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A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1970, and specifies how they are affected.

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Rules and Regulations

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 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, 112, 114a, 115, 117, 120, 121, 123–126, 134b, 134f), 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 by changing subdivision (xiv) of subparagraph (15) of paragraph (e) of §76.2 to read:

(15) Iowa.

(xiv) That portion of Montgomery County comprised of Lincoln Township.

(b) Order. (1) District 1: 1,180,000 cartons; (2) District 2: 163,000 cartons; and (3) District 3: 42,000 cartons. (Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)


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

Title 7—AGRICULTURE

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

Part 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907, 33 F.R. 15471, regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the Federal Register (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restrictions on the handling of Navel oranges grown in Arizona and designated part of California.

(b) Order. (1) * * *(i) District 1: 1,180,000 cartons; (ii) District 2: 163,000 cartons; and (iii) District 3: 42,000 cartons. (Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)


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Department after such meeting was held: the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on January 20, 1970.

(b) Order. (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period January 25, 1970, through January 31, 1970, are hereby fixed as follows:

(i) District 1: 32,550 cartons;
(ii) District 2: 80,750 cartons;
(iii) District 3: 83,700 cartons.

(2) As used in this section; "handled", "District 1", "District 2", "District 3", and "carton" have the same meaning as when used in the said amended marketing order and ordinance. (Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 691-674)

Dated: January 22, 1970.

PAUL A. NICOLSON, Deputy director, Fruit and Vegetable Division, Consumer and Marketing Service.

[FR Doc. 70-994; Filed, Jan. 23, 1970; 8:49 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of International Commerce, Department of Commerce

SUBCHAPTER B—EXPORT REGULATIONS

[12th Gen. Rev. of Export Regs., Amdt. 10]

MISCELLANEOUS AMENDMENTS TO CHAPTER

Parts 373, 374, and 379 of the Code of Federal Regulations are amended to read as set forth below.


Effective date: January 22, 1970.

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

PART 373—SPECIAL LICENSING PROCEDURES

In § 373.3(d) (3), subdivision (iv) is amended to read as follows:

(iv) Comprehensive narrative statement. A comprehensive narrative statement shall be submitted by the applicant in each application. This statement shall describe the applicant's marketing program pertinent to the application and shall detail the nature and duration of the business relationship existing between the applicant and each consignee. If the consignee is a subsidiary, affiliate, or branch of the U.S. exporter, the statement shall show clearly that the qualifications set forth in § 373.3 (c) are met and shall show the form of ownership or other control exercised by the U.S. exporter. If the consignee is a distributor other than a subsidiary, affiliate, or branch of the U.S. exporter, the statement shall include both the terms of the distributorship agreement and the written agreement assuring compliance with U.S. export control regulations as described in § 373.3(e) (1) (ii). In addition, the statement shall list, for each consignee, the volume of business in the commodities involved for the preceding year, describing the commodities in the same detail as on the license application.

In § 373.7, paragraphs (j) and (k) are amended to read as follows:

(j) Records. A U.S. exporter is required to maintain records of all exports for a period of 3 years in accordance with the provisions of § 387.11 of this chapter.

(k) A foreign-based service facility or a foreign manufacturer is required to maintain records of all exports made under the provisions of this SL Procedure for a period of 3 years and to make all such records available for inspection in accordance with the provisions of § 387.11 of this chapter, upon request, by officials of the U.S. Government. As a minimum, the record of each reexport shall show:

(i) The Form IA-544 approval number and the full name and address of the individual or firm to which the parts were reexported;
(ii) A description of the equipment for which the parts are intended;
(iii) A description of the parts exported;
(iv) Quantity or value of each part reexported; and
(v) Date of reexport.

(2) In the event that a foreign governmental regulation or statute prohibits a U.S. Government representative from inspecting the records or files in the foreign country, the Office of Export Control, in substitution, require the submission of specified records, documents, or both.

(x) Reports. (1) Each exporter who has been issued an SL License under the provisions of § 373.7(f) (1) shall prepare and submit, on a monthly basis, a report on all exports made during the preceding month under the SL License. The report shall cite the license number indicated on the export license and shall show, as a minimum for each consignee, a separate aggregate value for each commodity category as shown on his license (i.e., for each "A" commodity, or "A" product group, and for each non-"A" commodity category). Where exports are made to service vessels or aircraft, both the country of origin and the country to which the shipment was made shall be listed. Yugoslav End-Use Certificates and Swiss Blue Import Certificates covering exports to these destinations shall be submitted as attachments to the report.

(2) If exports of commodities identified by the symbol "A" on the Commodity Control List have been made to Country Group W or Y under the SL Procedure, the monthly report shall show each of these shipments separately, the date of each shipment, and shall include the following additional information for each commodity:

(i) A description of the equipment serviced in Commodity Control List terms;
(ii) The quantity or number and the value of such items of equipment serviced and;
(iii) The country in which the equipment was serviced.

(3) If the U.S. exporter has authorized his approved foreign-based service facility to reexport such commodities identified by the symbol "A" to Country Group W or Y, a similar monthly report shall be submitted in the same detail set forth above.

(4) In addition, the Office of Export Control may require additional reports regarding any aspect of exports or reexports under the provisions of this § 373.7.


PART 374—REEXPORTS

In § 374.3(d), subparagraph (1) is amended by deleting "Lebanon" from the listing of countries affected by this procedure.

PART 379—TECHNICAL DATA

In § 379.3, paragraph (e) is amended to read as follows:

(e) Patent applications. (1) Data contained in a patent application prepared wholly from foreign origin technical data where such application is being sent to the foreign inventor to be executed and returned to the United States for subsequent filing in the U.S. Patent Office; or

(2) Data contained in an application filed in accordance with the regulations of the U.S. Patent Office, for the foreign filing of a patent application, provided that (a) the patent application has been filed abroad in an "early publication country" or (b) the U.S. Patent Office has issued a notice that the patent has been scheduled for printing and publication in the U.S. Patent Office Gazette.

In § 379.5(e) (2), subdivision (x) is redesignated subdivision (xi) and a new 

1 The term "early publication country" used in this sentence and in this context only refers to Belgium, Costa Rica, Denmark, Ecuador, Finland, France, Honduras, Iceland, Jamaica, Luxembourg, Netherlands, Nicaragua, Norway, Panama, Portugal, Sweden, Trinidad, Turkey, Republic of South Africa, Uruguay, Venezuela, and West Germany (Federal Republic of Germany).
subdivision (x) is established to read as follows:

(x) Submersible watercraft other than military or naval submersible watercraft are subject to the export licensing authority of the U.S. Department of State.

[$F.R. Doc. 70-990; Filed, Jan. 23, 1970; 8:46 a.m.$]

Title 20—EMPLOYEES' BENEFITS

Chapter V—Manpower Administration, Department of Labor

PART 625—DISASTER UNEMPLOYMENT ASSISTANCE

Provisions on "Deductions"

Pursuant to section 12, 83 Stat. 125; sections 1(b) and 3(b), E.O. 11495, 34 F.R. 18447; and the delegation of authority from the Director of the Office of Emergency Preparedness to the Secretary of Labor, published at 34 F.R. 19684, paragraph (b) of § 625.6 and paragraph (c) of § 625.8 of Title 20, Code of Federal Regulations, are hereby amended in the manner set forth below.

The purpose of the amendments is (1) to correct a reference in paragraph (b) of § 625.6, (2) to provide for additional deductions from the disaster unemployment assistance payable to an applicant in order to prevent duplication of payments, (3) to treat retirement pensions or annuities with respect to disaster unemployment assistance as they are treated under the applicable State unemployment compensation law, and (4) to make technical changes in the language of the deduction provisions to more clearly express the intent of such provisions.

The provisions of 5 U.S.C. 553 which require notice of proposed rule making; public participation in their adoption; and delay in effective date are not applicable because the regulations relate solely to public benefits, and further, notice, public participation, and delay is found not to be in the public interest which in this instance makes desirable the prompt payment of the assistance. The amendments shall become effective on the date of their publication in the Federal Register.

1. Paragraph (b) of § 625.6 is amended to change the reference therein from "§ 625.8(b)" to "§ 625.8(f)." As amended § 625.6 reads as follows:

§ 625.6 Eligibility.

(b) No disaster unemployment assistance shall be payable for a week of unemployment which begins earlier than the applicant's effective date of initial employment which begins earlier than December 31, 1970.

2. Paragraph (b) of § 625.8 is amended to read as follows:

§ 625.8 Amount.

(c) Deductions. The disaster unemployment assistance payable to an applicant for a week shall be reduced by:

(1) the amount of unemployment compensation, or training allowance under the Manpower Development and Training Act of 1962, as amended (other than transportation and subsistence payments), or any of the enumerated allowances with respect to such week, the reduction shall not apply with respect to such week;

(2) the amount of any private income protection insurance payable to the applicant with respect to the week;

(3) The amount of any compensation or insurance payable to the applicant from any source with respect to the week for loss of wages due to illness or disability;

(4) the amount of a retirement pension or annuity under a public or private retirement plan or system (including title II of the Social Security Act) prorated, where necessary, by weeks, but only if, and to the extent that, such amount would be deducted from unemployment compensation payable under the State law;

(5) any amount payable to the applicant with respect to such week as a supplemental unemployment benefit pursuant to a collective bargaining agreement; and

(6) one-half of any wages paid in the week for services performed in excess of 20 hours.

(Sees. 1(9) and 3(b) of E.O. 11495, 34 F.R. 18447; 34 F.R. 19684)

Signed at Washington, D.C., this 21st day of January, 1970.

GEORGE P. SHULTZ,
Secretary of Labor.

[F.R. Doc. 70-947; Filed, Jan. 23, 1970; 8:48 a.m.]
In order to reflect section 804 of the Excise Tax Reduction Act of 1965 (79 Stat. 1271), to the extent that such section was paid by stamp, no further tax is due under the provisions of this subpart.

§ 46.4371–2 Applicability of subpart.

The provisions of this subpart apply only to premiums paid on or after January 1, 1966. See Subpart H, Part 47 of this chapter for provisions relating to premiums paid on or before January 1, 1966. If any portion of the tax imposed by section 4731 was paid on the basis of the premium charged before January 1, 1966, the regulations in this part which relate to the tax imposed on premiums paid on or after January 1, 1966.

§ 46.4371–3 Imposition of tax on policies issued by foreign insurers; scope of tax.

(a) Certain insurance policies, and indemnity, fidelity, or surety bonds. Section 4731(1) imposes a tax upon each policy of insurance (other than those referred to in paragraph (b) or (c) of this section) upon each indemnity, fidelity, or surety bond, or upon each certificate, binder, covering note, receipt, memorandum, cablegram, letter, or other similar writing, or whatever name called, whereby a contract of insurance or an obligation in the nature of an indemnity, fidelity, or surety bond is made, continued, or renewed, if issued—

(1) By a nonresident alien individual, a foreign partnership, or a foreign corporation, as insurer (unless the policy or other instrument is signed by an officer or agent of the insurer in a State, Territory, or the District of Columbia in which the insurer is authorized to do business); and either

(2) To or for, or in the name of, a domestic corporation, domestic partnership, or an individual resident of the United States, against or with respect to hazards, losses, or liabilities wholly or partly within the United States; or

(3) To or for, or in the name of, a foreign corporation, foreign partnership, or nonresident alien individual, engaged in a trade or business within the United States with respect to hazards, losses, or liabilities wholly within the United States.

For definition of the term ‘indemnity bond,’ see section 4572(e).

(b) Life insurance, sickness, and accident policies, and annuity contracts. Unless the insurer is subject to tax under section 819, section 4731(2) imposes a tax upon each policy of insurance or annuity contract, or upon each certificate, binder, covering note, receipt, memorandum, cablegram, letter, or other instrument by whatever name called, whereby a contract of insurance or an annuity contract is made, continued, or renewed, if issued—

(1) By a nonresident alien individual, a foreign partnership, or a foreign corporation, as insurer (unless the policy or other instrument is signed or countersigned by an officer or agent of the insurer in a State, Territory, or the District of Columbia in which such insurer is authorized to do business); and

(2) To or for, or in the name of, a domestic corporation, domestic partnership, or an individual resident of the United States, against or with respect to hazards, losses, or liabilities wholly or partly within the United States; or

(3) To or for, or in the name of, a foreign corporation, foreign partnership, or nonresident alien individual, engaged in a trade or business within the United States with respect to hazards, losses, or liabilities wholly within the United States.
(2) To any person with respect to the life or hazards to the person of a citizen or resident of the United States.

