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Presidential Documents

Title 3—THE PRESIDENT

Transfer Plan

Transmitted by the President and delivered to the Congress January 14, 1960, pursuant to the provisions of section 302 of the National Aeronautics and Space Act of 1958 (72 Stat. 433)¹

MAKING CERTAIN TRANSFERS FROM THE DEPARTMENT OF DEFENSE TO THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

SECTION 1. Those functions (including powers, duties, activities, and parts of functions) of the Department of Defense, or of any officer or organizational entity thereof, relating to the development of space vehicle systems (excluding ballistic missiles) and research connected therewith, which are being performed by the Army Ballistic Missile Agency of the Department of the Army, or by any officer or organizational entity of the said Agency, are transferred to the National Aeronautics and Space Administration.

SEC. 2. (a) The following shall be transferred to the National Aeronautics and Space Administration, pursuant to authority conferred by the provisions of section 302(a) of the National Aeronautics and Space Act of 1958 and other applicable authority, at such time or times as may be appropriate:

¹Effective March 15, 1960, pursuant to section 302(c), National Aeronautics and Space Act of 1958 (72 Stat. 433; 42 U.S.C. 2453(c)). Published pursuant to section 3 of the Plan.

(1) So much of the unexpended balances of appropriations, allocations, and other funds of the Department of Defense, available or to be made available, as the Director of the Bureau of the Budget shall determine to relate to the functions transferred by the provisions of section 1 of this transfer plan and to be needed by the National Aeronautics and Space Administration in connection with those functions.

(2) To the extent needed by the National Aeronautics and Space Administration in connection with the aforesaid transferred functions, (i) civilian personnel employed in the Development Operations Division of the Army Ballistic Missile Agency, and other civilian personnel employed in the Department of the Army for administrative and technical support of the Development Operations Division, together with their respective positions, and (ii) records and property of the Department of Defense (including those of any organizational entity of the Department of Defense) relating to the said transferred functions. The Secretary of Defense and the Administrator of the National Aeronautics and Space Administration, jointly, or, to any extent that they shall fail to agree, the Director of the Bureau of the Budget, shall (A) determine the number of employees to be so transferred and the identity of the particular employees who are to be transferred, (B) designate the specific records and property to be transferred, and (C) fix the date or dates of these transfers.

(b) Without limiting the foregoing provisions of this transfer plan, the func-

tions transferred to the National Aeronautics and Space Administration by the provisions of section 1 of this transfer plan shall include so much of the functions of the Department of Defense, or of any officer or organizational entity thereof, as relate to the appointment and pay of civilian personnel employed in the Development Operations Division of the Army Ballistic Missile Agency, including authority to continue certain transferred positions in grades 16, 17, and 18 of the General Schedule of the Classification Act of 1949, as amended, pursuant to the provisions of section 1 of Public Law 86-377, and authority to continue certain transferred positions requiring the services of specially qualified scientists or professional personnel pursuant to the provisions of section 2 of Public Law 86-377.

(c) Such further measures and dispositions as the Director of the Bureau of the Budget shall deem to be necessary in order to effectuate transfers under the foregoing provisions of this section shall be carried out in such manner as he shall direct and by such agencies as he shall designate.

SEC. 3. The provisions of this transfer plan shall become effective upon the expiration of the first period of sixty calendar days of regular session of the Congress following the date stated in the heading hereof unless the Congress has during that period adopted a concurrent resolution stating that Congress does not favor this transfer plan. Thereafter, as promptly as may be, this transfer plan shall be published in the FEDERAL REGISTER.

[F.R. Doc. 60-2444; Filed, Mar. 15, 1960; 10:33 a.m.]

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

Department of State

Effective upon publication in the FEDERAL REGISTER, subparagraph (3) is added to § 6.302(r) as set out below.

§ 6.302 Department of State.

* * * * *

(r) *Office of the Deputy Under Secretary for Political Affairs.* * * *

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

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,
Executive Assistant.

[F.R. Doc. 60-2386; Filed, Mar. 15, 1960; 8:49 a.m.]

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

Department of Commerce

Effective upon publication in the FEDERAL REGISTER, paragraph (m) (2) of § 6.312 is revoked and paragraph (a) (31) is added as set out below.

§ 6.312 Department of Commerce.

(a) *Office of the Secretary.* * * *

(31) The Executive Director, Foreign Trade Zones Staff, Office of the Assistant Secretary for International Affairs.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,
Executive Assistant.

[F.R. Doc. 60-2385; Filed, Mar. 15, 1960; 8:49 a.m.]

Title 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Navel Orange Reg. 187; Amdt. 1]

PART 914—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

Findings. 1. Pursuant to the marketing agreement, as amended, and Order No. 14, as amended (7 CFR Part 914), 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 recommendation 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, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment 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.

Order, as amended. The provisions in paragraph (b) (1) (i) and (ii) of § 914.-487 (Navel Orange Regulation 187, 25 F.R. 1935) are hereby amended to read as follows:

- (i) District 1: 525,000 cartons;
- (ii) District 2: 525,000 cartons.

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

Dated: March 11, 1960.

S. R. SMITH,
Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60-2370; Filed, Mar. 15, 1960; 8:47 a.m.]

Title 8—ALIENS AND NATIONALITY

Chapter II—Office of Alien Property, Department of Justice

PART 502—RULES OF PROCEDURE FOR CLAIMS

Part 502 of this chapter sets forth the rules of procedure of the Office of Alien Property applicable to claims under sections 9(a), 32 and 34 of the Trading With the Enemy Act, as amended (50 U.S.C. App. 9(a), 32 and 34) and sections 207(b) and 208(a) of Title II of the International Claims Settlement Act of 1949 (22 U.S.C. 1631f(b) and 1631g(a)). Changes in organization of the Office of Alien Property were made as of February

29, 1960, which effected transfers of certain functions, duties and powers with which Part 502 is concerned. Accordingly, it is necessary to amend Part 502 to reflect these changes in organization. Since the amendments relate to procedure, neither notice nor hearing thereon is required by statute.

Part 502 is hereby amended to read as follows:

Subpart A—General Rules

- | | |
|--------|--|
| Sec. | |
| 502.1 | Scope of part. |
| 502.2 | Definitions. |
| 502.3 | Indispensable party. |
| 502.4 | Appearance. |
| 502.5 | Intervention. |
| 502.6 | Forms. |
| 502.7 | Amendment and withdrawal of claim. |
| 502.8 | Order for hearing. |
| 502.9 | Designation of Hearing Examiner. |
| 502.10 | Removal of a claim proceeding and hearing by the Director. |
| 502.11 | Pre-hearing conferences. |
| 502.12 | Consolidation of claims. |
| 502.13 | Hearings. |
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| 502.17 | Documents in a foreign language. |
| 502.18 | Motions. |
| 502.19 | Withdrawal of papers. |
| 502.20 | Oral argument. |
| 502.21 | Proposed findings and conclusions. |
| 502.22 | Hearing Examiner's decision. |
| 502.23 | Review of the Hearing Examiner's recommended decision. |
| 502.24 | Waiver by the Director or the Attorney General. |
| 502.25 | Motion to dismiss. |
| 502.26 | Service. |
| 502.27 | Computation of time. |
| 502.28 | Continuances and extensions. |
| 502.29 | Filing of debt claims by depositors of Yokohama Specie Bank, Ltd., Honolulu Branch. |
| 502.30 | Filing of claim as condition precedent to suit under the Trading With the Enemy Act, as amended. |
| 502.31 | Effect of disallowance of claim in determining period of limitations for filing suit under the Trading With the Enemy Act, as amended. |

Subpart B—Title Claims

- | | |
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| 502.100 | Definitions. |
| 502.101 | Order of processing. |
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| 502.103 | Requirement for hearing. |
| 502.104 | Hearing calendar. |
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| 502.106 | Publication of notice of intention to return vested property under the Trading With the Enemy Act, as amended. |
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| 502.108 | Return order. |
| 502.109 | Final audit. |
| 502.110 | Return of vested property. |

Subpart C—Debt Claims

- | | |
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| 502.200 | Definitions. |
| 502.201 | Procedure for allowance and payment without hearing of claims against debtors' solvent estates. |

- Sec.
502.202 Claims against debtors' insolvent estates.
502.203 Requirement for hearing.
502.204 Payment of allowed claims.
502.205 Future payments.

Subpart D—General Claims

- 502.300 General claims.

AUTHORITY: §§ 502.1 to 502.300 issued under 40 Stat. 411, as amended, 69 Stat. 562; 50 U.S.C. App. 1-40; 22 U.S.C. 1631. E.O. 9193, July 6, 1942, 7 F.R. 5205, 3 CFR, 1943 Cum. Supp.; E.O. 9725, May 16, 1946, 11 F.R. 5381, 3 CFR, 1946 Supp.; E.O. 9788, Oct. 14, 1946, 11 F.R. 11981, 3 CFR, 1946 Supp.; E.O. 10254, June 15, 1951, 16 F.R. 5829, 3 CFR, 1951 Supp.; E.O. 10644, Nov. 7, 1955, 20 F.R. 8363, 3 CFR, 1955 Supp.

Subpart A—General Rules

§ 502.1 Scope of part.

(a) Sections 502.1 to 502.31 shall be applicable solely to title and to debt claims.

(b) Sections 502.100 to 502.110 shall be applicable solely to title claims.

(c) Sections 502.200 to 502.205 shall be applicable solely to debt claims.

(d) Section 502.300 shall be applicable to all claims other than title and debt claims as defined in § 502.2 (e) and (f).

§ 502.2 Definitions.

As used in this part, unless the context otherwise requires:

(a) The term "act" means the Trading With the Enemy Act, as amended, or the International Claims Settlement Act of 1949, as amended. The term "section" refers to a section of either act.

(b) The term "Office" means the Office of Alien Property.

(c) The term "rules" means the rules of the Office set forth in this part.

(d) The term "Director" means the Director, Office of Alien Property, or other person duly authorized to perform his functions.

(e) The term "title claim" means a claim under section 9(a) of the Trading With the Enemy Act, as amended, filed more than two years after the date of vesting in or transfer to the Alien Property Custodian or Attorney General of the property or interest in respect of which the claim is made, or a claim under section 32 of that Act, as amended, or under section 207(b) of the International Claims Settlement Act of 1949, as amended.

(f) The term "debt claim" means a claim under section 34 of the Trading With the Enemy Act, as amended, or section 208(a) of the International Claims Settlement Act of 1949, as amended.

(g) The term "claim" refers to a title claim or a debt claim and shall include the Notice of Claim form, any amendment thereto, and such other material as may have been filed by the claimant with respect to the claim.

(h) The term "excepted claim" means (1) any title claim which involves the return of assets having a value of \$50,000 or more, and any debt claim in the amount of \$50,000 or more; (2) any title claim which the Director finds will, as a practical matter, control the disposition of related title claims involving, with the principal claim, assets having a value of \$50,000 or more; and any debt claim

which the Director finds will, as a practical matter control the disposition of related debt claims in the aggregate amount, including the principal claim, of \$50,000 or more; (3) any title claim or debt claim presenting a novel question of law or a question of policy which, in the opinion of the Director, should receive the personal attention of the Attorney General.

(i) The term "non-excepted claim" shall mean any claim other than an "excepted claim."

(j) The term "claimant" means the person in whose behalf a claim is filed.

(k) The term "claim proceeding" means the administrative processing of a claim and includes the claim.

(l) The term "parties" includes the claimant on the one hand and the Chief of the Claims Section on the other.

(m) The term "vested property" means any property or interest vested in or transferred to the Alien Property Custodian or the Attorney General of the United States pursuant to the act (other than any property or interest so acquired by the United States prior to December 18, 1941), or the net proceeds thereof.

(n) The term "filing" means receipt by the Office or appropriate officer or employee thereof.

(o) The term "Chief Hearing Examiner" refers to the hearing examiner designated as such by the Director.

(p) The term "docketed claim" means a claim which has been referred by the Director or the Chief of the Claims Section to the Chief Hearing Examiner for hearing and has been given a docket number.

(q) The term "hearing" means the proceedings upon a docketed claim.

§ 502.3 Indispensable party.

The Chief of the Claims Section shall be a necessary party in all claims proceedings.

§ 502.4 Appearance.¹

(a) A claimant may appear in a claim proceeding in person or may be represented by an agent, attorney in fact or at law. A member of a partnership may represent the partnership; an officer of a corporation, trust or association may represent the corporation, trust or association, and an officer or employee of a federal, state or territorial agency, office or department may represent the agency, office or department.

(b) Any person appearing in a claim proceeding in a representative capacity may be required to file a power of attorney showing his authority to act in such capacity.

§ 502.5 Intervention.

Any person who claims to have a substantial interest in a docketed claim proceeding may file a specification of such interest in writing with the Hearing Examiner after serving a copy thereof upon the parties. Upon a finding by the Hearing Examiner that the petitioner has a

substantial interest which may be adversely affected by the proceeding he may authorize the petitioner to participate in the proceeding upon such conditions as may be imposed.

§ 502.6 Forms.

(a) Claims shall be filed on forms authorized or prescribed by the rules of this Office.

(b) Subject to the provisions of sections 33 and 34 of the Trading With the Enemy Act, as amended, or sections 208(b) and 210 of the International Claims Settlement Act of 1949, as amended, the Director or the Chief of the Claims Section may expressly waive the requirement of paragraph (a) of this section.

§ 502.7 Amendment and withdrawal of claim.

(a) Subject to the provisions of sections 33 and 34(b) of the Trading With the Enemy Act, as amended, or sections 208(b) and 210 of the International Claims Settlement Act of 1949, as amended, the claimant may amend his claim prior to hearing or after the opening of a hearing in a claim proceeding by consent of the Chief of the Claims Section or as allowed by the Hearing Examiner or the Director.

(b) The claimant may at any time withdraw his claim by notice in writing to that effect.

§ 502.8 Order for hearing.

The Director, or the Hearing Examiner in any docketed claim proceeding, may issue an order for hearing. In fixing the time for hearing, due regard shall be given to the status of the claim proceeding and the convenience of the parties. The order shall specify the time, place, and nature of the hearing. The order shall be served on all parties a reasonable time, but not less than ten (10) days in advance of the hearing, unless the parties shall agree to a shorter time.

§ 502.9 Designation of Hearing Examiner.

Prior to a hearing, a Hearing Examiner shall be designated by the Chief Hearing Examiner.

§ 502.10 Removal of a claim proceeding and hearing by the Director.

The Director may personally conduct a hearing and may exercise the other functions appropriate to the Hearing Examiner. The Director, at any stage of a claim proceeding before a Hearing Examiner, may remove the claim proceeding from the Hearing Examiner. Decisions of the Director under this section shall first be issued in tentative form and the Director shall fix a time within which all parties may submit exceptions and briefs with reference thereto and after which he shall render his final decision. In the case of non-excepted claims, this decision shall be the decision of the Office. In the case of excepted claims, the Director shall deliver a copy of this decision to the Attorney General immediately upon its issuance, together with the record and all exceptions and briefs. Such decision shall become the decision of the Office unless within 60

¹ CROSS REFERENCE: For limitations on representative activities, see § 505.60 of this chapter. For powers of attorney see § 505.1(d) of this chapter.

days from the date thereof the Attorney General by order directs review thereof. An order for review shall fix a time within which the parties may submit exceptions and briefs with reference to the decision of the Director. After the expiration of such time the Attorney General shall render a final decision which shall be the decision of the Office. The decision of the Attorney General shall be returned to the Director for service on all parties and for the Director's further action in accordance with the rules in this part.

§ 502.11 Pre-hearing conferences.

(a) At any time after a claim has been docketed with the Chief Hearing Examiner and prior to hearing, the Hearing Examiner may arrange for the parties to appear before him at a designated time and place for the purpose of determining the issues between the parties and obtaining admissions or stipulations with respect to any matters, records, or documents which will be relied upon by any party at the hearing.

(b) At the conclusion of the conference, the Hearing Examiner shall prepare an order setting forth the issue or issues to be determined at the hearing and describing the matters, records, or documents which the parties have admitted or stipulated. Such order shall be presented to each of the parties for their approval and when approved by them shall be made a part of the record in the claim proceeding and shall be conclusive as to the action embodied therein.

§ 502.12 Consolidation of claims.

The Director, the Chief Hearing Examiner, or the designated Hearing Examiner, may, where such action will expedite the disposition of claims and further the ends of justice, consolidate docketed claims.

§ 502.13 Hearings.

(a) All hearings, except hearings before the Director, shall be conducted by a Hearing Examiner. At any time prior to a hearing, a Hearing Examiner may be designated to take the place of the Hearing Examiner previously designated to conduct the hearing. In the case of the death, illness, disqualification or unavailability of the Hearing Examiner presiding in any claim proceeding, another Hearing Examiner may be designated to take his place. Hearing Examiners shall, so far as practicable, be assigned to cases in rotation.

(b) The Hearing Examiner may withdraw from a case when he deems himself disqualified or he may be withdrawn by the Director after affidavits alleging personal bias or other disqualifications have been filed with the Director and the matter has been considered by the Director or by a Hearing Examiner upon referral by the Director.

(c) Hearings shall be open to the public unless otherwise ordered by the Director or the Hearing Examiner.

(d) Subject to the rules of this Office, including this part, Hearing Examiners presiding at hearings shall have the hearing powers set forth in section 7(b) of the Administrative Procedure Act.

(e) Hearing Examiners shall act independently in the performance of their duties as examiners and perform no duties inconsistent with their duties and responsibilities as examiners. Save to the extent required for the disposition of ex parte matters, no Hearing Examiner shall consult any person or party as to any fact in issue unless upon notice and opportunity for all parties to participate.

(f) The claimant shall be the moving party and shall have the burden of proof on all the issues involved in the claim proceeding. The claimant shall proceed first at the hearing.

(g) A presumption of the accuracy and the validity of the findings in a vesting order as to ownership of the property immediately prior to vesting shall be operative in all claims. Such findings shall be deemed accurate and valid unless contested or put in issue by a party, in which event such party shall have the burden of proving his allegations as to ownership of the property involved immediately prior to vesting.

(h) Any party and the Hearing Examiner shall have the right and power to call, examine and cross-examine witnesses, and to introduce into the record documentary or other evidence.

(i) In a claim proceeding, the rules of evidence prevailing in courts of law and equity shall not be controlling. However, it shall be the policy to exclude irrelevant, immaterial or unduly repetitious evidence.

(j) Any record, document, or other writing, or any portion thereof, from the files of any foreign industrial, business or commercial enterprise, or from the official files of a foreign government, or any subdivision or agency thereof, shall, if otherwise relevant, be admissible in evidence in a claim proceeding as competent evidence of the matters therein contained, when authenticated by a certificate of an investigator of this Office or any other agency of the United States, or by a duly designated representative of the allied military or civilian authority of occupation, stating that such record, document or other writing came from the files of such enterprise, or from the official files of such foreign government. All circumstances in the making of such record, document or writing, as well as the lack of opportunity for cross-examination shall be considered by the Attorney General, the Director or the Hearing Examiner in determining its weight, but shall not affect its admissibility. A copy of such record, document or writing shall be equally admissible as the original when accompanied by a certificate of any of the persons hereinabove designated, stating that it conforms to the original. The methods of authentication provided for in this rule shall be in addition to, and not exclusive of, other methods of authentication.

(k) All investigative reports, affidavits, or other written statements of persons that reside at a distance of more than 100 miles from the place of a hearing or are otherwise unavailable as witnesses, when signed by an investigator of this Office or any other agency of the United States, or by the person making such affidavit or statement, shall be accepted

as evidence and made a part of the record in a claim proceeding. All circumstances in the making of such investigative report, affidavit, or other written statement, as well as the lack of opportunity for cross-examination shall be considered by the Attorney General, the Director or the Hearing Examiner in determining its weight, but shall not affect its admissibility. A copy of any investigative report shall be equally admissible as the original when accompanied by a statement of an official of this Office or other agency of the United States that it is a copy of such report.

(l) In the discretion of the Hearing Examiner, the hearing may be adjourned from day to day or adjourned to a later date or to a different place by announcement thereof at the hearing by the Hearing Examiner or by appropriate notice.

