved thereby. Accordingly, under the administrative procedure provisions of 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to this action are impracticable and contrary to the public interest, and good cause is found for making this notice effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Hyattsville, Md., this 26th day of November 1969.

R. E. OMOHUNDRO,
*Acting Director, Animal Health
Division, Agricultural Research Service.*

[F.R. Doc. 69-14477; Filed, Dec. 4, 1969;
8:47 a.m.]

Packers and Stockyards Administration

L. A. HORSE AND MULE AUCTION ET AL.

Posted Stockyards

Pursuant to the authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), on the respective dates specified below, it was ascertained that the livestock markets named below were stockyards within the definition of that term contained in section 302 of the Act, as amended (7 U.S.C. 202), and notice was given to the owners and to the public by posting notices at the stockyards as required by said section 302.

Name, location of stockyard, and date of posting

CALIFORNIA

L. A. Horse and Mule Auction, El Monte,
Oct. 24, 1969.
McNutt Livestock Auction, Modesto, Nov. 4,
1969.

IOWA

Carson Sale Co., Carson, Oct. 23, 1969.

KENTUCKY

Wigwam Hog and Feeder Pig Market, Inc.,
Horse Cave, Oct. 22, 1969.

MARYLAND

Burnopp Stables, Inc., Millersville, Oct. 24,
1969.

PENNSYLVANIA

Bell's Sales Arena, Dillsburg, Nov. 19, 1969.

Done at Washington, D.C., this 26th day of November 1969.

G. H. HOPPER,
*Chief, Registrations, Bonds, and
Reports Branch, Livestock
Marketing Division.*

[F.R. Doc. 69-14476; Filed, Dec. 4, 1969;
8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education NURSE EDUCATION

List of Reliable Accrediting Bodies and State Agencies

Pursuant to the Nurse Training Act, as amended (42 U.S.C. 298 (b)), the U.S. Commissioner of Education hereby publishes a list of recognized accrediting bodies, and of State agencies, which he determines to be reliable authority as to the quality of training offered. This list supersedes the list previously promulgated by the Commissioner of Education on September 3, 1969, 34 F.R. 14003.

REGIONAL ACCREDITING ASSOCIATIONS

Commission on Institutions of Higher Education, Middle States Association of Colleges and Secondary Schools.
Commission on Institutions of Higher Education, New England Association of Colleges and Secondary Schools.
Commission on Colleges and Universities, North Central Association of Colleges and Secondary Schools.
Commission on Higher Schools, Northwest Association of Secondary and Higher Schools.
Commission on Colleges and Universities, Southern Association of Colleges and Schools.
Accrediting Commission for Senior Colleges and Universities, Accrediting Commission for Junior Colleges, Western Association of Schools and Colleges.

NATIONAL SPECIALIZED ACCREDITING ASSOCIATIONS

Board of Review, National League for Nursing, Inc.

STATE AGENCIES

Board of Regents, University of the State of New York.
Iowa Board of Nursing.
Montana State Board of Nursing.
West Virginia State Board of Examiners for Registered Nurses.

Any other association or State agency which desires to be included on the list should request inclusion in writing. Each recognized accrediting body or State agency listed will be reevaluated pursuant to the appropriate criteria: 34 F.R. 643, 644, January 16, 1969.

Dated: November 26, 1969.

JAMES E. ALLEN, Jr.,
U.S. Commissioner of Education.

[F.R. Doc. 69-14470; Filed, Dec. 4, 1969;
8:47 a.m.]

FEDERAL POWER COMMISSION

[Docket No. RI70-580]

ATLANTIC RICHFIELD CO.

Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

NOVEMBER 26, 1969.

Respondent named herein has filed a proposed change in rate and charge of a currently effective rate schedule for the sale of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rate and charge 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 a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its 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, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its 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 supplement to the rate schedule filed by respondent 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 respondent shall 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 a copy thereof upon the purchaser under the rate schedule

¹ The "Provided, however," clause applies only to the proposed 15.5378-cent rate.

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 dockets Nos.
									Rate in effect	Proposed increased rate	
RI70-580	Atlantic Richfield Co., Post Office Box 2819, Dallas, Tex. 75221.	547	2	Montana Dakota Utilities Co. (Wind River Basin Field, Fremont County, Wyo.).	\$495	10-27-69	¹ 10-31-69	⁴ 11-1-69	15.384	¹¹ 15.5378	
					3,252	10-27-69	¹ 11-30-69	⁴ 4-30-70	15.5378	¹¹ 16.5478	

¹ The stated effective date is the effective date requested by Respondent.

² The suspension period is limited to 1 day.

³ Tax reimbursement increase.

⁴ Pressure base is 15.025 p.s.i.a.

⁵ Periodic rate increase.

⁶ 16.5478 cents per Mcf rate suspended for 5 months.

Atlantic Richfield Co.'s (Atlantic) has filed a proposed increase reflecting partial reimbursement of a severance tax recently enacted by the State of Wyoming. The proposed increase reflects a double amount of the contractually entitled tax reimbursement to provide for reimbursement of taxes applicable to future production as well as reimbursement for taxes applicable to past production back to January 1, 1968. Accordingly, we shall suspend the proposed increase for 1 day from October 31, 1969, the requested effective date, with waiver of notice granted.

After the amounts of tax reimbursement applicable to past production have been recovered, Atlantic shall file appropriate rate decrease under its FPC Gas Rate Schedule No. 547 to reduce the rates proposed herein so as to provide for tax reimbursement for future production only. Atlantic will also be required to refund any reimbursement relating to the Wyoming tax collected in these proceedings in the event the tax is for any reason held invalid upon judicial review.

Atlantic also proposes a periodic rate increase, from 15.5378 cents to 16.5478 cents per Mcf, under Supplement No. 2 to Atlantic's FPC Gas Rate Schedule No. 547 which exceeds the area increased rate ceiling for Wyoming as announced in the Commission's statement of general policy No. 61-1, as amended, and is suspended herein for 5

months from November 30, 1969, the proposed effective date.

[F.R. Doc. 69-14354; Filed, Dec. 4, 1969; 8:45 a.m.]

[Docket No. RI70-698 etc.]

ATLANTIC RICHFIELD CO. ET AL.

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund¹

NOVEMBER 28, 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.

¹ Does not consolidate for hearing or dispose of the several matters herein.

involved. Unless respondent is advised to the contrary within 15 days after the filing of its agreement and undertaking, such agreement and undertaking shall be deemed to have been accepted.²

(C) Until otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding 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 January 14, 1970.

By the Commission.

[SEAL]

GORDON M. GRANT,
Secretary.

² 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.

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 under-

takings shall be deemed to have been accepted.²

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought

² 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.

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 January 12, 1970.

By the Commission.

[SEAL]

GORDON M. GRANT,
Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf ³	
									Rate in effect	Proposed increased rate
RI70-698	Atlantic Richfield Co. (Operator) et al.	506	17	Texas Eastern Transmission Corp.			10-1-69	10-2-69	14.5000	14.56344
		554	12	do.			10-1-69	10-2-69	15.00	15.0553
		491	7	Tennessee Gas Pipeline Co., a division of Tenneco, Inc.			10-1-69	10-2-69	15.0000	15.0534
		200	13	Florida Gas Transmission Co.			10-1-69	10-2-69	16.00	16.07
		159	9	Natural Gas Pipeline Co. of America			10-1-69	10-2-69	14.5	14.5548
		360	17	Texas Eastern Transmission Corp.			10-1-69	10-2-69	15.0000	15.0553
		359	31	do.			10-1-69	10-2-69	15.0000	15.0553
		160	29	do.			10-1-69	10-2-69	14.0	14.6626
		505	17	Champlin Petroleum Co.			10-1-69	10-2-69	14.125	14.178
		507	13	Texas Eastern Transmission Corp.			10-1-69	10-2-69	14.5000	14.56344
RI70-699	Atlantic Richfield Co. et al.	516	13	Trunkline Gas Co.			10-1-69	10-2-69	15.00	15.0553
		517	13	do.			10-1-69	10-2-69	15.00	15.0553
		526	5	Tennessee Gas Pipeline Co., a division of Tenneco, Inc.			10-1-69	10-2-69	15.00	15.0553
RI70-700	Atlantic Richfield Co.	532	6	do.			10-1-69	10-2-69	15.00	15.0553
		356	9	do.			10-1-69	10-2-69	15.0000	15.0553
		358	4	do.			10-1-69	10-2-69	15.0	15.0553
		362	9	do.			10-1-69	10-2-69	15.0	15.0549
		373	5	do.			10-1-69	10-2-69	15.0	15.0549
		420	4	do.			10-1-69	10-2-69	15.0000	15.0553
		324	1	do.			10-1-69	10-2-69	16.00	16.05
		330	11	do.			10-1-69	10-2-69	15.0000	15.0550
		332	12	do.			10-1-69	10-2-69	15.0000	15.0555
		346	7	do.			10-1-69	10-2-69	15.0000	15.0552
		349	15	do.			10-1-69	10-2-69	15.0000	15.0560
		6	11	do.			10-1-69	10-2-69	15.0	15.0553
		39	17	Natural Gas Pipeline Co. of America			10-1-69	10-2-69	14.0	14.6539
		40	13	do.			10-1-69	10-2-69	14.0	14.5520
		125	6	Tennessee Gas Pipeline Co., a division of Tenneco, Inc.			10-1-69	10-2-69	15.0000	15.0553
		151	4	do.			10-1-69	10-2-69	15.0000	15.0553
		198	10	Florida Gas Transmission Co.			10-1-69	10-2-69	15.0000	15.0550
		7	7	Tennessee Gas Pipeline Co., a division of Tenneco, Inc.			10-1-69	10-2-69	14.00	14.5520
		215	4	do.			10-1-69	10-2-69	16.00	16.05
		365	18	Texas Eastern Transmission Corp.			10-1-69	10-2-69	14.5000	14.56344
		369	6	Tennessee Gas Pipeline Co., a division of Tenneco, Inc.			10-1-69	10-2-69	15.0	15.0543
RI70-701	Atlantic Richfield Co. (Operator).	365	7	do.			10-1-69	10-2-69	15.0000	15.0552
		328	9	Texas Eastern Transmission Corp.			10-1-69	10-2-69	15.00	15.0553

³ Pressure base is 14.65 p.s.i.a.

⁴ Subject to a 0.21931 cents per Mcf dehydration charge by buyer.

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 as of October 1, 1969. All of the proposed rates herein exceed the applicable area ceiling for the areas involved as announced in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56). All of the proposed rates were filed on or before October 31, 1969.

We believe that it would be in the public interest to waive the statutory notice provided in section 4(d) of the Natural Gas Act. Pursuant to Commission's Order No. 390 issued October 10, 1969, the producers' proposed rate increases from underlying firm rates are suspended from October 1, 1969, the effective date of the tax increase enacted by the State of Texas.

[F.R. Doc. 69-14355; Filed, Dec. 4, 1969; 8:45 a.m.]

[Docket No. RI70-592]

CONTINENTAL OIL CO.

Order Providing for Hearings on and Suspension of Proposed Changes in Rates¹

NOVEMBER 26, 1969.

The respondent named herein has filed proposed increased 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,

¹ Does not consolidate for hearing or dispose of the several matters herein.

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.

(C) Until otherwise ordered by the Commission, neither the suspended sup-

plements, 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 January 14, 1970.

By the Commission.

[SEAL]

GORDON M. GRANT,
Secretary.

APPENDIX A

Docket No.	Respondent	Rate Schedule No.	Supplement No.	Purchaser and producing area	Amount of annual 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	
RI70-592	Continental Oil Co., Post Office Box 2197, Houston, Tex. 77001.	361	3	Cities Service Gas Co., West Panhandle Field, Gray and Carson Counties, Tex. (RR. District No. 107, and Hugoton Field, Texas County, Okla.) (Panhandle Area).	\$1,929,442 388,913	10-27-69	11-27-69	4-27-70	\$4.8129 \$10.1480	\$4.813.5 \$12.5	

¹ Corrected by filing of Oct. 31, 1969.

² The stated effective date is the first day after expiration of the statutory notice.

³ Change in rate to reflect the prevailing field price at the wellhead in the specific fields where gas is produced.

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

* Subject to a downward B.T.U. adjustment.

* West Panhandle Field, Texas production.

* Hugoton Field, Oklahoma production.

Continental Oil Co. (Continental) proposes increased rates from 8.8129 cents to 13.5 cents per Mcf for gas produced from the West Panhandle Field, Texas, and from 10.1480 cents to 12.5 cents per Mcf for gas produced from the Hugoton Field, Oklahoma. The proposed rates are based on the contractual provision providing for the prevailing field prices at the wellhead in the specific fields where the gas is produced. Continental, however, has not furnished a detailed listing of the sales or prices upon which it based its determination of the prevailing field prices. In order to determine whether there is any contractual issue with respect to Continental's filing, we hereby require Continental within 30 days of the date of issuance of this order to file with the Commission the data utilized by it in determining the prevailing field prices under the contract. Continental shall also serve a copy of such data on Cities Service Gas Co. (Cities).

Continental's proposed rate increases exceed the area increased rate ceilings for the areas involved as announced in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56), and should be suspended for 5 months from November 27, 1969, the expiration date of the statutory notice.

Cities on November 18, 1969, filed a protest with respect to Continental's rate filing in which it requested, inter alia, that the Commission set for individual hearing the question of the just and reasonable rates to be charged by Continental. In Opinion No. 542, 39 FPC 1034, at 1049-1050, the Commission concluded with respect to the sales involved here that Continental should be permitted to secure the price available to all independent producers not affiliated with Cities. The just and reasonable rates for Continental's sales would thus be determined in Docket No. AR64-1. Opinion No. 542 was recently affirmed by the Tenth Circuit Court of Appeals on October 16, 1969 in *Cities Service Gas Company v. F.P.C.* (CA10 No. 151-68) except in one minor respect not relevant here. However, Cities has filed a petition for rehearing in the Tenth Circuit requesting that if the court should decide upon rehearing not to set aside Opinion No. 542 in its entirety, then the case should be remanded for further hearings to determine Continental's just and reasonable rates in the light of the circumstances of the case and the

impact of Opinion No. 542 on Cities. Since Opinion No. 542 is subject to further court review, we shall defer action on Cities' request for an individual hearing pending the outcome of that litigation.

[P.R. Doc. 69-14356; Filed, Dec. 4, 1969; 8:45 a.m.]

[Docket No. RI70-625 etc.]

GENERAL CRUDE 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 Refund¹

NOVEMBER 28, 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.

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 Un-

¹ Does not consolidate for hearing or dispose of the several matters herein.

til" 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.²

(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 January 12, 1970.

By the Commission.

[SEAL]

GORDON M. GRANT,
Secretary.