(3) In case of premiums paid on or after January 1, 1966, the tax imposed by section 4371 shall be paid on the basis of a return. Notwithstanding the provisions of subsection (a), no tax shall be imposed under this subsection with respect to any foreign person resident of the United States if the return required to be filed on behalf of such person under the provisions of section 4372(a)(2) is not filed by the due date, or if any return required to be filed is not filed on the basis of a return. For purposes of this paragraph, the term "return" means a return filed under the provisions of section 4372(a)(2) on or before the due date.

(4) A tax imposed by section 4371 shall remain unpaid unless it is paid to the Secretary in the United States, to the District of Columbia, to the United States of America, or to any foreign person or entity described in section 4372(a)(2)

§ 46.4374—1 Payment of tax.

(a) In general. In the case of premiums paid on or after January 1, 1966, the tax imposed by section 4371 shall be paid on the basis of a return. Such tax shall be remitted by the person who makes the payment of the premium, or by any insurer or reinsurer or to any nonresident agent, solicitor, or broker. For purposes of this paragraph, the person who makes payment is determined as follows: (1) An insurer or reinsurer means any policy (other than life) or other instrument by whatever name called, whereby a contract of insurance is made, continued, or renewed.

(b) Exempt indemnity bonds. The tax imposed by section 4371 is not to be imposed on an indemnity bond described in section 4373(2).

§ 46.4375—1 Cross references.

For general and administrative provisions, see Subpart C of this part and the applicable sections of subtitle F and the regulations in Part 301 of this chapter (Regulations on Procedure and Administration).

§ 46.4511—46.4514 [Deleted]

Par. 5. Subpart C of Part 46 is deleted and reserved.
§ 46.6001–1 Records in general.

(c) Records of claimants. Any person who, pursuant to the regulations in this part, claims a refund, credit, or abatement shall keep a complete and detailed record with respect to the tax, interest, addition to the tax, additional amount, or assessable penalty to which the claim relates. Such record shall include any records required of the claimant by paragraph (b) of this section and by §§ 46.6001–2 to 46.6001–4, inclusive, which relate to the claim.

§ 46.6001–3 [Deleted]

Par. 7. Section 46.6001–3 is deleted and reserved.

Par. 8. A new § 46.6001–4 is added to read as follows:

§ 46.6001–4 Records required with respect to foreign insurance policies.

(a) Each person required under the provisions of §§ 46.6001–1 to remit the tax imposed by section 4371 shall keep or cause to be kept accurate records of all policies or other instruments subject to such tax upon which premiums have been paid. Such records must identify each such policy or other instrument in such a manner as to clearly establish the following: (1) The gross premium paid, or whether such policy or other instrument is (i) a policy of casualty insurance or an indemnity bond subject to tax under section 4371 (1), (ii) a policy of life, sickness, or accident insurance or an annuity contract subject to tax under section 4371 (2), (ii) a policy of reinsurance subject to tax under section 4371 (3); (3) the identity of the insured (as defined in section 4372 (a)); (4) the identity of the foreign insurer or reinsurer (as defined in section 4372 (a)); and (5) the total premium charged and, if the premium is to be paid in installments, the amount and anniversary date of each such installment.

(b) The records required under the provisions of this section must be kept on file at the place of business or at some other convenient location, for a period of at least 3 years from the date any part of the tax became due or the date any part of the tax is paid, whichever is later, in such manner as to be readily accessible to authorized internal revenue officers or employees. The person having control or possession of a policy or other instrument subject to tax under section 4371 shall retain such policy or other instrument for a period of 3 years from the date any part of the tax with respect to such policy was paid.

Par. 9. Section 46.6011(a)–1 is amended by revising paragraph (a) to read as follows:

§ 46.6011(a)–1 Returns.

(a) In general. Liability for tax imposed under sections 4371 or 4501 (a) shall be reported on Form 720. Except as provided in paragraph (b) of this section, a return on Form 720 shall be filed for a period of one calendar quarter. Every person required to make a return on Form 720 for a return period ended December 31, 1954, shall make a return for each subsequent calendar quarter, month, or semimonthly period (whether or not liability for any tax reportable on such return for such return period) until he has filed a final return in accordance with § 46.6011(a)–2.

Every person required to make a return on Form 720 for a return period ended December 31, 1954, shall make a return for the first calendar quarter thereafter in which he incurs liability for tax imposed under section 4371 or 4501 (a) and shall make a return for each subsequent calendar quarter, month, or semimonthly period until he has filed a final return in accordance with § 46.6011(a)–2.

§ 46.6011–8. A new § 46.6011–8 is added to read as follows:

§ 46.6109–1 Employer identification numbers.

(a) Requirement of application—(1) In general. An application on Form SS–4 for an employer identification number shall be signed to a person required to remit the tax imposed by section 4371 or 4501 (a) as follows:

(b) Use of employer identification number. The employer identification number assigned to a person liable for the tax imposed by section 4501 (a) shall be shown in any return, statement, or other document made by such person. The employer identification number assigned to a person required to remit the tax imposed by section 4371 shall be shown in any return, statement, or other document made by such person for any period commencing on or after January 1, 1966.

Par. 10. Section 46.6109–1 is amended by revising paragraphs (a) and (b) to read as follows:

§ 46.6109–1 Employer identification numbers.

(a) Requirement of application—(1) In general. An application on Form SS–4 for an employer identification number shall be signed to a person required to remit the tax imposed by section 4371 or 4501 (a) as follows:

(b) Use of employer identification number. The employer identification number assigned to a person liable for the tax imposed by section 4371 shall be shown in any return, statement, or other document made by such person. The employer identification number assigned to a person required to remit the tax imposed by section 4371 shall be shown in any return, statement, or other document made by such person for any period commencing on or after January 1, 1966.
Title 39—Postal Service

Chapter 1—Post Office Department

MISCELLANEOUS AMENDMENTS TO CHAPTER

The regulations of the Post Office Department are amended as follows:

PART 132—SECOND CLASS

§ 132.1 [Amended]

Section 132.1 is amended to eliminate obsolete rate information. Accordingly, in § 132.1 Rates (34 F.R. 13870), make the following changes:

1. In paragraph (a) (1) the information appearing under Rates opposite Category 2 is amended to read as follows:

   **RATES**

   1.5 cents per pound or fraction of a pound.

   0.2 cent minimum charge per piece.

2. In paragraph (a) subparagraph (2) is redesignated as subparagraph (3); and new subparagraph (2) is inserted reading as follows:

   (2) When mailed at office of additional entry. The 1.5 cents per pound and 0.2 cent minimum charges prescribed by Category 2 above also apply to copies of publications of whatever frequency mailed at an office of additional entry located within the county (see restriction in § 132.3 (c) (4) where published and entered, to addresses residing within the county, for delivery at all offices within or without the county including the office of minimum entry by whatever delivery services are provided.

Note: The corresponding Postal Manual sections are 132.111 and 132.112.

3. In paragraph (b) (1), subdivision (1), delete the column headed “Jan. 1, 1969”.

4. In paragraph (b) (2), subdivision (1), delete the column headed “Jan. 1, 1969”.

Note: The corresponding Postal Manual sections are 132.121 and 132.122.

PART 133—CONTROLLED CIRCULATION PUBLICATIONS

Sections 133.1 and 133.2 are amended by updating the tabular data and changing office designations.

§ 133.1 [Amended]

1. In § 133.1 Rates amend the tabular data by deleting the columns headed January 7, 1968 and January 1, 1969.

Note: The corresponding Postal Manual section is 133.1.

§ 133.2 [Amended]

2. In § 133.2 Permits, amend paragraph (b) to read as follows:

   (b) Applications. Apply by letter to the postmaster at the office where mailings are to be made. A form is not provided for this kind of application. State the name of the publication, frequency of publication (on or after Nov. 8, 1965) of alcohol (other than alcohol produced for human food consumption); (3) The quantity and test of the manufactured sugar upon which the claim is based; and (4) Such other facts as may be required to determine the claimant’s right to the payment.

PART 134—THIRD CLASS

I. Section 134.4 is amended to provide that an alphabetical record of patrons who have paid the annual $30 fee for bulk third-class mailing privileges must be kept.

§ 134.4 [Amended]

In § 134.4 Preparation—payment of postage, amend paragraph (b) (1) to read as follows:

(1) Annual fee. A fee of $30 must be paid once each calendar year by or for anyone who mails at the bulk third-class rates. Any person who engages a business concern or another individual to mail for him must pay the $30 fee. A permit is not issued for this fee. It is separate from the $15 fee that must be paid for a permit to mail under the permit imprent system (§ 144.1). An alphabetical record of patrons who have paid the $30 fee must be kept at the weighing section or any other place where bulk mailings are accepted and cleared. The record must show whether the maller has been authorized to mail under the organizations or associations named in § 134.5.

Note: The corresponding Postal Manual section is 134.421.

II. Section 134.5 is amended to change captions and office designations; and to provide for recognition of income tax exemption as a basis for authorizing mailings as special third-class rates.

In § 134.5 Nonprofit organizations, make the following changes:

1. Amend the section caption to read as follows:

   § 134.5 Qualification requirements and application procedure for special third-class rates.

2. Amend paragraph (a) to read as follows:

   (a) Eligibility—(1) Kinds of organizations or associations that may qualify. Only the following organizations or associations not organized for profit and none of the net income of which belongs to any private stockholder or individual may be authorized to mail pieces at the rates provided by § 134.1 (b) (1) and (2).

   (1) Religious.

   (ii) Educational.

   (ii) Scientific.

   (iv) Philanthropic.

   (v) Agricultural.
(vi) Labor.
(vii) Veterans.
(viii) Fraternal.
(2) Organizations granted income tax exemption. When an organization submits proof that it has been granted income tax exemption under title 26, United States Code, section 501(c)(3), as a religious, educational, scientific, or philanthropic (charitable) organization, or under section 501(c)(4), as a fraternal organization, it will be considered as qualifying for the special third-class rate unless the available evidence discloses some disqualification.

(3) Examples of organizations or associations that may not qualify. The following and similar organizations do not come within the prescribed categories even though they may be organized on a nonprofit basis: Automobile clubs; business leagues; chamber of commerce; citizens' and civic improvement associations; individuals; municipal, county, or State governmental bodies; mutual insurance associations; political organizations; service clubs such as Civitan, Kiwanis, Lions, Optimist, and Rotary; social and hobby clubs; associations of rural electric cooperatives; and trade associations.

Note: The corresponding Postal Manual section is 135.61.

3. In paragraph (b)(3), and also paragraph (d) change the designation “Bureau of Operations, Classification and Special Services Division” to “Bureau of Finance and Administration, Office of Mail Classification”.

PART 135—FOURTH CLASS

II. Section 135.6 is amended to include additional enclosures now permissible in mailings at the fourth-class catalogue rate.

In § 135.6 Enclosures, make the following changes:

1. Amend the section caption to read as follows:

§ 135.6 Enclosures with items mailed at catalogue, special fourth-class, and literary rate.

2. Amend paragraph (a) to read as follows:

(a) Catalogs and similar printed advertising matter in bound form. The following may be enclosed loose or attached in items mailed at the postage rates shown in §§ 135.1(b) (1) and (2):

(1) Order forms, reply envelopes and cards, circulars, and miscellaneous types of printed advertising sheets.

(2) An invoice as provided for by § 135.5(b)(2).

Samples of merchandise may be attached to the bound pages and to the loose enclosures.

Note: The corresponding Postal Manual section is 135.61.

PART 136—MAIL DEPOSIT AND COLLECTION

SECTION 136.6 is amended to permit the use of polycarbonate resin sheet in place of glass in the manufacture and installation of mail chutes.

§ 135.6 [Amended]

In § 135.6 Mail chutes and receiving boxes, amend subdivision (1) of paragraph (c) (2) to read as follows:

(1) Every mailing chute must be made entirely of metal and glass. The metal parts of the chute must be of such form, weight, and character as to ensure rigidity, security, and durability. Panel moldings must be of metal of suitable strength and resilience to insure a constant grip on the glass. At least three-fourths of the front of the chute in each story must be of tempered glass not less than three-sixteenths of an inch in thickness or heavy sheet or plate glass not less than one-fourth of an inch in thickness or transparent polycarbonate resin plate of equal or greater strength than the tempered glass specified. All joints in the chute must be tight so that mail matter cannot catch or lodge therein. Slip joint construction shall be utilized whereby the upper section will fit into the end of the lower section providing an overlap of not less than two inches.

Note: The corresponding Postal Manual section is 158.62a.

PART 137—OFFICIAL MAIL

§ 137.9 [Amended]

In § 137.9 General instructions, change the designation “Bureau of Operations, Classification and Special Services Division”, which appears in paragraph (a), to “Bureau of Finance and Administration, Office of Mail Classification”.