(m) In the discretion of the Hearing Examiner, any witness may be excluded until he is called upon to testify. Contemptuous conduct at any hearing before a Hearing Examiner shall be ground for exclusion from the hearing. Failure or refusal of a witness to appear at any such hearing or to answer any question which has been ruled to be proper may be ground for the striking out of all testimony which may have been previously given by such witness on related matters.

(n) Hearings shall be stenographically reported by a reporter designated by the Director or Chief Hearing Examiner and a transcript of such report shall be a part of the record and the sole official transcript of the proceeding. Such transcript shall include a verbatim report of the hearings. Nothing shall be omitted therefrom except as directed on the record by the Director or the Hearing Examiner. Corrections in the official transcript may be made with the consent of the Hearing Examiner to make it conform to the evidence presented at the hearing. Parties desiring copies of the transcript may obtain such copies from the official reporter upon payment of the fees fixed therefor.

(o) Hearings may be waived by the parties and the claim submitted to the Hearing Examiner, or to the Director, with his consent, on a stipulated record or an agreed statement of facts.

§ 502.14 Witnesses.

(a) Witnesses shall be examined orally under oath or affirmation, to be administered by the Hearing Examiner, except that for good cause testimony may be taken by deposition.

(b) Witnesses summoned before the Director or the Hearing Examiner shall be paid the same fees and mileage which are paid witnesses in the Courts of the United States. Witness fees and mileage shall be paid by the party at whose instance the witnesses appear.

§ 502.15 Subpoenas.

(a) The Director, or in the case of any docketed claim the Chief Hearing Examiner or the Hearing Examiner, shall upon application by any party, and upon a showing of general relevance and reasonable scope of the evidence sought, issue subpoenas requiring the attendance and testimony of witnesses and the production of evidence under oath, including

books, records, correspondence or documents. Application for the issuance of subpoenas duces tecum shall specify the books, records, correspondence or other documents sought.

(b) The Director, Chief Hearing Examiner or the Hearing Examiner before issuing any subpoena, may require a deposit of an amount adequate to cover the fees and mileage involved.

§ 502.16 Depositions.

(a) Any party desiring to take a deposition shall make application therefor in writing, setting forth the reasons why such deposition should be taken, the name and residence of the witness, the matters concerning which it is expected the witness will testify, and the time and place proposed for the taking of the deposition. Thereupon, the Director, or in the case of a docketed claim the Chief Hearing Examiner or the Hearing Examiner, may, in his discretion, issue an order which will name the witness whose deposition is to be taken, state the scope of the testimony to be taken and specify the time when, the place where, and the officer before whom the witness is to testify. Such order shall be served upon all parties by the Director, the Chief Hearing Examiner, or the Hearing Examiner, as the case may be, a reasonable time in advance of the time fixed for taking testimony.

(b) The testimony shall be taken under oath or affirmation and shall be reduced to writing by the officer or under his direction, after which the deposition shall be subscribed by the witness and certified by the officer.

(c) Depositions may also be taken and submitted on written interrogatories in substantially the same manner as depositions taken by oral examination. When a deposition is taken upon written interrogatories and cross-interrogatories, none of the parties shall be present or represented, and no person, other than the witness, a stenographic reporter, and the officer shall be present at the examination of the witness, which fact shall be certified by the officer, who shall propound the interrogatories and cross-interrogatories to the witness in their order and reduce the testimony to writing in the witnesses' own words.

(d) Where the deposition is taken in a foreign country and the officer designated in the authorization is unavailable, it may be taken before a secretary of an embassy or legation, consul general, consul, vice consul, or consular agent of the United States, or before such person as may be agreed upon by the parties stipulating in writing.

(e) A witness whose deposition is taken pursuant to the rules in this part and the officer taking the deposition, unless he be employed by the Office, shall be entitled to the same fees and mileage paid for like service in the Courts of the United States, which fees shall be paid by the party at whose instance the deposition is taken, who may be required to deposit in advance an amount adequate to cover the fees and mileage involved.

§ 502.17 Documents in a foreign language.

Every document, exhibit or paper written in a language other than English, which is filed in any claim proceeding, shall be accompanied by complete English translation thereof duly verified to be a true and accurate translation. Each copy of every such document, exhibit or paper filed shall be accompanied by a separate copy of the translation. For good cause verification may be waived. If a document, exhibit or paper in a foreign language is offered in evidence at a hearing any dispute as to the accuracy of the translation thereof shall be determined as is any other issue of fact.

§ 502.18 Motions.

(a) All motions and requests for rulings addressed to the Director, Chief Hearing Examiner or the Hearing Examiner shall state the purpose of and the relief sought, together with the reasons in support thereof.

(b) All motions and requests for rulings made during a hearing in a claim proceeding may be stated orally and shall be made a part of the transcript.

(c) Motions and requests which relate to the introduction or striking of evidence, or which relate to procedure during the course of a hearing, or to any other matters within the authority of the Hearing Examiner, may be stated orally and shall be ruled on by the Hearing Examiner. No exception need be taken to any ruling in order to entitle a party thereafter in the claim proceeding to assign a ruling as error.

§ 502.19 Withdrawal of papers.

(a) No paper, document or claim officially filed shall be returned unless the Director shall allow such return. The granting of a request to dismiss a claim or withdraw a paper, document or claim does not authorize the removal of the paper, document or claim from the records of the Office.

(b) Where the original of a record, document or other paper is offered in evidence at a hearing a photostatic or conformed copy thereof may be substituted during the course of the hearing with the approval of the Hearing Examiner.

§ 502.20 Oral argument.

The Director or the Hearing Examiner, as the case may be, may grant to any party at the close of a hearing a reasonable period for oral argument and such argument may, with the consent of the hearing officer, be included in the stenographic report of the hearing.

§ 502.21 Proposed findings and conclusions.

At the close of the reception of evidence before the Hearing Examiner or within a reasonable time thereafter, to be fixed by the Hearing Examiner, any party may, and if directed by the Hearing Examiner shall, submit to the Hearing Examiner proposed findings and conclusions together with a brief in support thereof. Such proposals shall be

in writing and shall contain appropriate references to the record. Copies thereof shall be served on all parties. Reply briefs may be filed with the permission of the Hearing Examiner within a reasonable time to be fixed by him. As far as practicable the procedure shall be followed of having claimant's brief filed first, followed by the brief of the Chief of the Claims Section with any reply briefs filed in the same order.

§ 502.22 Hearing Examiner's decision.

(a) The Hearing Examiner, as soon as practicable after receipt of the complete transcript, all exhibits and briefs, shall make a recommended decision which shall include proposed findings and conclusions as well as the reasons or basis therefor upon all the material issues of fact or law presented on the record. Such recommended decision shall become part of the record.

(b) At any time prior to the filing of his recommended decision, the Hearing Examiner may, for good cause, re-open the case for the reception of further evidence.

(c) A copy of the Hearing Examiner's recommended decision shall be served upon each party.

(d) In the case of the death, illness, disqualification or unavailability of the Hearing Examiner who presided at the hearing, the Director shall make a tentative decision or shall designate another Hearing Examiner to make a recommended decision.

(e) At any time prior to the filing of exceptions to a recommended decision of a Hearing Examiner and if the time for filing such exceptions has not expired pursuant to § 502.23, the Hearing Examiner shall have authority to amend, modify or vacate orders issued by him, to the extent that such amendment, modification or vacation may be desirable to correct typographical or procedural errors or to make purely ministerial changes therein, but not otherwise.

§ 502.23 Review of the Hearing Examiner's recommended decision.

Within 30 days after service of the Hearing Examiner's recommended decision, any party objecting thereto shall file exceptions with the Director. Where exceptions are filed the Director shall fix a time for the filing of briefs. If no exceptions are filed within 30 days of the service of the Hearing Examiner's recommended decision any party shall have an additional 15 days within which to file a brief with the Director. After the expiration of the time for filing of briefs the Director shall, in non-excepted claims, render his decision which shall be the decision of the Office. After the expiration of such time in the case of excepted claims the Hearing Examiner shall certify the entire record to the Director for initial decision. The Director shall then render an initial decision which shall be served on the parties and a copy thereof immediately delivered to the Attorney General, together with the record and all exceptions and briefs. Such initial decision shall become the decision of this Office unless within 60 days from

the date thereof the Attorney General by order directs review thereof. An order for review shall fix a time within which the parties may submit exceptions and briefs with reference to the initial decision of the Director. After the expiration of such time the Attorney General shall render a final decision which shall be the decision of this Office. The decision of the Attorney General shall be returned to the Director for service on all parties and for the Director's further action in accordance with the rules in this part.

§ 502.24 Waiver by the Director or the Attorney General.

The Director or the Attorney General, as the case may be, may, with the consent of the parties, waive any of the requirements of this part, when, in his opinion, the ends of justice would thereby be served.

§ 502.25 Motion to dismiss.

(a) Motion to dismiss any claim may be made by the Chief of the Claims Section which motion shall be in writing and shall state the reasons in support thereof and may be accompanied by supporting documents. The Chief of the Claims Section shall obtain from the Chief Hearing Examiner a date and place of hearing. Thereupon the Chief of the Claims Section shall serve a copy of the motion, together with a notice of the date and place of hearing, upon all parties, and shall docket the motion and statement of service with the Chief Hearing Examiner.

(b) Hearing on the motion shall be held at the time and place specified in the notice, or at such other time and place as may be fixed by the Hearing Examiner.

(c) The claimant shall file any affidavits, papers or documents in opposition to the motion with the Hearing Examiner, after service upon the Chief of the Claims Section not later than five (5) days prior to the date of hearing.

(d) Briefs may be submitted within the time fixed by the Hearing Examiner.

(e) Hearing before a Hearing Examiner may be waived by the parties and, with the consent of the Director, the matter submitted to him for decision.

(f) A claim shall be dismissed when it appears that there is no genuine issue as to any material fact and the claim cannot be allowed as a matter of law or when the claim has been abandoned.

(g) A claim shall be deemed abandoned when after request to do so the claimant has not furnished relevant information in support of his claim, or where by virtue of his failure to respond to inquiries regarding the claim it appears that he does not wish to pursue it further. The Hearing Examiner may on his own motion enter a recommended order dismissing a docketed claim as abandoned when the claimant fails to produce any information or document ordered so produced by the Hearing Examiner.

(h) All decisions or orders of the Hearing Examiners on motions to dismiss shall be recommended decisions or orders only and shall be subject to re-

view in accordance with the provisions of § 502.23.

(i) The Chief of the Claims Section may serve a notice upon the claimant that, after the expiration of a time fixed in the notice, which time shall not be less than thirty (30) days, he intends to apply to the Director for an order dismissing the claim. The notice shall state the grounds for dismissal and the claimant may, within the time indicated in the notice, file a statement specifying his objections to dismissal, together with his reasons in support thereof; any evidence or other material in support of the claim which has not previously been filed with this Office shall be filed by the claimant with the statement of objections. Upon application by the Chief of the Claims Section for an Order dismissing the claim, the Director will consider the objections if any which may have been filed. The Director thereafter may remand the application to the Chief of the Claims Section for further proceeding under the rules in this part, or in the case of non-expected claims if it appears to him that there is no genuine issue may issue an order dismissing the claim. In cases of expected claims where the Director is of the opinion there is no genuine issue he shall transmit the record together with any objections which have been filed to the dismissal of the claim to the Attorney General, and upon approval by the Attorney General, the Director shall enter an order dismissing the claim.

§ 502.26 Service.

(a) *By the Chief Hearing Examiner.* Decisions, notices of hearing, and orders shall be served by the Chief Hearing Examiner by registering and mailing a copy thereof to the parties, addressed to the claimant, his agent or attorney. Notices of all other actions may be served by ordinary mail, except where other methods are specifically required by the rules of this part. When service is not made by registered mail, it may be made by anyone duly authorized by the Chief Hearing Examiner by delivering a copy thereof at the principal place of business of the party to be served within reasonable office hours. The return of the person making service shall be proof of such service.

(b) *By the Chief of the Claims Section.* Service by the Chief of the Claims Section of a notice of the date and place of hearing of a motion or of a notice pursuant to § 502.25(i) shall be by registered mail.

(c) *By the Director.* Any action taken by the Attorney General or the Director in a claim proceeding shall be served by the Director in the manner provided in paragraph (a) of this section.

(d) *By parties.* Motions, briefs, proposed findings and conclusions, notices and all other papers filed in a claim proceeding, when filed with the Director or Hearing Examiner, shall show service thereof upon the parties to the claim proceeding. Such service shall be made by delivering in person or by mailing except as otherwise provided by the rules of this part.

(e) *Service upon attorneys or agents.* When any party has appeared by attor-

ney or agent, service upon the attorney or agent shall be deemed service upon the party.

(f) *Date of service.* The date of service shall be the day when the matter is deposited in the United States mail or delivered in person, as the case may be.

§ 502.27 Computation of time.

In computing any period of time prescribed or allowed by this part, the last day of the period so computed is to be included, unless it is a Saturday, Sunday or legal holiday, in which event the period runs until the end of the last day which is neither a Saturday, Sunday nor legal holiday.

§ 502.28 Continuances and extensions.

Continuance with respect to any claim proceeding or hearing and extension of time for filing, or performing any act required or allowed to be done within a specified time, may be granted by the Attorney General, the Director, Chief Hearing Examiner or the Hearing Examiner upon motion, for good cause shown, except where time for performance or filing is limited by the act.

§ 502.29 Filing of debt claims by depositors of Yokohama Specie Bank, Ltd., Honolulu Branch.

Notices of Claim for Return of Property heretofore filed by depositors of the Yokohama Specie Bank, Ltd., Honolulu Branch, in respect of principal and interest accruing to the date of the closing of said bank on December 7, 1941, shall be considered as including Notices of Claim for Payment of Debt under section 34 of the act covering interest accruing subsequent to the closing of said bank. Releases and receipts executed by such claimants on account of return orders issued in connection with their Notices of Claim for Return of Property shall not be a bar to the allowance of their debt claims for post-closing interest in the event the Director subsequently determines that such post-closing interest is payable. The foregoing shall not be construed as a present determination by the Director as to the validity of such debt claims. (E.O. 9567, June 8, 1945, 10 F.R. 6917; 3 CFR, 1945 Supp.)

§ 502.30 Filing of claim as condition precedent to suit under the Trading With the Enemy Act, as amended.

The filing heretofore or hereafter, of a claim under section 32 of the Trading With the Enemy Act, as amended, shall constitute the filing of notice required by section 9 of that act as a condition precedent to the filing of a suit in equity for the return of property vested in or transferred to the Attorney General of the United States pursuant to that act.

§ 502.31 Effect of disallowance of claim in determining period of limitations for filing suit under the Trading With the Enemy Act, as amended.

The final disallowance under the rules of this part of any claim for the return of property filed under the Trading With the Enemy Act, as amended, shall constitute a disallowance for the purpose of determining the period of limitations, prescribed in section 33 of that act, with-

in which a suit pursuant to section 9 of that act may be instituted.

Subpart B—Title Claims

§ 502.100 Definitions.

As used in §§ 502.100 to 502.110, applicable solely to title claims, unless the context otherwise requires:

(a) The term "taxes" refers to taxes as defined under section 36(d) of the Trading With the Enemy Act, as amended, or section 212(d) of the International Claims Settlement Act of 1949, as amended.

(b) The term "national interest" means the interest of the United States under section 32(a)(5) of the Trading With the Enemy Act, as amended.

(c) The term "conservatory expenses" means expenses expended or incurred in the conservation, preservation or maintenance of vested property.

§ 502.101 Order of processing.

Except in cases where hardship or other special circumstances exist, claims shall be processed, as nearly as practicable, in the order of their filing.

§ 502.102 Procedure for allowance without hearing.

(a) The Chief of the Claims Section may initiate a proceeding for allowance of a claim, or a separable part thereof, which he deems entitled to allowance without the necessity of a hearing thereon, by submitting to the Director a recommendation for allowance.

(b) The record in a claim proceeding under this procedure shall include the Notice of Claim, the evidence with respect thereto, and the recommendation for allowance.

(c) In the case of non-excepted claims the Director shall consider the record and may allow the claim. In the case of excepted claims the Director shall transmit the record with his recommendation for allowance to the Attorney General who may approve the recommendation. In such cases the claim shall be returned to the Director for further proceedings in accordance with the rules in this part.

(d) If the Attorney General or the Director shall disagree with a recommendation for allowance, the claim shall be remanded to the Chief of the Claims Section for such action as may be appropriate.

(e) A claim under this procedure may be allowed notwithstanding the fact that the Chief of the Claims Section makes no recommendation with respect to taxes or conservatory expenses. However, no return will be made prior to a determination of such matters and adequate provision made therefor.

§ 502.103 Requirement for hearing.

No claim shall be allowed or disallowed except after hearing, unless the claim has been determined pursuant to § 502.25(i), § 502.102 or § 502.105.

§ 502.104 Hearing calendar.

The Chief Hearing Examiner shall maintain a hearing calendar and docket of all docketed claim proceedings.

§ 502.105 National interest under the Trading With the Enemy Act, as amended.

(a) In the case of non-excepted claims where it appears to the satisfaction of the Director that a return of vested property is not in the national interest pursuant to section 32(a)(5) of the Trading With the Enemy Act, as amended, he may (1) by order disallow the claim by citation of this section, or (2) by order suspend, for a fixed or indefinite time, further action by the Office in the claim proceeding by citation of this section. In the case of excepted claims where it appears to the satisfaction of the Director that a return of vested property is not in the national interest as aforesaid he shall transmit the record to the Attorney General for his consideration and the Attorney General may (i) by order disallow the claim by citation of this section, (ii) by order suspend for a fixed or indefinite time further action by the Office of Alien Property in the claim proceeding by citation of this section, or (iii) return the claim to the Director for such action as the Attorney General deems appropriate.

(b) The Director may direct with respect to any question of fact relating to national interest, that a hearing be held before himself, a Hearing Examiner or such other person or persons as he may designate. In such a hearing the officer or officers shall prepare recommended findings of fact only which shall be submitted to the Director with a transcript of the hearing.

§ 502.106 Publication of notice of intention to return vested property under the Trading With the Enemy Act, as amended.

In compliance with section 32(f) of the Trading With the Enemy Act, as amended, prior to the return of vested property the Director will issue and file for publication with the Federal Register a notice of intention to return vested property, except that no such notice need be published where the return is to be made to a resident of the United States or a corporation organized under the laws of the United States, or any State, Territory, or possession thereof, or the District of Columbia.

§ 502.107 Revocation of notice of intention to return vested property under the Trading With the Enemy Act, as amended.

(a) The notice of intention to return vested property may be revoked by the Director at any time prior to return.

(b) Notice of such revocation shall be served on the parties and filed for publication with the FEDERAL REGISTER.

§ 502.108 Return order.

Where no notice of intention to return vested property has been issued, an order directing return will issue at the time the claim is allowed or as soon thereafter as practicable. Where notice of intention to return vested property has been issued under the Trading With the Enemy Act, as amended, an order directing return will issue as soon as practicable after the expiration of thirty

(30) days following the publication of the notice, except where the notice has been revoked in accordance with § 502.107.

§ 502.109 Final audit.

Prior to making full and final return of property pursuant to return order, a final audit with respect to the property involved will be made. Any transaction occurring in the administration of such property shall be given effect in determining the actual amount of cash and other property to be returned pursuant to the return order.

§ 502.110 Return of vested property.

After issuance of the return order, completion of the final audit and final administrative determination with respect to taxes, fees and conservatory expenses, appropriate instruments and papers will issue returning the property claimed. The claimant receiving such property shall execute papers in such form as the Director shall determine acknowledging receipt of the property returned.

Subpart C—Debt Claims

§ 502.200 Definitions.

As used in §§ 502.200 to 502.205 applicable solely to debt claims, unless the context otherwise requires:

(a) The term "vested property of a debtor" means property of a debtor which he owned immediately prior to its becoming vested property.

(b) The term "money available for payment of claims" means such money included in, or received as net proceeds from the sale, use, or other disposition of vested property of a debtor as shall remain after deduction of expenses and taxes.