² 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 date of the suspension period without any further action by the producer.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplier No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Rate in effect	Proposed increased rate	Rate in effect subject to refund in dockets Nos.
R170-625	General Crude Oil Co. (Operator) et al.	4	8	Trunkline Gas Co.			10-1-69	10-2-69	14.0	14.0525	
R170-626	Janan Oil Co.	3	1	Transcontinental Gas Pipe Line Corp.			10-1-69	10-2-69	16.0	16.06	
R170-627	Mustang Operators, Inc. (Operator) et al.	1	12	United Gas Pipe Line Co.			10-1-69	10-2-69	14.0	14.035	
R170-628	Sohio Petroleum Co.	2	12	Texas Gas Pipe Line Corp.			10-1-69	10-2-69	14.0	14.035	
R170-629	Jack P. Rayzor et al.	30	3	Tennessee Gas Pipe Line Co., a division of Tenneco Inc.			10-1-69	10-2-69	15.0	15.0625	
R170-630	Standard Oil Co. of Texas, a division of Chevron Oil Co.	3	11	Natural Gas Pipe Line Co. of America			10-1-69	10-2-69	15.0	15.0549	
R170-631	Ruth Phillips Blisker	3	10	do			10-1-69	10-2-69	16.0	16.06	
R170-632	Gramian Co., Ltd.	3	11	do			10-1-69	10-2-69	14.0	14.05001	
R170-633	Shell Oil Co.	371	6	Texas Eastern Transmission Corp.			10-1-69	10-2-69	14.0	14.05001	
R170-634	Skelly Oil Co.	2	15	do			10-1-69	10-2-69	15.0	15.0656	
R170-635	Frio-Tex Oil & Gas Co.	1	4	Transcontinental Gas Pipe Line Corp.			10-1-69	10-2-69	15.0	15.07	
R170-636	Coastal States Gas Producing Co.	7	7	Natural Gas Pipe Line Co. of America			10-1-69	10-2-69	15.0	15.05825	
	do	11	2	United Gas Pipe Line Co.			10-1-69	10-2-69	14.5	14.5544	
	do	26	13	Tennessee Gas Pipeline Co., a division of Tenneco Inc.			10-1-69	10-2-69	17.0000	17.0638	
	do	27	14	South Texas Natural Gas Gathering Co.			10-1-69	10-2-69	15.0	15.0542	
	do	35	2	do			10-1-69	10-2-69	15.0	15.0502	
	do	38	2	do			10-1-69	10-2-69	15.000	15.0563	
	do	41	3	do			10-1-69	10-2-69	16.00	16.0600	
	do	42	3	do			10-1-69	10-2-69	15.00	15.0502	
	do	74	1	United Gas Pipe Line Co.			10-1-69	10-2-69	14.00	14.0625	
R170-637	Texasco, Inc.	311	4	Natural Gas Pipeline Co. of America			10-1-69	10-2-69	15.0	15.0375	
	do	373	3	Tennessee Gas Pipeline Co., a division of Tenneco Inc.			10-1-69	10-2-69	16.0	16.06	
R170-638	Coastal States Gas Producing Co.	5	4	Natural Gas Pipeline Co. of America			10-1-69	10-2-69	16.0	16.06	
R170-639	Atlantic Richfield Co.	510	4	United Gas Pipe Line Co.			10-1-69	10-2-69	15.0	15.0563	

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

† Includes 0.25-cent dehydration charge.

* Subject to dehydration charge of 0.21931 cent per Mcf for delivery of nondehydrated gas.

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 as of October 1, 1969. All of the proposed rates herein exceed the applicable area ceiling for the areas involved as announced in the Commission's statement of general policy No. 61-1, as amended.

We believe that it would be in the public interest to waive the statutory notice provided in section 4(d) of the Natural Gas Act. Pursuant to Commission's Order No. 390 issued October 10, 1969, the producers' proposed rate increases from underlying firm rates are suspended for 1 day from October 1, 1969, the effective date of the tax increase enacted by the State of Texas.

[F.R. Doc. 69-14357; Filed, Dec. 4, 1969; 8:45 a.m.]

INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

CERTAIN COTTON TEXTILES AND COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN THE REPUBLIC OF KOREA

Entry or Withdrawal From Warehouse for Consumption

DECEMBER 2, 1969.

On January 8, 1969, there was published in the FEDERAL REGISTER (34 F.R. 276) a letter dated December 27, 1968, from the Chairman of the President's Cabinet Textile Advisory Committee to the Commissioner of Customs, establish-

ing levels of restraint applicable to certain specified categories of cotton textiles and cotton textile products produced or manufactured in the Republic of Korea and exported to the United States during the 12-month period beginning January 1, 1969. As set forth in that letter, the levels of restraint are subject to adjustment pursuant to paragraph 7 of the bilateral cotton textile agreement of December 11, 1967, between the Governments of the United States and the Republic of Korea, which provides that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than five (5) percent. The aforementioned letter also provided that any such adjustment in the levels of restraint would be made to the Commissioner of Customs by letter from the Chairman of the Interagency Textile Administrative Committee.

Accordingly, at the request of the Government of the Republic of Korea and pursuant to the provision of the bilateral agreement referred to above, there is published below a letter of December 2, 1969, from the Chairman of the Interagency Textile Administrative Committee to the Commissioner of Customs adjusting the level of restraint applicable to cotton textiles in Categories 9, 22, 26 (duck only), 26 (other than duck), 45, 50, 51, and 54, for the 12-month period which began on January 1, 1969.

STANLEY NEHMER,
Chairman, Interagency Textile Administrative Committee and
Deputy Assistant Secretary for Resources.

ASSISTANT SECRETARY OF COMMERCE INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

COMMISSIONER OF CUSTOMS,
Department of the Treasury,
Washington, D.C. 20226

DECEMBER 2, 1969.

DEAR MR. COMMISSIONER: On December 27, 1968, the Chairman of the President's Cabinet Textile Advisory Committee, directed you to prohibit entry of cotton textiles and cotton textile products in certain specified categories, produced or manufactured in the Republic of Korea, and exported to the United States on or after January 1, 1969, in excess of the designated levels of restraint. The Chairman further advised you that in the event that there were any adjustments in the levels of restraint you would be so informed by letter from the Chairman of the Interagency Textile Administrative Committee.

Under the terms of the Long-Term Arrangement Regarding International Trade in Cotton Textiles done at Geneva on February 9, 1962, pursuant to paragraph seven (7) of the bilateral cotton textile agreement of December 11, 1967, between the Governments of the United States and the Republic of Korea, in accordance with Executive Order 11052 of September 28, 1962, as amended by Executive Order 11214 of April 7, 1965, and under the

¹ The term "adjustments" refers to those provisions of the bilateral cotton textile agreement of Dec. 11, 1967, between the Governments of the United States and the Republic of Korea which provide in part that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than five (5) percent; for the limited carryover of short falls in certain categories to the next agreement year; and for administration arrangements.

terms of the aforementioned directive of December 27, 1968, the level of restraint provided in that directive for cotton textile products in Categories 9, 22, 26 (duck only), 26 (other than duck), 45, 50, 51 and 54, produced or manufactured in the Republic of Korea and exported from the Republic of Korea to the United States for the period beginning January 1, 1969, and extending through December 31, 1969, is hereby amended as follows, to be effective as soon as possible:

Categories	Amended 12-month levels of restraint*
9.....square yards.....	2,894,063
22.....do.....	926,100
26 (duck only).....do.....	12,733,875
26 (other than duck).....do.....	1,099,744
45.....dozen.....	34,729
50.....do.....	48,620
51.....do.....	65,985
54.....do.....	52,094

The actions taken with respect to the Government of the Republic of Korea and with respect to imports of cotton textiles and cotton textile products from the Republic of Korea have been determined by the President's Cabinet Textile Advisory Committee to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the notice provisions of 5 U.S.C. 553 (Supp. IV, 1965-68). This letter will be published in the FEDERAL REGISTER.

Sincerely yours,

STANLEY NEHMER,
Chairman, Interagency Textile Administrative Committee, and
Deputy Assistant Secretary for
Resources.

[P.R. Doc. 69-14450; Filed, Dec. 4, 1969;
8:45 a.m.]

TARIFF COMMISSION

[AA1921-62]

STEEL BARS, REINFORCING BARS, AND SHAPES FROM AUSTRALIA

Notice of Investigation and Hearing

Having received advice from the Treasury Department on November 28, 1969, that steel bars, reinforcing bars, and shapes manufactured by The Broken Hill Proprietary Co., Melbourne, Australia, are being, and are likely to be, sold in the United States at less than fair value, the U.S. Tariff Commission has instituted an investigation under section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

*These levels have not been adjusted to reflect entries made on or after Jan. 1, 1969.
†Only T.S.U.S.A. Nos.:

320.....01 through 04, 06, 08.
321.....01 through 04, 06, 08.
322.....01 through 04, 06, 08.
326.....01 through 04, 06, 08.
327.....01 through 04, 06, 08.
328.....01 through 04, 06, 08.

Hearing. A public hearing in connection with the investigation will be held in the Tariff Commission's Hearing Room, Tariff Commission Building, Eighth and E Streets NW., Washington, D.C., beginning at 10 a.m., e.s.t., on January 20, 1970. All parties will be given opportunity to be present, to produce evidence, and to be heard at such hearing. Interested parties desiring to appear at the public hearing should notify the Secretary of the Tariff Commission, in writing, at its offices in Washington, D.C., at least 5 days in advance of the date set for the hearing.

Issued: December 2, 1969.

By order of the Commission.

[SEAL] KENNETH R. MASON,
Secretary.

[P.R. Doc. 69-14451; Filed, Dec. 4, 1969;
8:45 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATION FOR RELIEF

DECEMBER 2, 1969.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41814—*Anhydrous ammonia from Lifinite, La., Memphis, Tenn., and Arroyo, Tex.* Filed by Southwestern Freight Bureau, agent (No. B-97), for interested rail carriers. Rates on anhydrous ammonia, in tank carloads, as described in the application, from Memphis, Tenn., to points in southwestern territory, and from Lifinite, La., and Arroyo, Tex., to points in southwestern and western trunkline territories.

Grounds for relief—Market competition, modified short line distance formula and grouping.

Tariff—Supplement 77 to Southwestern Freight Bureau, agent tariff ICC 4780.

FSA No. 41815—*Iron or steel pipe and related articles to Bayport, Tex.* Filed by Southwestern Freight Bureau, agent (No. B-104), for interested rail carriers. Rates on iron or steel pipe and related articles, in carloads, as described in the application, from Townley, N.J., and Burnham, Pa., to Bayport, Tex.

Grounds for relief—Rate relationship. Tariff—Supplement 138 to Southwestern Freight Bureau, agent, tariff ICC 4620.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[P.R. Doc. 69-14465; Filed, Dec. 4, 1969;
8:46 a.m.]

[Notice 950]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

DECEMBER 1, 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 2392 (Sub-No. 75 TA), filed November 18, 1969. Applicant: WHEELER TRANSPORT SERVICE, INC., Post Office Box 14248, West Omaha Service, Inc., Omaha, Nebr. 68114. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Furfuryl alcohol*, from Omaha, Nebr., to Ferndale, Mich.; *Bufalo, N.Y.*; *Milwaukee, Wis.*; *North Tonawanda, N.Y.*; *Cleveland, Ohio*; and *Detroit, Mich.*, and points of entry on the Detroit River at Detroit, Mich., destined to Windsor, Ontario, Canada, *furfural*, from Omaha, Nebr., to Buffalo, N.Y.; *Sheboygan, Wis.*, and *North Tonawanda, N.Y.*, for 150 days. Supporting shipper: The Quaker Oats Co., Merchandise Mart Plaza, Chicago, Ill. 60654, (George A. Lains). Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 7228 (Sub-No. 35 TA), filed November 21, 1969. Applicant: COAST TRANSPORT, INC., 1906 Southeast 10th Avenue, Portland, Ore. 97214. Applicant's representative: Nick I. Goyak, 1408 Standard Plaza, Portland, Ore. 97204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen foods, and commodities*, the transportation of which is partially exempt pursuant to the provisions of section 203(b) (6) of the Interstate Commerce Act, when moving in the same vehicle at the same time with frozen foods, in vehicles equipped with mechanical refrigeration, from points in Los Angeles County, Calif. to points in Oregon, and Washington, for

180 days. Supporting shipper: Gortons of Gloucester, 303 South Neptune Avenue, Wilmington, Calif. 90744. Send protests to: District Supervisor W. J. Huetig, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Building, 120 Southwest Fourth Avenue, Portland, Oreg. 97204.

No. MC 11592 (Sub-No. 7 TA), filed November 24, 1969. Applicant: BEST REFRIGERATED EXPRESS, INC., 1001 West South Omaha Bridge Road, Council Bluffs, Iowa 51501. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packing-houses*, from the plantsite and storage facilities of Beefland International, Inc., at Council Bluffs, Iowa, to points in Illinois, Wisconsin, Indiana, Ohio, and Michigan, for 180 days. Supporting shipper: Beefland International, Inc., Council Bluffs, Iowa 51501 (Raymond C. Burke, Vice President). Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 25869 (Sub-No. 97 TA), filed November 24, 1969. Applicant: NOLTE BROS. TRUCK LINE, INC., Post Office Box 7184, Omaha, Nebr. 68107. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts*, from the plantsite and storage facilities of Beefland International, Inc., at Council Bluffs, Iowa, to points in Colorado, Illinois, Indiana, Michigan, Missouri, Nebraska, Ohio, and Wisconsin, for 180 days. Supporting shipper: Beefland International, Inc., Council Bluffs, Iowa 51501 (Raymond C. Burke, Vice President). Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 25869 (Sub-No. 98 TA), filed November 24, 1969. Applicant: NOLTE BROS. TRUCK LINE, INC., Post Office Box 7184, Omaha, Nebr. 68107. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from the plantsite of Green Giant Co. at Belvidere, Ill., to points in Iowa, Kansas, and Nebraska, for 180 days. Supporting shipper: Green Giant Co., Le Sueur, Minn. 56058 (Gerald R. Russett). Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 43251 (Sub-No. 14 TA), filed November 24, 1969. Applicant: H. MAAYNARD GOULD CO., Union Street, East Walpole, Mass. 02032. Applicant's representative: Francis E. Barrett, Jr., 536 Granite Street, Braintree, Mass. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Soapstone*, from Gassett, Vt., to Walpole and Norwood,

Mass., and tale from West Windsor, Vt., to Walpole and Norwood, Mass., for 180 days. Supporting shipper: Bird & Son, Inc., East Walpole, Mass. Send protests to: District Supervisor Richard D. Mansfield, Interstate Commerce Commission, Bureau of Operations, John F. Kennedy Federal Building, Government Center, Boston, Mass. 02203.

No. MC 59367 (Sub-No. 71 TA), filed November 24, 1969. Applicant: DECKER TRUCK LINE, INC., Post Office Box 915, Fort Dodge, Iowa 50501. 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: *Meats, meat products, meat byproducts, and articles distributed by meat packing-houses*, as described in sections A and C of appendix 1 to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk) from points in the Omaha, Nebr.-Council Bluffs, Iowa, commercial zone to points in Illinois, Indiana, Michigan, Minnesota, and Wisconsin, for 180 days. Supporting shipper: Beefland International, Inc., 2700 23d Avenue, Council Bluffs, Iowa 55501. Send protests to: Ellis L. Annett, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 107002 (Sub-No. 385 TA), filed November 24, 1969. Applicant: MILLER TRANSPORTERS, INC., Post Office Box 1123, U.S. Highway 80 West, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Dry fertilizers*, in bulk, from Yazoo City, Miss., to points in Texas, for 180 days. Supporting shipper: Mississippi Chemical Corp., Post Office Box 388, Yazoo City, Miss. 39194. Send protests to: Alan C. Tarrant, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 212, 145 East Amite Building, Jackson, Miss. 39201.

No. MC 108053 (Sub-No. 91 TA), filed November 24, 1969. Applicant: LITTLE AUDREY'S TRANSPORTATION COMPANY, INC., 1520 West 23d Street, Fremont, Nebr. 68025. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts and articles distributed by meat packinghouses*, from points in the Omaha, Nebr.-Council Bluffs, Iowa, commercial zone, to points in Arizona, California, Oregon, Utah, and Washington, for 180 days. Supporting shipper: Beefland International, Inc., Council Bluffs, Iowa 51501 (Raymond C. Burke, Vice President). Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 128685 (Sub-No. 4 TA), filed November 24, 1969. Applicant: DIXON BROS., Post Office Box 636, Newcastle, Wyo. 82701. Applicant's representative:

Robert S. Stauffer, 3539 Boston Road, Cheyenne, Wyo. 82001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gas and liquefied petroleum gas products*, from points in Butte County, S. Dak., to points in South Dakota, North Dakota, Montana, Nebraska, and Wyoming, for 180 days. Supporting shippers: McPherson Propane, Sturgis, S. Dak.; Wyoming Gas and Oil Co., Box 552, Newcastle, Wyo.; Omega Gas Co., Belle Fourche, S. Dak.; Weston County Co-op Association, Newcastle, Wyo. Send protests to: Paul A. Naughton, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 304 Lierd Building, 259 South Center Street, Casper, Wyo.