Note: The corresponding Postal Manual section is 137.9.

PART 138—FOR THE BLIND AND OTHER HANDICAPPED PERSONS

Section 138.2 is amended to clarify instructions regarding free mailing of matter for the blind or physically handicapped.

§ 138.2 [Amended]

In § 138.2 Items mailable free, paragraph (f) is amended, and new paragraph (g) added, to read as follows:

(f) Braille writers or typewriters, or parts thereof, used for writing by, or specifically designed or adapted for use of a blind person or a person having a physical impairment as described in § 138.1.

(g) Educational or other materials or devices, or parts thereof, specifically designed or adapted for use of a blind person or a person having a physical impairment as described in § 138.1.

Note: The corresponding Postal Manual section is 138.2f and g.

PART 139—MARKETING SERVICE

§ 139.1 [Amended]

In § 139.1 Marketing service, the words “Panel molds” are deleted from the term “participating organization”. The corresponding Postal Manual section is 153.632a.

PART 137—OFFICIAL MAIL

§ 137.9 [Amended]

In § 137.9 General instructions, change the designation “Bureau of Operations, Classification and Special Services Division”, which appears in paragraph (a), to “Bureau of Finance and Administration, Office of Mail Classification”.

Note: The corresponding Postal Manual section is 137.9.

PART 138—FOR THE BLIND AND OTHER HANDICAPPED PERSONS

Section 138.2 is amended to clarify instructions regarding free mailing of matter for the blind or physically handicapped.

§ 138.2 [Amended]

In § 138.2 Items mailable free, paragraph (f) is amended, and new paragraph (g) added, to read as follows:

(f) Braille writers or typewriters, or parts thereof, used for writing by, or specifically designed or adapted for use of a blind person or a person having a physical impairment as described in § 138.1.

(g) Educational or other materials or devices, or parts thereof, specifically designed or adapted for use of a blind person or a person having a physical impairment as described in § 138.1.

Note: The corresponding Postal Manual section is 138.2f and g.

PART 139—MARKETING SERVICE

§ 139.1 [Amended]

In § 139.1 Marketing service, the words “Panel molds” are deleted from the term “participating organization”. The corresponding Postal Manual section is 153.632a.

PART 137—OFFICIAL MAIL

§ 137.9 [Amended]

In § 137.9 General instructions, change the designation “Bureau of Operations, Classification and Special Services Division”, which appears in paragraph (a), to “Bureau of Finance and Administration, Office of Mail Classification”.

Note: The corresponding Postal Manual section is 137.9.

PART 138—FOR THE BLIND AND OTHER HANDICAPPED PERSONS

Section 138.2 is amended to clarify instructions regarding free mailing of matter for the blind or physically handicapped.

§ 138.2 [Amended]

In § 138.2 Items mailable free, paragraph (f) is amended, and new paragraph (g) added, to read as follows:

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Note: The corresponding Postal Manual section is 138.2f and g.

PART 139—MARKETING SERVICE

§ 139.1 [Amended]

In § 139.1 Marketing service, the words “Panel molds” are deleted from the term “participating organization”. The corresponding Postal Manual section is 153.632a.
American Society of Mechanical Engineers

American Society for Testing and Materials

United States Governmental Agencies, including by way of illustration the following publications of the Indicated agencies:

(3) U.S. Department of Transportation.

(49 CFR Parts 171-179, 300-397, and 14 CFR Part 103)...

Section (c) of § 50-204.3 as published at 34 F.R. 7484 is corrected by changing the word “off” to “on” and reads as follows:

§ 50—204.3 Material handling and storage...

2. Paragraph (c) of § 50—204.3 as published at 34 F.R. 7484 is corrected by changing the word “matter” to “material” and reads as follows:

§ 50—204.3 Material handling and storage...

3. Paragraph (a) of § 50—204.6 as published at 34 F.R. 7484 is corrected by changing the word “matte...rs” as corrected reads as follows:

§ 50—204.6 Medical services and first aid...

(a) The employer shall ensure the ready availability of medical personnel for advice and consultation on matters of plant health...

4. Section 50—204.7 is amended to read as follows:

§ 50—204.7 Personal protective equipment...

Protective equipment, including personal protective equipment for eyes, face, head, and extremities, protective clothing, respiratory devices, and protective shields and barriers, shall be provided, used, and maintained in a sanitary and reliable condition wherever it is necessary by reason of hazards of processes or environment, chemical hazards, radiological hazards, or mechanical irritants encountered in a manner capable of causing injury or impairment in function of any part of the body through absorption, inhalation or physical contact. Where employees provide their own protective equipment, the employer shall be responsible to assure its adequacy, including proper maintenance and sanitation of such equipment. All personal protective equipment shall be of safe design and construction for the work to be performed.

5. Paragraphs (c) and (d) of § 50—204.10 are amended to read as follows:

§ 50—204.10 Occupational noise exposure...

(c) If the variations in noise level involve maxima at intervals of 1 second or less, it is to be considered continuous.

(d) In all cases where the sound levels exceed the values shown herein, a continuing, effective hearing conservation program shall be administered.

FEDERAL REGISTER, VOL. 35, NO. 17—SATURDAY, JANUARY 24, 1970
Title 49—TRANSPORTATION
Chapter III—Federal Highway Administration, Department of Transportation

SUBCHAPTER B—MOTOR CARRIER SAFETY REGULATIONS

APPENDIX B—SPECIAL AGENTS

Designation and Authority

Sections 6(c) and 6(f)(2)(A) of the Department of Transportation Act (49 U.S.C. 1655(e), 6(f)(2)(A)) transferred to the Department the regulatory and concomitant administrative powers over the safety of operation and hours of service of employees of motor carriers formerly possessed by the Interstate Commerce Commission. These powers were subsequently delegated to the Federal Highway Administrator by the Secretary of Transportation (49 CFR 1.4(c)). Under the delegation of authority, the Administrator has the power to appoint special agents to aid in the collection of data concerning the property, equipment, and documents of the motor carriers subject to the Interstate Commerce Act, Department of Transportation Act, and other related Acts, and to inspect and copy any and all accounts, books, records, memoranda, correspondence, and other documents of such carriers or vehicles and equipment. Special agents and agents of the Federal Highway Administration are hereby authorized to inspect and copy records and papers of land, buildings, and equipment to the manner and extent provided by law.

1. Authority. Persons appointed as special agents of the Federal Highway Administration ("Administration"), are authorized to enter upon, to inspect, and to examine any and all lands, buildings, and equipment of motor carriers and other persons subject to the Interstate Commerce Act, the Department of Transportation Act, and other related Acts, and to inspect and copy any and all accounts, books, records, memoranda, correspondence, and other documents of such carriers or vehicles and equipment.

2. Compliance. Motor carriers and other persons subject to these Acts shall submit their accounts, books, records, memoranda, correspondence, and other documents for inspection and copying, and shall submit their lands, buildings, equipment, and all other papers and records for examination and inspection, to any special agent of the Administration upon demand and display of an Administration credential identifying him as a special agent.

3. Definition of special agent. Administration employees charged with enforcing 18 U.S.C. 651-665, and section 304 of the Interstate Commerce Act, 49 U.S.C. 304, inclusive, the employees within the Bureau of Motor Carrier Safety charged with enforcing 18 U.S.C. 831-835, and section 204 of the Interstate Commerce Act, 49 U.S.C. 204, inclusive, the employees within the Bureau of Motor Carrier Safety and or the Director of the Bureau of Motor Carrier Safety may specify in writing, are special agents. They are hereby authorized to inspect and copy records and to inspect and examine lands, buildings, and equipment to the manner and extent provided by law.

Director.
Deputy Director.
Special Agent.
Technical Field Coordinator.

Chiefs of the Divisions of:
Regulations and Compliance.

Chiefs of the Branches of:
Vehicle Requirements.
Driver Requirements.
Accident Analysis.

Regional Director, Bureau of Sport Fisheries and Wildlife.

Richard E. Griffiths,
Regional Director, Bureau of Sport Fisheries and Wildlife.
**Proposed Rule Making**

**DEPARTMENT OF AGRICULTURE**

Consumer and Marketing Service

[C.F.R. Parts 1003, 1004, 1016]

(Docket No. AO-293-A23, etc.)

**MILK IN WASHINGTON, D.C., DELAWARE VALLEY, AND UPPER CHESAPEAKE BAY MARKETING AREAS**

Partial Decision on Proposed Amendments

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<tr>
<td>1963 Washington, D.C.</td>
<td>AO-293-A33</td>
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<tr>
<td>1964 Delaware Valley</td>
<td>AO-293-A33-R01</td>
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<tr>
<td>1965 Upper Chesapeake Bay</td>
<td>AO-293-A33-R02</td>
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A public hearing was held upon proposed amendments to the marketing agreements and the orders regulating the handling of milk in the Washington, D.C., Delaware Valley, and Upper Chesapeake Bay marketing areas. The hearing was held, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice (7 C.F.R. Part 900), at Baltimore, Md., on August 4-15, 1969, and at King of Prussia, Pa., on August 18-22, 1969, pursuant to notice thereof which was issued on July 3, 1969 (34 F.R. 11364) and at a reopened hearing which was conducted at Friendship International Airport, Md., on October 30, 1969, pursuant to a notice which was issued on October 22, 1969 (34 F.R. 17289).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Regulatory Programs, on December 18, 1969 (34 F.R. 20052, F.R. Doc. 69-15205) filed with the Hearing Clerk, U.S. Department of Agriculture, his recommended decision (partial) containing notice of the opportunity to file written exceptions thereto.

The material issues, findings and conclusions, rulings, and general findings of the recommendations decision are hereby approved and adopted and are set forth in full herein modified only by the inclusion of an additional paragraph immediately preceding the Rulings on Exceptions.

The material issues on the record of hearings relate to:

1. Merger of two or more of the marketing areas (Delaware Valley, Upper Chesapeake Bay (Maryland), and Washington, D.C.) in any combination thereof, including also the redefinition of marketing areas for any separate or combined order to encompass part or all the areas presently defined in the respective orders, including also certain additional territory to be added to either of the separate orders or to the proposed merged marketing area:
   a. Merger of orders.
   b. Marketing area expansion.
   c. Interstate commerce.
   d. If an order is issued for one milk marketing area in the manner proposed, what its provisions should be with respect to:
      a. Milk to be priced and pooled.
      b. Certification.
      c. Class prices, butterfat differentials, and location differentials.
      d. Seasonal incentive plans (Base-excess plan, Louisville Plan).
      e. Marketing information and certain services to producers through marketing services provision and/or cooperative payments.
      f. Miscellaneous administrative and conforming changes.
3. Bracketing of the Class I price to provide price movements only in specified increments and announcement of the Class I price prior to the beginning of the pricing period.

This is a partial decision dealing only with issue 3. Since the proponents, at the hearing, abandoned for the time being their proposal to provide for the announcement of Class I price in advance of the month to which it applies, no further consideration of this matter is warranted on the basis of this proceeding.

Findings and conclusions. The following findings and conclusions on the issue No. 3 are based on evidence presented at the hearing and the record thereof:

1. Bracketing system for pricing Class I milk such as contained in the proposal considered at the reopened hearing should not be adopted under the three respective orders at this time and on this record.

The Delaware Valley order Class I price presently is a specified price ($7.17 per hundredweight for milk testing 3.5 percent butterfat), and since September 1, 1969, is subject to a plus adjustment by any amount by which the average price per hundredweight for manufacturing grade milk f.o.b. plants in Wisconsin and Minnesota, as reported by the Department for the preceding month (on a 3.5 percent butterfat basis) exceeds $4.33.

The Class I price under both the Washington, D.C., and Upper Chesapeake Bay orders is the Delaware Valley Class I price minus 10 cents.

The Delaware Valley Class I price (and the Washington, D.C., and Upper Chesapeake Bay Class I prices because of the tie with the Delaware Valley price) has been specified (as contrasted to determination through a pricing formula) since May 1, 1968. This also has been the case under the neighboring New York-New Jersey and the New England orders. Prior to a May 1, 1968, amendatory action, the New England, New York-New Jersey, and the Delaware Valley orders provided economic formula pricing of Class I milk. The Delaware Valley order pricing formula also prescribed a procedure for the bracketing of the Class I price.

The manner of interregional alignment of Class I prices for the six markets (Massachusetts-Rhode Island-New Hampshire, Connecticut, New York-New Jersey, Delaware Valley, Upper Chesapeake Bay, and Washington, D.C.), with those of other markets in the Federal order system (including the Class I price bracketing issue) was considered at a hearing held in New York City in June 1969.