(c) The term "expenses" means the amount of the expenses of the Office of Alien Property, the former Office of Alien Property Custodian, and the former Philippine Alien Property Administration, including both expenses in connection with vested property of the debtor involved and such portion as the Director shall fix of the other expenses of these agencies, and such amount, if any, as the Director may establish as a cash reserve for the future payment of such expenses.

(d) The term "taxes" means taxes as defined in section 36(d) of the Trading With the Enemy Act, as amended, or section 212(d) of the International Claims Settlement Act of 1949, as amended, and includes taxes paid by the Director in respect of vested property of the debtor involved and such amount, if any, as the Director may establish as a cash reserve for the future payment of such taxes.

(e) The term "debtor's solvent estate" means money available for payment of claims which money at the time of computation exceeds the aggregate of claims filed against a particular debtor.

(f) The term "debtor's insolvent estate" means money available for payment of claims which money at the time of computation is less than the aggregate of claims filed against a particular debtor.

(g) The term "proposed payment" refers to payment proposed to be made to claimants whose claims against a debtor's insolvent estate have been allowed in whole or in part.

§ 502.201 Procedure for allowance and payment without hearing of claims against debtors' solvent estates.

(a) With respect to claims against debtors' solvent estates, the Chief of the Claims Section may initiate a proceeding for allowance of a claim, or a separable part thereof which he deems entitled to allowance, without the necessity of a hearing thereon, by submitting to the Director a recommendation for allowance.

(b) The record in a claim proceeding under this procedure shall include the Notice of Claim, the evidence with respect thereto and the recommendation for allowance.

(c) In the case of non-excepted claims the Director shall consider the record and may allow the claim. In the case of excepted claims, the Director shall transmit the record with his recommendation for allowance to the Attorney General who may approve the recommendation. In such cases the Attorney General shall return the claim to the Director for further proceeding in accordance with the rules in this part.

(d) If the Attorney General or the Director shall disagree with a recommendation for allowance the claim shall be remanded to the Chief of the Claims Section for such action as may be appropriate.

§ 502.202 Claims against debtors' insolvent estates.

(a) Notices of claims filed with this Office against a particular debtor's insolvent estate shall be available for inspection by all claimants in respect of such estate in accordance with the provisions of § 503.1(b) of this chapter.

(b) With respect to claims against a particular debtor's insolvent estate the Chief of the Claims Section may submit to the Director a recommendation for allowance of any claim or a separable part thereof which he deems entitled to allowance. The record shall include the Notice of Claim, the evidence with respect thereto and the recommendation for allowance. All such claims submitted to the Director shall be dealt with by him or the Attorney General in accordance with the procedures set forth in § 502.201 (c) and (d).

(c) Where the Chief of the Claims Section concludes for any reason that he cannot recommend allowance of a claim against a particular debtor's insolvent estate, the claim may be docketed for hearing. At such hearing any other claimant against the particular debtor's insolvent estate may file an application to be heard in accordance with the provisions of § 502.5. The recommended decision of a Hearing Examiner with respect to the claim is subject to review in accordance with the provisions of § 502.23.

(d) The Director may issue a tentative schedule showing all debt claims proposed to be allowed by him with the priorities assigned thereto and the payment to be made to each claimant. Notice of

the issuance of the tentative schedule shall in the manner provided by § 502.26 be served on all claimants in respect of the particular debtor's estate, whose claims are then pending, together with notice that objections to such tentative schedule may be filed within the period prescribed in the notice, which period shall not be less than thirty (30) days. The tentative schedule shall be made available for inspection at the Office of Alien Property, Washington, D.C. With the consent of all claimants, the tentative schedule may be omitted.

(e) The Director shall consider any objections to the tentative schedule that may have been timely filed, and shall take such action as may be appropriate. As soon thereafter as appropriate, the Director shall as required by section 34 (f) of the Trading With the Enemy Act, as amended, or section 208(f) of the International Claims Settlement Act of 1949, as amended, prepare and serve by registered mail on all claimants in respect of a particular debtor's insolvent estate, a final schedule of the debt claims allowed, with priorities assigned thereto, and the proposed payment to each claimant.

(f) The Director may issue a tentative schedule and a final schedule limited to claims, payment of which in accordance with the priorities assigned thereto by the Director pursuant to the provisions of section 34(g) of the Trading With the Enemy Act, as amended, or section 208(g) of the International Claims Settlement Act of 1949, as amended, would not adversely affect the payment of any other claim in respect of the particular debtor's insolvent estate.

§ 502.203 Requirement for hearing.

No claim shall be allowed or disallowed except after hearing, unless the claim has been determined pursuant to § 502.25(i), § 502.201 or § 502.202.

§ 502.204 Payment of allowed claims.

As soon as practicable after the allowance of a claim, in whole or in part, the claim will be paid to the extent allowed: *Provided, however,* That with respect to claims against a debtor's insolvent estate, pending determination of any complaint for review filed under section 34(f) of the Trading With the Enemy Act, as amended, or section 208(f) of the International Claims Settlement Act of 1949, as amended, payment may be made only to an extent, if any, consistent with the contentions of all claimants for review.

§ 502.205 Future payments.

If additional monies become available for the payment of claims after the first payment on allowed claims in respect of a debtor's insolvent estate, the Director shall order further payments in accordance with the final schedule theretofore issued by him, or as modified on review under section 34(f) of the Trading With the Enemy Act, as amended, or section 208(f) of the International Claims Settlement Act of 1949, as amended.

Subpart D—General Claims

§ 502.300 General claims.

All claims against the Attorney General of the United States relating to the

Office of Alien Property or against his predecessors, the Alien Property Custodian and the Philippine Alien Property Administrator, other than title and debt claims as defined in § 502.2 (e) and (f) shall be known as "general claims" under this part. Unless forms have been prescribed or authorized for the filing or assertion thereof, general claims may be filed or asserted by letter addressed to the Director of the Office of Alien Property containing a statement of the details of the claim.

Executed at Washington, D.C., on March 10, 1960.

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director, Office of Alien Property.

[F.R. Doc. 60-2366; Filed, Mar. 15, 1960;
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Title 12—BANKS AND BANKING

Chapter I—Bureau of the Comptroller of the Currency, Department of the Treasury

PART 5—LOANS MADE BY NATIONAL BANKS SECURED BY LIENS UPON LEASEHOLDS

Sec.

- 5.1 Scope and application.
- 5.2 General authorization.
- 5.3 Appraisals.
- 5.4 Covenants and restrictions.
- 5.5 Insured loans.

AUTHORITY: §§ 5.1 to 5.5 issued under sec. 24, 38 Stat. 273, as amended; 12 U.S.C. 371.

§ 5.1 Scope and application.

This part is issued by the Comptroller of the Currency under authority of section 24 of the Federal Reserve Act, as amended (12 U.S.C. 371). It applies to real estate loans made by national banks secured by liens on leaseholds.

§ 5.2 General authorization.

Any national bank may make or acquire a loan, in accordance with this regulation, secured by a first lien on a leasehold under a lease which does not expire for at least ten years beyond the maturity date of the loan.

§ 5.3 Appraisals.

The "appraised value" of a leasehold, for the purposes of section 24 of the Federal Reserve Act, shall be the full appraised value of the fee simple estate of the land and improvements, less the greater of:

(a) The value of the land without improvements;

(b) The average annual rental due under the lease from the date the loan is made or acquired by the bank to the maturity of the loan, multiplied by twenty (in other words, capitalized at 5 percent);

and less 3 percent of the net figure thus reached for each full year less than thirty that the lease has to run from the time of making the loan.

§ 5.4 Covenants and restrictions.

In order to qualify as an acceptable leasehold for security for a real estate loan made by a national bank, the cove-

nants and restrictions contained in the lease which provide for forfeiture or reversion in the event of a breach must not be more onerous or burdensome than those contained in leases in general use in the area in which such bank is located, and the lease should permit acquisition of the leasehold by the lending bank by voluntary conveyance or assignment by the lessee, and acquisition and sale under judicial process, without being subject to such restrictions as would jeopardize recovery of the security value of such leasehold.

§ 5.5 Insured loans.

The provisions of §§ 5.3 and 5.4 do not apply to loans which are insured under the provisions of title II, title VI, title VIII, section 8 of title I, or title IX of the National Housing Act or which are insured by the Secretary of Agriculture pursuant to title I of the Bankhead-Jones Farm Tenant Act, or an Act entitled "An Act to promote conservation in the arid and semiarid areas of the United States by aiding in the development of facilities for water storage and utilization, and for other purposes," approved August 28, 1937, as amended, or loans which are fully guaranteed or insured by a State or by a State authority for the payment of obligations of which the faith and credit of the State is pledged, if under the terms of the guaranty or insurance agreement the bank will be assured of repayment in accordance with the terms of the loan.

Effective date. This part shall become effective 30 days from date of publication in the FEDERAL REGISTER.

[SEAL]

RAY M. GIDNEY,
Comptroller of the Currency.

[F.R. Doc. 60-2381; Filed, Mar. 15, 1960;
8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 59-FW-14]

[Amdt. 259]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

[Amdt. 299]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Revocation of Segment of Federal Airway, Associated Control Areas and Reporting Points

On December 23, 1959, a Notice of Proposed Rule Making was published in

the FEDERAL REGISTER (24 F.R. 10460) stating that the Federal Aviation Agency proposed to revoke the segment of Blue Federal airway No. 3 and its associated control areas from Tampa, Fla., to Tallahassee, Fla., and revoke Cross City, Fla., radio range as a reporting point.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons set forth in the Notice, § 600.603 (24 F.R. 10500), § 601.603 (24 F.R. 10545) and § 601.4603 (24 F.R. 10596) are amended as follows:

1. Section 600.603 *Blue Federal airway No. 3 (Miami, Fla., to Tallahassee, Fla., Kokomo, Ind., to Sault Ste. Marie, Mich.)*:

(a) In the caption delete "(Miami, Fla., to Tallahassee, Fla.; Kokomo, Ind., to Sault Ste. Marie, Mich.)" and substitute therefor "(Miami, Fla., to Tampa, Fla.; Kokomo, Ind., to Sault Ste. Marie, Mich.)"

(b) In the text delete "From the Miami, Fla., RBN via the Fort Myers, Fla., RBN; Tampa, Fla., RR; the INT of the north course of the Tampa, Fla., RR and the southeast course of the Cross City Fla., RR; Cross City, Fla., RR to the Tallahassee, Fla., RR." and substitute therefor "From the Miami, Fla., RBN via the Fort Myers, Fla., RBN; to the Tampa, Fla., RR."

2. In the caption of § 601.603 *Blue Federal airway No. 3 control areas (Miami, Fla., to Tallahassee, Fla.; Kokomo, Ind., to Sault Ste. Marie, Mich.)*, delete "(Miami, Fla., to Tallahassee, Fla.; Kokomo, Ind., to Sault Ste. Marie, Mich.)" and substitute therefor "(Miami, Fla., to Tampa, Fla.; Kokomo, Ind., to Sault Ste. Marie, Mich.)"

3. Section 601.4603 *Blue Federal airway No. 3 (Miami, Fla., to Tallahassee, Fla.; Kokomo, Ind., to Sault Ste. Marie, Mich.)*:

(a) In the caption delete "(Miami, Fla., to Tallahassee, Fla.; Kokomo, Ind., to Sault Ste. Marie, Mich.)" and substitute therefor "(Miami, Fla., to Tampa, Fla.; Kokomo, Ind., to Sault Ste. Marie, Mich.)"

(b) In the text delete "Cross City, Fla., radio range station;"

These amendments shall become effective 0001 e.s.t. May 5, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on March 10, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-2356; Filed, Mar. 15, 1960;
8:45 a.m.]

[Airspace Docket No. 59-NY-19]

[Amdt. 217]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

[Amdt. 253]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Federal Airway and Associated Control Areas

On December 5, 1959, a Notice of Proposed Rule-Making was published in the FEDERAL REGISTER (24 F.R. 9791) stating that the Federal Aviation Agency proposed to modify VOR Federal airway No. 260 and its associated control areas by designating a north alternate between Charleston, W. Va., and Rainelle, W. Va., and a south alternate from Hollins, Va., to Lynchburg, Va.

Subsequent to the publication of the Notice, the segment of VOR Federal airway No. 103 between the Hollins VOR and the Greensboro, N.C., VOR was realigned 2 degrees to the west in Airspace Docket No. 59-WA-311 (24 F.R. 9188) effective December 17, 1959. Therefore, in order that the V260 south alternate will coincide in part with V103 as intended, it will be designated via the Hollins VOR 177° True radial rather than the 175° True radial as stated in the Notice. This change is minor in nature in that it represents a change of only 2 degrees and is reflected in the amendment.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the Notice, § 600.6260 (24 F.R. 10524) and § 601.6260 (24 F.R. 10604) are amended to read as follows:

§ 600.6260 VOR Federal airway No. 260 (Charleston, W. Va., to Richmond, Va.).

From the Charleston, W. Va., VORTAC via the Rainelle, W. Va., VOR, including a N alternate via the INT of the Charleston VORTAC 083° T and the Rainelle VOR 317° T radials; Hollins, Va., VORTAC; Lynchburg, Va., VOR, including a S alternate via the INT of the Hollins VORTAC 177° T and the Lynchburg VOR 253° T radials; Flat Rock, Va., VORTAC; to the Richmond, Va., VOR.

§ 601.6260 VOR Federal airway No. 260 control areas (Charleston, W. Va., to Richmond, Va.).

All of VOR Federal airway No. 260 including a N and a S alternate.

These amendments shall become effective 0001 e.s.t. May 5, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on March 10, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-2355; Filed, Mar. 15, 1960;
8:45 a.m.]

[Airspace Docket No. 59-WA-239]

[Amdt. 266]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

[Amdt. 306]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEG- MENTS

Designation of Federal Airway and Associated Control Areas

On December 23, 1959, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (24 F.R. 10462) stating that the Federal Aviation Agency proposed to designate VOR Federal airway No. 478 and its associated control areas from Falmouth, Ky., VOR to a new VOR to be installed near Newcombe, Ky.

The Notice stated the Newcombe VOR would be installed approximately July 15, 1960. However, the commissioning date of this facility has been rescheduled to approximately October 1, 1960.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons set forth in the notice, Parts 600 (24 F.R. 10487) and 601 (24 F.R. 10530) are amended by adding the following:

§ 600.6478 VOR Federal airway No. 478
(Falmouth, Ky., to Newcombe, Ky.).

From the Falmouth, Ky., VOR to the Newcombe, Ky., VOR.

§ 601.6478 VOR Federal airway No. 478
control areas (Falmouth, Ky., to
Newcombe, Ky.).

All of VOR Federal airway No. 478.

These amendments shall become effective 0001 e.s.t., October 20, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on March 9, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-2358; Filed, Mar. 15, 1960;
8:45 a.m.]

[Airspace Docket No. 60-LA-1]

[Amdt. 275]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEG- MENTS

Revocation and Modification of Control Zones

The purpose of these amendments to §§ 601.1983 and 601.2174 of the regulations of the Administrator is to revoke the Glendale, Calif., Grand Central Airport control zone and to modify the Burbank, Calif., control zone.

The Grand Central Airport, Glendale, Calif., is presently included in § 601.1983, which lists all three-mile radius control zones, and is also included in the description of the Burbank control zone (601.2174) which is presently designated within a five-mile radius of the Lockheed Air Terminal, Burbank, including the airspace within a five-mile radius of the San Fernando Valley Airport, Van Nuys, Calif., and the airspace within a three-mile radius of the Grand Central Airport, Glendale, Calif. The Grand Central Airport has been abandoned for airport use. Therefore, the retention of the three-mile radius control zone around this airport is no longer justified as an assignment of airspace and the revocation thereof is in the public interest. Additionally, the name of the San Fernando Valley Airport has been officially changed to the Van Nuys Airport, and this change is being reflected in the description of the Burbank control zone. This action will result in the deletion of the Grand Central Airport from § 601.1983, which lists all three-mile radius control zones and the redesignation of the Burbank control zone as that airspace within a five-mile radius of the Lockheed Air Terminal, Burbank (latitude 34°12'15" N., longitude 118°21'30" W.), and within a five-mile radius of the Van Nuys Airport, Van Nuys, Calif. (latitude 34°12'30" N., longitude 118°29'15" W.).

Since this amendment eliminates a burden on the public, compliance with the notice, public procedure, and effective date requirements of section 4 of the Administrative Procedure Act is unnecessary.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) § 601.1983 (24 F.R. 10570) and § 601.2174 (24 F.R. 10579) are amended as follows:

§ 601.1983 [Amendment]

1. In the text of § 601.1983 *Three-mile radius zones*, delete "Glendale, Calif.: Grand Central Airport."

2. Section 601.2174 is amended to read:

§ 601.2174 Burbank, Calif., control zone.

That airspace within a 5-mile radius of the Lockheed Air Terminal, Burbank (latitude 34°12'15" N., longitude 118°21'30" W.), and within a 5-mile radius of the Van Nuys Airport, Van

Nuys, Calif. (latitude 34°12'30" N., longitude 118°29'15" W.).

This amendment shall become effective 0001 e.s.t., May 5, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on March 10, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-2357; Filed, Mar. 15, 1960;
8:45 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Dockets 7555 c.o., 7556 c.o., 7557 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Lowill's Jewelers et al.

Subpart—Advertising falsely or misleadingly: § 13.155 *Prices*: 13.155-80 Retail as cost, etc., or discounted. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition*: 13.1845-30 Fur Products Labeling Act; § 13.1865 *Manufacture or preparation*: 13.1865-40 Fur Products Labeling Act; § 13.1900 *Source or origin*: 13.1900-40(b) Place.

(Sec. 6, 38 Stat. 722; 15 U.S.C. 46. Interpret or apply Sec. 5, 38 Stat. 719, as amended; Sec. 8, 65 Stat. 719; 15 U.S.C. 45, 69f) [Cease and desist orders, Lowill's Jewelers, Philadelphia, Pa., Docket 7555, February 12, 1960, Leo Robbins, Philadelphia, Pa., Docket 7556, February 13, 1960, and De Wolf, Inc., Philadelphia, Pa., Docket 7557, February 12, 1960]

In the Matter of William Perloff, an Individual Trading as Lowill's Jewelers; Leo Robbins, an Individual; and De Wolf, Inc., a Corporation, and Leon Rosenbaum, Individually and as an Officer of Said Corporation

These proceedings were heard by a hearing examiner on the complaint of the Commission charging Philadelphia, Pa., furriers with violating the Fur Products Labeling Act by advertising which failed to disclose the names of animals producing certain furs, the country of origin of imported furs, or the fact that some fur products contained artificially colored fur, and which represented prices of fur products falsely as "wholesale".

The orders to cease and desist are as follows:

It is ordered, That respondent William Perloff, an individual trading as Lowill's Jewelers or under any other name (Docket 7555); Leo Robbins, an individual (Docket 7556); and DeWolf, Inc., a corporation, and its officers, and Leon Rosenbaum, individually and as an officer thereof (Docket 7557), and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertising, offering for sale, the transportation or distribution, in com-

merce, of fur products; or in connection with the sale, advertising, offering for sale, transportation, or distribution of fur products which are made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement or notice which is intended to aid, promote or assist, directly or indirectly, in the sale, or offering for sale, of fur products, and which:

A. Fails to disclose:

(1) The name or names of the animal or animals producing the fur or furs contained in the fur product, and as prescribed under the Rules and Regulations;

(2) That the fur product contains or is composed of bleached, dyed or otherwise artificially colored fur, when such is the fact;

(3) The name of the country of origin of any imported furs contained in the fur product.

B. Represents directly or by implication that the prices of fur products are wholesale prices, when such is not the fact.

C. Misrepresents in any manner the savings available to purchasers of respondent's fur products.

It is ordered, That respondent Leo Robbins, an individual, and respondent's representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertising, offering for sale, the transportation or distribution, in commerce, of fur products; or in connection with the sale, advertising, offering for sale, transportation, or distribution of fur products which are made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement or notice which is intended to aid, promote or assist, directly or indirectly, in the sale, or offering for sale of fur products, and which:

A. Fails to disclose:

(1) The name or names of the animal or animals producing the fur or furs contained in the fur product, and as prescribed under the Rules and Regulations;

(2) That the fur product contains or is composed of bleached, dyed or otherwise artificially colored fur, when such is the fact;

(3) The name of the country of origin of any imported furs contained in the fur product.