No. MC 124078 (Sub-No. 418 TA), filed November 24, 1969. Applicant: SCHWERNER TRUCKING CO., 611 South 28th Street, Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, from Olathe, Kans., to points in Missouri, for 150 days. Supporting shipper: United States Steel Corp., 525 William Penn Place, Pittsburgh, Pa. 15230 (J. R. Erwin, Assistant Manager, Movement and Project Services). 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 123233 (Sub-No. 23 TA), filed November 24, 1969. Applicant: PROVOST CARTAGE, INC., 7887 Second Avenue, Ville D'Anjou 437, Province of Quebec, Canada. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Perchloroethylene and trichloroethylene*, in bulk, in tank vehicles, from the port of entry on the United States-Canada boundary line at or near Highgate Springs, Vt., to Auburn, Maine, for 150 days. Supporting shipper: Canadian Industries, Ltd., Box 10, Montreal 101, Province of Quebec, Canada. Send protests to: Martin P. Monaghan, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 52 State Street, Room 5, Montpelier, Vt. 05602.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 89-14466; Filed, Dec. 4, 1969;
8:46 a.m.]

[Notice 951]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

DECEMBER 2, 1969.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49

CFR Part 1131), published in the *FEDERAL REGISTER*, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the *FEDERAL REGISTER* publication, within 15 calendar days after the date of notice of the filing of the application is published in the *FEDERAL REGISTER*. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

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

MOTOR CARRIERS OF PROPERTY

No. MC 17803 (Sub-No. 10 TA), filed November 24, 1969. Applicant: PREMIER TRUCKING SERVICE CO., Box 156, Downtown Station, Omaha, Nebr. 68101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packinghouses* (except commodities in bulk, in tank vehicles and except hides), from the plantsite and storage facilities of Beefland International, Inc., at Council Bluffs, Iowa, to points in Illinois, Indiana, Michigan, Ohio, and Wisconsin, for 180 days. Supporting shipper: Beefland International, Inc., Council Bluffs, Iowa (Raymond C. Burke, Vice President). Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 25798 (Sub-No. 201 TA), filed November 24, 1969. Applicant: CLAY HYDER TRUCKING LINES, INC., 502 East Bridgers Avenue, Auburndale, Fla. 33823. Applicant's representative: Tony G. Russell (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C of appendix I, to the report in *Description in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from Council Bluffs, Iowa, to points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee, for 180 days. Supporting shipper: Beefland International, Inc., 2700 23d Avenue, Council Bluffs, Iowa 55501. Send protests to: District Supervisor Joseph B. Teichert, Interstate Commerce Commission, Bureau of Operations, Room 1226, 51 Southwest First Avenue, Miami, Fla. 33130.

No. MC 88594 (Sub-No. 13 TA) (Correction), filed November 6, 1969, published in the *FEDERAL REGISTER* issue

of November 21, 1969, and republished as corrected, this issue. Applicant: CARLETON G. WHITAKER, INC., Post Office Box 93, Route 17, Deposit, N.Y. 13754. Applicant's representative: Martin Werner, 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Yogurt*, in vehicles equipped with mechanical refrigeration, moving in the same vehicles and at the same time with milk and milk products destined to points in New Jersey for final delivery, from Watertown, N.Y. to Scranton and West Nanticoke, Pa., for 180 days. NOTE: The purpose of this republication is to show origin and destination points to be served. Supporting shipper: Borden Dairy & Services Division, Borden, Inc., 23 West 60th Street, New York, N.Y. 10023. Send protests to: Morris H. Gross, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 104, 301 Erie Boulevard, West, Syracuse, N.Y. 13202.

No. MC 116544 (Sub-No. 115 TA), filed November 24, 1969. Applicant: WILSON BROTHERS TRUCK LINE, INC., Post Office Box 636, Carthage, Mo. 64836. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C in appendix I, as defined by the Commission (except commodities in bulk, in tank vehicles, and hides), from St. Paul, Minn. to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Texas, for 150 days. Supporting shipper: Armour and Co., Union Stockyards, South St. Paul, Minn. 55075. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 117815 (Sub-No. 153 TA), filed November 24, 1969. Applicant: PULLEY FREIGHT LINES, INC., 405 Southeast 20th Street, Des Moines, Iowa 50317. 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: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Description in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from points in the Omaha, Nebr.-Council Bluffs, Iowa, commercial zone to points in Illinois, Indiana, Iowa, Michigan, Minnesota, and Wisconsin, for 180 days. Supporting shipper: Beefland International, Inc., 2700 23d Avenue, Council Bluffs, Iowa 55501. Send protests to: Ellis L. Annett, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 119741 (Sub-No. 32 TA), filed November 24, 1969. Applicant: GREEN FIELD TRANSPORT COMPANY, INC.,

Post Office Box 1235, Fort Dodge, Iowa 50501. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as defined in sections A and C of appendix I to report in *Description in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, except commodities in bulk, in tank vehicles, and except hides, from points in the Omaha, Nebr.-Council Bluffs, Iowa, commercial zones, to points in Connecticut, Illinois, Indiana, Massachusetts, Michigan, New York, New Jersey, Ohio, and Pennsylvania, for 180 days. Supporting shipper: Beefland International, Inc., 2700 23d Avenue, Council Bluffs, Iowa 55501. Send protests to: Ellis L. Annett, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 123639 (Sub-No. 117 TA), filed November 20, 1969. Applicant: J. B. MONTGOMERY, INC., 5150 Brighton Boulevard, Denver, Colo. 80216. Applicant's representative: David Senseney, 3395 South Bannock, Englewood, Colo. 80110. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, packinghouse products and articles distributed by meat packinghouses* as set forth in sections A and C, *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from Scottsbluff, Nebr., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, for 180 days. Supporting shipper: Geo. A. Hormel & Co., Post Office Box 800, Austin, Minn. 55912. Send protests to: District Supervisor C. W. Buckner, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, Denver, Colo. 80202.

No. MC 123639 (Sub-No. 118 TA), filed November 24, 1969. Applicant: J. B. MONTGOMERY, INC., 5150 Brighton Boulevard, Denver, Colo. 80216. Applicant's representative: David Senseney, 3395 South Bannock Street, Englewood, Colo. 80110. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts*, from the Omaha, Nebr.-Council Bluffs, Iowa, commercial zone to points in Arizona, California, Connecticut, District of Columbia, Illinois, Indiana, Massachusetts, Michigan, Nevada, New York, New Hampshire, Ohio, and Utah, for 180 days. Supporting shipper: Beefland International, Inc., 2700 23d Avenue, Council Bluffs, Iowa 55501. Send protests to: District Supervisor C. W. Buckner, 2022 Federal Building, Denver, Colo. 80202.

No. MC 125951 (Sub-No. 13 TA), filed November 24, 1969. Applicant: SILVEY & COMPANY, South Omaha Bridge Road, Council Bluffs, Iowa 51501. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha,

Nebr. 68102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts and articles distributed by meat packinghouses*, from the plant site and storage facilities of Beefland International, Inc., Council Bluffs, Iowa, to Boston, Mass., Philadelphia, Pa., and New York City, N.Y., and points in New Jersey within 5 miles of New York City, N.Y., for 180 days. Supporting shipper: Beefland International, Inc., Council Bluffs, Iowa 51501 (Raymond C. Burke, Vice President). Send protests to: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 127042 (Sub-No. 52 TA), filed November 24, 1969. Applicant: HAGEN, INC., 4120 Floyd Boulevard, Post Office Box 6, Leeds Station, Sioux City, Iowa 51108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat byproducts, and articles distributed by meat packinghouses*, except hides and commodities in bulk, from points in the Council Bluffs, Iowa, commercial zone, to points in Illinois, Indiana, Kansas, Michigan, Minnesota, Missouri, and Wisconsin, for 180 days. Supporting shipper: Beefland International, Inc., 2700 23d Avenue, Council Bluffs, Iowa 55501. Send protests to: Carroll Russell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 304, Post Office Building, Sioux City, Iowa 51101.

No. MC 134159 TA, filed November 24, 1969. Applicant: PIXIE TRUCKING CORP., 166 Hudson Street, New York, N.Y. 10013. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, N.J. 07102. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Knitted and woven piece goods on pipe rack trucks, yarn, in cartons, and women's apparel, wet and dry in bags*, for the account of Fairfield-Noble Corp., between Farmingdale, Long Island City, and New York, N.Y., and Jersey City, N.J., on the one hand, and, on the other, Philadelphia and Allentown, Pa., Madison, Albermarle, Asheville, and McAdenville, N.C., and Spartanburg, S.C., for 150 days. Supporting shipper: Fairfield-Noble Corp., 333 Smith Street, Farmingdale, N.Y. 11735. Send protests to: Paul W. Assenza, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 134161 TA, filed November 24, 1969. Applicant: PERRY C. BYERS, doing business as MATTHEWSON'S PARCEL DELIVERY SERVICE, 3321 Gandy Boulevard, Tampa, Fla. 33611. Applicant's representative: Guy H. Postell, 1273 West Peachtree Street NE., Atlanta, Ga. 30309. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) *Cosmetics, toilet preparations, toilet arti-*

cles, and premiums, and (2) equipment and supplies used in connection with item (1) above, from Tampa, Fla., to points in Pinellas and Hillsborough Counties, Fla., under a continuing contract with Avon Products, Inc., for 180 days. Supporting shipper: Avon Products, Inc., 2200 Cotillion Drive, Chamblee, Ga. 30302. Send protests to: District Supervisor Joseph B. Teichert, Interstate Commerce Commission, Bureau of Operations, Room 1226, 51 Southwest First Avenue, Miami, Fla. 33130.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[P.R. Doc. 69-14467; Filed, Dec. 4, 1969;
8:46 a.m.]

[Notice 455]

MOTOR CARRIER TRANSFER PROCEEDINGS

DECEMBER 2, 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-71711. By order of November 24, 1969, the Motor Carrier Board approved the transfer to Harry E. Culbertson, Jr., doing business as Harry E. Culbertson, Philadelphia, Pa., of certificate No. MC-35756 issued May 14, 1959, to Harry E. Culbertson and Harry E. Culbertson, Jr., a partnership, doing business as Harry E. Culbertson, Philadelphia, Pa., authorizing the transportation of new and used furniture, interior decorations, advertising and window displays, pictures, statues, electrical materials, window cleaning materials and supplies, brick, and terra cotta, flowers and plants, building materials and supplies, new office equipment and stationery supplies, heating supplies, elevators, lumber used in the crating of pictures and statues, and printing materials and supplies, between Philadelphia, Pa., on the one hand, and, on the other, Wilmington, Del., points in Pennsylvania within 25 miles of Philadelphia, points in New Jersey, and points in the New York, N.Y., commercial zone, as defined by the Commission. Edwin L. Scherlis, 1209 Lewis Tower Building, Philadelphia, Pa. 19102, attorney for applicants.

No. MC-FC-71728. By order of November 24, 1969, the Motor Carrier Board

approved the transfer to Nishna Valley Transfer, Inc., Wiota, Iowa, of certificate No. MC-35995 issued October 23, 1951, to A. M. Acker, Wiota, Iowa, authorizing the transportation of: Furniture, Agricultural implements, hardware, and petroleum oil and grease, feed, ground limestone, building material, and seed, between Omaha, Nebr., and Wiota, Iowa, and points within 15 miles of Wiota. Lanny N. Fauss, 1428 West Adams, Millard, Nebr. 68137, attorney for applicants.

No. MC-FC-71729. By order of November 24, 1969, the Motor Carrier Board approved the transfer to McLaughlin's Delivery Service, Inc., Philadelphia, Pa., of permit No. MC-106652 issued October 18, 1946, to Nicholas Dinella, Philadelphia, Pa., authorizing the transportation of: Uncrated furniture, from Philadelphia, Pa., to points in New York, New Jersey, Maryland, Delaware, and District of Columbia. Arnold Glaberson, 409 1 East Penn Square Building, Philadelphia, Pa. 19107, attorney for applicants.

[SEAL]

H. NEIL GARSON,
Secretary.

[P.R. Doc. 69-14468; Filed, Dec. 4, 1969;
8:46 a.m.]

[Notice 455A]

MOTOR CARRIER TRANSFER PROCEEDINGS

DECEMBER 2, 1969.

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

As provided in the Commission's general rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-71083. By order of November 21, 1969, Division 3, approved the transfer to Pauline E. Richardson, doing business as Rich's South Shore Express, Hull, Mass., of the certificate of registration in No. MC-58425 (Sub-No. 2), issued January 5, 1965, to Vernon T. Fowler, doing business as Fowler's Express, Whitman, Mass., authorizing the transportation of general commodities within the Commonwealth of Massachusetts. Francis P. Barrett, 60 Adams Street, Milton, Mass. 02187, attorney for applicants.

[SEAL]

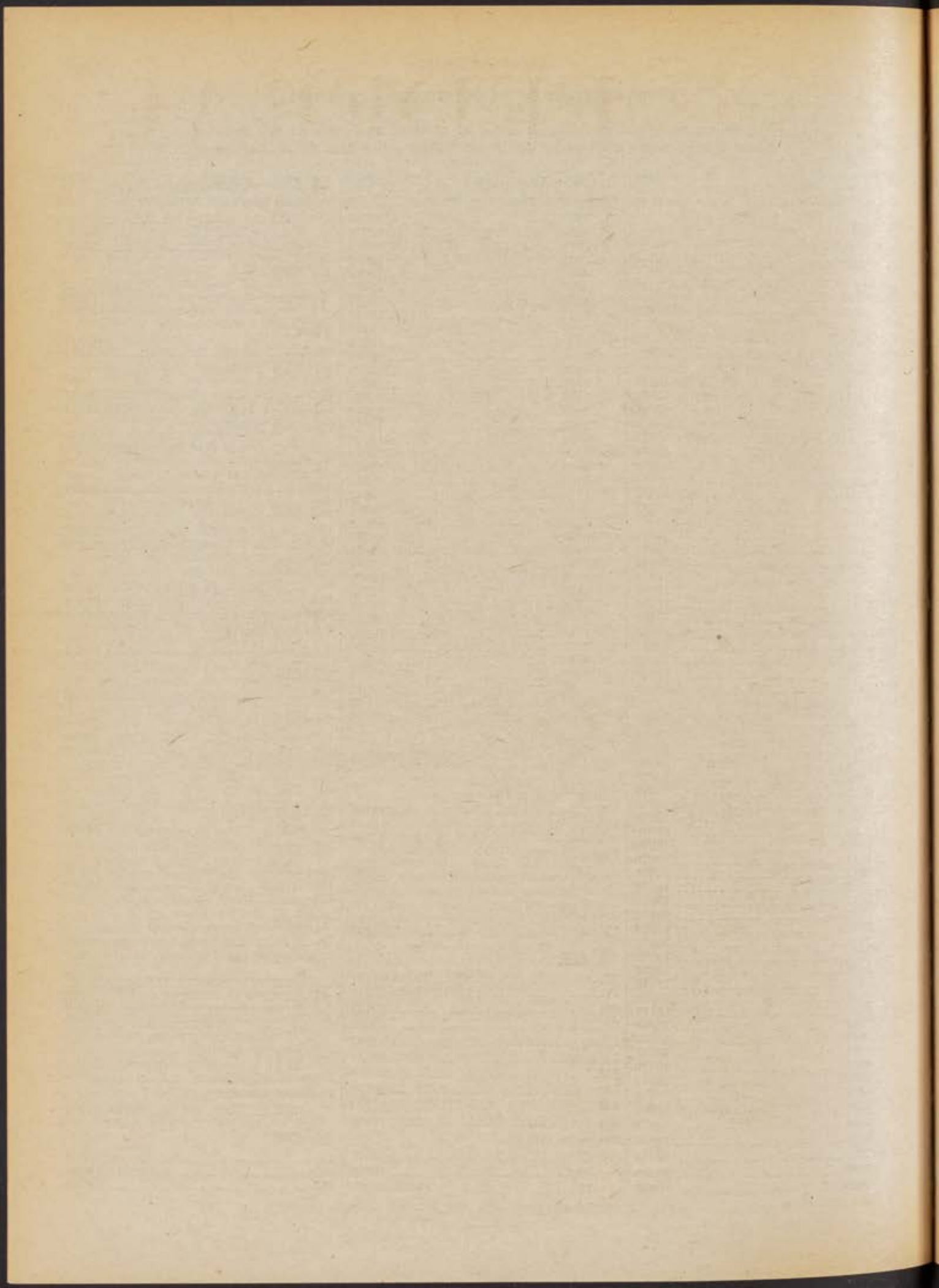
H. NEIL GARSON,
Secretary.