A proposal considered at the June 1969 hearing and made by the New York-New Jersey Cooperative Coordinating Committee was that the price under each of the six northeastern Federal orders be "floored" in its relationship with the Class I price under the Chicago Regional order. The proposal had as its purpose to center the six northeastern Federal order Class I price alignment maintained by the Department in all of the price actions taken under orders generally on January 1, 1969, and during the previous 3 years, in a figure not further declining milk production nationally.

In his decision issued August 20, 1969 (34 F.R. 13601), based upon the evidence of the June 1969 hearing, the Acting Secretary concluded that the specified Class I price under each of the six orders should be adjusted each month by any amount by which the Minnesota-Wisconsin pay price, as reported by the Department for the preceding month, exceeded $4.33. A proposal for the adoption of bracketed Class I prices was denied and obsolete language of the inactivated provisions in the applicable orders deleted.

In this decision, the Acting Secretary concluded, in part, that:

The structure of the Class I pricing provisions as contained in the Massachusetts-Rhode Island-New Hampshire, and Connecticut orders is such that one not intimately familiar with the details of the order is required to read through and assimilate very lengthy provisions only to find at the end that the several provisions of the pricing formula were deleted.

The "committee" represents 18 of the principal cooperatives with membership that produces almost all of the New York, New Jersey and/or New England Federal order markets.

The August 1969 decision of the Assistant Secretary was officially noticed at the October 1969 reopened hearing. The findings therein relating to Class I pricing provisions, including the proposal that the method be appropriate to the matter at hand and are adopted herewith as a part of this decision. Order amendments based on the proceeding were made effective Sept. 1, 1969.

FEDERAL REGISTER, VOL. 35, NO. 17—SATURDAY, JANUARY 24, 1970
mums have no current application and that the effective price is, in fact, a specified price. It is desirable to simplify such provisions for better public understanding. As a matter of history to proponents' position, the present basis of fixed pricing is the best way of implementing market stability in this period of great uncertainty with respect to future production and consumption trends. Appropriately, the matter of a pricing formula would then be considered at the hearing after marketing conditions have stabilized sufficient to permit a longer-range decision than is now possible. Such formulation could not appropriately be reactivated in existing form.

While such decision related to the Massachusetts-Rhode Island-New Hampshire, Connecticut, and New York-New Jersey markets in particular, the obvious need for maintaining price alignment among current producing regions was noted. Accordingly, the new obsolescence of the respective inactivated pricing formulas could not appropriately be reactivated in the six-market proceeding. However, at the time that the Department was petitioned for opportunity to be heard further on the matter of Class I price bracketing, the six-market proceeding initiated in June 1969 was closed. Thus it was not possible to reopen that proceeding for the purpose of taking any additional evidence on the matter. At the time of the petition, a proceeding relating to a proposed merger of the Delaware Valley, Upper Chesapeake Bay, and Washington, D.C., order markets was underway. In order that the petition could be given consideration, it was necessary to reopen the August 1969 proceeding so that any action which might result thereby could be carried over to a merged order, in the event the record supported such action.

Witnesses at the October 1969 reopened hearing generally supported a bracketing of the Class I price and contended that such a pricing scheme would not cause intermarket price alignment problems. Notwithstanding the findings of the Secretary issued August 20, 1969, in denying bracketing on that record for these markets, are equally applicable at this time. Accordingly, the proposed action must be denied.

While Pennmarva's October 1969 reopened hearing generally supported a bracketing of the Class I price and contended that such a pricing scheme would not cause intermarket price alignment problems. Notwithstanding the findings of the Secretary issued August 20, 1969, in denying bracketing on that record for these markets, are equally applicable at this time. Accordingly, the proposed action must be denied.

The matters relating to a bracketed system of Class I pricing considered at the October 1969 reopened hearing proceedings are directly related to the matters considered at the June 1969 six-market hearing. However, at the time that the Department was petitioned for opportunity to be heard further on the matter of Class I price bracketing, the six-market proceeding initiated in June 1969 was closed. Thus it was not possible to reopen that proceeding for the purpose of taking any additional evidence on the matter. At the time of the petition, a proceeding relating to a proposed merger of the Delaware Valley, Upper Chesapeake Bay, and Washington, D.C., order markets was underway. In order that the petition could be given consideration, it was necessary to reopen the August 1969 proceeding so that any action which might result thereby could be carried over to a merged order, in the event the record supported such action.

In light of the above, the present provisions forth with details of a pricing formula in the respective orders serve no useful purpose and, in fact, impede clear understanding of the present pricing structure. Accordingly, the new obsolete language of the respective inactivated pricing formulas should be deleted.

A cooperative association excepted to the deletion of these provisions on the basis that such action was not within the scope of the hearing. However, notice and that they be reactivated in their present form. The proposed action would merely remove from the orders obsolete language. It does not imply that economic formulas, if found to be appropriate, could not be employed in the future in establishing Class I prices in the Northeast.

The Pennmarva Dairymen's Cooperative Federation, Inc., the wholesale cooperatives of which have primary membership among producers associated with the Delaware Valley, Upper Chesapeake Bay, and Washington, D.C., markets only, in January 1970 requested that the Department reconsider the Delaware Valley formula in the event any action which might result thereby could be carried over to a merged order, in the event the record supported such action.

The basis, in part, for denying the bracketing scheme as set forth in the August 1969 decision (and equally pertinent with respect to the Oct. 20, 1969, reopened hearing proceeding) was stated as follows:

While Pennmarva Federation proposed that the variable price increases to be accomplished through a bracketing scheme, such a procedure cannot accommodate the end here sought, namely, that the Wisconsin-Minnesota-Wisconsin pay price cannot at this time be reliably forecast either with respect to its ultimate level or on a month-to-month basis. We know of no method of bracketing which could achieve the objective of providing the same increase each month in the Northeast as applies in other markets.

The order prices in all markets outside the Northeast adjust each month to reflect changes in the Minnesota-Wisconsin pay price above $4.33. If inter-regional price alignment is to be maintained, the same procedure appropriately must apply under the northeastern orders. The purpose of the price change in northeastern markets is not different from that in other regulated markets. It is intended that producers in all markets receive similar treatment in consideration of the overall objective and the method best designed to achieve this objective. The proposal for the adoption of a bracketing scheme at this time therefore is denied.

The findings and conclusions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

The findings and conclusions of this partial decision do not require any changes in the regulatory provisions of the three respective orders regulating the handling of milk in the Washington, D.C., Delaware Valley, and Upper Chesapeake Bay marketing areas.


RICHARD E. LYNG,
Assistant Secretary.

[7 CFR Part 1124]

[DOCKET No. AO-388-A2]

MILK IN OREGON-WASHINGTON MARKETING AREA

Notice of Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

Notice is hereby given of a public hearing to be held at the Klamath County Fairgrounds, Exhibition Hall, 3531 South Sixth Street, Klamath Falls, Ore., beginning at 10 a.m. on January 29, 1970, to consider the proposed amendments to the tentative marketing agreement and to the order, regulating the handling of milk in the Oregon-Washington marketing area.

The hearing is called pursuant to the provisions of the Agricultural Marketing Agreement Act of 1997, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900).

The purpose of the hearing is to receive evidence with respect to the economic and marketing conditions which relate to the proposed amendments, hereinafter set forth, and any appropriate modifications thereof, to the tentative marketing agreement and to the order.

The proposed amendments, set forth below, have not received the approval of the Secretary of Agriculture.

**Proposed by Medo-Bel Creamery, Weed, Calif.**
PROPOSED RULE MAKING

DEPARTMENT OF COMMERCE
Office of the Secretary

[15 CFR Part 7]

CHILDREN'S WEARING APPEAR
Notice of Finding That Flammability Standard or Other Regulation May Be Needed and Institution of Proceedings

Finding. Pursuant to section 4(a) of the Flammable Fabrics Act, as amended (sec. 3, 81 Stat. 569; 15 U.S.C. 1193) and §7.5 of the Flammable Fabrics Act Procedure may be necessary to make the entire marketing agreement and the order may be procured from the Market Administrator, James A. Burger, Farmers Center Building, 6700 Southwest Varns Street, Portland, Oreg. 97223, or from the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, or may be there inspected.


JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[8:46 a.m.]

[7 CFR Part 1124]

MILK IN OREGON-WASHINGTON MARKETING AREA

Supplemental Notice of Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the 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 the formulation of marketing agreements and marketing orders (7 CFR Part 900), a notice was issued January 21, 1970, giving notice of a public hearing to be held at the Klamath County Fairgrounds Exhibition Hall, 3531 South Sixth Street, Klamath Falls, Oreg., beginning at 10 a.m. on January 29, 1970, with respect to proposed amendments, by the Deputy Administrator, regulating the handling of milk in the Oregon-Washington marketing area.

Supplemental notice is hereby given with respect to proposed amendments to the Oregon-Washington marketing area.

The proposed notice is hereby given with respect to proposed amendments to the Oregon-Washington marketing area.

The proposed amendment, set forth below, has not received the approval of the Secretary of Agriculture.

Pursuant to the 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 the formulation of marketing agreements and marketing orders (7 CFR Part 900), a notice was issued January 21, 1970, giving notice of a public hearing to be held at the Klamath County Fairgrounds Exhibition Hall, 3531 South Sixth Street, Klamath Falls, Oreg., beginning at 10 a.m. on January 29, 1970, with respect to proposed amendments, by the Deputy Administrator, regulating the handling of milk in the Oregon-Washington marketing area.

Supplemental notice is hereby given with respect to proposed amendments to the Oregon-Washington marketing area.

The proposed order may be procured from the Market Administrator, James A. Burger, Farmers Center Building, 6700 Southwest Varns Street, Portland, Oreg. 97223, or from the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250 or may be there inspected.


JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[8:46 a.m.]
notice in the Federal Register relative to (1) the above finding that a new or amended flammability standard or standards or other regulations, including labeling, may be needed and (2) the standards or other regulations, including labeling, that might be adopted in the event that a final finding is made by the Secretary of Commerce that such a standard or other regulation is needed to adequately protect the public against unreasonable risk of the occurrence of fire leading to death or personal injury, or significant property damage. Written comments or suggestions should be submitted in at least four copies to the Assistant Secretary for Science and Technology, Room 5051, U.S. Department of Commerce, Washington, D.C. 20220 and should include any data or other information pertinent to the subject.

**Inspection of relevant documents.** The written comments received pursuant to this notice will be available for public inspection at the Central Reference and Records Inspection Facility of the Department of Commerce, Room 1222, Main Commerce Building, 14th Street between E Street and Constitution Avenue NW., Washington, D.C. 20230. A supporting document relating to data from burn cases is available, for examination or copying, in this facility.

**Issued:** January 21, 1970.

**Myron Tribus,**
Assistant Secretary for Science and Technology.

[F.R. Doc. 70-921; Filed, Jan. 23, 1970; 8:46 a.m.] *

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### PROPOSED RULE MAKING

#### DEPARTMENT OF TRANSPORTATION

**Federal Highway Administration**

[49 CFR Part 393]

[Docket No. MC-17; Notice No. 70-1]

### COUPLING DEVICES AND TOWING METHODS

#### Notice of Proposed Rule Making

The Administrator has received a petition to amend §§ 393.70(f) and 393.71(h)(10) of the Motor Carrier Safety Regulations (49 CFR 393.70(f), 393.71(h)(10)) to permit the use of what the petitioner calls an "under-tongue" coupling device as an alternative to the safety chains or cables required on full trailers and the converter dollies used to convert semitrailers to full trailers (§ 393.70(f)), and in driveaway-towaway operations (§ 393.71(h)(10)). The device consists of a rigid metal arm, attached to the towing vehicle under the primary coupling mechanism, which hooks onto a similar arm on the towed vehicle. The petitioner contends that the strength of this device would be comparable to that of chains or cables, and that it would permit greater control of the towed vehicle if the primary coupling fails.

Because this petition for rule making raises a general question whether the emergency coupling provisions of §§ 393.70(f) and 393.71 should be broadened to permit devices other than chains or cables, the Administrator invites interested persons to submit comments to assist him to determine whether the regulations should be changed to allow use of new types of emergency coupling devices, including but not limited to the type proposed by the petitioner. Comments should be submitted in a supporting data and information where practicable.

**Comments must identify the docket number and the notice number.** They should be submitted in three copies to the Bureau of Motor Carrier Safety, Federal Highway Administration, 400 Seventh Street SW., Washington, D.C. 20551. All comments received on or before March 30, 1970, will be considered by the Administrator. All comments will be available in the Rules Docket at the above address for examination both before and after the closing date. This notice of proposed rule making is issued under the authority of section 204 of the Interstate Commerce Act, as amended (49 U.S.C. 304), section 6 of the Department of Transportation Act (49 U.S.C. 1655), and the delegation of authority at 49 CFR 1.4(c).