B. Represents directly or by implication that the prices of fur products are wholesale prices, when such is not the fact.

C. Misrepresents in any manner the savings available to purchasers of respondent's fur products.

It is ordered, That respondents De Wolf, Inc., a corporation, and its officers, and Leon Rosenbaum, individually and as an officer thereof, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertising, offering for sale, the transportation or distribution, in commerce, of fur products; or in connection with the sale, advertising, offering for sale, transportation or distribution of fur products which are made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement or notice which is intended to aid, promote or assist, directly or indirectly, in the sale, or offering for sale of fur products, and which:

A. Fails to disclose:

(1) The name or names of the animal or animals producing the fur or furs contained in the fur product, and as prescribed under the rules and regulations;

(2) That the fur product contains or is composed of bleached, dyed or otherwise artificially colored fur, when such is the fact;

(3) The name of the country of origin of any imported furs contained in a fur product.

B. Represents, directly or by implication, that the prices of fur products are wholesale prices, when such is not the fact.

C. Misrepresents in any manner the savings available to purchasers of respondents' fur products.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: February 12, 1960.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 60-2361; Filed, Mar. 15, 1960;
8:46 a.m.]

[Docket 7554 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Louis Perloff

Subpart—Advertising falsely or misleadingly: § 13.155 Prices: 13.155-80 Retail as cost, etc., or discounted. Subpart—Neglecting, unfairly or deceptively, to make material disclosures: § 13.1845 Composition: 13.1845-30 Fur Products Labeling Act; § 13.1865 Manu-

facture or preparation: 1865-40 Fur Products Labeling Act; § 13.1900 Source or origin: 13.1900-40(b) Place.

(Sec. 6, 38 Stat. 722; 15 U.S.C. 46. Interpret or apply Sec. 5, 38 Stat. 719, as amended; Sec. 8, 65 Stat. 719; 15 U.S.C. 45, 69f) [Cease and desist order, Louis Perloff, Philadelphia, Pa., Docket 7554, February 12, 1960]

This proceeding was heard by a hearing examiner on the complaint of the Commission charging a Philadelphia furrier with violating the Fur Products Labeling Act by advertising which failed to disclose the names of animals producing certain furs, the country of origin of imported furs, or the fact that some fur products contained artificially colored fur, and which represented prices of fur products falsely as "wholesale".

On the basis of a consent agreement, the hearing examiner made his initial decision and order to cease and desist which became, on February 12, the decision of the Commission.

The order to cease and desist is as follows:

It is ordered, That respondent Louis Perloff, an individual, trading under his own name or under any other name, and respondent's representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertising, offering for sale, the transportation or distribution, in commerce, of fur products; or in connection with the sale, advertising, offering for sale, transportation, or distribution of fur products which are made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur," and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement, or notice, which is intended to aid, promote or assist, directly or indirectly, in the sale, or offering for sale, of fur products, and which:

A. Fails to disclose:

(1) The name or names of the animal or animals producing the fur or furs contained in the fur product, and as prescribed under the Rules and Regulations;

(2) That the fur product contains or is composed of bleached, dyed or otherwise artificially colored fur, when such is the fact;

(3) The name of the country of origin of any imported furs contained in a fur product.

B. Represents, directly or by implication, that the prices of fur products are wholesale prices, when such is not the fact.

C. Misrepresents in any manner the savings available to purchasers of respondent's fur products.

By "Decision of the Commission", etc., report of compliance was required as follows:

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

form in which he has complied with the order to cease and desist.

Issued: February 12, 1960.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 60-2362; Filed, Mar. 15, 1960;
8:46 a.m.]

[Docket 7552 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Teachers Coop. (TCA)

Subpart—Advertising falsely and misleadingly: § 13.155 Prices: 13.155-80 Retail as cost, etc., or discounted.

(Sec. 6, 38 Stat. 722; 15 U.S.C. 46. Interpret or apply Sec. 5, 38 Stat. 719, as amended; Sec. 8, 65 Stat. 719; 15 U.S.C. 45, 69f) [Cease and desist order, Teachers Coop (TCA), Philadelphia, Pa., Docket 7552, February 13, 1960]

In the Matter of Teachers Cooperative Association, a Corporation, and Royal Bright and Mary Letcher, Individually and as Officers of Said Corporation

This proceeding was heard by a hearing examiner on the complaint of the Commission charging a Philadelphia, Pa., furrier with violating the Fur Products Labeling Act by advertising in catalogs and cards which represented that prices set forth were "wholesale" when such was not the fact.

Based on a consent agreement, the hearing examiner made his initial decision and order to cease and desist which became, on February 13, the decision of the Commission.

The order to cease and desist is as follows:

It is ordered, That respondents TCA, Inc., a corporation, and its officers and Royal Bright and Mary Letcher, individually and as officers thereof, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertising, offering for sale, the transportation or distribution, in commerce, of fur products; or in connection with the sale, advertising, offering for sale, transportation, or distribution of fur products which are made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement or notice which is intended to aid, promote or assist, directly or indirectly, in the sale or offering for sale of fur products and which:

a. Represents, directly or by implication, that the prices of fur products are wholesale prices, when such is not the fact.

b. Misrepresents in any manner the savings available to purchasers of respondents' fur product.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents TCA, Inc., a corporation and Royal Bright and Mary Letcher, individually and as officers thereof, shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: February 12, 1960.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 60-2363; Filed, Mar. 15, 1960;
8:46 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart D—Food Additives in Food for Human Consumption

GIBBERELIC ACID AND ITS POTASSIUM SALT; PERMITTED ADDITION TO MALTING BARLEY

The Commissioner of Food and Drugs, having evaluated the data submitted in the petition filed by Rahr Malting Company, Manitowoc, Wisconsin, and other relevant material has concluded that the food additives gibberellic acid and its potassium salt are safe for use in the production of malt, presenting no hazard to the health of man or animals when used in the amount and under the conditions hereinafter set forth. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348 (c)(1)) and under the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (23 F.R. 9500), the food additive regulations (24 F.R. 2434) are amended by adding to Subpart D the following new section.

§ 121.1010 Gibberellic acid and its potassium salt for increasing enzymatic activity of malt.

The food additives gibberellic acid and its potassium salt may be used in the malting of barley in accordance with the following prescribed conditions:

(a) The additives meet the following specifications:

(1) The gibberellic acid is produced by deep-culture fermentation of a suitable nutrient medium by a strain of *Fusarium moniliforme* or a selection of this culture.

(2) The gibberellic acid produced is of 80 percent purity or better.

(3) The empirical formula of gibberellic acid is represented by $C_{10}H_{22}O_6$.

(4) Potassium gibberellate is the potassium salt of the specified gibberellic acid.

(5) The potassium gibberellate is of 80 percent purity or better.

(b) They are used or intended for use in the malting of barley under conditions whereby the amount of either or both additives present in the malt is not in excess of 2 parts per million (0.0002 percent) expressed as gibberellic acid, and the treated malt is to be used in the production of fermented malt beverages or distilled spirits only, whereby the finished distilled spirits contain none and the finished malt beverage contains not more than 0.5 part per million of gibberellic acid.

(c) To insure the safe use of the food additives the label of the package shall bear, in addition to the other information required by the act:

(1) The name of the additive, "gibberellic acid" or "potassium gibberellate," whichever is appropriate.

(2) An accurate statement of the concentration of the additive contained in the package.

(3) Adequate use directions to provide not more than 2 parts per million of gibberellic acid in the finished malt.

(4) Adequate labeling directions to provide that the final malt is properly labeled as described in paragraph (d) of this section.

(d) To insure the safe use of the additive the label of the treated malt shall bear, in addition to the other information required by the act, the statements:

(1) "Contains not more than 2 parts per million -----," the blank being filled in with the words "gibberellic acid" or "potassium gibberellate," whichever is appropriate; and

(2) "Brewer's malt—To be used in the production of fermented malt beverages only" or "Distiller's malt—To be used in the production of distilled spirits only," whichever is appropriate.

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall become effective upon the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c), 72 Stat. 1786; 21 U.S.C. 348(c))

Dated: March 9, 1960.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 60-2379; Filed, Mar. 15, 1960;
8:48 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 55069]

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADE

Exemptions From Special Tonnage Taxes

Section 4.22 of the Customs Regulations lists the nations whose vessels are exempted from discriminating duties of tonnage and imposts "by treaties or Presidential proclamations." Since the authority to declare such exemptions was delegated by the President to the Secretary of the Treasury by Executive Order 10289 of September 17, 1951, the language of that section is too restrictive. Therefore, that portion of § 4.22 preceding the list of nations is amended to read as follows:

§ 4.22 Exemptions from special tonnage taxes.

Vessels of the following nations are exempted by treaties, Presidential proclamations, or orders of the Secretary of the Treasury from the payment of any higher tonnage duties than are applicable to vessels of the United States and are exempted from the payment of light money:

In accordance with the finding and declaration of this date by the Secretary of the Treasury (T.D. 55068; 25 F.R. 2142), § 4.22 is further amended by the insertion of "Lebanon" immediately after "Latvia" and preceding "Liberia" in the list of nations in that section.

The citation of authority for § 4.22 is amended to read as follows:

(R.S. 4219, as amended, 4225, as amended, 4228, as amended; 46 U.S.C. 121, 128, 141)

(R.S. 161, as amended, sec. 2, 3, 23 Stat. 118, as amended, 119, as amended; 5 U.S.C. 22, 46 U.S.C. 2, 3)

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

Approved: March 8, 1960.

A. GILMORE FLUES,
Acting Secretary of the Treasury.

[F.R. Doc. 60-2354; Filed, Mar. 15, 1960;
8:45 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Chapter I—Bureau of the Census, Department of Commerce

PART 20—SEAL

Sec.
20.1 Authority.
20.2 Description.
20.3 Custody.

AUTHORITY: §§ 20.1 to 20.3 issued under
13 U.S.C., sec. 3.

§ 20.1 Authority.

Pursuant to section 3 of Title 13, United States Code, the Bureau of the Census official seal and design thereof,

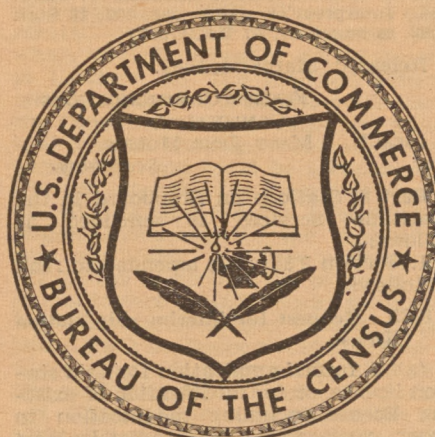
which accompanies and is made a part of this document, is hereby approved.

§ 20.2 Description.

Seal: On a shield an open book beneath which is a lamp of knowledge emitting rays above in base two crossed quills. Around the whole a wreath of single leaves, surrounded by an outer band bearing between two stars the words "U.S. Department of Commerce" in the upper portion and "Bureau of the Census" in the lower portion, the lettering concentric with an inner beaded rim and an outer dentilated rim.

§ 20.3 Custody.

The seal shall remain in the custody of the Director, Bureau of the Census or such officer or employee of the Bureau as he designates and shall be affixed to all certificates and attestations that may be required from the Bureau.



Dated at Washington, D.C., this 8th
day of March 1960.

FREDERICK H. MUELLER,
Secretary of Commerce.

[F.R. Doc. 60-2343; Filed, Mar. 15, 1960;
8:45 a.m.]

Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans Administration

PART 2—DELEGATIONS OF AUTHORITY

Chief Attorneys Authorized To Release Funds From Personal Funds of Patients

Part 2, Chapter I of Title 38 of the Code of Federal Regulations is amended by adding a new § 2.57 as follows:

§ 2.57 Chief Attorneys authorized to release funds from Personal Funds of Patients for the needs of veterans and their dependents including amounts fixed by statute or valid administrative regulations as the cost of current maintenance of veterans in public institutions other than Veterans Administration institutions.

This delegation of authority is identical to § 13.500(b) of this chapter.

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

This regulation is effective March 16, 1960.

[SEAL] ROBERT J. LAMPHERE,
Associate Deputy Administrator.

[F.R. Doc. 60-2400; Filed, Mar. 15, 1960;
9:44 a.m.]

PART 13—DEPARTMENT OF VETER- ANS BENEFITS, CHIEF ATTORNEYS

Apportionment for Dependent Parents and Payment of Maintenance Charges

§ 13.500 Apportionment for dependent parents and payment of maintenance charges under 38 U.S.C. 3203, as amended by Public Law 86-146.

(a) *Use of veteran's funds.* When payment has been discontinued under Public Law 86-146 because the estate of a hospitalized incompetent veteran having no wife or child equals or exceeds \$1500, it is intended that the veteran's needs and those of his dependents be provided out of his funds whether in the possession of his guardian, in Personal Funds of Patients or elsewhere to the extent practicable.

(b) *Delegation of authority.* Chief Attorneys are delegated authority to authorize release of funds from Personal Funds of Patients for the needs of veterans and their dependents including amounts fixed by statute or valid administrative regulations as the cost of current maintenance of veterans in public institutions other than Veterans Administration institutions.

(c) *Use of personal funds of patients.* When the amount of benefits otherwise payable is inadequate for the needs of a dependent parent or parents, the Chief Attorney may recommend the release from Personal Funds of Patients of any sums required to supplement the apportionment. (Instruction 2, title 38 U.S.C. chapter 55, Public Law 86-146) (72 Stat. 1114; 38 U.S.C. 210)

This regulation is effective March 16, 1960.

[SEAL] ROBERT J. LAMPHERE,
Associate Deputy Administrator.

[F.R. Doc. 60-2401; Filed, Mar. 15, 1960;
9:44 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Manage- ment, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2069]

[84025]

FISH HATCHERIES

Change of Names

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Executive Order No. 7752 of November 24, 1937, establishing the Arcadia

Fish Hatchery, Rhode Island, is amended by changing the words "Arcadia Fish Hatchery" in the last sentence to "Arcadia National Fish Hatchery".

2. Executive Order No. 7775 of December 27, 1937, establishing the McKinney Lake Fish Hatchery, North Carolina, is amended by changing the words "McKinney Lake Fish Hatchery" in the last sentence to "McKinney Lake National Fish Hatchery".

3. Executive Order No. 8001 of November 2, 1938, establishing the Welaka Fish Hatchery, Florida, is amended by changing the words "Welaka Fish Hatchery" in the last sentence to "Welaka National Fish Hatchery".

ROGER ERNST,

Assistant Secretary of the Interior.

MARCH 10, 1960.

[F.R. Doc. 60-2365; Filed, Mar. 15, 1960; 8:46 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[FCC 60-235]

PART 8—STATIONS ON SHIPBOARD IN THE MARITIME SERVICES

Interim Ship Radiotelephone Station Licenses

In the matter of amendment of §§ 8.35(a), 8.63(f), 8.64, and 8.369(a) (4) of the Commission's rules to relax present restrictions on the term of interim ship radiotelephone station licenses and the places where such licenses may be obtained.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 9th day of March 1960;

The Commission having under consideration the above-captioned matter;

It appearing that the amendments adopted herein will enable the Commission to give considerably better service to the public in the processing of applications for ship radio station licenses; and

It further appearing that since the amendments adopted herein are either of a minor nature or of such a nature that delay in adopting them would impede Commission efforts to implement effectively an improved processing method in time to handle the large volume of ship station license applications expected shortly as applicants file to cover radio operations during the summer boating season, the public notice and rule making procedures prescribed by section 4 (a) and (b) of the Administrative Pro-

cedure Act are not applicable as compliance therewith in this instance is unnecessary and impracticable; and

It further appearing that the amendments adopted herein will relax present restrictions on the term of interim ship radiotelephone station licenses and the places where such licenses may be obtained, and thus, compliance with the effective date provisions of section 4(c) of the Administrative Procedure Act is not required; and

It further appearing that the public interest, convenience, and necessity will be served by the amendments herein ordered, the authority for which is contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended;

It is ordered, That effective March 28, 1960, Part 8 of the Commission's rules is amended as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Released: March 11, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

Part 8, Stations on Shipboard in the Maritime Services, is amended as follows:

1. Section 8.35(a) is amended to read as follows:

§ 8.35 Request for interim ship station license.

(a) A formal application for ship station license, or for modification of existing license including modification to cover replacement of radiotelephone transmitting apparatus (but not including renewal of station license), to authorize the use of telephony on board a vessel when accompanied by a request for an interim ship station license, shall be filed in accordance with § 8.36 and presented in person by the applicant or his agent at the nearest Field Engineering Office of the Commission or at the Commission's main office in Washington, D.C.

2. Section 8.63(f) is amended to read as follows:

§ 8.63 Effective license periods.

(f) An interim ship station license granted under the provisions of § 8.64 shall become effective when issued and shall expire at 3:00 a.m., e.s.t., on a date six months from the date of grant, unless terminated earlier by the Commission pursuant to the provisions of § 8.64.

3. Section 8.64 is amended to read as follows:

§ 8.64 Interim ship station license.

Upon request made in accordance with § 8.35, an interim ship station license may be granted by the Commission at its main office in Washington, D.C., or at any of its Engineering Field Offices to authorize the use of a ship station solely for telephony in conformity with the conditions and limitations of § 8.369 for an interim period of six months pending action by the Commission at Washington, D.C., on the related formal application for regular ship station license or modification of license filed as prescribed by §§ 8.35 and 8.36. Unless otherwise directed by the Commission in exceptional circumstances, an interim ship station license shall not be renewed and the authority conferred by such license may be terminated, without hearing, at any time prior to its normal expiration date if, in the discretion of the Commission, the need for such action arises.

4. Section 8.369(a) (4) is amended to read as follows:

§ 8.369 Operation under interim ship station license.

(a) * * *

(4) Equipment: The equipment shall be the same as the particular equipment which is described in the related formal application simultaneously filed for regular ship station license or modification of license, and which is capable of being operated with class A3 or F3 emission (according to the frequency band to be used under the provisions of this section) in accordance with all applicable rules and regulations on one or more radio-channels of which the authorized carrier frequencies are designated by this section.

[F.R. Doc. 60-2397; Filed, Mar. 15, 1960; 8:50 a.m.]

Title 50—WILDLIFE

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

SUBCHAPTER C—MANAGEMENT OF WILDLIFE CONSERVATION AREAS

PART 17—LIST OF AREAS

Fish Cultural Stations

CROSS REFERENCE: For order changing the Arcadia Fish Hatchery to Arcadia National Fish Hatchery, McKinney Lake Fish Hatchery to McKinney Lake National Fish Hatchery, and Welaka Fish Hatchery to Welaka National Fish Hatchery, as established by Executive orders 7752, 7775, 8001, as amended, respectively (§ 17.1), see Public Land Order 2069 in the Appendix to Title 43, Chapter I, *supra*.

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR (1954) Part 1]

INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Distributions or Payments Under Certain Employee Plans; Notice of Hearing

Proposed amendments to the regulations issued under section 72 of the Internal Revenue Code of 1954, relating to distributions or payments under certain employee plans, were published in the **FEDERAL REGISTER** for February 4, 1960.

A public hearing on these proposed amendments to the regulations will be held on Tuesday, March 29, 1960, at 10:00 a.m., e.s.t., in Room 3313, Internal Revenue Building, 12th and Constitution Avenue NW., Washington, D.C. Persons who plan to attend the hearing are requested to so notify the Commissioner of Internal Revenue, Attention: T:P, Washington 25, D.C., by March 25, 1960.

[SEAL]

MAURICE EVANS,

Director,

Technical Planning Division,
Internal Revenue Service.

[F.R. Doc. 60-2419; Filed, Mar. 15, 1960;
8:51 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 3]

[Docket No. 13425; FCC 60-231]

TABLE OF ASSIGNMENTS; TELEVISION BROADCAST STATIONS

Casper, Wyoming-Lander, Wyo.