[P.R. Doc. 69-14471; Filed, Dec. 4, 1969;
8:47 a.m.]

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FEDERAL REGISTER

VOLUME 34 • NUMBER 233

Friday, December 5, 1969 • Washington, D.C.

PART II

DEPARTMENT OF COMMERCE

National Bureau of Standards

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American Lumber Standards For Softwood Lumber

Revision



DEPARTMENT OF COMMERCE

National Bureau of Standards

AMERICAN LUMBER STANDARDS FOR
SOFTWOOD LUMBER

Revision

By notice published in the *FEDERAL REGISTER* of July 8, 1969 (34 F.R. 11322), the Department of Commerce announced its intention of proceeding with the balloting of a recommended revision of Simplified Practice Recommendation 16-53, "the American Lumber Standards for Softwood Lumber." The notice stated that this balloting would be conducted by the Bureau of the Census. The notice further stated that objections raised by interested members of the public would be carefully considered by the Department whether or not the party registering the objection was included in the Census tabulation.

The balloting conducted by the Bureau of the Census indicates that the recommended revision is favored by not less than 87 percent of the producers, distributors, and users-consumers of softwood lumber.

An analysis of all comments received during the processing of the recommended revision discloses no substantive objections deemed valid by the Department.

All procedural and substantive criteria for the development of voluntary product standards (15 CFR Part 10, as amended May 11, 1968) having now been satisfied, Simplified Practice Recommendation 16-53 is hereby revised as set forth below. The revised standard is denominated as Voluntary Product Standard 20-70, "American Softwood Lumber Standard."

Effective date. This revision shall become effective on March 1, 1970, except that for administrative purposes it shall become effective immediately upon publication in the *FEDERAL REGISTER*.

Issued: November 28, 1969.

LEWIS M. BRANSCOMB,
Director.

Approved:

MYRON TRIBUS,
Assistant Secretary for
Science and Technology.

VOLUNTARY PRODUCT STANDARD
20-70

American Softwood Lumber Standard

1. PURPOSE

1.1. General. The responsibility of the entire softwood lumber industry for maintaining, in the public interest, nationally recognized size, grade, and inspection standards is recognized. The purpose of this Product Standard is to establish voluntary standards for the size, grade, and inspection of softwood lumber.

This Product Standard is intended to establish a common basis for uniform

industrywide inspection and grade-marking practices for each piece of lumber which is produced and sold in accordance with the provisions hereof. The Standard also provides a standardized working basis for the coordination of the grades of the various species of softwood lumber and for the preparation of grading rules applicable to each species. These American Lumber Standards are not intended for use either as grading rules or as purchase specifications.

2. SCOPE

2.1. General. This Product Standard covers the principal trade classifications and sizes of softwood lumber for yard, structural, and shop use. It provides a common basis of understanding for the classification, measurement, grading, and grade marking of rough and dressed sizes of various items of lumber, including finish, boards, dimension, and timbers.

2.2. Supplementary. This Standard also includes the following:

- (1) The organization and functions of the American Lumber Standards Committee, its Board of Review, and the National Grading Rule Committee;
- (2) The standard commercial names of the principal softwood species;
- (3) The standard definitions of terms used in describing standard grades of lumber; and
- (4) The standard lumber industry abbreviations.

3. RECOMMENDATIONS

3.1. General. Standard terms and practices are defined and discussed in this section to encourage and promote the use of uniform methods in the grading, inspection, measurement, and description of softwood lumber.

3.2. Application. This Standard applies to such lumber as may be identified as a manufactured product derived from a softwood log in a sawmill, or in a sawmill and planing mill, which when rough shall have been sawed, edged, and trimmed at least to the extent of showing saw marks in the wood on the four longitudinal surfaces of each piece for its overall length, and which has not been further manufactured other than by crosscutting, ripping, resawing, joining crosswise and/or endwise in a flat plane, surfacing with or without end matching, and working.

3.3. Designation—"American Standard Lumber." Lumber conforming to the basic minimum size and grade provisions of the American Lumber Standards, when graded under rules approved by the Board of Review of the American Lumber Standards Committee, as hereinafter provided, may be designated "American Standard Lumber."

3.4. Terminology.

3.4.1. Dry lumber. For the purposes of this Standard, dry lumber is defined as lumber which has been seasoned or dried to a moisture content of 19 percent or less.

3.4.2. Green lumber. For the purpose of this Standard, green lumber is defined as lumber having a moisture content in excess of 19 percent.

3.4.3. Species. The standard commercial names for lumber cut from the

principal species of softwoods contained in section 11 should be used in the formulation of lumber grading rules and in the terms of purchase and sale of American Standard Lumber.

3.4.4. Characteristics. The limitations of any grade of lumber described in certified grading rules should be expressed within the terms of the definitions in section 12 of this Standard.

3.4.5. Abbreviations. The standard lumber abbreviations are shown in section 13 of this Standard.

3.5. Measurement and tally.

3.5.1. Board measure. "Board measure" is the term used to indicate that a board foot is the unit of measurement of lumber. The number of board feet in a piece is obtained by multiplying the nominal thickness in inches by the nominal width in feet by the length in feet, except for lumber with a nominal thickness less than 1 inch, for which the number of board feet equals the product of the nominal width in feet by the length in feet.

3.5.2. Tally, standard sizes. Lumber should be tallied board measure. The invoices for lumber of standard sizes should show the number of pieces of each nominal size and length as well as the net thickness and width of such lumber. A piece tally in board feet for each length should also be shown on the invoice for shipments based on board measure.

3.5.3. Tally, nonstandard sizes. Lumber finished to nonstandard sizes should be tallied board measure as of either the rough or the nominal size necessarily used in its manufacture, and the actual thickness and width of such lumber should be shown on the invoice.

3.5.4. Board rule tally. In lumber specified to be measured with a board rule on actual widths, pieces measuring to the even half foot are alternately counted as of the next higher and lower foot count; fractions below the half foot are dropped and fractions above the half foot are counted as of the next higher foot.

3.5.5. Averages—length, width. The average length in feet of a shipment of lumber is computed by dividing the total length in feet by the total number of pieces in the shipment. The average width in inches of a shipment of lumber 1 inch or less in thickness is computed by dividing the total board feet by the total length in feet and multiplying the result by 12; but if thicker than 1 inch, the total board foot tally is divided first by the nominal thickness as expressed in inches and fractions of an inch.

3.6. Special provisions.

3.6.1. Bundled lumber. Each length of bundled lumber, except end-matched lumber, bevel siding, and bungalow siding, should be bundled separately.

3.6.2. Rough finish and boards. In shipments of rough finish and boards, pieces $\frac{1}{2}$ inch or more above the nominal thickness, such as may be produced by uneven sawing, may, at the option of the buyer, be rejected or be accepted as of the next lower grade.

3.6.3. Specified lengths. The marketing practice covering lengths of lumber

should permit the buyer to obtain specified lengths or specified assortments of lengths.

4. CLASSIFICATIONS OF AMERICAN STANDARD LUMBER

4.1. *General.* American Standard softwood lumber shall be classified according to the use, manufacturing, and size classifications shown below.

4.2. *Use classifications.* Softwood lumber is classified by use as follows:

(1) *Yard lumber.* Lumber of those grades, sizes, and patterns which is generally intended for ordinary construction and general building purposes.

(2) *Structural lumber.* Lumber that is 2 or more inches in nominal thickness and width for use where working stresses are required.

(3) *Factory and shop lumber.* Lumber that is produced or selected primarily for remanufacturing purposes (see 5.4).

NOTE: The actual sizes of all lumber dimensions referenced in this Standard in terms of "nominal" sizes are set-out in Tables 1 through 5. The use of "nominal" sizes in the language of the Standard is for convenience and follows the practice of the industry. No inference should be drawn that the "nominal" sizes are actual sizes.

4.3. *Manufacturing classifications.* Softwood lumber is classified according to extent of manufacture as follows:

(1) *Rough lumber.* Lumber which has not been dressed (surfaced) but which has been sawed, edged, and trimmed at least to the extent of showing saw marks in the wood on the four longitudinal surfaces of each piece for its overall length.

(2) *Dressed (surfaced) lumber.* Lumber that has been dressed by a planing machine (for purpose of attaining smoothness of surface and uniformity of size) on one side (S1S), two sides (S2S), one edge (S1E), two edges (S2E), or a combination of sides and edges (S1S1E, S1S2E, S2S1E, S4S).

(3) *Worked lumber.* Lumber which, in addition to being dressed, has been matched, shiplapped, or patterned.

(a) *Matched lumber.* Lumber that has been worked with a tongue on one edge of each piece and a groove on the opposite edge to provide a close tongue-and-groove joint by fitting two pieces together; when end-matched, the tongue and groove are worked in the ends also.

(b) *Shiplapped lumber.* Lumber that has been worked or rabbeted on both edges of each piece to provide a close-lapped joint by fitting two pieces together.

(c) *Patterned lumber.* Lumber that is shaped to a pattern or to a molded form, in addition to being dressed, matched, or shiplapped, or any combination of these workings.

4.4. *Size classifications.* Softwood lumber is classified according to size as follows:

4.4.1. *Nominal size.* Softwood lumber is classified by nominal size as follows:

(1) *Boards.* Lumber less than 2 inches in nominal thickness and 2 or more inches in nominal width. Boards less than 6 inches in nominal width may be classified as strips.

(2) *Dimension.* Lumber from 2 inches to, but not including, 5 inches in nominal thickness, and 2 or more inches in nominal width. Dimension may be classified as framing, joists, planks, rafters, studs, small timbers, etc.

(3) *Timbers.* Lumber 5 or more inches nominally in least dimension. Timber may be classified as beams, stringers, posts, caps, sills, girders, purlins, etc.

4.4.2. *Roughdry¹ size.* The minimum roughdry thickness of finish, common boards, and dimension of sizes 1 or more inches nominal thickness shall be not less than $\frac{1}{8}$ inch thicker than the corresponding minimum finished dry thickness, except that 20 percent of a shipment may be not less than $\frac{3}{32}$ inch thicker than the corresponding minimum-finished dry thickness. The minimum roughdry widths of finish, common strip, boards, and dimension shall be not less than $\frac{1}{8}$ inch wider than the corresponding minimum-finished dry width.

4.4.3. *Dressed sizes.* Dressed sizes of lumber shall equal or exceed the minimum sizes shown in Tables 1, 2, 3, 4, and 5. (Refer also to 5.5.5 covering length and 7.2 for grade-marking nonstandard sizes.)

¹ Roughdry means before dressing and at moisture content specified for seasoned lumber in 5.6.1.

TABLE 1. NOMINAL AND MINIMUM-DRESSED DRY SIZES OF FINISH, FLOORING, CEILING, PARTITION, AND STEPPING AT 19 PERCENT MAXIMUM-MOISTURE CONTENT

(The thicknesses apply to all widths and all widths to all thicknesses except as modified.)

Item	Thicknesses		Face Widths	
	Nominal ¹	Minimum dressed	Nominal	Minimum dressed
	Inches		Inches	
Finish	$\frac{3}{4}$	$\frac{5}{16}$	2	$1\frac{1}{8}$
	$\frac{1}{2}$	$\frac{3}{16}$	3	$2\frac{1}{8}$
	$\frac{3}{8}$	$\frac{1}{8}$	4	$3\frac{1}{8}$
	$\frac{1}{4}$	$\frac{3}{32}$	5	$4\frac{1}{8}$
	1	$\frac{3}{4}$	6	$5\frac{1}{8}$
	$1\frac{1}{4}$	1	7	$6\frac{1}{8}$
	$1\frac{1}{2}$	$1\frac{1}{4}$	8	$7\frac{1}{8}$
	$1\frac{3}{4}$	$1\frac{3}{8}$	9	$8\frac{1}{8}$
	2	$1\frac{1}{2}$	10	$9\frac{1}{8}$
	$2\frac{1}{4}$	2	11	$10\frac{1}{8}$
	3	$2\frac{1}{2}$	12	$11\frac{1}{8}$
	$3\frac{1}{4}$	3	14	$13\frac{1}{8}$
	4	$3\frac{1}{2}$	16	$15\frac{1}{8}$
Flooring ²	$\frac{3}{4}$	$\frac{5}{16}$	2	$1\frac{1}{8}$
	$\frac{1}{2}$	$\frac{3}{16}$	3	$2\frac{1}{8}$
	$\frac{3}{8}$	$\frac{1}{8}$	4	$3\frac{1}{8}$
	1	$\frac{3}{4}$	5	$4\frac{1}{8}$
	$1\frac{1}{4}$	1	6	$5\frac{1}{8}$
	$1\frac{1}{2}$	$1\frac{1}{4}$		
Ceiling ²	$\frac{3}{4}$	$\frac{5}{16}$	3	$2\frac{1}{8}$
	$\frac{1}{2}$	$\frac{3}{16}$	4	$3\frac{1}{8}$
	$\frac{3}{8}$	$\frac{1}{8}$	5	$4\frac{1}{8}$
	$\frac{1}{4}$	$\frac{3}{32}$	6	$5\frac{1}{8}$
Partition ²	1	$2\frac{3}{32}$	3	$2\frac{1}{8}$
			4	$3\frac{1}{8}$
			5	$4\frac{1}{8}$
			6	$5\frac{1}{8}$
			8	$7\frac{1}{8}$
Stepping ²	1	$\frac{3}{4}$	10	$9\frac{1}{8}$
	$1\frac{1}{4}$	1	12	$11\frac{1}{8}$
	$1\frac{1}{2}$	$1\frac{1}{4}$		
	2	$1\frac{1}{2}$		

¹ For nominal thicknesses under 1 inch, the board measure count is based on the nominal surface dimensions (width by length). With the exception of nominal thicknesses under 1 inch, the nominal thicknesses and widths in this table are the same as the board measure or count sizes.

² In tongued-and-grooved flooring and in tongued-and-grooved and shiplapped ceiling of $\frac{3}{4}$ -inch, $\frac{1}{2}$ -inch, and $\frac{3}{8}$ -inch dressed thicknesses, the tongue or lap shall be $\frac{3}{8}$ -inch wide, with the over-all widths $\frac{1}{8}$ inch wider than the face widths shown in the table above. In all other worked lumber of dressed thicknesses of $\frac{1}{4}$ inch to $1\frac{1}{4}$ inches, the tongue shall be $\frac{1}{4}$ inch wide or wider in tongued-and-grooved lumber, and the lap $\frac{1}{4}$ -inch wide or wider in shiplapped lumber, and the over-all widths shall be not less than the dressed face widths shown in the above table plus the width of the tongue or lap.

TABLE 2. NOMINAL AND MINIMUM-DRESSED SIZES OF BOARDS, DIMENSION, AND THICKNESS
(The thicknesses apply to all widths and all widths to all thicknesses.)