**Issued on January 16, 1970.**

**F. C. Turner,**
Federal Highway Administrator.

[F.R. Doc. 70-383; Filed, Jan. 28, 1970; 8:48 a.m.]

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### DEPARTMENT OF LABOR

**Wage and Hour Division**

[29 CFR Parts 604, 606, 670, 675, 677, 678, 689]

[Admin. Order No. 612]

### INDUSTRY COMMITTEES FOR VARIOUS INDUSTRIES IN PUERTO RICO

#### Appointment To Investigate Conditions and Recommend Minimum Wages: Notice of Hearings

Pursuant to section 5 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206), Reorganization Plan No. 6 of 1950 (3 CFR 1949-53 Comp., p. 1004), and 29 CFR Part 511, I hereby appoint the following industry committees for the indicated industries:

**Committee**

**Industry**


91-B: Lumber and Wood Products Industry in Puerto Rico.


92-B: Lumber, Wood Industry in Puerto Rico.


93-B: Electrical, Instruments, and Related Products Industry in Puerto Rico.


**These industries are defined as follows:**

The lumber and wood products industry in Puerto Rico is defined as follows: The logging, wood preserving, and the manufacture of all products made from lumber and wood and related materials, including, but without limitation, sawmill products; planing and plywood mill products; furniture; office and store fixtures; boxes and containers; cooperation; window and door screens and blinds; casts and coffins; matches; trays; bows, and other woodendware; excelsior, cork, bamboo, rattan, and willoware articles such as hampers, baskets, coasters, and table mats; and charcoal. Provided, however, that all other products industry included any product or activity in the metal, machinery, transportation equipment, and allied products industry as defined in 29 CFR Part 672, or the paper, paper products, printing, and publishing industry as defined in 29 CFR Part 677. The paper, paper products, printing, and publishing industry in Puerto Rico is defined as follows: The manufacture of pulp from wood, rags, bageuse, and other fibers; the conversion of such pulp into paper, paperboard, and pulp into bags, boxes, containers, tags, cards, envelopes, pressed and molded pulp products, all other converted paper products; the printing performed on the foregoing and on allied products; the printing or publishing of newspapers, books, periodicals, maps, and music; and all activities for commercial service operations performed by typesetters, advertising typographers, electrotypers, stereotypers, photoengravers, steel and copper plate engravers, commercial printers, lithographers, gravure printers, private printing plants of concerns engaged in other business, binderies, and newsyndicates: Provided, however, that the industry shall not include any product or activity included in the leather, leather goods, and related products industry, as defined in 29 CFR Part 666.

The stone, clay, glass, cement, and related products industry in Puerto Rico is defined as follows: The mining, quarrying, or other extraction and the further processing of all minerals (other than metal ores, chemicals, and fertilizer minerals, coal, petroleum, or natural gases) and the manufacture of products of such minerals, including, but without limitation, structure and Allied products, chemicals, pottery, tile, and other ceramic products and refractories; glass and glass
measuring and dispensing pumps; ophthalmic
products (except lenses); dimension and
cut stone; crushed stone, sand and gravel;
hydraulic cement; abrasives; lime, concrete,
gypsum, mica, plaster, and asbestos products; and the manufacture of paper, corrugated fiber, ivory, shell and similar natural materials: Provided, however, That the industry shall not include any product or activity included in the button, jewelry, and lapidary work industry defined in 29 CFR Part 616; the construction, business service, motion picture, and miscellaneous industry as defined in 29 CFR Part 672; the metal, machinery, transportation equipment, and allied products industry as defined in 29 CFR Part 604; or the chemical, petroleum, and related products industry as defined in 29 CFR Part 670.

The chemical, petroleum, and related products industry in Puerto Rico is defined as follows: The manufacture, and allied products industry as defined in 29 CFR Part 619; the food and kindred products industry, as defined in 29 CFR Part 673; or any activity performed in the capacity of a public utility; (b) the products of this industry; (c) any activity in the manufacture or processing of any mineral used in the production of the foregoing; and the mining or other extraction of petroleum, coal, or natural gases and the mining of such materials therein: Provided, however, That the industry shall not include any activity included in the alcoholic beverage and industrial alcohol industry as defined in 29 CFR Part 606; the metal, machinery, transportation equipment, and allied products industry as defined in 29 CFR Part 604; or the chemical, petroleum, and related products industry as defined in 29 CFR Part 670.

The electrical, instrument, and related products industry in Puerto Rico is defined as follows: The manufacture, assembling, and repair of machinery, apparatus, equipment, and supplies and for the generation, storage, transmission, transformation, and utilization of electrical energy; and the manufacture, assembly, and repair of instruments, lenses, apparatus, and equipment for scientific, professional, industrial, measuring, photographic, ophthalmic, musical, and medical purposes: Provided, however, That the industry shall not include industrial and commercial machinery powered by electric motors; measuring and dispensing pumps; ophthalmic frames; lensometers; and inks, rubbers, inks, dyes, inks, and fillers, wood distillation and naval stores; fertilizers; vegetable and animal oils and fats; candles, glue and gelatin; compressed and liquid gases; paint and varnish; clothing and similar natural materials; asbestos products; and the manufacture of products therefrom: Provided, however, That the industry shall not include the production of any basic material other than metal; the further processing of any basic material other than metal except what done by an establishment producing from such material a product of this industry or sub-assembly of such product; and any activity included in the button, jewelry, and lapidary work industry as defined in 29 CFR Part 616; or in the electrical, instrument, and related products industry as defined in 29 CFR Part 606.

The sugar manufacturing industry in Puerto Rico is defined as follows: The production of raw sugar, cane juice, molasses and refined sugar, and incidental byproducts; all railroad transportation activities included in the button, jewelry, and lapidary work industry as defined in 29 CFR Part 606; or in the electrical, instrument, and related products industry as defined in 29 CFR Part 606; the sugar manufacturing industry in connection with the processing of any basic material other than metal; and the manufacture from any basic material other than metal of machinery, tools, transportation activities carried on by a producer of any of these products (or by any firm owned or controlled by, or owning and controlling such producer, or by any firm owned or controlled by the government) where such activities are in whole or in part used for the production or shipment of the products of the industry; and any transportation activity by truck, vessel, or other vehicle performed by a producer of products of the industry in connection with the production or shipment of such products included in the button, jewelry, and lapidary work industry as defined in 29 CFR Part 616 of this chapter, or any transportation activity to which the agricultural exemption contained in section 13(a) of the Act was applicable prior to February 1, 1943. Pursuant to section 8 of the Fair Labor Standards Act of 1938 (29 U.S.C. 208), Reorganization Plan No. 6 of 1950 (3 CFR 1949–1953 Comp., p. 1004), and 29 CFR Part 511, I hereby:

(a) Convene the above appointed industry committees;
(b) Refer to the industry committees the question of the minimum rates of wages to be fixed for the above-mentioned industries in Puerto Rico as herein defined;
(c) Give notice of the hearings to be held by the several committees at the times and place indicated below. The committees shall investigate conditions in the industries, and the committees, or any authorized subcommittee thereof, shall have such evidence as may be necessary or appropriate to enable the committees to perform their duties and functions under the aforementioned Act.

Industry Committee No. 91-A will meet in executive session to commence its investigation on Monday, March 9, 1970, at 9:30 a.m. and begin its public hearing at 10:30 a.m. on that date. At the conclusion of this hearing, Industry Committee No. 91-B will immediately convene to conduct its investigation and subsequently to hold its hearing.

Industry Committee No. 92-A will meet in executive session to commence its investigation on Monday, March 16, 1970, at 9:30 a.m. and begin its public hearing at 10:30 a.m. on that date. At the conclusion of this hearing, Industry Committee No. 92-B will immediately convene to conduct its investigation and subsequently to hold its hearing.

Industry Committee No. 93-A will meet in executive session to commence its investigation on Monday, March 16, 1970, at 9:30 a.m. and begin its public hearing at 10:30 a.m. on that date. At the conclusion of this hearing, Industry Committee No. 93-B will immediately convene to conduct its investigation and subsequently to hold its hearing.

Industry Committee No. 94 will meet in executive session to commence its investigation on Monday, May 11, 1970, at 9:30 a.m. and begin its public hearing at 10:30 a.m. on that date.

The hearings will take place in the offices of the Wage and Hour and Public Contracts Divisions of the Department of Labor in the highest minimum wage rates for the industry which it determines, due regard to economic and competitive conditions, will not substantially curtail employment in the industry, and will not give any industry in Puerto Rico a competitive advantage over any industry in the United States outside of Puerto Rico, the Virgin Islands, or American Samoa. However, no industry committee shall recommend minimum wage rates in excess of $1.60 an hour for work which would have been covered by section 6 of the Act if it had been performed prior to the effective date of the Fair Labor Standards Act of 1938 (P.L. 75-774, 54 Stat. 989). Nor shall any committee recommend minimum wage rates in excess of $1.45 an hour for the period ending January 31, 1971, nor in excess of $1.60 per hour thereafter, for work brought within the purview of section 6 of the Act by the Fair Labor Standards Amendments of 1966.

Whenever an industry committee finds that a higher minimum wage may be determined for employees engaged in certain activities in the industry than may be determined for other employees in that industry, the committee shall recommend such reasonable classifications within that industry at such time as the committee determines to be necessary for the purpose of fixing for each classification the highest minimum wage rate that can be determined for it. Provided, however, no industry committee shall make an order which would curtail employment in such classification and which will not substantially curb employment in such classification and which will not give a competitive advantage to any industry in Puerto Rico over any industry in the United States.provided, however, and no minimum wage rate shall be fixed solely on a regional basis or on the basis of age or sex. In determining whether there shall be classifications within an industry, in making such classifications, and in determining the minimum wage rates
for such classifications, each industry committee shall consider, among other relevant factors, the following: (1) Competitive conditions as affected by transportation, living, and production costs; (2) wages established for work of like or comparable character by collective labor agreements negotiated between employers and employees by representatives of their own choosing; and (3) wages paid for work of like or comparable character by employers who voluntarily maintain minimum wage standards in the industry.

The Administrator shall prepare an economic report for each industry committee containing such data as he is able to assemble pertinent to the matters referred to them. Copies of such reports may be obtained at the national and Puerto Rican offices of the Wage and Hour and Public Contracts Divisions of the U.S. Department of Labor as soon as they are completed and prior to the hearings. The industry committees shall take official notice of the facts stated in the economic reports to the extent that they are not refuted at the hearings.

The procedure of industry committees shall be governed by 29 CFR Part 511. Interested persons wishing to participate in any of the hearings shall file prehearing statements, as provided in 29 CFR 511.8 containing the data specified in that section not later than 10 days before the first hearing date set for each committee as set forth in this notice of hearing, i.e., February 27, 1970, for matters to be considered by Industry Committees Nos. 91-A or B; March 6, 1970, for matters to be considered by Industry Committees Nos. 92-A or B; April 24, 1970, for matters to be considered by Industry Committees Nos. 93-A or B; and May 1, 1970, for matters to be considered by Industry Committee No. 94.

Signed at Washington, D.C., this 21st day of January 1970.

GEORGE P. SHULTZ,
Secretary of Labor.

[F.R. Doc. 70-946; Filed, Jan. 23, 1970;
8:48 a.m.]
DEPARTMENT OF THE TREASURY
Internal Revenue Service

STEPHEN W. CAMERON

Notice of Granting of Relief

Notice is hereby given that Stephen W. Cameron, 6414 North 87th Street, Milwaukee, Wis. 53224, has applied for relief from disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms incurred by reason of his conviction on November 27, 1948, by the Aroostook County, Maine, Superior Court of a crime punishable by imprisonment for a term exceeding 1 year. Unless relief is granted, it will be unlawful for Stephen W. Cameron because of such conviction, to ship, transport, or receive in interstate or foreign commerce any firearm or ammunition, and he would be ineligible for a license under chapter 44, title 18, United States Code as a firearm or ammunition importer, manufacturer, dealer or collector. In addition, under title VII of the Omnibus Crime Control and Safe Streets Act of 1968, as amended (82 Stat. 236; 18 U.S.C., Appendix), because of such conviction, it would be unlawful for Stephen W. Cameron to receive, possess, or transport in commerce or affecting commerce, any firearm.