1. Notice is hereby given of rule making in the above entitled matter.

2. The Commission has before it for consideration a petition filed August 13, 1959, by Harriscopco, Inc., Irving B. Harris, Donald P. Nathanson, and Benjamin Berger, a special partnership doing business as Rocky Mountain Tele Stations, licensee of television station KTWO-TV, Casper, Wyoming, for rule making to amend § 3.606, Table of Assignments, Television Broadcast Stations, to shift Channel 6(+) from Casper, Wyoming, to Lander, Wyoming, and to delete Channel 17(-) from Lander, Wyoming, in accordance with the following:

City	Channel No.	
	Present	Proposed
Casper, Wyo.....	2(+), 6(+)	2(+)
Lander, Wyo.....	17(-)	6(+)

No. 52—3

3. Petitioner submits that: (a) Casper, with a population of 23,673 persons, according to the 1950 Census, is not large enough to support two television stations, as evidenced by the fact that the license for the television station heretofore operating on Channel 6 in Casper was recently surrendered to the Commission. (b) Lander, with a population of 3,349 persons according to the 1950 Census, is presently without any television service.¹ UHF has not developed to any extent in this part of the country, and no application has been filed for Channel 17, which is the only television channel assigned to this city. As the terrain around Lander is mountainous, VHF would provide a more efficient type of service than UHF. There is a substantial population outside the city which would be served by a VHF station in Lander. (c) The proposed assignment of Channel 6 to Lander would meet the Commission's co-channel and adjacent-channel mileage separation requirements, and could be accomplished without deprivation or disruption of any existing television service. Lander is the largest community in the geographic area qualifying for this assignment. (d) In the event that the proposed assignment were affected, Rocky Mountain Tele Stations, licensee of television station KTWO in Casper would apply for a construction permit for a television station on Channel 6 in Lander, Wyoming.

4. The petitioner also submits the results of a preliminary analysis indicating that a television station located southwest of Lander, operating on Channel 6 with 100 kilowatts power and antenna height of approximately 2,000 feet above average terrain, would provide Grade B service to substantial portions of the counties of Fremont, Hot Springs, Lincoln, Sweet Water, Carbon, and Sublette, and would provide service outside of its Grade B contour in Washakie and Park Counties. The petitioner estimates that the total population of these counties exceeds 100,000 persons.

5. The Commission is of the view that rule making should be instituted on this proposal in order that all interested parties may submit their views and relevant data. However, we are not of the view that the instant proposal is the best way of obtaining a channel for Lander since it would deprive Casper, the second largest community in the State of Wyoming of its second commercial VHF assignment. Channel 7 can be assigned to Lander without depriving any other community of an

¹ Lander is located approximately 42 miles from Station KWRB, Channel 10, and is included within the Grade A service contour of this station. Although Channel 10 had been assigned in Riverton, Wyoming, Station KWRB was granted permission on September 23, 1959, to identify itself with Worland, Thermopolis, and Lander, as well as with Riverton.

assignment and in full conformance with all the rules. In view of this, comments are invited on the proposal to assign Channel 7 to Lander as follows:

City	Channel No.	
	Present	Proposed
Lander, Wyo.....	17(-)	7, 17(-)

6. Authority for the adoption of the amendment proposed herein is contained in sections 4(i), 301, 303 (c), (d), (f), and (r) and 307(b) of the Communications Act of 1934, as amended.

7. Any interested party who is of the view that the proposed amendment should not be adopted, or should not be adopted in the form set forth herein, may file with the Commission on or before April 18, 1960, a written statement or brief, setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments. No additional comments may be filed unless (a) specifically requested by the Commission or (b) good cause for the filing of such additional comments is established.

8. In accordance with the provisions of § 1.54 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: March 9, 1960.

Released: March 11, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL]

MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2398; Filed, Mar. 15, 1960;
8:50 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 507]

[Reg. Docket No. 306]

AIRWORTHINESS DIRECTIVES

Notice of Proposed Rule Making

Pursuant to the authority delegated to me by the Administrator (§ 405.27, 24 F.R. 2196), notice is hereby given that the Federal Aviation Agency has under consideration a proposal to amend Part 507 of the Regulations of the Administrator to include an airworthiness directive requiring modification of Vickers Viscount 745D and 810 Series aircraft to prevent the possibility of inadvertent interchange of the two associated torque tube assemblies.

Interested persons may participate in the making of the proposed rule by sub-

PROPOSED RULE MAKING

mitting such written data, views or arguments as they may desire. Communications should be submitted in duplicate to the Docket Section, of the Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. All communications received on or before April 18, 1960, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in light of comments received. All comments submitted will be available, in the Docket Section, for examination by interested persons when the prescribed date for return of comments has expired. This proposal will not be given further distribution as a draft release.

This amendment is proposed under the authority of sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423).

In consideration of the foregoing, it is proposed to amend § 507.10(a) (14 CFR Part 507), by adding the following airworthiness directive:

VICKERS. Applies to all Viscount Model 745D aircraft (pre-modification D.2013 parts (c), (j), (d), and (k) standard) and all Viscount 810 Series aircraft (pre-modification FG.237 parts (d) and (k) standard).

Compliance required at next removal of rudder trim tab and/or elevator spring tab, but not later than June 1, 1961.

To preclude the possibility of inadvertent interchange of pre-mod. D.2013 and FG.237 rudder trim tab and elevator spring tab torque tube assemblies, Vickers Modification D.2918 (700 Series) and FG.1671 (800/810 Series) must be incorporated. This modification insures that the upper rudder trim tab torque tube assembly cannot be connected to the elevator spring tab and the elevator spring tab torque assembly cannot be connected to the rudder tab in the upper position. Incorporation of this modification on 700 Series aircraft is accomplished by installation of a nuisance bracket, P/N 70123-359 or equivalent, fitted to the tabs at the point of attachment of the relevant short (pre-mod. D.2013) skewbars.

On Model 810 Series aircraft, the long skewbar introduced by Mod. FG.237 is incorporated in the basic design of the right elevator trim tab. The left elevator anti-balance tab and the spring tab are operated by an external rod system to which Mod. FG.237 is not applicable. Since the rudder tab has a short skewbar, of pre-mod. FG.237 standard, fitted at the upper position, it is required that installation of the nuisance bracket of Mod. FG.1671 or equivalent be made as a positive safeguard against incorrect assembly.

(Vickers-Armstrongs Modification Bulletins D.2918 (700 Series) and FG.1671 (800/810 Series) cover this subject.)

Issued in Washington, D.C., on March 9, 1960.

OSCAR BAKKE,
Director, Bureau of
Flight Standards.

MARCH 9, 1960.

[F.R. Doc. 60-2359; Filed, Mar. 15, 1960;
8:45 a.m.]

[14 CFR Part 507]

[Reg. Docket No. 307]

AIRWORTHINESS DIRECTIVES

Notice of Proposed Rule Making

Pursuant to the authority delegated to me by the Administrator, (§ 405.27, 24 F.R. 2196), notice is hereby given that the Federal Aviation Agency has under consideration a proposal to amend Part 507 of the Regulations of the Administrator to include an airworthiness directive requiring inspection for cracks in the main landing gear retract link assembly of Twin Navion aircraft. If cracks are found, defective parts must be replaced to prevent complete failure and collapse of the gear.

Interested persons may participate in the making of the proposed rule by submitting such written data, views or arguments as they may desire. Communications should be submitted in duplicate to the Docket Section, of the Federal

Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. All communications received on or before April 18, 1960, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in light of comments received. All comments submitted will be available, in the Docket Section, for examination by interested persons when the prescribed date for return of comments has expired. This proposal will not be given further distribution as a draft release.

This amendment is proposed under the authority of sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423).

In consideration of the foregoing, it is proposed to amend § 507.10(a), (14 CFR Part 507), by adding the following airworthiness directive:

TWIN NAVION. Applies to all Twin Navion aircraft, Camair Model 480, Dauby, Riley, and Temco Models D-16 and D-16A.

Compliance required by July 15, 1960, and at every 100 hours time in service thereafter.

Due to cracks occurring in the main landing gear retraction link which can result in collapse of the gear, the following shall be accomplished:

Inspect by dye penetrant or equivalent the main landing gear retract link assembly (P/N 143-33165-10) for cracks in or near end fitting welds. Replace all defective parts prior to next flight with revised assembly (P/N 143-33165-20 or equivalent) having a longer lap-welded center section. Upon installation of the revised assembly, this inspection is no longer required.

(Navion Field Service Bulletin No. 34 dated December 17, 1958, covers this same subject).

Issued in Washington, D.C., on March 9, 1960.

OSCAR BAKKE,
Director, Bureau of
Flight Standards.

MARCH 9, 1960.

[F.R. Doc. 60-2360; Filed, Mar. 15, 1960;
8:46 a.m.]

Notices

DEPARTMENT OF THE TREASURY

United States Coast Guard

[CGFR 60-7]

EQUIPMENT, INSTALLATIONS, OR MATERIALS; AND CHANGE IN ADDRESS OF MANUFACTURER

Approval and Termination of Approval and Amendment of Prior Document

1. Various items of lifesaving, fire-fighting, and miscellaneous equipment, installations, and materials used on merchant vessels subject to Coast Guard inspection or on certain motorboats and other pleasure craft are required by law and various regulations in 46 CFR Chapter I to be of types approved by the Commandant, United States Coast Guard. The procedures governing the granting of approvals are set forth in 46 CFR 2.75-1 to 2.75-50, inclusive. For certain types of equipment installations, and materials, specifications have been also prescribed by the Commandant and are published in 46 CFR Parts 160 to 164, inclusive (Subchapter Q—Specifications).

2. By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Order Nos. 120, dated July 31, 1950 (15 F.R. 6521), 167-14, dated November 26, 1954 (19 F.R. 8026), 167-20, dated June 18, 1956 (21 F.R. 4894), CGFR 56-28 dated July 24, 1956 (21 F.R. 5659), and 167-38, dated October 26, 1959 (24 F.R. 8857), and R.S. 4405, as amended, 4462, as amended, 4488, as amended, 4491, as amended, sections 1, 2, 49 Stat. 1544, as amended, section 17, 54 Stat. 166, as amended, and section 3, 54 Stat. 346, as amended, section 3, 70 Stat. 152 (46 U.S.C. 405, 416, 481, 489, 367, 526p, 1333, 390b), and section 3(c) of 68 Stat. 675 (50 U.S.C. 198), and implementing regulations in 46 CFR Chapter I:

It is ordered, That:

a. All the approvals listed in Part I of this document which extend approvals previously published in the FEDERAL REGISTER are prescribed and shall be in effect for a period of 5 years from their respective dates as indicated at the end of each approval, unless sooner canceled or suspended by proper authority; and

b. All the other approvals listed in Part I of this document (which are not covered by paragraph a above) are prescribed and shall be in effect for a period of 5 years from the date of publication of this document in the FEDERAL REGISTER, unless sooner canceled or suspended by proper authority; and

c. All the approvals listed in Part II of this document are terminated because (1) the manufacturer is no longer in business; or (2) the manufacturer does not desire to retain the approval; or (3) the item is no longer being manufac-

tured; or (4) the item of equipment no longer complies with present Coast Guard requirements; or (5) the approval has expired. Except for those approvals which have expired, all other terminations of approvals made by this document shall be made effective upon the thirty-first day after the date of publication of this document in the FEDERAL REGISTER. Notwithstanding this termination of approval of any item of equipment as listed in Part II of this document, such equipment in service may be continued in use so long as such equipment is in good and serviceable condition.

d. The change in address of manufacturer shall be made as indicated in Part III of this document.

e. The corrections to the Coast Guard document 59-48 regarding equipment installations or materials and change in address of manufacturer approved December 10, 1959, and published in the FEDERAL REGISTER of December 17, 1959 (24 F.R. 10224-10231), shall be made as indicated in Part IV of this document.

PART I—APPROVALS OF EQUIPMENT, INSTALLATIONS OR MATERIALS

LIFE PRESERVERS, KAPOK, ADULT AND CHILD (JACKET TYPE) MODELS 3 AND 5

Approval No. 160.002/90/0, Model 3, adult kapok life preserver, U.S.C.G. Specification Subpart 160.002, manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y.

Approval No. 160.002/91/0, Model 5, child kapok life preserver, U.S.C.G. Specification Subpart 160.002, manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y.

CLEANING PROCESSES FOR LIFE PRESERVERS

Approval No. 160.006/19/0, Garden City Cleaning Process for kapok life preservers of all types as outlined in Garden City Renovating Co. letter dated October 12, 1949, submitted by Hays Mattress Co., P.O. Box 555, Morgan Hill, Calif. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective November 19, 1959.)

GAS MASKS, SELF CONTAINED BREATHING APPARATUS, AND SUPPLIED-AIR APPARATUS

Approval No. 160.011/15/2, M-S-A Model "S" All-Service Gas Mask, with Window-Cator Canister, all-vision facepiece assembly or all-vision clearstone diaphragm facepiece assembly which may be used in conjunction with the M-S-A Maskfone, Bureau of Mines Approval No. BM-1434A, dwg. Nos. 81226, Rev. 3 dated August 24, 1959, or 81227, Rev. 3 dated August 24, 1959, manufactured by Mine Safety Appliance Co., 201 North Braddock Avenue, Pittsburgh 8, Pa. (Supersedes Approval No. 160.011/15/1 published in FEDERAL REGISTER December 20, 1955).

SIGNALS, DISTRESS, HAND RED FLARE

Approval No. 160.021/5/1, Coston's hand red flare distress signal, 500 candlepower, 2-minute burning time, Kilgore, Inc., general arrangement dwg. No. CXC-115, Rev. 4 dated October 14, 1954, detail dwg. No. CXC-116, Rev. 4, dated May 13, 1953, manufactured by Kilgore, Inc., International Flare Signal Division, Westerville, Ohio, for Coston Supply Co., Inc., 31 Water Street, New York 4, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.021/6/1, International's hand red flare distress signal, 500 candlepower, 2-minute burning time, general arrangement dwg. No. CXC-115, Rev. 4 dated October 14, 1954, detail dwg. No. CXC-116, Rev. 4 dated May 13, 1953, manufactured by Kilgore, Inc., International Flare Signal Division, Westerville, Ohio. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

SIGNALS, DISTRESS, FLOATING ORANGE SMOKE

Approval No. 160.022/6/0, Model FOS-1 floating orange smoke distress signal, assembly dwg. No. C-200950 dated June 26, 1953, manufactured by Universal Match Corp., P.O. Box 5841, St. Louis 21, Mo. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective December 8, 1959.)

DAVITS

Approval No. 160.032/69/1, mechanical davit, straight boom sheath screw, Type B-77, approved for maximum working load of 15,400 pounds per set (7,700 pounds per arm), using five or six part falls, identified by general arrangement dwg. No. 3108-1 dated June 22, 1942, and revised September 29, 1954, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective December 8, 1959.)

Approval No. 160.032/101/1, mechanical davit, straight boom sheath screw, Type B-25, approved for maximum working load of 5,000 pounds per set (2,500 pounds per arm), using five or six part falls, identified by general arrangement dwg. No. 3211 dated April 13, 1948, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective December 8, 1959.)

Approval No. 160.032/102/1, mechanical davit, crescent sheath screw, Type C-68, approved for maximum working load of 13,600 pounds per set (6,800 pounds per arm), using 2 part falls, identified by arrangement dwg. No. 2082-10, Rev. 5 dated October 18, 1954, manufactured by

Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.032/146/0, mechanical davit, straight boom sheath screw, Type 20-20F, approved for maximum working load of 5,800 pounds per set (2,900 pounds per arm), using either 2 or 6 part falls, identified by general arrangement dwg. No. 5014-1D dated October 6, 1953 and revised October 14, 1954, manufactured by Marine Safety Equipment Corp., Point Pleasant, N.J. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.032/163/0, Mechanical davit, straight boom sheath screw, Type C-7-0, approved for a maximum working load of 13,000 pounds per set (6,500 pounds per arm), using 2-part falls only, identified by general arrangement dwg. No. G-500 dated July, 1959, and revised October 1, 1959, manufactured by C. C. Galbraith & Son, Inc., 99 Park Place, New York 7, N.Y.

MECHANICAL DISENGAGING APPARATUS, LIFEBOAT

Approval No. 160.033/23/2, Mills Type Size "A" releasing gear, approved for a maximum working load of 12,000 pounds per set (6,000 pounds per hook), identified by general arrangement dwg. No. 1862-A dated May 25, 1953, revised July 29, 1953, for use on all vessels operating on waters other than ocean and coastwise, or for vessels of 3,000 gross tons and under operating in ocean and coastwise service, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J. (Reinstates and supersedes Approval No. 160.033/23/1 terminated in FEDERAL REGISTER December 31, 1958.)

LIFEBOATS

Approval No. 160.035/37/1, 22.0' x 7.5' x 3.17' steel motor-propelled lifeboat without radio cabin (Class B), 28-person capacity, identified by construction and arrangement dwg. No. 2389 dated July 12, 1954, and revised November 1, 1954, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.035/185/1, 26.0' x 8.3' x 3.6' steel, oar-propelled lifeboat, 46-person capacity, identified by construction and arrangement dwg. No. 3188 dated December 21, 1953, and revised October 8, 1954, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.035/230/3, 22.0' x 7.5' x 3.17' aluminum, oar-propelled lifeboat, 31-person capacity, identified by construction and arrangement dwg. No. 22-2D dated July 29, 1948, and revised September 14, 1959, manufactured by

Marine Safety Equipment Corp., Point Pleasant, N.J. (Supersedes Approval No. 160.035/230/2, published in FEDERAL REGISTER May 7, 1955.)

Approval No. 160.035/312/0, 22.0' x 7.5' x 3.17' aluminum, oar-propelled lifeboat, 31-person capacity, identified by construction and arrangement dwg. No. 3482 dated June 16, 1953, and revised October 8, 1954, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.035/322/0, 22.0' x 7.5' x 3.17' steel, hand-propelled lifeboat, 25-person capacity, identified by construction and arrangement dwg. No. 22-2E dated January 29, 1954, and revised August 11, 1954, manufactured by Marine Safety Equipment Corp., Point Pleasant, N.J. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective December 8, 1959.)

Approval No. 160.035/327/0, 16.0' x 5.25' x 2.25' aluminum, oar-propelled lifeboat, 10-person capacity, identified by construction and arrangement dwg. No. 16-4 dated May 21, 1954, and revised August 24, 1954, manufactured by Marine Safety Equipment Corp., Point Pleasant, N.J. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective December 8, 1959.)

Approval No. 160.035/329/1, 24.0' x 8.0' x 3.5' steel, motor-propelled lifeboat (Class B), 37-person capacity, identified by general arrangement dwg. No. G-2437-M dated November 1958 and revised October 13, 1959, manufactured by C. C. Galbraith & Son, Inc., 99 Park Place, New York 7, N.Y. (Reinstates and supersedes Approval No. 160.035/329/0 terminated in FEDERAL REGISTER December 17, 1959.)

Approval No. 160.035/330/0, 24.0' x 7.63' x 3.21' steel, motor-propelled lifeboat without radio cabin (Class B), 33-person capacity, identified by construction and arrangement dwg. No. 24-4G dated September 24, 1954, and revised November 15, 1954, manufactured by Marine Safety Equipment Corp., Point Pleasant, N.J. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.035/388/0, 24.0' x 8.0' x 3.5' fibrous glass, reinforced plastic, motor-propelled lifeboat (Class B), 37-person capacity, identified by general arrangement dwg. No. 57-2449 dated July 29, 1959, manufactured by Lane Lifeboat and Davit Corporation, 8920 26th Avenue, Brooklyn, N.Y.

Approval No. 160.035/406/0, 22.0' x 7.5' x 3.17' steel, hand-propelled lifeboat, with removable interior, 31-person capacity, identified by construction and arrangement dwg. No. 80269, Rev. A dated October 26, 1959, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J.

Approval No. 160.035/407/0, 30.0' x 10.0' x 4.33' aluminum, hand-propelled lifeboat, with removable interior, 78-person capacity, identified by construction and arrangement dwg. No. 80255,

Rev. B dated November 27, 1959, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J.

Approval No. 160.035/408/0, 30.0' x 10.0' x 4.33' aluminum, motor-propelled lifeboat (Class B) with removable interior, 74-person capacity, identified by construction and arrangement dwg. No. 80256, Rev. A dated November 13, 1959, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N.J.