Item	Thicknesses			Face widths		
	Nominal	Minimum dressed		Nominal	Minimum dressed	
		Dry ¹	Green ²		Dry ¹	Green ²
Boards ³	1 1 1/4 1 1/2	3/4 1 1 1/4	3/4 1 1/4 1 3/4	2 3 4	1 1/4 1 3/4 1 3/4	1 1/4 1 3/4 1 3/4
Dimension.....	2 3 1/4 3 3 1/4	1 1/4 2 2 1/4 3	1 1/4 2 1/4 2 1/4 3 1/4	10 11 12 13	10 11 12 13	10 11 12 13
Timbers.....	4 4 1/2	3 1/4 4	3 1/4 4 1/4	10 12 14 16	10 12 14 16	10 12 14 16

¹ See 3.4.1 and 3.4.2 for the definitions of dry and green lumber.² Boards less than the minimum thickness for 1 inch nominal but 1/4 inch or greater thickness dry (1 1/4 inch green) may be regarded as American Standard Lumber, but such boards shall be marked to show the size and condition of seasoning at the time of dressing. They shall also be distinguished from 1-inch boards on invoices and certificates.TABLE 2. NOMINAL AND MINIMUM-DRESSED SIZES OF SILING AT 15 PERCENT MAXIMUM-MOISTURE CONTENT
(The thicknesses apply to all widths and all widths to all thicknesses.)

Item	Thicknesses			Face widths		
	Nominal	Minimum dressed		Nominal	Minimum dressed	
		Dry ¹	Green ²		Dry ¹	Green ²
Bevel siling.....	1 1/4 1 1/2 1 3/4	3/4 1 1 1/4	3/4 1 1 1/4	4 5 6	3 1/4 4 4 1/4	3 1/4 4 4 1/4
Bungalow siling.....	1 1/4 1 1/2 1 3/4	3/4 1 1 1/4	3/4 1 1 1/4	8 10 12	7 1/4 8 1/4 9 1/4	7 1/4 8 1/4 9 1/4
Rustic and drop siling (shiplapped, 1/4-in. lap).....	1 1/4 1 1/2 1 3/4	3/4 1 1 1/4	3/4 1 1 1/4	4 5 6	3 1/4 4 4 1/4	3 1/4 4 4 1/4
Rustic and drop siling (dressed and matched).....	1 1/4 1 1/2 1 3/4	3/4 1 1 1/4	3/4 1 1 1/4	4 5 6	3 1/4 4 4 1/4	3 1/4 4 4 1/4

¹ For nominal thicknesses under 1 inch, the board measure count is based on the nominal surface dimensions (width by length). With the exception of nominal thicknesses under 1 inch, the nominal thicknesses and widths in this table are the same as the board measure or count sizes.

TABLE 4. NOMINAL AND MINIMUM-DRESSED SIZES OF (2-INCH AND UNDER) SHIPLAP, CENTERMATCH, AND D & M
(The thicknesses apply to all widths and all widths to all thicknesses.)

Item	Thicknesses			Face widths		
	Nominal	Minimum dressed		Nominal	Minimum dressed	
		Dry ¹	Green ¹		Dry ¹	Green ¹
		Inches	Inches		Inches	Inches
Shiplap, 3/4-inch lap.....	1	3/4	23/32	4	3 3/4	3 3/8
				6	5 1/2	5 1/4
				8	6 1/2	7 1/8
				10	8 1/2	9 1/8
				12	10 1/2	11 1/8
				14	12 1/2	13 1/8
				16	14 1/2	15 1/8
Shiplap, 1/2-inch lap.....	1	3/4	23/32	4	3	3 1/8
				6	5	5 1/4
				8	6 3/4	7
				10	8 3/4	9
				12	10 3/4	11
				14	12 3/4	13
				16	14 3/4	15
Centermatch, 1/4-inch tongue.....	1	3/4	23/32	4	3 3/4	3 3/8
	1 1/4	1 1/4	1 1/4	5	4 3/4	4 3/4
	1 1/2	1 1/4	1 1/4	6	5 3/4	5 3/4
				8	6 3/4	7 1/8
				10	8 3/4	9 1/8
				12	10 3/4	11 1/8
2" D & M, 1/4-inch tongue.....	2	1 3/4	1 3/8	4	3	3 1/8
				6	5	5 1/4
				8	6 3/4	7
				10	8 3/4	9
				12	10 3/4	11
2" Shiplap, 1/2-inch lap.....	2	1 3/4	1 3/8	4	3	3 1/8
				6	5	5 1/4
				8	6 3/4	7
				10	8 3/4	9
				12	10 3/4	11

¹ See 3.4.1 and 3.4.2 for the definitions of dry and green lumber.

TABLE 5. Worked lumber such as factory flooring, heavy roofing, decking, and sheet piling

(The thicknesses apply to all widths and all widths to all thicknesses.)
(See "Note.")

Thicknesses ¹		Face widths	
Nominal	Minimum dressed	Nominal	Minimum dressed
Inches	Inches	Inches	Inches
TONGUE AND GROOVED			
	Dry	Green	
2 1/2	2	2 1/8	4
3	2 1/2	2 3/8	6
3 1/2	3	3 1/8	8
4	3 1/2	3 3/8	10
4 1/2	4	4 1/8	12
SHIPLAP			
	Dry	Green	
2 1/2	2	2 1/8	4
3	2 1/2	2 3/8	6
3 1/2	3	3 1/8	8
4	3 1/2	3 3/8	10
4 1/2	4	4 1/8	12
GROOVED-FOR-SPINES			
	Dry	Green	
2 1/2	2	2 1/8	4
3	2 1/2	2 3/8	6
3 1/2	3	3 1/8	8
4	3 1/2	3 3/8	10
4 1/2	4	4 1/8	12

NOTE: In worked lumber of nominal thicknesses of 2 inches and over, the tongue shall be 1/4 inch wide in tongued-and-grooved lumber and the lap 1/2 inch wide in shiplapped lumber, with the overall widths 3/4 inch and 1/2 inch wider, respectively, than the face widths shown in the above table. Double tongued-and-grooved decking may be manufactured with a 1/4-inch tongue.
¹ See Table 3 for information on 2-inch dimension.

5. GRADING PROVISIONS

5.1. *Standards for grading.* To the extent to which differences in the characteristics of species, in the quality of logs,

in conditions of manufacture, and in the uses to which the product is put will permit, in practical application, the basic provisions for the grading of lumber shall be uniform. The grading of lumber cannot be considered an exact science because it is based on either a visual inspection of each piece and the judgment of the grader or on the results of a method of mechanically determining the strength characteristics of structural lumber (see 5.3.2). Grading rules, however, shall be sufficiently explicit to establish a maximum of 5 percent below grade as a reasonable variation between graders. If any grading rules indicate that a grade qualifies under two use classifications, the grade provisions shall satisfy the requirements for both classifications.

5.2. Yard lumber.

5.2.1. *Grade classifications.* The grading of yard lumber is based upon the uses for which the particular grade is designed, and is applied to each kind with reference to its size and length when graded, without consideration to further manufacture. On the basis of quality, the basic grade classifications of yard lumber are as follows:

(1) *Select.* Lumber of good appearance and finishing qualities.

(a) Suitable for natural finishes.

(i) Practically clear.

(ii) Generally clear and of high quality.

(b) Suitable for paint finishes.

(i) Adapted to high-quality paint finishes.

(ii) Intermediate between high-finishing grades and common grades, and partaking somewhat of the nature of both.

(2) *Common.* Lumber which is suitable for general construction and utility purposes.

(a) For standard construction use.

(i) Suitable for better type construction purposes.

(ii) Well adapted for good standard construction.

(iii) Designed for low-cost temporary construction.

(b) For less exacting construction purposes.

(i) Low quality.

(ii) Lowest recognized grade must be usable.

5.2.2. *Grade characteristics.* The method of determining the extent and limitations of the characteristics permitted in the poorest pieces admissible in each grade of yard lumber shall be stated in an approved rule, except in the lowest grade of each classification. A grade shall be representative, however, and shall not comprise only low-line pieces.

5.2.3. *Grade sizes.* The dressed thicknesses and widths of yard lumber as specified in 4.4 shall be considered as minimum standards for the corresponding nominal sizes as shown. Lumber of standard size, rough or dressed, may be described by its nominal dimension providing net sizes are also shown.

5.2.4. *Grading—faces.* Timbers and dimension shall be graded from all four faces. All other yard lumber and yard boards may be graded from the face or best side only.

5.3. Structural lumber.

5.3.1. *Development of working stress and MOE values.* Working stress and modulus of elasticity (MOE) values contained in grading rules shall be developed in accordance with appropriate ASTM standards and other technically sound criteria. The National Bureau of Standards, with the advice and counsel of the U.S. Forest Products Laboratory, shall be the final authority as to the appropriateness of such standards or criteria. The Board of Review shall seek the assistance of the Forest Products Laboratory in reviewing working stress and modulus of elasticity values set forth in grading rules and, in the case of each set of grading rules submitted for approval, the Board shall obtain a report from the laboratory to verify that the procedures used in developing the claimed values are in accordance with the standards and criteria described herein. Rules-writing agencies shall make available upon request an explanation of the means by which the claimed values were derived. When more than one rules-writing agency has responsibility for writing grading rules for a species, a group of species, or a geographical subdivision of a species or of a group of species, a common set of strength and stiffness values will be used by the agencies involved for that species, subdivision, or group of species in the interests of uniformity and standardization.

5.3.2. *Grading—mechanical.* The grading of structural lumber by mechanical means is recognized as an acceptable method of grading, but all such grading equipment and methods are subject to approval and certification by the Board of Review.

5.3.3. *Grading—faces.* Timbers and dimension shall be graded from all four faces.

5.4. Factory and shop lumber.

5.4.1. *Grade classification.* The end use of factory and shop lumber produced from different species and in the several regions varies considerably; accordingly, the American Lumber Standard grade classifications shall be those promulgated by the several agencies which formulate and publish grading rules and which have been approved by the Board of Review.

5.4.2. *Grade characteristics.* Factory and shop lumber is graded with reference to its use for doors and sash, or on the basis of characteristics affecting its use for general cutup purposes, or on the basis of size of cutting. The grade of factory and shop lumber shall be determined by the percentage of the area of each board or plank available in cuttings of specified or of given minimum size and qualities. The grade of factory and shop lumber shall be determined from the poor face, although the quality of both sides of each cutting must be considered.

5.4.3. *Grade sizes.* The end use of factory and shop lumber produced from different species and in the several regions varies considerably; accordingly, the American Lumber Standard grade sizes shall be those promulgated by the several agencies which formulate and publish grading rules and which have been approved by the Board of Review.

5.4.4. *Warped lumber.* The cuttings in warped lumber shall be so laid out as to surface two sides to standard thickness and have straight edges parallel to the edges of the board or plank.

5.5. General grading provisions.

5.5.1. *Grade characteristics.* Characteristics permitted and limitations for rough lumber shall be the same as those prescribed in grading rules for dressed lumber of like kind and grade, and in addition, such others as will disappear in standard dressing shall be allowed. If characteristics other than those described in certified grading rules are encountered, they shall be appraised in relation to the characteristics permitted or limitations prescribed for the grade under consideration and shall be allowed if regarded as equivalent or less damaging in effect on the strength, appearance, or other utility value of the piece. The characteristics and limitations in any grade or species vary as the area of the piece increases or diminishes with respect to the basic size or area specified, but their size shall not exceed that permitted in the respective grading rules.

5.5.2. *Special provisions.* When heartwood, sapwood, grain classifications, and other optional provisions are specified, and the lumber conforms to the requirements of such special provisions as well as of the regular grade designated, it may be regarded as of standard quality.

5.5.3. *Mixed grades.* Mixed grades other than the two highest established grades for each species shall not be included in certified grading rules.

5.5.4. *Nonstandard grades.* When non-standard grades, sizes, or workings are specified or when particular provisions of a standard grade are waived or changed, inspection shall be made accordingly, but all of the other provisions

of the standard grading rules shall apply.

5.5.5. *Standard lengths.* Standard lengths of lumber shall be in multiples of 1 or 2 feet as specified in the certified grading rules.

5.5.6. *Trimmed lengths.* Unless otherwise stated in the contract of purchase, yard lumber shall be trimmed for the removal of spur and splintered ends, and if 2 inches and less in nominal thickness (except lath), shall be double-end-trimmed to a length that is not scant of nominal length and that is not over 3 inches in excess of nominal length.

5.6. Seasoning provisions.

5.6.1. *General.* Grading rule provisions dealing with lumber seasoning and moisture content shall be developed by each region in accordance with its own conditions and the requirements of the users of its products subject to the other provisions of this section. Provisions for seasoned lumber shall be expressed in terms of maximum moisture content to be allowed at any point on each piece. The restrictions on the moisture content of seasoned lumber shall apply at the time of shipment, at the time of dressing (if dressed lumber is involved), and at the time of any reinspection (if moisture content is involved in the reinspection), as provided in the applicable grading rules. Moisture content determinations shall be made with electric meters of the type described in section 9, Method B of ASTM D 2016-65, Standard Methods of Test for Moisture Content of Wood,³ and the procedures to be used in making such determinations shall be in accordance with those described in section 11, Method B of ASTM D 2016-65.

5.6.2. *Grading rules.* The grading rules for each species or region shall include clear definitions for dry (see 3.4.1) lumber, under 5-inch nominal thickness, which shall be based on 19 percent or lower maximum moisture content, but the grading and grade marking of green (3.4.2) or dry lumber of any item as American Standard Lumber is a matter for each rules publishing agency to determine in accordance with its own conditions.

5.6.3. *Dry size requirements.* The grading rules shall require all lumber under 5-inch nominal thickness sold as dry to be 19 percent or less in moisture content at the time of dressing, and to be not less than American Lumber Standards minimum dry dressed thickness and width at 19 percent moisture content, or at such lower maximum-moisture content as may be applicable to the lumber at the time of dressing. The minimum-dressed dry sizes are shown in Tables 1, 2, 3, 4, and 5. Shrinkage that may occur after dressing to standard dry size shall be recognized through the allowance of a tolerance below minimum American Lumber Standards dry sizes on the basis of 1 percent shrinkage for each four points of moisture content reduction below the applicable maximum or 0.7 percent shrinkage for Redwood, Western Red

Cedar, and Northern White Cedar for each four points of moisture content reduction.

5.6.4. *Size differentials.* When the grading rules in any region permit lumber under 5-inch nominal thickness to be dressed green, the rules shall require that the lumber be dressed to sizes specifically stated in the rules, which sizes shall provide differentials both in thickness and width, as set forth in Tables 3, 4, and 5.

5.6.5. *Green size requirements.* The green sizes specifically stated in the rules shall be not less than the green sizes⁴ shown in Tables 3, 4, and 5, except for Redwood, Western Red Cedar, and Northern White Cedar. (For these three species, the following minimum dressed thicknesses shall apply: $2\frac{1}{32}$ inch for corresponding $\frac{3}{8}$ inch dry, $2\frac{5}{32}$ inch for nominal 1 inch, $1\frac{1}{16}$ inch for 2 inch nominal, $2\frac{1}{16}$ inch for nominal 2 $\frac{1}{2}$ inch, $2\frac{3}{16}$ inch for nominal 3 inch, $3\frac{1}{16}$ inch for nominal 3 $\frac{1}{2}$ inch, $3\frac{3}{16}$ inch for nominal 4 inch, and $4\frac{1}{16}$ inch for nominal 4 $\frac{1}{2}$ inch. The following minimum green dressed widths shall apply: $2\frac{1}{16}$ and $3\frac{1}{16}$ inch for nominal 3 inch and 4 inch, $4\frac{1}{16}$, $5\frac{1}{16}$, and $6\frac{1}{16}$ inch for nominal 5 inch, 6 inch, and 7 inch, $7\frac{1}{16}$, $9\frac{1}{16}$, $11\frac{1}{16}$ inch for nominal 8 inch, 10 inch, and 12 inch, $13\frac{1}{16}$ and $15\frac{1}{16}$ inch for nominal 14 inch and 16 inch.) Shrinkage that may occur after dressing to standard green size shall be recognized through the allowance of a tolerance below minimum American Lumber Standard green sizes on the basis of 1 percent shrinkage for each four points of moisture content below 30 percent, or 0.7 percent shrinkage for Redwood, Western Red Cedar, and Northern White Cedar for each four points of moisture content below 30 percent.