Notice is hereby given that I have considered Stephen W. Cameron's application and:

(1) I have found that the conviction was made upon a charge which did not involve the use of a firearm or other weapon or a violation of chapter 44, title 18, United States Code, or of the National Firearms Act; and

(2) It has been established to my satisfaction that the circumstances regarding the conviction and the applicant's record and reputation are such that the applicant will not be likely to act in a manner dangerous to public safety, and that the granting of the relief would not be contrary to the public interest.

Therefore, pursuant to the authority vested in the Secretary of the Treasury by section 925(c), title 26, Code of Federal Regulations and delegated to me by 26 CFR 178.144, it is ordered that Stephen W. Cameron be, and he hereby is, granted relief from the disabilities imposed by Federal laws with respect to the acquisition, receipt, transfer, shipment, or possession of firearms and incurring by reason of the conviction hereinafore described.

Signed at Washington, D.C., this 13th day of January 1970.

[SEAL.] RANOLD W. OWER.
Commissioner of Internal Revenue.

[F.R. Doc. 70-943; Filed, Jan. 23, 1970; 8:48 a.m.]
Development, Region III (Atlanta), is hereby authorized to administer oaths under section 811(a) of the Civil Rights Act of 1968, Public Law 90–284, 42 U.S.C. 3611(a):

2. James D. Yocker.
3. W. Thomas Hendrix.
5. Augustus L. Clay.
8. J. Herbert Williams.

Redelegation. The redelegation of authority to certain HUD employees in Region III (Atlanta), published in 34 F.R. 7043–44, April 29, 1969, as amended April 14, 1969, September 4, 1969, is hereby revoked as of the date of publication of this document in the Federal Register.

Each of the following named employees in the Department of Housing and Urban Development, Region IV (Chicago, Ill.), is hereby authorized to administer oaths under section 811(a) of the Civil Rights Act of 1968, Public Law 90–284, 42 U.S.C. 3611(a):

Irving Horowitz.
Frisilda L. Harper.
Napoleon P. Dotson.
Andrew Corcoran.
William E. Hill.
Garland D. Davis.
John Endres.
Royal W. Fulton.
Hansel C. Hall.
Chantland Wynor.
E. Lawrence Oldfield.
John Thompson.
Irving Higginbotham.
Robert Mausto Hasegawa.
R. Susan Johnson.
Barbara O'Bannon.
Bessie Donaldson.
David Marr.
Elizabeth Jones.
William Kutmus.
Marilyn V. Singleton.

Redelegation of Authority With Respect to Fair Housing

Section A. Authority with respect to fair housing. The Assistant Regional Administrator for Equal Opportunity is further authorized to delegate to subordinate employees the authority to administer oaths under section 811(a) of the Civil Rights Act of 1968, Public Law 90–284, 42 U.S.C. 3611(a), except the authority to:

1. Make studies and publish reports under section 808(e) of the Act.
2. Issue rules and regulations.
3. Effective date. This redelegation of authority shall be effective upon publication in the Federal Register.

Robert L. Tucker.
Assistant Regional Administrator for Equal Opportunity, Region IV.

Redelegation of Authority To Administer Oaths Under Title VIII (Fair Housing) of Civil Rights Act of 1968

Each of the following named employees in the Department of Housing and Urban Development, Region V (Fort Worth, Tex.), is hereby authorized to administer oaths under section 811(a) of the Civil Rights Act of 1968, Public Law 90–284, 42 U.S.C. 3611(a):

Rufus B. Bardwell.
John E. Esbanks.
Gloria W. Eyres.
Samuel W. Hudson, Jr.
Clark L. Jones.
William F. Kerrigan.
Fred D. Merriwether.
John M. Nelson.
Jack E. Sendridge.
Earl F. Wilkinson.

and Joint Conferences 1–2 and 3–1 of the International Air Transport Association (IATA). The agreements establish bulk mail handling charges and related provisions to apply within the Western Hemisphere.

In deferring action on the agreements, 10 days were granted in which interested persons might file petitions in support of or in opposition to the proposed action. No petitions have been received within the filing period and the tentative conclusions in Order 69–12–138 will herein be made final.

Accordingly, It is ordered, That:

Agreements CAB 21432 and 21441 be and hereby are approved.

This order will be published in the Federal Register.

[SEAL] HARRY J. ZINK,
Secretary.

[F.R. Doc. 70–906; Filed, Jan. 23, 1970;
8:48 a.m.]

CIVIL SERVICE COMMISSION
DEPARTMENT OF COMMERCE

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Commerce to fill by noncareer executive assignment in the excepted service the position of Deputy Director, Office of Minority Business Enterprise.

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

[F.R. Doc. 70–868; Filed, Jan. 23, 1970;
8:45 a.m.]

GENERAL SERVICES ADMINISTRATION

Notice of Grant of Authority To Make a Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the General Services Administration to fill by noncareer executive assignment in the excepted service the position of Director of Legislative and Congressional Affairs, Office of the Assistant Administrator.

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

[F.R. Doc. 70–900; Filed, Jan. 23, 1970;
8:45 a.m.]

OFFICE OF ECONOMIC OPPORTUNITY

Notice of Revocation of Authority To Make Noncareer Executive Assignments

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Office of Economic Opportunity to fill by noncareer executive assignment in the excepted service the position of Assistant Director, Recruitment, Selection, and Community Relations, VISTA.

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

[F.R. Doc. 70–899; Filed, Jan. 23, 1970;
8:45 a.m.]

GENERAL SERVICES ADMINISTRATION

Notice of Revocation of Authority To Make a Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the General Services Administration to fill by noncareer executive assignment in the excepted service the position of Commissioner, Transportation and Communications Service.

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

[F.R. Doc. 70–895; Filed, Jan. 23, 1970;
8:45 a.m.]

OFFICE OF ECONOMIC OPPORTUNITY

Notice of Grant of Authority To Make a Noncareer Executive Assignment

Under the authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Office of Economic Opportunity to fill by noncareer executive assignment in the excepted service the position of Director, State and Local Government Division, Office of Operations.

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

[F.R. Doc. 70–900; Filed, Jan. 23, 1970;
8:45 a.m.]

FEDERAL POWER COMMISSION

[Court No. CP70–167]

CASCADE NATURAL GAS CORP.

Notice of Application

JANUARY 15, 1970.

Take notice that on January 7, 1970, Cascade Natural Gas Corp. (Applicant)
222 Fairview Avenue North, Seattle, Wash. 98109, filed in Docket No. CP68-249.

CONSOLIDATED GAS SUPPLY CORP.

Notice of Application


Take notice that on January 9, 1970, Consolidated Gas Supply Corp. (Applicant), 4945 West Madison Street, Chicago, Ill. 60624, filed in Docket No. CP70-170 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities, including the use of certain existing facilities, and permission and approval to abandon these latter facilities before the 1970-71 winter, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to continue operating through May 31, 1970, an existing skid-mounted compressor unit, abandon such unit before the 1970-71 winter season, and construct and operate a new permanent compressor unit and related facilities under the Natural Gas Act and Redelivery point with El Paso Natural Gas Co. (El Paso). Applicant states that such new permanent facilities are necessary to effect redelivery of gas being exchanged through May 31, 1970, an existing facility to El Paso's system expected to recur this winter.

The total estimated cost of the proposed facilities, including the proposed abandonment, is $46,400, which will be financed by cash on hand and that generated from normal operations, supplemented by bank borrowings pursuant to existing credit arrangements.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 9, 1970, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make any protest parties to the proceeding.

Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for an applicant to appear or be represented at the hearing.

GORDON M. GRANT, Secretary.

[F.R. Doc. 70-902; Filed, Jan. 23, 1970; 8:45 a.m.]

[Docket No. CP70-170]

MIDWESTERN GAS TRANSMISSION CO.

Notice of Petition To Amend


Take notice that on January 5, 1970, Midwestern Gas Transmission Co. (Applicant), Post Office Box 774, Chicago, Ill. 60690, filed in Docket No. CP68-249 a petition to amend the order of the Commission issued on May 24, 1968, to authorize applicant to make an addition to its Joliet sales meter station, rather than as authorized to the Joliet sales meter station, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

By the aforementioned order Applicant was authorized, inter alia, to construct and operate measuring facilities at its Joliet station and to make increased daily sales to Northern Illinois Gas Co. (Northern Illinois) of 80,000 Mcf.

Applicant states that it constructed additions to the Joliet sales meter station rather than as authorized to the Joliet sales meter station because the customer Northern Illinois requested the sales at that station and the costs at Wilmington were less than required at Joliet.

Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 9, 1970, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make any protest parties to the proceeding.

Applicant states that it constructed additions to the Joliet sales meter station rather than as authorized to the Joliet sales meter station because the customer Northern Illinois requested the sales at that station and the costs at Wilmington were less than required at Joliet.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 9, 1970, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make any protest parties to the proceeding.

GORDON M. GRANT, Secretary.

[F.R. Doc. 70-904; Filed, Jan. 23, 1970; 8:45 a.m.]

[Docket No. CP68-249]
NOTICES

MONTANA-DAKOTA UTILITIES CO.

Notice of Application

JANUARY 15, 1970.

Take notice that on January 12, 1970, Montana-Dakota Utilities Co. (Applicant) filed in Docket No. CP70-173 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities and to effect a long-term exchange of natural gas with Northern Natural Gas Co. (Northern), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to construct and operate the following:
(1) Approximately 11 miles of 12 1/2-inch O.D. gas transmission line beginning at a point on the existing Tioga-Minot Line and running to Northern's proposed terminal station in Ward County, N. Dak.;
(2) A gas metering station near Minot through which gas will be delivered to Northern and redelivered to it by Applicant; and,
(3) An automated compressor station near Minot, consisting of two 800 horsepower gas engine compressor sets with intercooler and gas cooling facilities, intake air system, exhaust system, and unit sequencing equipment.

Applicant states that the proposed facilities are necessary to effect a long-term exchange of natural gas with Northern near Minot, and to extend system deliverability.

The total estimated cost of the proposed facilities is $948,000, which will be financed by internally generated funds and/or short-term borrowing.

Any person desiring to be heard or to make any protest with reference to said application should file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken. No one will be served to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission by motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant to appear or to be represented at the hearing.

GORDON M. GRANT, Secretary.

[F.R. Doc. 70-905; Filed, Jan. 23, 1970; 8:45 a.m.]

FEDERAL RESERVE SYSTEM

COMMERCe BANCShARES, INC.

Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made, pursuant to section 3(a) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)), by Commerce Bancshares, Inc., which is a bank holding company located in Kansas City, Mo., for prior approval by the Board of Governors of the acquisition by applicant of more than 80 per cent of the voting shares of American Trust Company of Hannibal, Hannibal, Mo.

Section 3(c) of the Act provides that the Board shall not approve:
(1) Any acquisition or merger or consolidation under section 3 which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of Banking in any part of the United States or any member of the Federal Reserve System; and
(2) Any other proposed acquisition or merger or consolidation under section 3 whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which would be in restraint of trade, unless the Board finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of Kansas City.

Dated at Washington, D.C., this 18th day of January 1970.

By order of the Board of Governors.

[SEAL] KENNETH A. KENTON, Deputy Secretary.

[F.R. Doc. 70-922; Filed, Jan. 23, 1970; 8:47 a.m.]

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regulations; Temporary Regulation F-62]

SECRETARY OF DEFENSE

Delegation of Authority

1. Purpose. This regulation delegates authority to the Secretary of Defense to represent the customer interest of the Federal Government in natural gas service rate proceedings.

2. Effective date. This regulation is effective January 1, 1970.

3. Delegation. a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 60 Stat. 577, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the interests of the executive agencies of the Federal Government before the Public Utilities Commission of the State of California in proceedings involving natural gas service rates of three affiliated gas companies, Southern California Gas Co., Southern Counties Gas Company of California, and Pacific Lighting Service Co. (California PUC Applications Nos. 51567, 51568, and 51569).

b. This Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

JOHN W. CHAPMAN, Jr.,
Acting Administrator
of General Services.

JANUARY 20, 1970.

[F.R. Doc. 70-910; Filed, Jan. 23, 1970; 8:46 a.m.]

[Federal Property Management Regulations; Temporary Regulation F-63]

SECRETARY OF DEFENSE

Delegation of Authority

1. Purpose. This regulation delegates authority to the Secretary of Defense to represent the customer interest of the Federal Government in a water and sewerage service rate proceeding.

2. Effective date. This regulation is effective immediately.
NOTICES

DEPARTMENT OF LABOR
Wage and Hour Division

CERTIFICATES AUTHORIZING THE EMPLOYMENT OF FULL-TIME STUDENTS WORKING OUTSIDE OF SCHOOL HOURS AT SPECIAL MINIMUM WAGES IN RETAIL OR SERVICE ESTABLISHMENTS OR IN AGRICULTURE

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1096, as amended), 29 U.S.C. 211, and the regulation on employment of full-time students (29 CFR, Part 510), and Administrative Order No. 595 (31 F.R. 12981), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the Act. The effective and expiration dates are as indicated below. The minimum certificate rates are not less than 95 percent of the applicable statutory minimum.