PUMPS, BILGE, LIFEBOAT

Approval No. 160.044/11/1, Size No. 2 lifeboat bilge pump, identified by master dwg. No. E-2450, Rev. B dated December 15, 1959, manufactured by Blackmer Pump Co., Grand Rapids, Mich. (Reinstates and supersedes Approval No. 160.044/11/0 terminated in FEDERAL REGISTER December 17, 1959.)

BUOYANT VESTS, KAPOK OR FIBROUS GLASS, ADULT AND CHILD

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

Approval No. 160.047/1/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 1, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/2/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 1, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/3/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 1, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/4/0, Model AF, adult fibrous glass buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 1, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/5/0, Model CFM, child fibrous glass buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 1, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/6/0, Model CFS, child fibrous glass buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 1, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/7/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufac-

tured by The American Pad & Textile Co., Greenfield, Ohio, 511 North Solomon Street, New Orleans, La., and Fairfield, Calif. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/8/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by The American Pad & Textile Co., Greenfield, Ohio, 511 North Solomon Street, New Orleans, La., and Fairfield, Calif. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/9/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by The American Pad & Textile Co., Greenfield, Ohio, 511 North Solomon Street, New Orleans, La., and Fairfield, Calif. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/10/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/11/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/12/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/13/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by The American Pad & Textile Co., Greenfield, Ohio, for Montgomery Ward & Co., Inc., 619 West Chicago Avenue, Chicago 7, Ill. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/17/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by The American Pad & Textile Co., Greenfield, Ohio, for Sears Roebuck & Co., 925 South Homan Avenue, Chicago 7, Ill. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 160.047/256/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Canvas Specialty Mfg. Co., 7344 East Bandini Boulevard, Los Angeles 22, Calif.

Approval No. 160.047/257/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Canvas Specialty Mfg. Co., 7344 East Bandini Boulevard, Los Angeles 22, Calif.

Approval No. 160.047/258/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Canvas Specialty Mfg. Co., 7344 East Bandini Boulevard, Los Angeles 22, Calif.

Approval No. 160.047/259/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y., for Pacific Northwest, Ltd., Pier 70, Alaska Way and Broad St., Seattle 1, Wash.

Approval No. 160.047/260/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y., for Pacific Northwest, Ltd., Pier 70, Alaska Way and Broad St., Seattle 1, Wash.

Approval No. 160.047/261/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y., for Pacific Northwest, Ltd., Pier 70, Alaska Way and Broad St., Seattle 1, Wash.

Approval No. 160.047/262/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill., for S and M Company, 13th and Hennepin Avenue, Minneapolis 3, Minn.

Approval No. 160.047/263/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill., for S and M Company, 13th and Hennepin Avenue, Minneapolis 3, Minn.

Approval No. 160.047/264/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill., for S and M Company, 13th and Hennepin Avenue, Minneapolis 3, Minn.

Approval No. 160.047/265/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill., for Liberty Distributors, 4300 North Fifth Street, P.O. Box 95, Philadelphia, Pa.

Approval No. 160.047/266/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill., for Liberty Distributors, 4300 North Fifth Street, P.O. Box 95, Philadelphia, Pa.

Approval No. 160.047/267/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill., for Liberty Distributors, 4300 North Fifth Street, P.O. Box 95, Philadelphia, Pa.

Approval No. 160.047/268/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Grand Novelty Hassock Co., Inc., 273-281 State Street, Brooklyn 2, N.Y.

Approval No. 160.047/269/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by

Grand Novelty Hassock Co., Inc., 273-281 State Street, Brooklyn 2, N.Y.

Approval No. 160.047/270/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Grand Novelty Hassock Co., Inc., 273-281 State Street, Brooklyn 2, N.Y.

Approval No. 160.047/271/0, Model AK, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y., for Nelson Sales Company, 620 Broadway, Kansas City 5, Mo.

Approval No. 160.047/272/0, Model CKM, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y., for Nelson Sales Company, 620 Broadway, Kansas City 5, Mo.

Approval No. 160.047/273/0, Model CKS, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y., for Nelson Sales Company, 620 Broadway, Kansas City 5, Mo.

Approval No. 160.047/300/0, Type I, Model AK-1, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by The American Pad & Textile Co., Greenfield, Ohio, 511 North Solomon Street, New Orleans 19, La., and Fairfield, Calif.

Approval No. 160.047/301/0, Type I, Model CKM-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by The American Pad & Textile Co., Greenfield, Ohio, 511 North Solomon Street, New Orleans 19, La., and Fairfield, Calif.

Approval No. 160.047/302/0, Type I, Model CKS-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by The American Pad & Textile Co., Greenfield, Ohio, 511 North Solomon Street, New Orleans 19, La., and Fairfield, Calif.

Approval No. 160.047/303/0, Type I, Model AK-1, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines, Iowa.

Approval No. 160.047/304/0, Type I, Model CKM-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines 17, Iowa.

Approval No. 160.047/305/0, Type I, Model CKS-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines 17, Iowa.

Approval No. 160.047/306/0, Type I, Model AK-1, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines 17, Iowa, for Hawkeye Sporting Goods Co., Box 613, Des Moines, Iowa.

Approval No. 160.047/307/0, Type I, Model CKM-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Iowa Fibre Products,

Inc., 2425 Dean Avenue, Des Moines 17, Iowa, for Hawkeye Sporting Goods Co., Box 613, Des Moines, Iowa.

Approval No. 160.047/308/0, Type I, Model CKS-1, child kapok Type I, Model CKS-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines 17, Iowa, for Hawkeye Sporting Goods Co., Box 613, Des Moines, Iowa.

BUOYANT CUSHIONS, KAPOK OR FIBROUS GLASS

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

Approval No. 160.048/75/1, group approval for rectangular or trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c) (1) (i), manufactured by Siegmund Werner, Inc., 225 Belleville Avenue, Bloomfield, N.J. (Supersedes Approval No. 160.048/75/0 published in FEDERAL REGISTER May 15, 1956.)

Approval No. 160.048/165/0, special approval for 14" x 17" x 2" rectangular, ribbed-type, four compartment kapok buoyant cushion, 21 oz. kapok, dwg. and bill of material dated September 30, 1959, manufactured by Bottom Dollar Industries, Inc., 715 Izard Street, Little Rock, Ark.

Approval No. 160.048/166/0, special approval for 14" x 19" x 2" rectangular, ribbed-type, four compartment kapok buoyant cushion, 24 oz. kapok, dwg. and bill of material dated September 30, 1959, manufactured by Bottom Dollar Industries, Inc., 715 Izard Street, Little Rock, Ark.

Approval No. 160.048/167/0, special approval for 14" x 17" x 2" rectangular, ribbed-type, four compartment kapok buoyant cushion, 21 oz. kapok, dwg. and bill of material dated September 30, 1959, manufactured by Bottom Dollar Industries, Inc., 715 Izard Street, Little Rock, Ark., for Allgood Products Co., 824 West Eighth, Little Rock, Ark.

Approval No. 160.048/168/0, special approval for 14" x 19" x 2" rectangular, ribbed-type, four compartment kapok buoyant cushion, 24 oz. kapok, dwg. and bill of material dated September 30, 1959, manufactured by Bottom Dollar Industries, Inc., 715 Izard Street, Little Rock, Ark., for Allgood Products Co., 824 West Eighth, Little Rock, Ark.

Approval No. 160.048/169/0, special approval for 15" x 15" x 2" rectangular buoyant cushion with heat-sealed seams, 20 oz. kapok, dwgs. 883A and 883B, dated October 8, 1959, manufactured by Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond 12, Va.

Approval No. 160.048/170/0, special approval for 15" x 15" x 2" rectangular buoyant cushion with heat-sealed seams, 20 oz. kapok, dwg. No. 2-B.C.S. dated November 10, 1959, and sketch No. 2-B-C-S, dated October 15, 1959, manufactured by Protection Products Co., Division of Ero Manufacturing Co., 2637 West Polk Street, Chicago, Ill., and Hazlehurst, Ga.

Approval No. 160.048/171/0, group approval for rectangular or trapezoidal

kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c) (1) (i), manufactured by Canvas Specialty Mfg. Co., 7344 East Bandini Boulevard, Los Angeles 22, Calif.

Approval No. 160.048/172/0, group approval for rectangular or trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c) (1) (i), manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y., for Pacific Northwest, Ltd., Pier 70, Alaska Way and Broad Street, Seattle 1, Wash.

Approval No. 160.048/173/0, group approval for rectangular or trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c) (1) (i), manufactured by Red Head Brand Co., 4311 Belmont Avenue, Chicago 41, Ill., for Liberty Distributors, 4300 North Fifth Street, P.O. Box 95, Philadelphia, Pa.

Approval No. 160.048/174/0, group approval for rectangular or trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c) (1) (i), manufactured by Grand Novelty Haddock Co., Inc., 273-81 State Street, Brooklyn 2, N.Y.

Approval No. 160.048/175/0, group approval for rectangular or trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c) (1) (i), manufactured by Swan Products Co., Inc., 145-92 228th Street, Springfield Gardens 13, N.Y., for Nelson Sales Company, 620 Broadway, Kansas City 5, Mo.

BUOYANT CUSHIONS, UNICELLULAR PLASTIC FOAM

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

Approval No. 160.049/30/0, special approval for 18" x 18" x 2" rectangular unicellular plastic foam buoyant cushion with heat-sealed seams, dwg. No. 721, dated August 25, 1958, submitted by Dietz Plastic Formers, Inc., 185 Goffie Road, Hawthorne, N.J.

Approval No. 160.049/31/0, special approval for 15" x 15" x 3" rectangular unicellular plastic foam buoyant cushion with vinyl dip coating, dwg. No. 1, dated November 18, 1959, and specification dated November 19, 1959, manufactured by Jones & Yandell Mfg. Co., Inc., P.O. Box 208, Canton, Miss.

BUOYANT VESTS, UNICELLULAR PLASTIC FOAM, ADULT AND CHILD

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

Approval No. 160.052/61/0, Type I, Model AP, adult unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by Badgley Manufacturing Co., 2637 Northeast Union Avenue, Portland 12, Ore.

Approval No. 160.052/62/0, Type I, Model CPM, child unicellular plastic foam buoyant vest, U.S.C.G. Specification

Subpart 160.052, manufactured by Badgley Manufacturing Co., 2637 Northeast Union Avenue, Portland 12, Ore.

Approval No. 160.052/63/0, Type I, Model CPS, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by Badgley Manufacturing Co., 2637 Northeast Union Avenue, Portland 12, Ore.

Approval No. 160.052/87/0, Type II, Model JPB-3, child-size, medium, unicellular plastic foam buoyant vest, assembly dwg. No. 59H642, dated September 8, 1959, manufactured by Gentex Corp., Carbondale, Pa.

Approval No. 160.052/89/0, Type I, Model AP, adult unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by Burlington Mills, Inc., Burlington, Wis.

Approval No. 160.052/90/0, Type I, Model CPM, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by Burlington Mills, Inc., Burlington, Wis.

Approval No. 160.052/91/0, Type I, Model CPS, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by Burlington Mills, Inc., Burlington, Wis.

Approval No. 160.052/92/0, Type I, Model AP, adult unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by Liberty Cork Co., Inc., 123 Whitehead Avenue, South River, N.J.

Approval No. 160.052/93/0, Type I, Model CPM, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by Liberty Cork Co., Inc., 123 Whitehead Avenue, South River, N.J.

Approval No. 160.052/94/0, Type I, Model CPS, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by Liberty Cork Co., Inc., 123 Whitehead Avenue, South River, N.J.

WORK VESTS, UNICELLULAR PLASTIC FOAM

Approval No. 160.053/1/0, unicellular plastic foam work vest as per Military Specification MIL-L-17653A and U.S.C.G. Specification Subpart 160.053, manufactured by Burlington Mills, Inc., Burlington, Wis.

Approval No. 160.053/3/0, unicellular plastic foam work vest as per Military Specification MIL-L-17653A and U.S.C.G. Specification Subpart 160.053, manufactured by Style-Crafters, Inc., P.O. Box 3277, Station A, Greenville, S.C.

Approval No. 160.053/4/0, unicellular plastic foam work vest as per Military Specification MIL-L-17653A and U.S.C.G. Specification Subpart 160.053, manufactured by The American Pad & Textile Co., Greenfield, Ohio.

Approval No. 160.053/7/0, unicellular plastic foam work vest as per Military Specification MIL-L-17653A and U.S.C.G. Specification Subpart 160.053, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 1, N.Y.

KITS, FIRST-AID (FOR INFLATABLE LIFE RAFTS)

Approval No. 160.054/1/0, Model No. 729 first-aid kit for inflatable life rafts, dwg. revised November 27, 1959, manu-

factured by Medical Supply Co., 1027 West State Street, Rockford, Ill.

TELEPHONE SYSTEMS, SOUND POWERED

Approval No. 161.005/13/1, sound powered telephone station, selective ringing, common talking, 11 stations maximum, bulkhead mounting, splashproof, with separately mounted 6" hand generator bell, Type A, Model E, dwg. No. 3, Alt. 3, manufactured by Hose-McCann Telephone Co., Inc., 25th Street and Third Avenue, Brooklyn 32, N.Y. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective October 7, 1959.)

Approval No. 161.005/40/1, Telephone station relay, nonlocking type, splashproof, dwg. No. 18, Alt. 2, dated November 1954, manufactured by Hose-McCann Telephone Co., 25th Street and Third Avenue, Brooklyn 32, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 161.005/62/0, sound powered telephone stations, selective ringing, common talking, drip proof, bulkhead mounting, with internal relay, types 1R and 2R, dwg. No. 70-538, Alt. 2, dated October 12, 1959, manufactured by Henschel Corporation, Amesbury, Mass.

FLASHLIGHTS, ELECTRIC, HAND

Approval No. 161.008/7/1, No. 1917 watertight and explosion-proof flashlight, Types I and II, Size No. 2 (2-cell), identified by assembly dwg. No. F-894-3C, dated September 24, 1948, and revised October 5, 1948, manufactured by Bright Star Industries, Clifton, N.J. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 161.008/8/1, No. 1924 watertight and explosion-proof flashlight, Types I and II, Size No. 3 (3-cell), identified by assembly dwg. No. F-894-3C, dated September 24, 1948, and revised October 5, 1948, manufactured by Bright Star Industries, Clifton, N.J. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

SAFETY VALVES (POWER BOILERS)

Approval No. 162.001/135/0, Type 1551 bronze body pop safety valve, enclosed spring, maximum pressure 300 p.s.i., maximum temperature 450° F., dwg. No. T-6385-H, dated September 20, 1949, approved for 1½" and 2" inlet sizes, manufactured by Manning, Maxwell & Moore, Inc., Stratford, Conn. (Extension of the approval published in FEDERAL REGISTER December 7, 1954, effective November 3, 1959.)

Approval No. 162.001/136/1, Type 1553-HE, alloy steel body pop safety valve, exposed spring, maximum pressure 900 p.s.i., maximum temperature 1050° F., dwg. No. Code-1½-1553-HE (15) x 9-M, revised September 1, 1954, approved for 1½" inlet size, manufactured by Manning, Maxwell & Moore, Inc., Stratford, Conn. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective December 8, 1959.)

FIRE EXTINGUISHERS, PORTABLE, HAND, CARBON-DIOXIDE TYPE

Approval No. 162.005/121/0, Fyre-Freez Model 15F-1, 15-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. MS872022, Rev. B dated July 21, 1959, name plate dwg. No. 271362, Rev. C dated October 16, 1959 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by Walter Kidde & Co., Inc., Belleville 9, N.J.

Approval No. 162.005/122/0, Fyre-Freez Model 5F-1, 5-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. MS872524, Rev. B dated July 21, 1959, name plate dwg. No. 271369, Rev. E dated October 16, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Walter Kidde & Co., Inc., Belleville 9, N.J.

Approval No. 162.005/123/0, Fyre-Freez Model 10F-1, 10-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. MS872021, Rev. B dated July 21, 1959, name plate dwg. No. 271361, Rev. C dated October 16, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Walter Kidde & Co., Inc., Belleville 9, N.J.

Approval No. 162.005/128/0, Ansul Model CD-5 (Symbol KI), 5-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. 872524, Rev. B dated July 21, 1959, name plate dwg. No. 243699, Rev. B dated August 17, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Walter Kidde & Co., Inc., Belleville 9, N.J., for Ansul Chemical Co., Marinette, Wis.

Approval No. 162.005/129/0, Ansul Model CD-10 (Symbol KI), 10-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. 872021, Rev. B dated July 21, 1959, name plate dwg. No. 271518, Rev. B dated August 17, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Walter Kidde & Co., Inc., Belleville 9, N.J., for Ansul Chemical Co., Marinette, Wis.

Approval No. 162.005/130/0, Ansul Model CD-15 (Symbol KI), 15-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. 872012, Rev. B dated July 21, 1959, name plate dwg. No. 271519, Rev. B dated July 31, 1959 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by Walter Kidde & Co., Inc., Belleville 9, N.J., for Ansul Chemical Co., Marinette, Wis.

Approval No. 162.005/132/0, Model 5CDS, 5-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. C-43652, Rev. A dated February 23, 1959, name plate dwg. No. C-42254, Rev. C dated June 20, 1957 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Elkhart Brass Mfg. Co., Inc., 1302 West Beardsley Avenue, Elkhart, Ind.

Approval No. 162.005/133/0, Model 10CD, 10-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg.

No. C-43646 dated September 10, 1958, name plate dwg. No. 42255, Rev. C dated April 15, 1957 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Elkhart Brass Mfg. Co., Inc., 1302 West Beardsley Avenue, Elkhart, Ind.

Approval No. 162.005/134/0, Model 15CD, 15-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. C-43647 dated September 10, 1958, name plate dwg. No. C-42256, Rev. C dated April 15, 1957 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by Elkhart Brass Mfg. Co., Inc., 1302 West Beardsley Avenue, Elkhart, Ind.

FIRE EXTINGUISHERS, PORTABLE, HAND, SODA-ACID TYPE

Approval No. 162.007/43/1, Fyr-Fyter Soda-Acid type; Model No. 17-12, 2½-gallon hand portable fire extinguisher, assembly dwg. No. 17-12, revised November 7, 1954, name plate dwg. No. 4706, Rev. A dated September 20, 1954 (Coast Guard classification: Type A, Size II), manufactured by The Fyr-Fyter Co., Dayton 1, Ohio. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.007/58/0, Kidde Model SASG (Symbol GEP), 2½-gal. soda-acid type hand portable fire extinguisher, assembly dwg. No. SS-15-301, Rev. A dated May 1, 1957, name plate dwg. No. 661, Rev. J dated November 3, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 8740 Washington Boulevard, Culver City, Calif., for Walter Kidde & Co., Inc., Belleville 9, N.J.

Approval No. 162.007/59/0, Elkhart Model ASCG, 2½-gal. soda-acid type hand portable fire extinguisher, assembly dwg. No. C-44243, Rev. B dated November 18, 1959, name plate dwg. No. B-44324 dated November 12, 1959 (Coast Guard classification: Type A, Size II), manufactured by Elkhart Brass Mfg. Co., Inc., 1302 West Beardsley Avenue, Elkhart, Ind.

Approval No. 162.007/60/0, Kidde Model SASE (Symbol EL), 2½-gal. soda-acid type hand portable fire extinguisher, assembly dwg. No. C-44243, Rev. B dated November 18, 1959, name plate dwg. No. 157194, Rev. A dated October 14, 1959 (Coast Guard classification: Type A, Size II), manufactured by Elkhart Brass Mfg. Co., Inc., 1302 West Beardsley Avenue, Elkhart, Ind., for Walter Kidde & Co., Inc., Belleville 9, N.J.