5.6.6. *Grade marking.* When grading rules provide for grade marking of lumber under 5-inch nominal thickness, the rules shall contain a provision for standardized marking of such lumber so as to indicate whether the lumber was green or dry at time of dressing.

6. INSPECTION PROVISIONS

6.1. *General.* Subject to freedom of agreement between buyer and seller as to the settlement of complaints, the purchase, sale, or shipment of American Standard grades of lumber is construed as involving agreement to submit to reinspection by the certified inspection agency under whose published rules the lumber was graded, any complaint involving grades, sizes, moisture content, or tally. Grading rules shall include provisions for reinspection in case of complaint, available to anyone at reasonable cost.

6.2. *Payment—certificate costs.* When a certified agency issues a certificate

³ Copies of ASTM publications can be purchased from the American Society for Testing and Materials, 1916 Race Street, Philadelphia, Pa. 19103.

⁴ The minimum green sizes are based on shrinkage factors of 2.35 percent in thickness and 2.80 percent in width from the fiber saturation point to a 19 percent maximum moisture content with recognition given to manufacturing practices, differences in shrinkage characteristics between species of lumber, and the most practical groupings for efficient use.

on a shipment, the party requesting the certificate shall pay for the cost thereof.

6.3. Service. Inspection service is required to be available for the inspection of grades not described in the rules only when written, detailed specifications accompany the request for such inspection and for the inspection of standard grades in nonstandard sizes only on the basis of 5.5.4, unless otherwise prescribed in the contract of purchase and sale.

6.4. Complaints. Grade complaints may be recognized on lumber only when it is in the form in which it was shipped. Any subsequent change in manufacture or working or through kiln-drying will relieve the seller of responsibility of any grade complaints.

6.5. Inspection and reinspection procedures.

6.5.1. Buyers' responsibilities. In case of complaint, the buyer is required to accept that portion of the shipment that is of the grade, size, or moisture content specified and shall hold intact that portion which is disputed for inspection or reinspection. Any action on the part of the buyer in accepting and using such portion of the shipment that is of the grade, size, or moisture content specified shall not be construed as the acceptance of the entire shipment. The buyer shall hold the disputed material intact, properly protected, for not exceeding 30 days after date of the request for inspection or reinspection. The buyer shall file complaint with the seller within the time specified in the following provisions. The buyer shall pay in accordance with the terms of the sale for that portion which he accepts, but acceptance by the buyer of a part of a shipment does not prejudice his just claims on account of any unused lumber that is alleged by him to be not of the grade, size, or moisture content specified.

6.5.2. Sellers' responsibilities. Upon receipt of complaint from the purchaser, the seller shall immediately request the agency under whose rules shipment has been made, or such other agency as may have been agreed upon, to provide inspection or reinspection or retally, as the case may be, according to its grading rules in effect at the time of execution of contract.

6.5.3. Cost and assistance. The expense of such inspection, reinspection, or retally shall be borne in accordance with the inspection provisions of the applicable grading rules, but the person calling for the reinspection shall be responsible to the agency for the costs thereof. The purchaser shall lend all reasonable assistance to facilitate the inspection or reinspection or retally.

6.5.4. Tally grade and size complaints. In case of complaint involving tally, the entire item shall be held intact for retally. In case of complaint regarding grade or size, but not involving tally, the buyer is required to hold intact that portion that is of the grade or size which is in dispute for inspection and file complaint with the seller within 10 days of date of receipt of shipment.

6.5.5. Moisture content complaints. In case of complaint involving moisture

content, the customer must inform the shipper of the complaint within 72 hours after the lumber is unloaded. In such cases, the shipper shall answer such complaint within 72 hours from receipt of complaint. A reinspection involving a complaint on moisture content shall be made in accordance with the provisions of the applicable grading rules. Each piece shall be tested for moisture content, and a separation shall be made of all pieces conforming to the maximum allowable from any portion exceeding such maximum.

6.5.6. Reinspection results. Each item of a shipment shall be considered as of the grade invoiced if, upon reinspection under the grading rules under which the lumber has been graded and sold, 95 percent or more thereof is found to be of said grade or better. When degrades in grade or moisture content or both are in excess of 5 percent of the board footage of each item or when they are more than one grade lower than the grade invoiced, such degrades shall be kept separate and shall be the property of the seller, unless otherwise agreed. These provisions shall not apply in the case of specially worked lumber.

7. GRADE MARKING PROVISIONS

7.1. Agency certification and supervision. When American Standard Lumber is grade marked, the grade marking shall be under the direction, including regular grading supervision at mills, of an agency certified by the Board of Review of the American Lumber Standards Committee as competent and having adequate facilities for such supervision.

7.1.1. Agency procedure. Each certified agency shall submit procedures with respect to grade marking to the Board of Review for approval.

7.1.2. Agency symbol. Each agency, so certified by the Board of Review, shall maintain a bona fide supervisory inspection service under which each mill authorized to use the registered symbol of the certified agency in conjunction with the grade mark will be checked regularly as to grading efficiency and conformity to all the agency established rules for grade marking.

7.2. The grade mark. When American Standard Lumber is grade marked, the grade marking shall be subject to the following provisions:

(1) The grade mark shall signify that the lumber conforms to the size, grade, and seasoning provisions of the rules under which it is graded. When green lumber thinner than 5-inch nominal is graded and grade marked (see also 5.8.6) under the applicable grading rules, it shall comply with the green size requirements of such rules. If lumber is dressed to a size below minimum American Lumber Standards requirements or below the minimum sizes set forth in the applica-

ble grading rules, the stamp must show size, and if thinner than 5-inch nominal, in addition, must state whether the lumber was dry or green when dressed. If lumber is dressed to less than the standard thickness of 1-inch nominal, the stamp must show the dressed thickness and whether the lumber was green or dry when dressed.

(2) An easily distinguishable mark or insignia, registered and symbolizing grading supervision by a certified agency, shall be used in conjunction with the grade mark for each agency.

(3) All pieces and/or bundles of a given grade shall be grade marked.

(4) Mixed grades other than the two highest recognized grades for each species shall not be grade marked with a combination grade designation; if grade marking is required, each piece of a grade shall be marked as of its actual grade.

(5) The grade mark for structural lumber, except machine graded lumber, shall include an identification or designation of the commercial name of the species (see Section 11) from which the lumber was produced. The identification of species will not be required when the agency symbol also indicates the species from which the lumber was produced. Where grading rules contain provisions for the grouping of species, each individual species included in a group shall be identified in the rules and the grade mark will include the designation assigned to the group.

(6) A certified agency may provide further regulations for the use of its grade mark, provided the basic provisions of this section are observed.

7.3. Delegation of grading authority. Permission to grade mark may be delegated by any agency certified by the Board of Review to operate a mill supervisory service to those mills which are able to prove their ability to conform and their conformance currently with the grading rules for the species and grades which they manufacture and which agree to maintain the established standards of size and grade and to submit their lumber to inspection by the supervisory agency, both at the mill and upon complaint at destination.

8. AMERICAN LUMBER STANDARDS COMMITTEE

8.1. Appointment of members. The members of the American Lumber Standards Committee and their alternates shall be appointed by the Secretary of Commerce for terms of not less than 2 nor more than 5 years.

8.2. Composition of committee. The following procedures shall apply in making appointments to the Committee:

(1) Each agency which participates in this program and which formulates, publishes, and maintains grading rules and maintains inspection facilities covering the various lumber species shall nominate two persons for each member allotted to that agency. Members and their alternates shall be appointed from the nominees furnished by each agency according to the number of members allotted to each of the agencies as follows:

*Facsimiles of the grade marks of the grading and inspection agencies that are certified by the American Lumber Standards Committee shall be made available to purchasers, consumers, and specifiers by the American Lumber Standards Committee.

Agency	Members allotted
Southern Pine Inspection Bureau.....	2
Western Wood Products Association.....	2
West Coast Lumber Inspection Bureau.....	2
Redwood Inspection Service.....	1
Northeastern Lumber Manufacturers Association.....	1
Northern Hardwood & Pine Manufacturers Association.....	1
Each other agency qualifying under this category.....	1

(2) Each lumber inspection agency which participates in this program and which does not publish grading rules may nominate one person for membership. Nominations may be made in the same manner by firms or organizations which are not members of inspection or rules-writing agencies. Three members of the Committee and their alternates shall be appointed from among the nominees so furnished.

(3) Nominations of persons for membership on the Committee shall be received from firms or organizations within lumber specifying, distributing, and consuming groups at the request of the Secretary, and members shall be appointed from those groups as follows:

Groups	Members allotted
Lumber Distributors & Wholesalers.....	2
Lumber Retailers.....	2
Intermediate Manufacturers (formerly millwork manufacturers).....	1
Wood Using Industries.....	1
General Contractors.....	1
Home Builders.....	1
Architects and Engineers.....	2

(4) The Secretary may appoint members to represent the general public consumer at large.

(5) Each nomination for membership on the Committee shall be submitted to the Secretary of Commerce by the appropriate agency, firm, or organization upon request or whenever a vacancy occurs in the segment represented. Each nomination shall contain:

a. A summary of the qualifications of the nominee.

b. A statement of the method or procedure by which the nominee was selected by the agency, firm, or organization and the procedures under which he will exercise his responsibility for the agency or segment of the industry he represents.

c. A statement of any interests, financial or otherwise, which the nominee may have in agencies or segments of the industry other than the one he represents.

d. For agencies submitting more than one nominee, a listing in the order of priority recommended for appointment.

(6) Ex officio, nonvoting members may be appointed from the following Federal agencies:

Department of Defense.
Department of Agriculture.
Department of Interior.
General Services Administration.
Federal Housing Administration.
National Bureau of Standards.

8.2.1. *Balance of representation.* The Secretary of Commerce may from time to time make such changes in the constitution of the Committee or make additional appointments as he deems necessary to

maintain a proper balance among the various segments of the industry and to insure that the views of the Committee are adequately representative of the entire lumber industry (including producers, distributors, and consumers).

8.2.2. *Committee Secretary.* Except as provided in 8.3(1) below, the manager or executive officer of the Board of Review, employed as hereinafter provided, shall serve as the Secretary of the American Lumber Standards Committee.

8.3. *Functions of committee.* The functions of the American Lumber Standards Committee shall be:

(1) To act as the Standing Committee for the purpose of considering proposals for future revisions of or amendments to the American Lumber Standards, which may result in recommendations to the Secretary of Commerce. When acting as the Standing Committee, the regular Product Standards Procedures shall be applicable, and the Secretary of Commerce shall furnish an executive secretary for the Standing Committee and may appoint a chairman for the Standing Committee. The proceedings of the Standing Committee shall be conducted within the spirit of Executive Order 11007 on Advisory Committees.

(2) To cooperate with the U.S. Department of Commerce in establishing and making continuously available, as the needs of the industry and trade may demand, basic standards of lumber size, pattern, quality, inspection, and reinspection.

(3) To determine the standards by which the Board of Review, as hereinafter provided, shall adjudge and approve as in conformance with the American Lumber Standards:

a. Any published grading rules.

b. The competency and reliability of, and adequacy of the facilities provided by, agencies publishing grading rules for the purpose of lumber certification, inspection, reinspection, and supervision of grade marking.

c. The competency and reliability of, and adequacy of the facilities provided by, lumber inspection agencies participating in this program that do not publish grading rules.

(4) To advise the Board of Review with respect to the interpretation or application of the published American Lumber Standards, and the detailed requirements defined and set up by the American Lumber Standards Committee in connection therewith.

(5) To fix, after consultation with the agencies participating in the use of its facilities, such charges and fees as the Committee finds to be necessary to cover the actual cost, including necessary reserves and provisions for contingencies, of carrying out its functions and those of the Board of Review. Such charges and fees shall be assessed at a uniform proportionate rate against the agencies participating in the use of the facilities of the Committee. The certification of any agency not paying its assessment within 60 days after notification by the Secretary of the Committee shall be revoked by the Board of Review.

8.4. *Transaction of business.*

8.4.1. *Meetings.* A majority of the members of the American Lumber Standards Committee representing agencies which formulate, publish, and maintain grading rules and maintain inspection facilities, together with a majority of the other members, shall constitute a quorum for the transaction of business. A vote of the majority of those present shall decide any question that may come before a meeting; but if at any meeting of the Committee there shall be less than a quorum present, a majority of those present may either adjourn the meeting from time to time or act on the subjects before it, subject to ratification in writing by the respective majorities which constitute a quorum.

8.4.2. *Correspondence.* Business may be transacted by correspondence without having been previously presented at a meeting of the Committee, in accordance with rules to be established by the Committee.

9. THE BOARD OF REVIEW

9.1. *Composition, election, terms, compensation, and removal.* The Board of Review shall be composed of three members, concurred in by the Department of Commerce, none of whom shall be members of the American Lumber Standards Committee or affiliated with a grading agency or any member of a grading agency.

(a) *Nominations.* Board of Review members shall be nominated as follows:

(1) One member shall be nominated by unanimous decision of those American Lumber Standards Committee members representing the certified rules-writing agencies.

(2) One member shall be nominated by majority decision of the certified non-rules-writing lumber inspection agencies. The Chairman of the American Lumber Standards Committee shall appoint a Committee member representing such agencies to determine and report their decision.

(3) The other members of the American Lumber Standards Committee shall nominate one or more persons for the purpose of electing the third member to the Board of Review.

(4) The names of the nominees shall be submitted to the Department of Commerce for concurrence prior to their election to the Board of Review and shall be accompanied by a summary of the qualifications of each nominee and a statement of any interests, financial or otherwise, which the nominee may have in the lumber industry.

(b) *Election.* Board of Review members shall be elected from among the aforesaid nominees by the members of the American Lumber Standards Committee by a majority of those voting. In the event that a nominee designated under parts (1) or (2) of subsection (a) of this section should fail to receive a majority of the votes cast at any election, a new nominee shall be designated in accordance with the procedure set forth in those parts (1) and (2).

(c) *Terms.* At the first meeting of the American Lumber Standards Committee

following publication of this Standard, there shall be elected three members of the Board of Review for terms, respectively, of 3 years, 2 years, and 1 year, or until their successors are duly elected and qualify. Annually thereafter, one member shall be elected for a term of 3 years or until his successor is duly elected and qualifies. Vacancies on the Board of Review by reason of death, resignation, or removal may be filled in the same manner above specified at any regularly called Committee meeting. Any person elected to fill a vacancy shall serve the unexpired term of his predecessor.

(d) *Compensation.* The American Lumber Standards Committee shall fix and pay compensation to the members of the Board of Review and shall reimburse them for all reasonable expenses incurred in fulfilling their duties.

(e) *Removal.* Any Board of Review member may be removed by a vote of not less than two-thirds of all the members of the American Lumber Standards Committee, with the concurrence of the Department of Commerce.

9.2. *Board manager.* The Board of Review shall select, subject to the approval of the American Lumber Standards Committee, and employ, a salaried manager or other executive officer who shall assume the responsibilities and perform the duties delegated to him by the Committee or the Board of Review. Such manager or executive officer shall not be in the employment of any lumber organization, company, or inspection agency during his employment by the Board of Review.

9.3. *Autonomy of Board.* The Board of Review of the American Lumber Standards Committee shall be an autonomous body functioning under bylaws approved from time to time by the American Lumber Standards Committee and not inconsistent with this section.