The following certificates provide for an allowance not to exceed the proportion of the total hours worked by full-time students at rates below $1 an hour to the total number of hours worked by all employees in the establishment during the base period in occupations of the same general classes in which the establishment employed full-time students at wages below $1 an hour in the base period.

Annes Department Store, department store; 4810-20 North Milwaukee Avenue, Chicago, Ill.; 10-29-69 to 10-28-70.

Butler's Department Store, department store; 54 Main Street, Waterville, Main; 11-6-70 to 11-7-70.

Dirk's Discount Co., variety-department store; No. 43, Scott City, Kans.; 11-18-69 to 11-13-70.

Easter Super Value, foodstore; 121 North Walnut, Ohio; 11-1-69 to 10-31-70.

Evansville Mercantile Association, department store; 21 West Main, Evansville, Wis.; 11-9-69 to 11-3-70.

Extra Super Valu, foodstore; Extra, Iowa; 10-26-69 to 11-19-70.

Fandel's Department Store; St. Cloud, Minn.; 11-4-69 to 11-3-70.

H. M. Fishman Co., Inc., variety store; 88-90 Merchants Row, Rutland, Vt.; 11-21-69 to 11-20-70.

George's Market, Inc., foodstore; No. 2, Morristown, Tenn.; 11-1-69 to 11-30-70.

Glendy's, department store; 6007 Richfield Road, Plant, Mich.; 11-12-69 to 11-11-70.

Goldblatt Brothers, Inc., department store; 3111 West 26th Street, Chicago, Ill.; 10-28-69 to 10-27-70.


Haines Super Market, foodstore, from 10-26-69 to 10-29-70; 1957 Broadway, Lincoln, Nebr.; 10-9-69 to 10-8-70.

Hart's Department Store, department store; 955 North Broad, Griffith, Ind.; 10-29-69 to 10-28-70.

S. H. Heinroth Co., Inc., department store; 405 South Jefferson Street, Roanoke, Va.; 11-1-69 to 10-31-70.

Hills Variety Foods, foodstore; 1102 South Second Street, Latonia, Ohio; 11-10-69 to 11-9-70.

International Hosiery Co., Inc., dep.

Klauss, IGA, foodstore; 1016 West Sixth; Johnson City, Kans.; 11-8-69 to 11-17-70.


Dan Marsh Drugs, Inc., drugstore; 823 St. Germain, St. Cloud, Minn.; 11-4-69 to 11-7-70.

McCrory-McLellan-Green Stores, variety-department stores: No. 600, Flagstaff, Ariz.; 11-3-69 to 11-7-70; No. 311, Key West, Fla.; 11-22-69 to 11-21-70; No. 313, Natchez, Miss.; 10-22-69 to 11-21-70; No. 786, Raleigh, N.C.; 11-10-69 to 11-20-70; No. 199, Monongahela, Pa.; 10-25-69 to 10-24-70.

McDonald's Hamburgers, restaurant; 1101 Camp Jackson Road, Cahokia, Ill.; 11-7-69 to 11-8-70.

McKelvey's, department store; 210 West Federal Street, Youngstown, Ohio; 11-17-69 to 11-16-70.

Middletown Merchandise Mart, department store; 3751 East Harrisburg Pike, Middletown, Pa.; 10-27-69 to 10-26-70.

M. H. Fishman Co., Inc., variety store; 88-90 Merchants Row, Rutland, Vt.; 11-21-69 to 11-20-70.

No. 2, Mesquite, Tex.; 11-16-69 to 11-15-70.

M. H. Fishman Co., Inc., variety store; 88-90 Merchants Row, Rutland, Vt.; 11-21-69 to 11-20-70.

No. 2, Mesquite, Tex.; 11-16-69 to 11-15-70.

M. H. Fishman Co., Inc., variety store; 88-90 Merchants Row, Rutland, Vt.; 11-21-69 to 11-20-70.

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M. H. Fishman Co., Inc., variety store; 88-90 Merchants Row, Rutland, Vt.; 11-21-69 to 11-20-70.

No. 2, Mesquite, Tex.; 11-16-69 to 11-15-70.
NOTICES

The following certificates were issued to establishments relying on the base-year employment of other establishments, either because they came into existence after the beginning of the base year or because they did not have available base-year records. The certificates permit the employment of full-time students at rates of not less than 85 percent of the statutory minimum in the classes of occupations listed, and provide for the indicated monthly limits of the percentage of full-time student hours of employment at rates below the applicable statutory minimum to total hours of employment of all employees.

Max Adler Co., apparel store; 2524 Miracle Lane, Mishawaka, Ind.; office, clerk, stock clerk, salesclerk; 3 to 7 percent; 10-16-70 to 10-17-70.

Green's Market, Inc., foodstore; 334 North Main Street, MILFORD, Mich.; carryout, stock clerk; 13 to 20 percent; 11-16-69 to 11-15-70.

Great Stokes Co., variety store; Villa Park Shopping Center, Villa Park, Ill.; stock clerk; 10 to 45 percent; 11-10-69 to 11-5-70.

Dawall Stores Co., variety-department store; No. 4, Clark Center, Kank.; salesclerk, stock clerk; 8 to 35 percent; 11-10-69 to 11-9-70.

Economy Super Market, foodstore; 1975 Perry Boulevard, NW, Atlanta, Ga.; carryout; 8 to 11 percent; 11-20-69 to 10-1-70.

English Chick 'N Steak House, restaurant; 6000 A Ritchie Highway, Glen Burnie, Md.; carryout, stock clerk, cleanup; 10-24-69 to 11-23-70.

Erdman Supermarkets, Inc., foodstore; Oakdale Shopping Center, Owatonna, Minn.; checker, stock clerk, carryout, cleanup; 10-31-69 to 11-19-70.

Family Department Store, variety-department store; No. 64, Phoenix, Ariz.; salesclerk; 5 to 20 percent; 11-10-69 to 10-14-70.

W. T. Grant Co., variety-department store; No. 913, New York, N.Y., salesclerk; 9 to 16 percent; 11-10-69 to 11-9-70.

Arthur Greer & Sons, Inc., foodstore; Sixth South McGregor Avenue, Mobile, Ala.; bagger; 15 to 10 percent; 10-7-69 to 10-6-70.

Handy Andy, Inc., foodstore; No. 28, San Antonio, Tex.; package clerk, stock clerk, cashier except as otherwise indicated; No. 1051, Indianapolis, Ind.; 7 to 10 percent; 10-24-69 to 10-23-70; No. 174, Milwaukee, Wis.; salesclerk; 7 to 17 percent; 11-19-69 to 11-18-70; No. 1100, Cedar Falls, Iowa; 2 to 14 percent; 10-24-69 to 10-23-70 (salesclerk, stock clerk, checker, cashier); No. 1018, Fargo, N. Dak.; 3 to 16 percent; 11-8-69 to 11-7-69; No. 1431, New York, N. Y.; 6 to 12 percent; 11-6-69 to 11-5-70; No. 351, Janesville, Wis.; 25 to 30 percent; 11-12-70.

A. H. Heironimus Co., Inc., department store; No. 595, Dayton, Ohio; salesclerk, stock clerk, gift wrapper; 0 to 6 percent; 11-9-69 to 10-31-70; No. 763, Dayton Beach, Fla.; salesclerk, stock clerk; 5 to 10 percent; 11-7-69 to 9-2-70; No. 4383, Jacksov's, Denver, Colo.; salesclerk, stock clerk, checker-cashier, maintenance, custom service; 7 to 21 percent; 11-3-69 to 11-2-70.

S. S. Kresge Co., variety-department store; No. 706, Dayton, Ohio; salesclerk, stock clerk; 5 to 10 percent; 11-7-69 to 9-2-70; No. 4309, Jacksov's, Denver, Colo.; salesclerk, stock clerk, checker-cashier, maintenance, custom service; 7 to 21 percent; 11-3-69 to 11-2-70.

S. S. Kresge Co., variety-department store; No. 793, Dayton, Ohio; salesclerk, stock clerk; 5 to 10 percent; 11-7-69 to 9-2-70; No. 4309, Jacksov's, Denver, Colo.; salesclerk, stock clerk, checker-cashier, maintenance, custom service; 7 to 21 percent; 11-3-69 to 11-2-70.

S. S. Kresge Co., variety-department store; No. 763, Dayton Beach, Fla.; salesclerk, stock clerk; 5 to 10 percent; 11-7-69 to 9-2-70; No. 4309, Jacksov's, Denver, Colo.; salesclerk, stock clerk, checker-cashier, maintenance, custom service; 7 to 21 percent; 11-3-69 to 11-2-70.

S. S. Kresge Co., variety-department store; No. 793, Dayton, Ohio; salesclerk, stock clerk; 5 to 10 percent; 11-7-69 to 9-2-70; No. 4309, Jacksov's, Denver, Colo.; salesclerk, stock clerk, checker-cashier, maintenance, custom service; 7 to 21 percent; 11-3-69 to 11-2-70.

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NOTICES

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATION FOR RELIEF

January 21, 1970.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the Federal Register.

LONG-AND-SHORT HAUL

PSA No. 41867—Superphosphate from Aurora and Lee Creek, N.C. Filed by O. W. South, Jr., agent (No. A9151), for interested rail carriers. Rates on superphosphate, not dehydrated superphosphate, nor feed grade superphosphate, in bulk, in carloads, as described in the application, from Aurora and Lee Creek, N.C., to Kirby and Prola, Ill.

Grounds for relief—Market competition.

Tariff—Supplement 41 to Southern Freight Association, agent, tariff ICC S-818.

By the Commission (seal) H. Neil Carlson, Secretary.

[F.R. Doc. 70-935; Filed, Jan. 23, 1970; 8:48 a.m.]

NOTICE

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

January 20, 1970.

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 sent 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 protest is directed, 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 87966 (Sub-No. 12 TA), filed January 6, 1970. Applicant: ELEVVELD CHICAGO FURNITURE SERVICE, INC., 4460 West 24th Street, Chicago, Ill. 60633. Applicant’s representative: George S. Mullins, 4704 West Irving Park Road, Chicago, Ill. 60641. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Store fixtures, as defined in Appendix III to Ex Parte MC–45, as amended, and parts thereof; also, supplies and materials used in the installation of said store and office fixtures (except commodities in bulk), from the plantsite and facilities of Packerland Woodworking Corp., at or near Oconto, Wis., to points in Connecticut, New York, New Jersey, Pennsylvania, Delaware, District of Columbia, Illinois, except points in the Chicago, Ill., commercial zone, Rockford, St. Charles, Elgin, Naperville, and Kankakee, Ill.; Indiana, Michigan City, Ind., Iowa, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Hampshire, New Jersey, New York, North Dakota, Ohio, Pennsylvania, Rhode Island, South Dakota, Vermont, Virginia, Washington, and West Virginia, for 180 days.

Authorized Representative
Robert G. Groenwald, Authorizing Representative of the Administrator.

[F.R. Doc. 70-963; Filed, Jan. 26, 1970; 8:48 a.m.]
NOTICES

FEDERAL REGISTER, VOL. 35, NO. 17—SATURDAY, JANUARY 24, 1970


No. MC 110626 (Sub-No. 6 TA), filed January 8, 1970. Applicant: ILL.-PAC COAST TRANSPORTATION CO., 1601 Market Street, Madison, Ill. 62060. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products and meat byproducts, as described in section A of appendix I to the report in Motor Carrier Certificates 61 M.C.C. 209 and 766, from points in Arizona, California, Colorado, Montana, Oregon, South Carolina, Utah, and Washington.

No. MC 119381 (Sub-No. 6 TA), filed January 7, 1970. Applicant: G & W TRUCK LINE, INC., 160 12th Avenue SE, Cedar Rapids, Iowa 52401. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Malt beverages and advertising matter, from Belleville, Ill., to the warehouse facilities of Saporito Beverage Co., near Cincinnati, Ohio, and the warehouse facilities of J. H. Salp Beverage Co., near Milwaukee, Wis., for 150 days.