FIRE EXTINGUISHERS, PORTABLE, HAND, WATER, CARTRIDGE OPERATED OR STORED PRESSURE TYPE

Approval No. 162.009/10/0, General Quick Aid Model WC-400M (Symbol GE, GEC, GEN, or GEP), 2½-gal. water cartridge operated type hand portable fire extinguisher, assembly dwg. No. WC-400-901, Rev. A dated July 9, 1957, name plate dwg. No. 6473 dated March 3, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Ave-

nue, Philadelphia 11, Pa., and 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/11/0, Fire Guard Model W2bM (Symbol GE, GEC, GEN, or GEP), 2½-gal. water cartridge operated type hand portable fire extinguisher, assembly dwg. No. WC-400-6304 dated October 22, 1958, name plate dwg. No. 6307, Rev. A dated September, 1959 (Coast Guard classification: Type A, Size II), manufactured by The Fire Guard Corp., 1685 Shermer Road, Northbrook, Ill.

Approval No. 162.009/12/0, General Quick Aid Model IB-500M (Symbol GE, GEC, GEN, or GEP), 2½-gal. water cartridge operated type hand portable fire extinguisher, assembly dwg. No. IB-500-5IZ, Rev. B dated July 21, 1955, name plate dwg. No. 6477 dated March 4, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Avenue, Philadelphia 11, Pa., and 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/13/0, Fire Guard Model W1bM (Symbol GE, GEC, GEN, or GEP), 2½-gal. water cartridge operated type hand portable fire extinguisher, assembly dwg. No. IB-500-6302 dated October 22, 1958, name plate dwg. No. 6305 dated March 3, 1959 (Coast Guard classification: Type A, Size II), manufactured by The Fire Guard Corp., 1685 Shermer Road, Northbrook, Ill.

Approval No. 162.009/15/1, Stop-Fire Model WC-50, 2½-gal. antifreeze cartridge operated type hand portable fire extinguisher, assembly dwg. No. WC50-0-49 dated May 9, 1950, name plate dwg. No. WC50-30A-50, Rev. A dated November 1959 (Coast Guard classification: Type A, Size II), manufactured by Stop-Fire, Inc., New Brunswick, N.J., mailing address: P.O. Box 9, Monmouth Junction, N.J. (Reinstates and supersedes Approval No. 162.009/15/0 terminated in FEDERAL REGISTER March 14, 1959.)

Approval No. 162.009/19/0, General Quick Aid Model LS-600 (Symbol GE, GEC, GEN, or GEP), 2½-gal. loaded stream stored pressure type hand portable fire extinguisher, assembly dwg. No. LS-600-6286 dated September 30, 1958, name plate dwg. No. 5176, Rev. E dated October 10, 1958 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Avenue, Philadelphia 11, Pa., and 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/23/0, General Quick Aid Model SW-400M (Symbol GE, GEC, GEN, or GEP), 2½-gal. water cartridge operated type hand portable fire extinguisher, assembly dwg. No. SW-400-349, Rev. C dated July 7, 1958, name plate dwg. No. 6472 dated March 3, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Avenue, Philadelphia 11, Pa., and 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/24/0, General Quick Aid Model LS-400M (Symbol GE, GEC, GEN, or GEP), 2½-gal. loaded stream cartridge operated type hand portable fire extinguisher, assembly dwg.

No. SW-400-349, Rev. C dated July 7, 1958, name plate dwg. No. 6478 dated April 2, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Avenue, Philadelphia 11, Pa., and 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/25/0, General Quick Aid Model IW-500M (Symbol GE, GEC, GEN, or GEP), 2½-gal. water cartridge operated type hand portable fire extinguisher, assembly dwg. No. IW-500-501, Rev. C dated July 7, 1958, name plate dwg. No. 6476 dated March 4, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Avenue, Philadelphia 11, Pa., 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/26/0, Fire Guard Model W1sM (Symbol GE, GEC, GEN, or GEP), 2½-gal. water cartridge operated type hand portable fire extinguisher, assembly dwg. No. IW-500-5148 dated October 27, 1958, name plate dwg. No. 6481 dated March 3, 1959 (Coast Guard classification: Type A, Size II), manufactured by The Fire Guard Corp., 1685 Shermer Road, Northbrook, Ill.

Approval No. 162.009/27/0, General Quick Aid Model LS-500M (Symbol GE, GEC, GEN, or GEP), 2½-gal. loaded stream cartridge-operated type hand portable fire extinguisher, assembly dwg. No. IW-500-501, Rev. C dated July 7, 1958, name plate dwg. No. 6479 dated March 3, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Avenue, Philadelphia 11, Pa., and 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/28/0, Fire Guard Model LS1sM (Symbol GE, GEC, GEN, or GEP), 2½-gal. loaded stream cartridge operated type hand portable fire extinguisher, assembly dwg. No. IW-500-5148, dated October 27, 1958, name plate dwg. No. 6482, Rev. A dated September 1959 (Coast Guard classification: Type A, Size II), manufactured by The Fire Guard Corp., 1685 Shermer Road, Northbrook, Ill.

Approval No. 162.009/29/0, Fire Guard Model LS10S (Symbol GE, GEC, GEN, or GEP), 2½-gal. loaded stream stored pressure type hand portable fire extinguisher, assembly dwg. No. LS-600-6282 dated September 30, 1958, name plate dwg. No. LS-600-5933, Rev. D dated September 30, 1958 (Coast Guard classification: Type A, Size II), manufactured by The Fire Guard Corp., 1685 Shermer Road, Northbrook, Ill.

Approval No. 162.009/30/0, General Quick Aid Model WS-600M (Symbol GE, GEC, GEN, or GEP), 2½-gal. water stored pressure type hand portable fire extinguisher, assembly dwg. No. WS-600-492, Rev. B dated September 30, 1958, name plate dwg. No. 6474 dated March 4, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Avenue, Philadelphia 11, Pa., and 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/31/0, Fire Guard Model PR10sM (Symbol GE, GEC, GEN,

or GEP), 2½-gal. water stored pressure type hand portable fire extinguisher, assembly dwg. No. WS-600-5131, Rev. B dated September 30, 1958, name plate dwg. No. WS-600-6483 dated April 2, 1959 (Coast Guard classification: Type A, Size II), manufactured by The Fire Guard Corp., 1685 Shermer Road, Northbrook, Ill.

Approval No. 162.009/32/0, General Quick Aid Model WS-700M (Symbol GE, GEC, GEN, or GEP), 2½-gal. water stored pressure type hand portable fire extinguisher, assembly dwg. No. WS-700-728, Rev. B dated September 30, 1958, name plate dwg. No. 6475 dated March 4, 1959 (Coast Guard classification: Type A, Size II), manufactured by The General Fire Extinguisher Corp., 6801 Rising Sun Avenue, Philadelphia 11, Pa., and 8740 Washington Boulevard, Culver City, Calif.

Approval No. 162.009/33/0, Fire Guard Model PR11sM (Symbol GE, GEC, GEN, or GEP), 2½-gal. water stored pressure type hand portable fire extinguisher, assembly dwg. No. WS-700-6296 dated October 17, 1958, name plate dwg. No. WS-700-6297 dated October 20, 1958 (Coast Guard classification: Type A, Size II), manufactured by The Fire Guard Corp., 1685 Shermer Road, Northbrook, Ill.

FIRE EXTINGUISHERS, PORTABLE, HAND, DRY CHEMICAL TYPE

Approval No. 162.010/1/4, Ansul Model 20-D, 20-lb. dry chemical cartridge operated type hand portable fire extinguisher, assembly dwg. No. 6298, Rev. 8 dated October 6, 1959, name plate dwg. Nos. 6297, Rev. 1 dated June 9, 1958; 6309, Rev. 4 dated July 21, 1959; and 7024 dated August 10, 1959 (Coast Guard classification: Type B, Size III; and Type C, Size III), manufactured by Ansul Chemical Co., Marinette, Wis. (Supersedes Approval No. 162.010/1/3 published in FEDERAL REGISTER April 10, 1957.)

Approval No. 162.010/2/2, Ansul Model 30-D, 30-lb. dry chemical cartridge operated type hand portable fire extinguisher, assembly dwg. No. 6282, Rev. 7 dated October 6, 1959, name plate dwg. Nos. 6297, Rev. 1 dated June 9, 1958; 6296, Rev. 4 dated July 21, 1959; and 7025 dated August 10, 1959 (Coast Guard classification: Type B, Size IV; and Type C, Size IV), manufactured by Ansul Chemical Co., Marinette, Wis. (Supersedes Approval No. 162.010/2/1 published in FEDERAL REGISTER April 10, 1957.)

Approval No. 162.010/41/1, Ansul Model 10-C, 10-lb. dry chemical cartridge operated type hand portable fire extinguisher, assembly dwg. No. 6259, Rev. 6 dated October 6, 1959, name plate dwg. Nos. 6280, Rev. 4 dated July 21, 1959; 6281, Rev. 1 dated June 9, 1958; and 7023 dated August 10, 1959 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by Ansul Chemical Co., Marinette, Wis. (Supersedes Approval No. 162.010/41/0 published in FEDERAL REGISTER June 3, 1958.)

Approval No. 162.010/44/1, Kidde Model 10 DCP, 10-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. 890379, Rev. B dated December 5, 1957, name

plate dwg. No. 270890, Rev. L dated October 16, 1959 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by Walter Kidde & Co., Inc., Belleville 9, N.J. (Supersedes Approval No. 162.010/44/0 published in FEDERAL REGISTER July 4, 1958.)

Approval No. 162.010/59/0, Redi-Flo Model DC-3C, 3-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. DC3C-0-57 dated June 9, 1958, name plate dwg. No. DC3C-11-57, revised December 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Stop-Fire Inc., mailing address: P.O. Box 9, Monmouth Junction, N.J.

Approval No. 162.010/150/0, Stempel Model No. 512 (Symbol LE), 2-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. G-921-302-2CG, Rev. 2 dated May 6, 1959, name plate dwg. No. B-928-302-SN-2, Rev. 1 dated September 30, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Leeder Manufacturing Co., Inc., 615 East First Avenue, Roselle, N.J., for M. L. Snyder & Son, Inc., Jasper and York Streets, Philadelphia 25, Pa.

Approval No. 162.010/151/0, Stempel Model No. 503 (Symbol LE), 2 $\frac{3}{4}$ -lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. G-621-302-2, Rev. 4 dated May 6, 1959, name plate dwg. No. B-928-302-SN-3, Rev. 1 dated September 30, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Leeder Manufacturing Co., Inc., 615 East First Avenue, Roselle, N.J., for M. L. Snyder & Son, Inc., Jasper and York Streets, Philadelphia 25, Pa.

Approval No. 162.010/152/0, Stempel Model No. 504 (Symbol LE), 4-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. G-621-302-2, Rev. 4 dated May 6, 1959, name plate dwg. No. B-928-302-SN-4, Rev. 1 dated September 30, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Leeder Manufacturing Co., Inc., 615 East First Avenue, Roselle, N.J., for M. L. Snyder & Son, Inc., Jasper and York Streets, Philadelphia 25, Pa.

Approval No. 162.010/153/0, Stempel Model No. 505 (Symbol LE), 5-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. D-821-211-3, Rev. 1 dated May 8, 1959, name plate dwg. No. B-928-302-SN-5, Rev. 1 dated September 30, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Leeder Manufacturing Co., Inc., 615 East First Avenue, Roselle, N.J., for M. L. Snyder & Son, Inc., Jasper and York Streets, Philadelphia 25, Pa.

Approval No. 162.010/154/0, Stempel Model No. 510 (Symbol LE), 10-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. D-821-211-3, Rev. 1 dated May 8, 1959, name plate dwg. No. B-928-302-SN-6, Rev. 1 dated September 30, 1959 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by Leeder Manufacturing Co., Inc., 615 East First Avenue, Roselle, N.J., for M. L.

Snyder & Son, Inc., Jasper and York Streets, Philadelphia 25, Pa.

Approval No. 162.010/155/0, Stempel Model No. 520 (Symbol LE), 20-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. D-821-211-3, Rev. 1 dated May 8, 1959, name plate dwg. No. B-928-302-SN-8, Rev. 1 dated September 30, 1959 (Coast Guard classification: Type B, Size III; and Type C, Size III), manufactured by Leeder Manufacturing Co., Inc., 615 East First Avenue, Roselle, N.J., for M. L. Snyder & Son, Inc., Jasper and York Streets, Philadelphia 25, Pa.

Approval No. 162.010/156/0, Stempel Model No. 530 (Symbol LE), 30-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. D-821-211-3, Rev. 1 dated May 8, 1959, name plate dwg. No. B-928-302-SN-10, Rev. 1 dated September 30, 1959 (Coast Guard classification: Type B, Size IV; and Type C, Size IV), manufactured by Leeder Manufacturing Co., Inc., 615 East First Avenue, Roselle, N.J., for M. L. Snyder & Son, Inc., Jasper and York Streets, Philadelphia 25, Pa.

Approval No. 162.010/157/0, SOS Defender Model CP-5 (Symbol GEP), 5-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. 5284, Rev. C dated June 5, 1958, name plate dwg. No. 6502 dated March 12, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by The General Fire Extinguisher Corp., 8740 Washington Boulevard, Culver City, Calif., for Schwartz Brothers, Inc., 827 Arch Street, Philadelphia 7, Pa.

Approval No. 162.010/158/0, SOS Defender Model CP-10 (Symbol GEP), 10-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. 5401, Rev. B dated March 1958, name plate dwg. No. 6503 dated March 12, 1959 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by The General Fire Extinguisher Corp., 8740 Washington Boulevard, Culver City, Calif., for Schwartz Brothers, Inc., 827 Arch Street, Philadelphia 7, Pa.

Approval No. 162.010/159/0, SOS Defender Model CP-20 (Symbol GEP), 20-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. 5396, Rev. B dated March 1958, name plate dwg. No. 6504 dated March 12, 1959 (Coast Guard classification: Type B, Size III; and Type C, Size III), manufactured by The General Fire Extinguisher Corp., 8740 Washington Boulevard, Culver City, Calif., for Schwartz Brothers, Inc., 827 Arch Street, Philadelphia 7, Pa.

Approval No. 162.010/160/0, SOS Defender Model CP-30 (Symbol GEP), 30-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. 5397, Rev. B dated March 1958, name plate dwg. No. 6505 dated March 12, 1959 (Coast Guard classification: Type B, Size IV; and Type C, Size IV), manufactured by The General Fire Extinguisher Corp., 8740 Washington Boulevard, Culver City, Calif., for Schwartz Brothers, Inc., 827 Arch Street, Philadelphia 7, Pa.

Approval No. 162.010/161/0, Randolph Model V2 $\frac{1}{2}$, 2 $\frac{1}{2}$ -lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. 5305 dated June 25, 1959, name plate dwg. No. 5301, Rev. 1 dated October 14, 1959 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Randolph Laboratories, Inc., 1450 Frontage Road, Northbrook, Ill.

SAFETY VALVES (STEAM HEATING BOILERS)

Approval No. 162.012/1/1, Type 1551-M bronze body pop safety valve, for steam heating boilers and unfired steam generators, dwg. No. T-6385-J, dated September 20, 1949, approved for a maximum pressure of 30 p.s.i. in the following sizes and relieving capacities:

Size (inches):	Capacity (pounds/hour) (at 30 p.s.i.)
$\frac{3}{4}$ -----	331
1-----	555
1 $\frac{1}{4}$ -----	796
1 $\frac{1}{2}$ -----	1,035
2-----	1,462

Manufactured by Manning, Maxwell & Moore, Inc., Stratford, Conn. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective December 8, 1959.)

FLAME ARRESTERS, BACKFIRE (FOR CARBURETORS)

Approval No. 162.015/28/0, No. 3 Uni-maze backfire flame arrester for carburetors, dwg. No. C17442, dated August 6, 1954, manufactured by Air-Maze Corporation, 25000 Miles Road, Cleveland 28, Ohio. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective December 8, 1959.)

Approval No. 162.015/40/0, Model No. CW 132092-R-110694 backfire flame arrester for carburetors, dwg. Nos. R-15259 and R-110694 dated July 1, 1959, manufactured by Curtiss-Wright Corp., Research Division, Quehanna, Pa.

Approval No. 162.015/41/0, Model No. 7017594, backfire flame arrester for carburetors, dwg. Nos. 7017594, Rev. B, dated August 3, 1959, and 7017591, Rev. A, dated December 16, 1958, manufactured by Rochester Products Division, General Motors Corporation, Rochester, N.Y.

APPLIANCES, LIQUEFIED PETROLEUM GAS CONSUMING

Approval No. 162.020/83/0, South Bend Model No. 4000 range for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 11-(44-4.1 and -6.1).001, manufactured by The Malleable Steel Range Mfg. Corp., South Bend 21, Ind. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.020/84/0, South Bend Model No. 4002 range for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 11-(44-4.1 and -6.1).001, manufactured by The Malleable Steel Range Mfg. Corp., South Bend 21, Ind. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.020/85/0, South Bend Model No. 4003 range for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 11-(44-4.1 and -6.1).001, manufactured by The Malleable Steel Range Mfg. Corp., South Bend 21, Ind. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.020/86/0, South Bend Model No. 4004 range for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 11-(44-4.1 and -6.1).001, manufactured by The Malleable Steel Range Mfg. Corp., South Bend 21, Ind. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.020/87/0, South Bend Model No. 4020 range for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 11-(44-4.1 and -6.1).001, manufactured by The Malleable Steel Range Mfg. Corp., South Bend 21, Ind. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.020/88/0, South Bend Model No. 4022 range for liquefied petroleum gas service, approved by The American Gas Association, Inc., under Certificate No. 11-(44-4.1 and -6.1).001, manufactured by The Malleable Steel Range Mfg. Corp., South Bend 21, Ind. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.020/89/0, South Bend Model No. 4023 range for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 11-(44-4.1 and -6.1).001, manufactured by The Malleable Steel Range Mfg. Corp., South Bend 21, Ind. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.020/90/0, South Bend Model No. 4025 range for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 11-(44-4.1 and -6.1).001, manufactured by The Malleable Steel Range Mfg. Corp., South Bend 21, Ind. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective January 18, 1960.)

Approval No. 162.020/115/0, Model No. C-281H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/116/0, Model No. C-282H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/117/0, Model No. C-283H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No.

11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/118/0, Model No. C-284H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/119/0, Model No. C-285H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/120/0, Model No. C-286H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/121/0, Model No. C-291H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/122/0, Model No. C-292H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/123/0, Model No. C-293H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/124/0, Model No. C-294H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/125/0, Model No. C-295H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/126/0, Model No. C-296H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/127/0, Model No. B280-14-H deep fat fryer for liquefied petroleum gas service approved by the American Gas Association, Inc., under

Certificate No. 13-(13-1.1 and -3.1).001-AX dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/128/0, Model No. B-40-14-H deep fat fryer for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 13-(13-1.1 and -3.1).001-AX dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/129/0, Model No. B-50-14-H deep fat fryer for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 13-(13-1.1 and -3.1).001-AX dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/130/0, Model Nos. A280-2H and A280-2GGH baking and roasting oven for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 15-27-1.001, dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

Approval No. 162.020/131/0, Model No. A290-2H baking and roasting oven for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 15-27-1.001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y.

NOZZLES, FIRE HOSE, COMBINATION SOLID STREAM AND WATER SPRAY

Approval No. 162.027/2/1, Rockwood 1½" SG70 combination solid stream and water spray fire hose nozzle; 1½" Type TCG high-velocity head; and either 10'-90° Type CGC, 4'-60° Type CGC, or 4'-60° Type CGC applicator with Type T-11 low-velocity head; dwg. Nos. S-4787 dated February 9, 1955, S-4352, Rev. B dated June 21, 1956, S-6742 dated October 23, 1959, S-6748 dated October 23, 1959, S-6740 dated October 23, 1959, S-6744 dated October 23, 1959, and S-6738 dated October 19, 1959; manufactured by Rockwood Sprinkler Co., 38 Harlow Street, Worcester 5, Mass. (Supersedes Approval No. 162.027/2/0, published in FEDERAL REGISTER February 28, 1956.)

Approval No. 162.027/3/1, Rockwood 2½" SG70 combination solid stream and water spray fire hose nozzle, 2½" Type TCG high-velocity head, and 12'-90° Type CGC or Type CGC applicator with Type T-10 low velocity head, dwg. Nos. S-4992 dated September 8, 1955, S-4993 dated September 8, 1955, S-6741 dated October 23, 1959, S-6743 dated October 20, 1959, and S-6733 dated October 16, 1959, manufactured by Rockwood Sprinkler Co., 38 Harlow Street, Worcester, Mass. (Supersedes Approval No. 162.027/3/0 published in FEDERAL REGISTER February 28, 1956.)