9.4. *Functions of Board.* It shall be the function of the Board of Review to examine upon application and to certify as conforming to the requirements of American Lumber Standards and to the detailed requirements established by the American Lumber Standards Committee:

(1) Any grade strength ratios, nomenclature, and descriptions of grades published by the National Grading Rules Committee and any grading rules published by a competent and reliable agency having adequate facilities for mill inspection and for reinspection (provided that no such rules for any species in any region shall be certified if certified published rules and service applicable thereto are adequate and already fully and fairly available to all manufacturers, distributors, and consumers of such lumber, on equal terms and conditions without discrimination), when such rules do actually conform to the basic requirements of the American Lumber Standards and subject to the following conditions:

(a) That, upon approval by the Board of Review, the published rules carry specific references to such approval.

(b) That approval of the rules by the Board of Review impose the condition

that the originating agency permit the publication of the rules without charge in whole or in part, including all applicable provisions and with all quoted parts clearly so indicated by anyone desiring to do so: *Provided*, That any such publication carry reference to the source of the rules and their effective date, and will be revised to conform with any subsequent changes in the rules, giving the effective dates thereof.

(c) That subsequent revisions may be made by the promulgating agency to grading rules that have been approved by the Board of Review. The Board shall take action on any proposed revisions within 90 days after submission to the Board.

(d) That grading rules of an agency shall not be certified as conforming to American Lumber Standards if the Board of Review determines that the dimension lumber rules therein fail to conform to the provisions of the National Grading Rule for dimension lumber established pursuant to section 10 of this Standard.

(2) The competency and reliability of, and adequacy of the facilities provided by agencies participating in this program for the purposes of lumber certification, inspection, reinspection, or supervision of grade marking.

(3) The procedure followed in authorizing mills to grade mark under adequate supervision.

(4) The continuing conformance of grading rules to American Lumber Standards, as well as the competency and performance of lumber inspection and grade marking agencies.

9.5. *Power of Board.* If at any time the practices of any approved and certified agency are found not in conformity with the standards adopted by the American Lumber Standards Committee, and if, after due notice in writing to that effect, those practices shall not have been brought into conformity with such standards by the agency concerned, the Board of Review is empowered to revoke all previous approval and certification granted that agency.

9.6. *Actions of Board.* In all actions in relation to the approval of grading rules, inspection facilities, and grade-marking practices, the American Lumber Standards Committee and the Board of Review shall proceed in a fair and nondiscriminatory manner, giving full and due consideration to the past experience and performance of agencies seeking approval, and shall apply uniform standards of judgment in making all determinations. In the matter of inspection agencies, definite requirements as to the integrity and competency of the agency and the adequacy of its facilities may be established, but all such requirements shall be uniformly applied with respect to all agencies seeking approval of the Board of Review. No inspection agency that is controlled by any person or firm whose own products are subject to its inspection and certification shall be approved. Inspection services furnished by buyers and users for inspection of their

own purchases shall not be approved by the Board of Review.

9.7. *Availability of Board.* The facilities of the Board of Review shall be available at all times on equal terms to any affected party. They shall also be available to all lumber inspection agencies, without favor or discrimination, and without any requirement for joining or otherwise subscribing to any trade association or supporting any service or activity other than those of grading, standardization, grade marking, and inspection that fall within the jurisdiction of the Board of Review.

9.8. *Enforcement.* The Board of Review shall adopt, subject to prior approval by the American Lumber Standards Committee, and administer, rules, regulations, and sanctions to insure continued competency, reliability, and integrity of certified agencies providing inspection services with respect to performance of such agencies.

9.9. *Board hearings.* Any party affected by a decision or action of the Board of Review shall have the right to require the Board to hold a hearing at which such party may appear personally or by counsel and present evidence and argument in support of his position in accordance with procedures established by the Board.

9.10. *Reports of action.* The Board of Review shall within 30 days following an official action make such official action public.

10. NATIONAL GRADING RULE COMMITTEE

10.1. *Composition of committee.* The National Grading Rule Committee (NGRC) of the American Lumber Standards Committee shall be composed of persons representing the following organizations which desire to participate:

Organization	Number of Members
Southern Pine Inspection Bureau.....	2
Western Wood Products Association.....	2
West Coast Lumber Inspection Bureau.....	2
Redwood Inspection Service.....	1
Northeastern Lumber Manufacturers Association, Inc.....	1
Northern Hardwood & Pine Manufacturers Association.....	1
Building Officials Conference of America.....	1
International Conference of Building Officials.....	1
Southern Building Code Congress.....	1
National Association of Home Builders.....	1
Canadian Inspection Agencies.....	1
American Society of Civil Engineers.....	1
American Institute of Architects.....	1
Consumer Organizations.....	1

Ex officio, nonvoting members may be appointed from the following Federal agencies:

Federal Housing Administration.....	1
Defense Supply Agency.....	1
Forest Products Laboratory.....	1
National Bureau of Standards.....	1

10.2. *Appointment of NGRC members.* Each organization or group of organizations desiring to participate and entitled to representation as hereinabove provided shall appoint annually the number of persons to which each is entitled, such

persons to be competent in the field of lumber technology. Notwithstanding the foregoing, the representative of consumer organizations shall be appointed by the American Lumber Standards Committee.

10.3. *Autonomy of NGRC.* The NGRC shall be an autonomous body functioning under bylaws (providing, among other things, for the appointment of subcommittees) approved from time to time by the American Lumber Standards Committee and not inconsistent with this section. The Chairman of the NGRC shall be elected annually by the Committee from among its members. Each member shall have one vote, and a majority of members of rules-writing agencies and a majority of the other members shall constitute a quorum to conduct business. A majority vote of those present and voting at a meeting shall prevail.

10.4. *Functions of the NGRC.* The NGRC shall establish, maintain, and make fully and fairly available grade strength ratios, nomenclature, and descriptions of grades for dimension lumber conforming to American Lumber Standards. Grading rules of an agency shall not be certified as conforming to American Lumber Standards if the Board of Review determines that the dimension lumber rules therein fail to conform to the provisions of the National Grading Rule for dimension lumber established pursuant to this section.

11. COMMERCIAL NAMES OF THE PRINCIPAL SOFTWOOD SPECIES¹

The commercial names listed below are intended to provide a correlation between commercial names for lumber and the botanical names of the species from which the lumber may be manufactured. In some instances more than one species is associated with a single commercial name. For stress-graded lumber, the species to be associated under a commercial name will be determined in accordance with 5.3.1. These commercial names are to be used in grading rule descriptions and in specifications (see 3.4.3).

¹ The information contained herein was obtained from ASTM Standard D 1165-52, Standard Nomenclature of Domestic Hardwoods and Softwoods, which was reapproved by ASTM in 1964.

Commercial names for lumber ¹	Official common tree names ²	Botanical names
Cedar:		
Alaska Cedar	Alaska cedar	<i>Chamaecyparis nootkatensis</i>
Incense Cedar	incense cedar	<i>Libocedrus decurrens</i>
Port Orford Cedar	Port-Orford cedar	<i>Chamaecyparis lawsoniana</i>
Eastern Red Cedar	eastern red cedar	<i>Juniperus virginiana</i>
	southern red cedar	<i>J. silicicola</i>
Western Red Cedar	western red cedar	<i>Thuja plicata</i>
Northern White Cedar	northern white cedar	<i>Thuja occidentalis</i>
Southern White Cedar	Atlantic white cedar	<i>Chamaecyparis thyoides</i>
Cypress³:	baldeypress	<i>Taxodium distichum</i>
	pondcypress	<i>T. distichum</i> var. <i>nuttallii</i>
Fir:		
Balsam Fir ⁴	balsam fir	<i>Abies balsamea</i>
	Fraser fir	<i>A. fraseri</i>
Douglas Fir ⁵	Douglas fir	<i>Pseudotsuga menziesii</i>
Noble Fir	noble fir	<i>Abies procera</i>
White Fir	subalpine fir	<i>Abies lasiocarpa</i>
	California red fir	<i>A. magnifica</i>
	grand fir	<i>A. grandis</i>
	noble fir	<i>A. procera</i>
	Pacific silver fir	<i>A. amabilis</i>
	white fir	<i>A. concolor</i>
Hemlock:		
Eastern Hemlock	Carolina hemlock	<i>Tsuga caroliniana</i>
	eastern hemlock	<i>T. canadensis</i>
Mountain Hemlock	mountain hemlock	<i>Tsuga mertensiana</i>
West Coast Hemlock	western hemlock	<i>Tsuga heterophylla</i>
Juniper:		
Western Juniper	Alligator Juniper	<i>Juniperus deppeana</i>
	Rocky Mountain Juniper	<i>J. scopulorum</i>
	Utah Juniper	<i>J. osteosperma</i>
	western Juniper	<i>J. occidentalis</i>
Larch:		
Western Larch	western larch	<i>Larix occidentalis</i>
Pine:		
Jack Pine	jack pine	<i>Pinus banksiana</i>
Lodgepole Pine	lodgepole pine	<i>P. contorta</i>
Norway Pine	red pine	<i>P. resinosa</i>
Ponderosa Pine	ponderosa pine	<i>P. ponderosa</i>
Sugar Pine	sugar pine	<i>P. lambertiana</i>
Idaho White Pine	western white pine	<i>P. monticola</i>
Northern White Pine	eastern white pine	<i>Pinus strobus</i>
Longleaf Yellow Pine ⁶	longleaf pine	<i>Pinus palustris</i>
	slash pine	<i>P. elliottii</i>
Southern Yellow Pine	loblolly pine	<i>Pinus taeda</i>
	longleaf pine	<i>P. palustris</i>
	pitch pine	<i>P. rigida</i>
	shortleaf pine	<i>P. echinata</i>
	slash pine	<i>P. elliottii</i>
	Virginia pine	<i>P. virginiana</i>
Redwood:	redwood	<i>Sequoia sempervirens</i>
Spruce:		
Eastern Spruce	black spruce	<i>Picea mariana</i>
	red spruce	<i>P. rubens</i>
	white spruce	<i>P. glauca</i>
Engelmann Spruce	blue spruce	<i>Picea pungens</i>
	Engelmann spruce	<i>P. engelmannii</i>
Sitka Spruce	Sitka spruce	<i>Picea sitchensis</i>
Tamarack:	Tamarack	<i>Larix laricina</i>
Yew:		
Pacific Yew	Pacific yew	<i>Taxus brevifolia</i>

¹ The commercial names for lumber represent commonly accepted commercial practice. It should be noted that some grading rules approved by the Board of Review provide for the inclusion of additional species under the established commercial names.

² The official common tree names conform to the Check List of Native and Naturalized Trees of the United States (including Alaska), Agriculture Handbook No. 41 (1953), and are sometimes used as names for lumber. In addition to the official common name for a species, the Check List also lists other names by which the species and the lumber produced from it are sometimes designated.

³ Cypress includes types designated as Red Cypress, White Cypress, and Yellow Cypress. Red Cypress is frequently classified and sold separately from the other types.

⁴ Balsam Fir is sometimes designated either as Eastern Fir or as Balsam.

⁵ Douglas Fir may be specified either as Coast Region Douglas Fir or as Inland Region Douglas Fir, but if the particular type is not so specified or is not otherwise indicated through the grade specifications, either or both types will be allowed.

⁶ The commercial requirements for Longleaf Yellow Pine lumber are that not only must it be produced from trees of the botanical species of *Pinus elliottii* and *Pinus palustris*, but each piece in addition must average either on one end or the other not less than six annual rings per inch and not less than one-third summerwood. Longleaf Yellow Pine lumber is sometimes designated as Pitch Pine in the export trade.

12. DEFINITIONS OF TERMS USED IN DESCRIBING STANDARD GRADES OF LUMBER

The commonly recognized characteristics and conditions occurring in softwood lumber are:

Bark pockets.	Pitch pockets.
Checks.	Pitch seams.
Cross breaks.	Pitch streaks.
Cross grain.	Pith.
Decay.	Pith flecks.
Gum spots, streaks, etc.	Shake.
Holes.	Splits.
Knots.	Stain.
Mismanufacture.	Wane.
Pitch.	Warp.

air dried—Seasoned by exposure to the atmosphere, in the open or under cover, without artificial heat.

all-heart—Of heartwood throughout; that is, free of sapwood.

annual ring—Growth put on in a single year.

bark pocket—Patch of bark partially or wholly enclosed in the wood. Classified as are pitch pockets.

Nemish—Anything marring the appearance of lumber.

bow—See Warp.

boxed pith—Where the pith is enclosed within the four sides of the piece.

bright—Unstained.

characteristics—Distinguishing features which by their extent and number determine the quality of a piece of lumber.

check—Lengthwise grain separation, usually occurring through the growth rings as a result of seasoning.

surface check—Occurs on a surface of a piece.

small surface check—Not over $\frac{1}{32}$ inch wide and not over 4 inches long.

medium surface check—Not over $\frac{1}{16}$ inch wide and over 4 inches long, but not over 10 inches long.

large surface check—Over $\frac{1}{16}$ inch wide or over 10 inches long.

end check—Occurs on an end of a piece.

through check—Extends from one surface through the piece to the opposite surface or to an adjoining surface.

chipped grain—Area where the surface is chipped or broken out in very short particles below the line of cut. Not classed as torn grain and, as usually found, is not considered unless in excess of 25 percent of the surface involved.

clear—Free or practically free of all blemishes, characteristics, or defects.

compression wood—Abnormal wood that forms on the under side of leaning and crooked coniferous trees. It is characterized, aside from its distinguishing color, by being hard and brittle and by its relatively lifeless appearance.

corner—The intersection of two adjacent faces.

crook—See Warp.

cross break—Separation of the wood across the width.

crosscutting—Cutting with a saw across the width.

rip—See Warp.

cutting—Resulting pieces after crosscutting and/or ripping.

decay—Disintegration of wood substance due to action of wood-destroying fungi. Also known as *dote* and *rot*.

advanced (or typical) decay—Older stage of decay in which disintegration is readily recognized because the wood has become punky, soft, spongy, stringy, shaky, pitted, or crumbly. Decided discoloration or bleaching of the rotted wood is often apparent.

incipient decay—Early stage of decay in which disintegration has not proceeded far enough to soften or otherwise change the hardness of the wood perceptibly. Usually accompanied by a slight discoloration or bleaching of the wood.

pocket rot—Typical decay which appears in the form of a hole, pocket, or area of soft rot, usually surrounded by apparently sound wood.

water soak or stain—Water-soaked area in heartwood, usually interpreted as the incipient stage of certain wood rots.

degrades—Pieces which on reinspection prove of lower quality than the grade in which they were shipped.

diagonal grain—A deviation of the grain from a line parallel to the edges, which results from sawing a piece of lumber at an angle other than parallel with the bark.

double end trimmed—Trimmed reasonable square by a saw on both ends.

dry—Seasoned; not green (see 3.4.1).

edge—The narrow faces of rectangular-shaped lumber.

edge grain (vertical grain)—Annual rings (so-called grain) which form an angle of 45° or more with the surface of the piece.

firm red heart—A stage of incipient decay characterized by a reddish color in the heartwood, which does not unfit the wood for the majority of yard purposes. (Not to be confused with natural red heartwood in some species.)

flat grain (slash grain)—Annual rings (so-called grain) which form an angle of less than 45° with the surface of the piece.

f.o.h.c. (free of heart centers)—Where the pith is not enclosed within the four sides of the piece.

green—Not fully seasoned (see 3.4.2).

growth ring—The growth put on in a single year.

gum pocket—An opening between growth rings which usually contains or has contained resin or bark, or both.

gum seam—Check or shake filled with gum.

gum spot—Accumulation of gumlike substance occurring as a small patch. May occur in conjunction with a bird-peck or other injury to the growing wood.

gum streak—Well-defined accumulation of gum in a more or less regular streak. Classified as are pitch streaks.

heart face—Face side free of sapwood.

heart shake—See Shake—Pith Shake.

heartwood—Inner core of the tree trunk comprising the annual rings containing non-living elements; usually darker in color than sapwood.

hit-and-miss—Series of surfaced areas with skips not over $\frac{1}{16}$ inch deep between them.

hit-or-miss—To skip or surface a piece for a part or the whole of its length, provided it is nowhere more than $\frac{1}{16}$ inch scant.