No. MC 114182 (Sub-No. 1 TA), filed January 8, 1970. Applicant: HARRY F. ANDRESS, doing business as H & B TRUCKING, Post Office Box 694, Stroudsburg, Pa. 18360. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, and related items and documents, from East Stroudsburg, Pa., to New York, N.Y.; Fort Washington (Long Island), Pa.; Parsippany, N.J., and materials, supplies, and equipment, in the printing of periodical publications for the account of Hughes Printing Co., periodical publications for the account of Hughes Printing Co., and republished as amended, this issue. Applicant: COMMERCIAL CARRIERS, INC., Sissonville Road, U.S. Highway No. 21 North, Post Office Box 366, Charleston, W. Va. 25322. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Such commodities as are dealt in by retail and wholesale stores and warehouses at Ashland and Wheeling, W. Va., for 180 days.

No. MC 111427 (Sub-No. 55 TA), filed January 6, 1970. Applicant: CEDAR RAPIDS STEEL TRANSPORTATION, INC., Post Office Box 68, Cedar Rapids, Iowa 52401. Applicant’s representative: Robert E. Konocha, Interstate Commerce Exchange Building, 2720 First Avenue NE, Cedar Rapids, Iowa 52402. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Steel and iron and steel products, between Cedar Rapids, Iowa, on the one hand, and on the other points in Illinois, Indiana, Michigan, Minnesota, Missouri, Nebraska, Ohio, South Dakota, Wisconsin, and Arkansas, for 180 days. Supporting shipper: Iowa Steel & Iron Works, Inc., 400 12th Avenue SE, Cedar Rapids, Iowa 52401. Send protests to: Chas. C. Biggers, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 332 Federal Building, Davenport, Iowa 52801.


No. MC 119626 (Sub-No. 6 TA), filed January 8, 1970. Applicant: ILL.-PAC COAST TRANSPORTATION CO., 1601 Market Street, Madison, Ill. 62060. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products and meat byproducts, as described in section A of appendix I to the report in Motor Carrier Certificates 61 M.C.C. 209 and 766, from points in Arizona, California, Colorado, Montana, New Mexico, Nevada, Oklahoma, Oregon, Texas, Utah, and Washington, for 180 days.


Motor Carrier of Property

No. MC 28372 (Sub-No. 31 TA), filed January 19, 1970, Applicant: GREAT NORTHERN RAILWAY COMPANY, 175 East Fourth Street, St. Paul, Minn. 55101. Applicant's representative: Byron D. Olsen (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, livestock, except commodities in bulk, transporting:

(1) Between Sioux City, Iowa, and Spirit Lake, Iowa, and junction U.S. Highway 169 and Iowa Highway 3 over Iowa Highway 17, thence over Iowa Highway 17 to junction Iowa Highway 10, thence over Iowa Highway 10 to junction Iowa Highway 18, thence over the same route, serving all intermediate points; (2) between Des Moines, Iowa, and Spirit Lake, Iowa, from Des Moines over U.S. Highway 69 to junction U.S. Highway 20, thence over U.S. Highway 20 to junction U.S. Highway 169 over the same route, serving all intermediate points; (3) between Des Moines, Iowa, and Spirit Lake, Iowa, from Des Moines over Federal Highway 51 to junction U.S. Highway 20, thence over U.S. Highway 20 to Des Moines; (4) between Junction Iowa Highway 10 and U.S. Highway 35 to Des Moines, serving all intermediate points and the off-route points of Calumet, Gaea, Gentrytown, and Linn Grove; (5) between Le Mars, Iowa, and Storm Lake, Iowa, over Iowa Highway 5, serving all intermediate points and the off-route points of Calumet, Gaea, Gentrytown, and Linn Grove; (6) between Le Mars, Iowa, and Storm Lake, Iowa, over Iowa Highway 5, serving all intermediate points and the off-route points of Calumet, Gaea, Gentrytown, and Linn Grove; (7) between junction U.S. Highway 169 and Iowa Highway 3 and junction Iowa Highway 10, thence over Iowa Highway 10 to junction Iowa Highway 18, thence over the same route, serving all intermediate points; (8) between junction U.S. Highway 71 and U.S. Highway 169 and Fort Dodge, serving all intermediate points; (9) between junction U.S. Highway 18 and Iowa Highway 17 and junction U.S. Highway 18 and U.S. Highway 71, serving all intermediate points; (10) between Estherville, Iowa, and junction U.S. Highway 18 and U.S. Highway 169, from Estherville over Iowa Highway 9 to junction U.S. Highway 169, thence over Iowa Highway 169 to junction U.S. Highway 18 and U.S. Highway 169 and return over the same route, serving all intermediate points and the off-route points of Buckeye and Radcliffe; (11) between Waterloo, Iowa, and junction U.S. Highway 20 and U.S. Highway 65, serving all intermediate points and the off-route points of Buckeye and Radcliffe; (12) between Iowa Falls, Iowa, and junction U.S. Highway 169, from Iowa Falls over Federal Highway 66 to Junction Iowa Highway 330, thence over Iowa Highway 339 to Junction Iowa Highway 14, thence over Iowa Highway 14, to junction Iowa Highway 57, thence over the same route, serving all intermediate points and the off-route points of Albion, Baxter, Bea.
man, Bondurant, Conrad, Gifford, Gladbrook, Green Mountain, Ira, Lawn, Hill, Lincoln, Liscomb, Melbourne, Mingo, New Providence, Reinbeck, Rhodes, Union, and Whittem; (14) between Davenport and Bettendorf, Iowa, and Ames, Iowa, from Davenport and Bettendorf, over Iowa Highway 150 to junction U.S. Highway 30, thence over U.S. Highway 30 to Ames and return over the same route, serving all intermediate points and the off-route points of Atkin, Bell Plain, Blairstown, Chels­ sea, Clutter, Elberon, Keystone, Luzerne, Montour, Newhall, Norway, Van Horne, Vinton, and Wooster.

(15) Between junction U.S. Highway 65 and Iowa Highway 57 and junction Iowa Highway 57 and Iowa Highway 14, over Iowa Highway 65, serving all intermediate points of Owassa and Steamboat Rock; (16) between Waterloo, Iowa, and Tama, Iowa, from Waterloo over U.S. Highway 63 to Tama and return over the same route, serving all intermediate points and the off-route point of Garwin; (17) between junction U.S. Highway 218 and U.S. Highway 30 and Waterloo, Iowa, over U.S. Highway 218, serving all intermediate points and the off-route points of Covington, Dysart, Evansdale, Garri­ son, Palo, and Shellaburg; (18) between junction Iowa 146 and U.S. Highway 30 and Waterloo, Iowa, from junction Iowa Highway 146 and U.S. Highway 6 over Iowa Highway 146 to junction U.S. High­ way 6, thence over U.S. Highway 6 to junction U.S. Highway 63, thence over U.S. Highway 6 and U.S. Highway 69 and return over the same route, serving all intermediate points; (19) between Ottumwa, Iowa, and Washington, Iowa, from Ottumwa over U.S. Highway 34 to junction Iowa Highway 1 to Washington and return over the same route, serving all intermediate points and the off-route point of Eldora; (20) between Marshalltown, Iowa, and Junction Iowa Highway 146 and U.S. Highway 69, from Marshalltown over Iowa Highway 14 to Newton, thence over U.S. Highway 6 to junction U.S. Highway 6 and U.S. Highway 69 and return over the same route, serving all intermediate points; (21) Between Cedar Rapids, Iowa, and Maynard, Iowa, over Iowa Highway 150, serving all intermediate points, from Cedar Rapids over U.S. Highway 151 to Iowa Highway 38 to junction Iowa Highway 38, thence over Iowa Highway 38 to junction Iowa Highway 3, thence over Iowa Highway 3 to junction Iowa Highway 154, thence over Iowa Highway 154 to junction Iowa High­ way 156, thence over Iowa Highway 156 to Maynard and return over the same route, serving all intermediate points except those between Marion and Monticello including Monticello; (22) between Des Moines, Iowa, and Odebolt, Iowa, over Iowa Highway 163, serving no inter­ mediate points; (23) between Waterloo, Iowa, and Independence, Iowa, over U.S. Highway 69, serving no intermediate points and Independence to be served for joiner only for operations between Waterloo and Cedar Rapids; (24) be­tween Davenport–Bettendorf, Iowa, and Cedar Rapids, Iowa, from Davenport–Bettendorf, thence over U.S. Highway 218 to Cedar Rapids and return over the same route, serving no inter­ mediate points; (25) between Des Moines, Iowa, and Cedar Rapids, over Iowa Highway from Des Moines over Interstate 80 to junction Iowa Highway 146, thence over Iowa Highway 146 to junction U.S. High­ way 6, thence over U.S. Highway 6 to junction Iowa Highway 149, thence over Iowa Highway 149 to Cedar Rapids and return over the same route, serving no intermediate points; (26) between Cedar Rapids, Iowa, and Fort Dodge, Iowa, from Des Moines over Interstate Highway 80 to junction Iowa Highway 141, thence over Iowa Highway 141 to junction U.S. Highway 189, thence over U.S. Highway 189 to Fort Dodge and return over the same route, serving no inter­mediate points, or at Fort Dodge, on shipments from or to Des Moines; (27) between Cedar Rapids, Iowa, and U.S. Highway 218, serving all intermediate points and the off-route point of Garwin; (28) between Des Moines, Iowa, and Cedar Rapids, over U.S. Highway 6 to junction U.S. Highway 30 to Ames and return over the same route, serving all intermediate points and the off-route point of Atkins, Bell Plain, Blairstown, Chels­ sea, Clutter, Elberon, Keystone, Luzerne, Montour, Newhall, Norway, Van Horne, Vinton, and Wooster.

NOTICES

FEDERAL REGISTER, VOL. 35, NO. 17—SATURDAY, JANUARY 24, 1970

Dry fertilizer and dry fertilizer materials from Streator, Ill., to points in Indiana and points in Michigan on and west of Interstate Highway 27 and south of Interstate Highway 96; and (2) from the points in Illinois, Ill., to points in Wisconsin, Illinois, and Iowa, for 180 days. Supporting shipper: Smith-Douglass, Division, Borden Chem­ ical Division, Norwalk, Va. (Carl G. Prendergast, Assistant President and Public Manager). Send protests to: Chas. C. Biggers, District Supervisor, Interstate Commerce Commission, Bureau of Op­ erations, Room 332, Federal Building, Daven­ port, Iowa 52801.

No. MC 111941 (Sub-No. 20 TA), filed January 8, 1970. Applicant: PIERCE­ TON TRUCKING CO., INC., Post Office Box 233, Laketon, Ind. 46943. Applicant's representative: R. W. STEELE, doing business as R. W. STEELE TRUCKING COMPANY, 320 Heasett Street, Clovis, N. Mex. 88101. Applicant's representative: Hugh T. Matthews, 630 Fidlermore Union Town, Tex. 75201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Prefab­ ricated steel, and materials, equipment, and supplies used in the installation and erection of prefabricated steel, when moving at the same time and in the same vehicle with prefabricated steel, from Dearborn, Mich.; (1) the Ford Motor Co. assembly plant at or near Michigan, N. J.; and (2) Chrysler Corp. warehouse at or near Manchester, N. H., to be served by the same vehicle with prefabricated steel, for 180 days. Supporting shipper: Unit Steel Corp., 500 Stecker, Detroit, Mich. Send protests to: District Supervisor J. H. Gray, Bureau of Operations, Interstate Commerce Commission, Room 204, 435 West Wayne Street, Fort Wayne, Ind. 46802.


No. MC 134065 (Sub-No. 1 TA), filed January 10, 1970. Applicant: TRANS­ LORIC TRUCKING CO., INC., 720 Tonnel Avenue, Jersey City, N. J. 07306. Applicant's representative: George A. Olsen, 69 Tonnel Avenue, Jersey City, N. J. 07306. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities, between points in the New York, N.Y., commercial zone, as defined by the Commission, restricted to shipments having a prior or subsequent
movement by water, for 150 days. Supporting shipper: Sea-Land Service, Inc., Corbin, Ky., Fleet Street, Post Office Box 1056, Elizabeth, N.J. 07207. Send protests to: District Supervisor Walter J. Grossmann, Bureau of Operations, Interstate Commerce Commission, 970 Broad Street, Newark, N.J. 07102.


MOTOR CARRIER OF PASSENGERS

No. MC 3647 (Sub-No. 422 TA), filed January 20, 1970, SOONER CORPORATION, Post Office Box 40, Madill, Okla. seeks temporary authority to lease the operating rights of BILYEU REFRIGERATED TRANSPORT CORP., Post Office Box 58, Marshall, Mo. 65340, under section 210(a)(b). The transfer to SOONER CORPORATION, of the operating rights of BILYEU REFRIGERATED TRANSPORT CORP., is presently pending.

By the Commission.


[F.R. Doc. 70-938; Filed, Jan. 23, 1970, 8:46 a.m.]
The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during January.

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MANUAL 1969–70

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