holes—Holes may extend partially or entirely through a piece and be from any cause. To determine the size of a hole, average the maximum and minimum diameters, unless otherwise specified.

pin hole—Not over $\frac{1}{16}$ inch in diameter.

medium hole—Over $\frac{1}{16}$ inch, but not over $\frac{1}{8}$ inch in diameter.

large hole—Over $\frac{1}{8}$ inch in diameter.

honeycomb (decay)—Honeycomb is indicated by large pits in the wood.

kiln-dried—Seasoned in a chamber by means of artificial heat.

knot—Branch or limb embedded in the tree and cut through in the process of lumber manufacture; classified according to size, quality, and occurrence. To determine the size of a knot, average the maximum length and maximum width, unless otherwise specified.

knot size—

pin knot—Not over $\frac{1}{2}$ inch in diameter.

small knot—Over $\frac{1}{2}$ inch, but not over $\frac{3}{4}$ inch in diameter.

medium knot—Over $\frac{3}{4}$ inch, but not over $1\frac{1}{2}$ inch in diameter.

large knot—Over $1\frac{1}{2}$ inch in diameter.

knot quality—

decayed knot—Softer than the surrounding wood, and containing advanced decay.

encased knot—Its rings of annual growth are not intergrown with those of the surrounding wood.

hollow knot—Apparently sound except that it contains a hole over $\frac{1}{4}$ inch in diameter.

intergrown knot—A knot partially or completely intergrown on one or two faces with the growth rings of the surrounding wood.

loose knot—Not held tightly in place by growth or position, and cannot be relied upon to remain in place.

fixed knot—Will hold its place in a dry piece under ordinary conditions; can be moved under pressure, though not easily pushed out.

pith knot—Sound knot except that it contains a pith hole not over $\frac{1}{4}$ inch in diameter.

sound knot—Solid across its face, as hard as the surrounding wood, shows no indications of decay, and may vary in color from the natural color of the wood to reddish brown or black.

star-checked knot—Having radial checks.

tight knot—So fixed by growth or position as to retain its place.

firm knot—Solid across its face, but containing incipient decay.

water-tight knot—Its rings of annual growth are completely intergrown with those of the surrounding wood on one surface of the piece, and it is sound on that surface.

knot occurrence—

branch knots—Two or more divergent knots sawed lengthwise and tapering toward the pith at a common point.

corner knot—Located at the intersection of adjacent faces.

knot cluster—Two or more knots grouped together, the fibers of the wood being deflected around the entire unit. A group of single knots is not a knot cluster.

single knot—Occurs by itself, the fibers of the wood being deflected around it.

splike knot—A knot sawed in a lengthwise direction.

loosened grain—Small portion of the wood loosened but not displaced.

machine burn—Darkening or charring due to overheating by machine knives.

machine gouge—Groove due to the machine cutting below the desired line of cut.

mismanufacture—Includes all defects or blemishes produced in manufacturing. See Chipped Grain, Hit-and-Miss, Hit-or-Miss, Loosened Grain, Machine Burn, Machine Gouge, Mismatched Lumber, Raised Grain, Skip, Torn Grain, and Variation in Sawing.

mismatched lumber—Worked lumber that does not fit tightly at all points of contact between adjoining pieces, or in which the surfaces of adjoining pieces are not in the same plane.

slight mismatch—Mismatch variation not over $\frac{1}{16}$ inch.

medium mismatch—Mismatch variation over $\frac{1}{16}$ inch, but not over $\frac{1}{8}$ inch.

heavy mismatch—Mismatch variation over $\frac{1}{8}$ inch.

mixed grain—Any combination of edge grain and flat grain.

moisture content—Weight of the water in wood expressed in percentage of the weight of oven-dry wood.

peck—Channeled or pitted areas or pockets as sometimes found in cedar and cypress.

pecky—Characterized by Peck.

pitch—Accumulation of resin in the wood cells in a more or less irregular patch.

light pitch—Lightly evident presence of pitch.

medium pitch—Trace of pitch slightly more evident than light pitch.

heavy pitch—Very evident presence of pitch showing by its color and consistency.

massed pitch—Clearly defined accumulation of solid pitch in a body by itself.

pitch pocket—An opening between growth rings which usually contains or has contained resin or bark, or both.

very small pitch pocket—Not over $\frac{1}{8}$ inch in width and not over 2 inches in length.

small pitch pocket—Not over $\frac{1}{4}$ inch in width and not over 4 inches in length, or not over $\frac{1}{4}$ inch in width and not over 2 inches in length.

medium pitch pocket—Not over $\frac{1}{2}$ inch in width and not over 8 inches in length; or not over $\frac{3}{8}$ inch in width and not over 4 inches in length.

large pitch pocket—Width or length exceeds the maximum permissible for medium pitch pocket.

closed pitch pocket—Does not show an opening on both sides of the piece.

open (through) pitch pocket—Is cut across on both sides of the piece.

pitch seam—Shake or check filled with pitch.

pitch streak—Well-defined accumulation of pitch in a more or less regular streak.

small pitch streak—Not over one-twelfth of the width by one-sixth of the length of the surface on which it occurs.

medium pitch streak—Larger than a small pitch streak but not over one-sixth of the width or one-third of the length of the surface on which it occurs.

large pitch streak—Over one-sixth of the width or one-third of the length of the surface on which it occurs.

pith—Small soft core in the structural center of a log.

boxed pith—Where the pith is within the four faces of an end of a piece.

pith fleck—Narrow streak resembling pith on the surface of a piece, usually brownish, up to several inches in length, resulting from burrowing of larvae in the growing tissue of the tree.

raised grain—Roughened condition of the surface of dressed lumber in which the hard summerwood is raised above the softer springwood, but not torn loose from it.

sapwood—Outer layers of growth in a tree, exclusive of bark, which contain living elements; usually lighter in color than heartwood.

saw butted—Trimmed by a saw on both ends.

seasoning—Evaporation or extraction of moisture from green or partially dried wood.

shake—A lengthwise grain separation between or through the growth rings, and may be further classified as ring shake or pith shake.

fine shake—A barely perceptible opening.

slight shake—More than a perceptible opening but not over $\frac{1}{32}$ inch wide.

medium shake—Over $\frac{1}{32}$ inch but not over $\frac{1}{16}$ inch wide.

open shake—Over $\frac{1}{16}$ inch wide.

cup shake—Does not completely encircle the pith.

round shake—Completely encircles the pith.

ring shake—Partially or completely encircles the pith.

shell shake—Where both ends of a shake which has been cut across occur on one face or edge of a piece.

through shake—Extends from one surface through the piece to the opposite surface or to an adjoining surface.

pith shake (heart check)—Extends across the rings of annual growth in one or more directions from the pith toward but not to the surface of a piece. Distinguished from season check by having its greatest width nearest the pith, whereas the greatest width of a season check is ordinarily at the surface of a piece, and when a piece has boxed pith the greatest width of a season check is farthest from the pith.

side cut—Where the pith is not enclosed within the four sides of the piece.

skip—Area on a piece that failed to surface, classified as follows:

slight skip—Area not over 6 times the width of the piece that the planer knife failed to surface smoothly.

shallow (small) skip—Area not over 6 times the width of the piece that the planer knife failed to touch by not over $\frac{1}{32}$ inch.

deep (heavy) skip—Area not over 12 times the width of the piece that the planer knife failed to touch by not over $\frac{1}{16}$ inch.

slope of grain—Cross grain or deviation of the fiber from a line parallel to the sides of the piece, and may consist of diagonal grain, spiral grain, or both.

straight grain—Slope of grain limited to 1 inch in each 20 inches of length.

slight cross grain—Slope of grain not more than 1 inch in a length of 15 inches.

medium cross grain—Slope of grain more than 1 inch in a length of 15 inches, but not more than 1 inch in a length of 8 inches.

steep cross grain—Slope of grain more than 1 inch in a length of 8 inches.

smoke-dried—Seasoned by exposure to the heat and smoke of fire maintained beneath or within the stacks of lumber.

softwood—One of the group of trees which have needle-like or scale-like leaves. The term has no specific reference to the softness of the wood.

sound—Free of decay.

spiral grain—Fibers that extend spirally about instead of vertically along the bole of a tree.

split—Lengthwise separation of the wood extending from one surface through the piece to the opposite surface or to an adjoining surface.

short split—Length does not exceed either the width of a piece or one-sixth of its length.

medium split—Length exceeds the width of a piece, but does not exceed one-sixth of its length.

long split—Length exceeds one-sixth of the length of a piece.

springwood—More or less open and porous tissue marking the inner part of each annual ring, formed early in the period of growth.

stain—Discoloration on or in lumber other than its natural color.

light stain—Slight difference in color which will not materially impair the appearance of the piece if given a natural finish.

medium stain—Pronounced difference in color which, although it does not obscure the grain of the wood, is customarily objectionable in a natural but not in a painted finish.

heavy stain—Difference in color so pronounced as practically to obscure the grain of the wood.

summerwood—Denser fibrous outer portion of each annual ring, usually without conspicuous pores, formed late in the growing period, not necessarily in summer.

torn grain—Part of the wood torn out in dressing; classified as follows:

slight torn grain—Not over $\frac{1}{32}$ inch deep.

medium torn grain—Over $\frac{1}{32}$, but not over $\frac{1}{16}$ inch deep.

heavy torn grain—Over $\frac{1}{16}$, but not over $\frac{1}{8}$ inch deep.

deep torn grain—Over $\frac{1}{8}$ inch deep.

unsound—Decayed.

variation in sawing—A deviation from the line of cut. Slight variation is not over $\frac{1}{16}$ inch scant in 1 inch lumber, $\frac{1}{8}$ inch in 2 inch, $\frac{3}{16}$ inch in 3 inch to 7 inch, and $\frac{1}{4}$ inch in 8 inch and up.

wane—This is bark or lack of wood from any cause on the edge or corner of a piece.

slight wane—Not over $\frac{1}{4}$ inch wide on the surface on which it appears for one-sixth of the length and one-fourth of the thickness of the piece.

medium wane—Over $\frac{1}{4}$ inch, but not over $\frac{1}{2}$ inch wide on the surface on which it appears, for one-sixth of the length and one-fourth of the thickness of the piece.

large wane—Over $\frac{1}{2}$ inch wide on the surface on which it appears, or over one-sixth of the length and one-fourth of the thickness of the piece, or both.

warp—Any variation from a true or plane surface, includes bow, crook, cup, or piece, or any combination thereof.

bow—Deviation flatwise from a straight line from end to end of a piece, measured at the point of greatest distance from the straight line.

crook—Deviation edgewise from a straight line from end to end of a piece, measured at the point of greatest distance from the straight line; and classified as slight, small, medium, and large. Based on a piece 4 inches wide and 16 feet long, the distance for each degree of crook shall be: slight crook, 1 inch; small crook, $1\frac{1}{2}$ inch; medium crook, 3 inch; and large crook, over 3 inches. For wider pieces it shall be $\frac{1}{16}$ inch less for each additional 2 inch of width. Shorter or longer pieces may have the same curvature.

cup—Deviation flatwise from a straight line across the width of a piece, measured at the point of greatest distance from the line; and classified as slight, medium, and deep. Based on a piece 12 inches wide, the distance for each degree of cup shall be: slight cup, $\frac{1}{4}$ inch; medium cup, $\frac{3}{8}$ inch; and deep cup, $\frac{1}{2}$ inch. Narrower or wider pieces may have the same curvature.

13. LUMBER INDUSTRY ABBREVIATIONS

These abbreviations are commonly used for softwood lumber, although all of them are not necessarily applicable to all species. Additional abbreviations which are applicable to a particular region or species may be included in approved grading rules.

Abbreviations are commonly used in the forms indicated, but variations such as the use of upper- and lower-case type, and the use or omission of periods and other forms of punctuation are optional.

AD	After deducting freight.
ADF	American Lumber Standard.
ALS	Average.
AV or AVG	Board.
Bd	Board foot or feet.
Bd ft	Bundle.
Bdl	Beveled.
Bev	Bill of lading.
B/L	Board Measure.
BM	

Btr	Better.	FBM	Foot or feet board measure.	PO	Purchase order.
B&B or B&Btr	B and better.	FG	Flat (slash) grain.	P&T	Post and timbers.
B&S	Beams and stringers.	Fig	Flooring.	Reg	Regular.
CB1S	Center bead one side.	FOB	Free on board (named point).	Res	Resawed or resawn.
CB2S	Center bead two sides.	FOHC	Free of heart center or centers.	Rfg	Roofing.
CF	Cost and freight.	FOK	Free of knots.	Rgh	Rough.
CG2E	Center groove two edges.	Frt	Freight.	R/L	Random lengths.
CIF	Cost, insurance, and freight.	Ft	Foot or feet.	R/W	Random widths.
CIFE	Cost, insurance, freight, and exchange.	GM	Grade marked.	R/W&L	Random widths and lengths.
Cig	Ceiling.	G/R or G/Rfg	Grooved roofing.	Sdg	Siding.
Clr	Clear.	HB	Hollow back.	Sel	Select.
CM	Center matched.	H&M	Hit-and-miss.	S&E	Side and Edge (surfaced on).
Com	Common.	H or M	Hit-or-miss.	SE Sdg	Square edge siding.
CS	Caulking seam.	Hrt	Heart.	SE&S	Square edge and sound.
Csg	Casing.	Hrt CC	Heart cubical content.	S/L or S/LAP	Shiplap.
Cu. Ft.	Cubic foot or feet.	Hrt FA	Heart facial area.	SL&C	Shipper's load and count.
CV1S	Center Vee one side.	Hrt G	Heart girth.	SM or Std. M.	Standard matched.
CV2S	Center Vee two sides.	IN	Inch or inches.	Specs	Specifications.
D&H	Dressed and headed.	J&P	Joists and planks.	Std	Standard.
D&M	Dressed and matched.	KD	Kiln-dried.	Std	Standard.
DB Cig	Double-beaded ceiling (E&CB1S).	Lbr	Lumber.	Stpg	Stepping.
DB Part	Double-beaded partition (E&CB2S).	LCL	Less than carload.	Str. or Struc.	Structural.
DET	Double end trimmed.	LFT or Lin. Ft.	Linear foot or feet.	S1E	Surfaced one edge.
Dim	Dimension.	Lgr	Longer.	S1S	Surfaced one side.
Dkg	Decking.	Lgth	Length.	S1S1E	Surfaced one side and one edge.
D/S or D/Sdg	Drop siding.	Lin	Linear.	S1S2E	Surfaced one side and two edges.
EB1S	Edge bead one side.	Lng	Lining.	S2E	Surfaced two edges.
EB2S	Edge bead two sides.	M	Thousand.	S2S	Surfaced two sides.
E&CB1S	Edge and center bead one side.	MBM	Thousand (feet) board measure.	S2S1E	Surfaced two sides and one edge.
E&CB2S	Edge and center bead two sides.	MC	Moisture content.	S2S&CM	Surfaced two sides and center matched.
E&CV1S	Edge and center Vee one side.	Merch	Merchantable.	S2S&SM	Surfaced two sides and standard matched.
E&CV2S	Edge and center Vee two sides.	Mldg	Moulding.	S4S	Surfaced four sides.
EE	Eased edges.	No	Number.	S4S&CS	Surfaced four sides and caulking seam.
EG	Edge (vertical) grain.	N1E	Nosed one edge.	T&G	Tongued and grooved.
EM	End matched.	N2E	Nosed two edges.	VG	Vertical grain.
EV1S	Edge Vee one side.	Og	Ogee.	Wdr	Wider.
EV2S	Edge Vee two sides.	Ord	Order.	Wt	Weight.
Fac	Factory.	Par	Paragraph.		
FAS	Free alongside (named vessel).	Part	Partition.		
		Pat	Pattern.		
		Pc	Piece.		
		Pcs	Pieces.		
		PE	Plain end.		

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