INCOMBUSTIBLE MATERIALS

Approval No. 164.009/16/1, "No. 100 Ultralite MC Insulation," glass wool insulation type inc combustible material identical to that described in National Bureau of Standards Test Report No. TG3610-1519:FP2622, dated May 19, 1948, approved in a one-pound per cubic foot

density, manufactured by Gustin-Bacon Manufacturing Co., 210 West 10th Street, Kansas City 5, Mo. (Extension of the approval published in FEDERAL REGISTER December 8, 1954, effective October 7, 1959.)

Approval No. 164.009/25/0, "J-M Six Pound Reinforced Asbestos Paper" asbestos paper type incombustible material identical to that described in National Bureau of Standards Test Report No. TG10210-1643:FP2833, dated October 13, 1949, approved in a weight of 6 pounds per 100 square feet, manufactured by Johns-Manville Sales Corp., 22 East 40th Street, New York 16, N.Y. (Extension of the approval published in FEDERAL REGISTER January 18, 1955, effective November 19, 1959.)

Approval No. 164.009/57/0, "Fiberglass Marine Duct Insulation, Type CFI" glass fibrous insulation Type TW-MC incombustible material, one side veneered with an aluminum foil-glass cloth laminate, identical to that described in National Bureau of Standards Test Reports No. TG10210-2040:FP3519 dated July 20, 1959, and No. TG10210-2045:FP3535 dated October 2, 1959, approved in a density of 3 pounds per cubic foot, manufactured by Owens-Corning Fiberglass Corp., Toledo 1, Ohio.

Approval No. 164.009/60/0, "Asbestocite A" and "Asbestocite B" asbestos cement board type incombustible material identical to that described in Johns-Manville letter of November 17, 1959, approved in a density of 105 pounds per cubic foot, manufactured by Johns-Manville Sales Corporation, 22 East 40th Street, New York 16, N.Y.

PART II—TERMINATIONS OF APPROVALS OF EQUIPMENT, INSTALLATIONS OR MATERIALS

LIFE PRESERVERS, CORK (JACKET TYPE) MODELS 32 AND 36

Termination of Approval No. 160.003/7/0, Model 32, adult cork life preserver, U.S.C.G. Specification Subpart 160.003, manufactured by Southern Pacific Company, 65 Market Street, San Francisco 5, Calif. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 160.003/8/0, Model 36, child cork life preserver, U.S.C.G. Specification Subpart 160.003, manufactured by Southern Pacific Company, 65 Market Street, San Francisco 5, Calif. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

LIFEBOATS

Termination of Approval No. 160.035/102/3, 24.0' x 8.0' x 3.5' steel, motor-propelled lifeboat, without radio cabin (Class B), 40-person capacity, identified by general arrangement and construction dwg. No. 55R-2425 dated April 21, 1955 and revised October 12, 1956, manufactured by Lane Lifeboat and Davit Corporation, 8920 26th Avenue, Brooklyn 14, N.Y. (Approved FEDERAL REGISTER January 30, 1957.)

Termination of Approval No. 160.035/239/1, 28.0' x 9.79' x 4.13' steel hand-propelled lifeboat, 68-person capacity, identified by construction and arrange-

ment dwg. No. 28-4, dated February 11, 1949, and revised August 2, 1954, manufactured by Marine Safety Equipment Corp., Point Pleasant, N.J. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 160.035/331/0, 24.0' x 8.0' x 3.25' steel, hand-propelled T-bar keel lifeboat, 43-person capacity, identified by General Arrangement dwg. G-2443H dated November 1954, manufactured by C. C. Galbraith & Son, Inc., 99 Park Place, New York 7, N.Y. (Approved FEDERAL REGISTER April 1, 1955.)

FIRE EXTINGUISHERS, PORTABLE, HAND, WATER, CARTRIDGE OPERATED OR STORED PRESSURE TYPE

Termination of Approval No. 162.009/8/0, Nu-Swift Model E 1076 Water, cartridge-operated type 2½-gallon hand portable fire extinguisher, assembly dwg. No. A-3260, revised August 16, 1951, name plate dwg. No. C-3304, revised August 13, 1954 (Coast Guard classification: Type A, Size II), manufactured by Nu-Swift Ltd., Elland, Yorkshire, England. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

APPLIANCES, LIQUEFIED PETROLEUM GAS CONSUMING

Termination of Approval No. 162.020/65/0, Green Arrow Model No. GA-20 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-537-1.001, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/66/0, Green Arrow Model No. GA-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-537-1.001, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/67/0, Green Arrow Model No. GA-40 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(537-9.0 and -1.1).001, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/68/0, Blue Arrow Model No. BA-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(502-1.4 and -4.5).001, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/69/0, Blue Arrow Model No. BA-45 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(502-1.5 and -4.5).001, manufactured

by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/70/0, Red Arrow Model No. RT-20 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-537-4.001, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/71/0, Red Arrow Model No. RT-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-537-4.101, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/72/0, Red Arrow Model No. RT-40 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-537-7.101, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/73/0, Crane Superior Model No. S-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(502-9.1 and -12.1).001, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/74/0, Crane Superior Model No. S-45 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(502-9.2 and -12.1).001, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/75/0, Crane Keystone Model No. K-20 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-537-4.001-3, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/76/0, Crane Keystone Model No. K-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-537-4.101-3, manufactured by Bastian-Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

Termination of Approval No. 162.020/77/0, Crane Keystone Model No. K-40 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-537-7.101-3, manufactured by Bastian-

Morley Co., Inc., La Porte, Ind. (Approved FEDERAL REGISTER December 8, 1954. Termination of approval effective December 8, 1959.)

BULKHEAD PANELS

Termination of Approval No. 164.008/18/0, C-3 Marine board, asbestos cement board type bulkhead panel identical to that described in National Bureau of Standards Tests Report No. TG-3619-59, FR-2042 dated February 15, 1943, approved as meeting Class B-15 requirements in a 3/4-inch thickness, manufactured by Keasbey & Mattison Co., Ambler, Pa. (Approved FEDERAL REGISTER October 4, 1957.)

INCOMBUSTIBLE MATERIALS

Termination of Approval No. 164.009/5/0, C-4, Marine board, asbestos cement board type incombustible material identical to that described in National Bureau of Standards letter, file III-6, dated March 25, 1944, manufactured by Keasbey & Mattison Co., Ambler, Pa. (Approved FEDERAL REGISTER October 4, 1957.)

Termination of Approval No. 164.009/6/0, C-5 Marine board, asbestos cement board type incombustible material identical to that described in National Bureau of Standards letter, file III-6, dated March 25, 1944, manufactured by Keasbey & Mattison Co., Ambler, Pa. (Approved FEDERAL REGISTER October 4, 1957.)

PART III—CHANGE IN ADDRESS OF MANUFACTURER

The address of Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond 12, Va., and P.O. Box 121, Kansas City 17, Kansas, has been changed to Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond 12, Va., and 12th and Graham Streets, Emporia, Kans., for the following approval numbers previously published in the FEDERAL REGISTER.

(a) Approval Nos. 160.002/65/1 and 160.002/66/1 for kapok life preservers. Approval Nos. 160.047/92/0, 160.047/93/0, 160.047/94/0, 160.047/144/0, 160.047/145/0, and 160.047/146/0, for kapok buoyant vests.

(b) Approval Nos. 160.048/57/0 and 160.048/103/0 for kapok buoyant cushions.

(c) Approval Nos. 160.052/13/0, 160.052/14/0, 160.052/15/0, 160.052/16/0, 160.052/17/0, and 160.052/18/0, for unicellular plastic foam buoyant vests.

PART IV—AMENDMENT OF PRIOR DOCUMENT

The Coast Guard Document 59-48 and Federal Register Document 59-10690 published in the FEDERAL REGISTER of December 17, 1959, are corrected by making the following changes:

1. Substitute 7.75' for 4.75' in the third line of 160.018/17/0. (24 F.R. 10225, 1st column.)

2. Insert the figure "20-lb." before the words "dry chemical" in the third line of Approval No. 162.010/133/0. (24 F.R. 10228, 3d column.)

3. Insert the figure "30-lb." before the words "dry chemical" in the third line

of Approval No. 162.010/134/0. (24 F.R. 10229, 1st column.)

4. Substitute "Type B" for "Type A" and "Type C" for "Type B" in the 8th line of Approval No. 162.010/143/0. (24 F.R. 10229, 2d column.)

5. Substitute "Size III" for "Size II" in the 9th line of Approval No. 162.010/145/0. (24 F.R. 10229, 2d column.)

6. Substitute 26.0' for 36.0' in the 2d line of Termination of Approval No. 160.035/187/1. (24 F.R. 10230, 2d column.)

7. Substitute 24.0' for 34.0' in the 2d line of Termination of Approval No. 160.035/261/1. (24 F.R. 10230, 2d column.)

8. Substitute "December" for "November" in the document's date. (24 F.R. 10231, 3d column.)

Dated: March 9, 1960.

[SEAL] A. C. RICHMOND,
Vice Admiral, U.S. Coast Guard,
Commandant.

[F.R. Doc. 60-2380; Filed, Mar. 15, 1960;
8:48 a.m.]

CIVIL AERONAUTICS BOARD

[Docket 11195]

LINEA INTERNACIONAL AEREA, S.A.

Notice of Prehearing Conference

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, that a prehearing conference in the above-entitled proceeding is assigned to be held on March 21, 1960, at 10:00 a.m., e.s.t., in Room 701, Universal Building, Connecticut and Florida Avenues NW, Washington, D.C., before Examiner Walter W. Bryan.

Dated at Washington, D.C., March 11, 1960.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 60-2382; Filed, Mar. 15, 1960;
8:48 a.m.]

[Docket 11211; Order No. E-14997]

PROPOSED FARES TO PUERTO RICO Order of Investigation and Suspension

The air carriers serving New York, Newark, and Miami on the one hand and San Juan, Puerto Rico on the other, propose several changes in the applicable fares. Pan American World Airways, Inc. (Pan American) proposes to increase the \$45.00 New York-San Juan fare to \$52.50, eliminate the present reduced round-trip fares applicable on week days for tickets with a 17-day limit on the return portion, and impose extra fares applicable to services in jet aircraft of \$5.00 and \$8.00 between Miami and San Juan and New York and San Juan, respectively. Transportation Corporation of America, also d/b/a Trans Caribbean Airways (Trans Caribbean) initially proposed to increase the \$45.00 fare to \$52.50, subsequently filed a revision restoring the \$45.00 fare,¹ and proposes to cancel its present reduced round-trip fares. Eastern Air Lines, Inc. (Eastern) proposes to cancel its reduced round-trip fares.

A complaint was filed February 29, 1960, by the Commonwealth of Puerto Rico against the proposed fares of Pan American. It urged that the substantial increases filed by the carriers, if permitted to become effective, would undermine the Board's regulatory powers, since the lawfulness of all New York-San Juan fares was pending decision in the Puerto Rico Passenger Fare Investigation, Docket 9523, The Commonwealth relied upon the recommended findings and conclusions of the Examiner in that investigation and urged the proposed fare of \$52.50 is unreasonably high. The Commonwealth further urged that the proposed surcharges would increase the fares to an unreasonably high level and should not be permitted. A further complaint was filed by the Commonwealth on the same day against the elimination of round-trip discounts by Eastern and Trans Caribbean. The Commonwealth urges the Board to preserve the status quo, pending decision on these discounts in Docket 9523.

We officially notice the record in Docket 9523 and the initial decision of the Examiner, served October 15, 1959, which found and concluded that the \$45.00 thrift fare and the mid-week round-trip discounts are not unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and that no change in the fare was necessary. The carrier (Pan American) which seeks to increase the thrift fare to \$52.50 has made no showing of emergency revenue needs pending decision in Docket 9523. The lawfulness of round-trip discounts is specifically in issue in Docket 9523 (see also Order E-13946 of May 28, 1959). We believe it is appropriate in these circumstances to preserve the status quo until decision is reached in the pending investigation. We find that the proposed fares, with the exception of Pan American's proposed jet surcharges, may be unjust, unreasonable, unjustly discriminatory, unduly preferential, or prejudicial. For the foregoing grounds and reasons, the proposed fares (except surcharges) should be investigated and should be suspended pending hearing and decision thereon.

We find that our action herein is necessary and appropriate to carry out the provisions and objectives of the Federal Aviation Act of 1958, particularly sections 204(a), 403, 404, and 1002 thereof.

Accordingly, it is ordered, That:

1. An investigation be and hereby is instituted to determine whether the

¹ Trans Caribbean's tariffs, if permitted to become effective, provide that the \$52.50 fare would be in effect for three days beginning March 15, 1960. The carrier has requested permission to cancel such tariffs on short notice. Since cancellation of the appropriate tariff pages is technically infeasible, we shall, as hereinafter indicated, suspend Trans Caribbean's tariffs affecting those three days.

proposed "tourist" fares and provisions appearing on 11th Revised Page 6, the proposed round-trip "tourist" fare appearing on 12th Revised Page 6, and the proposed cancellation of fares and provisions on 6th Revised Page 7 of Transportation Corporation of America's C.A.B. No. 26 (Trans Caribbean Airways, Inc., Series); the proposed \$90.00 "S Class" round-trip fare and the proposed cancellation of the \$85.50 and \$90.00 "S Class" round-trip fares between San Juan, P.R., on the one hand, and New York, N.Y., and Newark, N.J., on the other, on 18th and 19th Revised Pages 14 and the proposed cancellation of the "S Class" fares and provisions on 5th Revised Page 16-B of Eastern Air Lines, Inc.'s C.A.B. No. 62; and the proposed "R Class" fares and provisions between New York, N.Y., and San Juan, P.R., and the proposed cancellation of the "R Class" fare of \$85.50 between New York, N.Y., and San Juan, P.R. on 26th Revised Page 51 and the proposed cancellation of the "R Class" fare and provisions between New York, N.Y., and San Juan, P.R. on 21st Revised Page 64-A of Agent R. C. Lounsbury's C.A.B. No. 258, are, or will be, unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful fares and provisions.

2. Pending investigation, hearing, and decision by the Board, the fares, provisions, and cancellations described in paragraph 1, supra, be and hereby are suspended and their use deferred to and including June 12, 1960 unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board.

3. The complaints in Dockets 11189 and 11190 be consolidated with the proceeding ordered herein, and to the extent not granted herein be hereby dismissed.

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

5. A copy of this order be filed with the aforesaid tariffs and a copy served upon Transportation Corporation of America, Pan American World Airways System, and Eastern Air Lines, Inc., which are made parties to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL]

MABEL McCART,
Acting Secretary.

[F.R. Doc. 60-2383; Filed, Mar. 15, 1960;
8:48 a.m.]

[Docket 10064]

WEST COAST AIRLINES, INC.

Temporary Intermediate Points; Notice of Change of Date of Prehearing Conference

Notice is hereby given that the prehearing conference in the above-entitled

proceeding, now assigned for March 31, 1960, is changed to March 24, 1960, 10:00 a.m., e.s.t., in Room 725, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Thomas L. Wrenn.

Dated at Washington, D.C., March 11, 1960.

[SEAL]

FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 60-2384; Filed, Mar. 15, 1960;
8:48 a.m.]

GENERAL SERVICES ADMINISTRATION

GRAPHITE HELD IN THE NATIONAL STOCKPILE

Proposed Disposition

Pursuant to the provisions of section 3(e) of the Strategic and Critical Materials Stock Piling Act, 53 Stat. 811, as amended, 50 U.S.C. 98b(e), notice is hereby given of a proposed disposition of approximately 2,647 short tons of graphite, in the form of crystalline flake and fines and amorphous lump, now held in the national stockpile. This material does not meet national stockpile specifications.

The Office of Civil and Defense Mobilization has made a revised determination, pursuant to section 2(a) of the Strategic and Critical Materials Stock Piling Act, that there is no longer any need for stockpiling said graphite. The revised determination was based upon the finding of the Office of Civil and Defense Mobilization that said graphite is obsolescent for use in time of war.

General Services Administration proposes to transfer this quantity of graphite, or to offer it for sale on a competitive basis to graphite producers, importers and consumers, beginning six months after the date of publication of this notice in the FEDERAL REGISTER.

This plan and the date of disposition have been fixed with due regard to the protection of producers, processors, and consumers against avoidable disruption of their usual markets as well as the protection of the United States against avoidable loss on disposal.

Dated: March 9, 1960.

FRANKLIN FLOETE,
Administrator.

[F.R. Doc. 60-2364; Filed, Mar. 15, 1960;
8:46 a.m.]

COMMITTEE FOR RECIPROCITY INFORMATION

CONSULTATIONS AND SUBMISSION OF INFORMATION

Consultations with certain contracting parties to the General Agreement on Tariffs and Trade regarding the application of quantitative import restrictions imposed for balance-of-payments reasons, under the provisions of Articles

XII, and XVIII:B, and discrimination in the application of such restrictions under the provisions of Article XIV.

Submission of information to the Committee for Reciprocity Information regarding these consultations.

Closing dates for submission of written statements: April 15, 1960, for May consultations; May 15, 1960, for July consultations; and August 15, 1960, for October consultations.

It is the intention of the Contracting Parties to the General Agreement on Tariffs and Trade to enter into consultation with certain of the parties regarding their application of quantitative import restrictions imposed for balance-of-payments reasons, under Articles XII, and XVIII:B of said Agreement, and regarding discrimination in the application of such restrictions under the provisions of Article XIV.

The consultation will be conducted separately with each consulting country during 1960 by a panel of thirteen countries, including the United States. The consulting countries and the expected timing of their consultations are as follows:

May	July	October
Austria, Brazil, Denmark, Greece, India, Malaya, Uruguay.	Finland, France, Ghana, Israel, Norway, Sweden, Turkey, Yugoslavia.	Australia, Burma, Ceylon, Chile, Indonesia, Japan, New Zealand, Pakistan, Rhodesia/Nyasaland.

During each consultation the Contracting Parties will have the opportunity (1) to review the country's financial and economic situation and (2) in this context to discuss the possibilities for further relaxation of the level of its import restrictions, a lessening of the discriminatory application of these restrictions, and the moderation of particular policies and practices which are especially burdensome to the exporters of other countries adhering to the General Agreement.

American traders, business firms, labor organizations and other individuals or associations which have an interest in exporting to one or more of the consulting countries may, as a result of their own experience, wish to submit information relating to (2) above which will be useful to the United States Government during the course of the consultations.

Representations to the Committee in response to this invitation might include the view, together with all available supporting information that:

1. Quantitative import restrictions affecting goods available from the United States have resulted in unnecessary damage to the commercial or economic interest of the United States, its citizens or organizations;

2. Not even minimum commercial quantities of imports of specific commodities from the United States are permitted, to the impairment of regular channels of trade;

3. Trade is being restrained by complex or arbitrary licensing procedures, or lack

of adequate information available to traders regarding import regulations;

4. Reasonable access to a traditional foreign market has not been restored for a particular commodity, even though the country concerned has substantially relaxed its restrictions on imports in general;

5. The long-standing application of import restrictions by a country on a particular product has been accompanied by the growth of uneconomic output of that product within the country;

6. Discrimination exists in the treatment of goods available from the United States as compared with the treatment afforded similar goods from other countries with convertible currencies.

In order to permit adequate consideration of views and information, it is requested that all responses be submitted to the Committee for Reciprocity Information by April 15, 1960, regarding the countries consulting in May; by May 15, 1960, regarding the countries consulting in July; and by August 15, 1960, regarding the countries consulting in October. Information submitted to the Committee after these dates will be considered to the extent time permits.

All communications on this matter, in fifteen copies, should be addressed to: The Secretary, Committee for Reciprocity Information, Tariff Commission Building, Washington, D.C. Views may be submitted in confidence, if desired.

By direction of the Committee for Reciprocity Information this 15th day of March, 1960.

EDWARD YARDLEY,
Executive Secretary, Committee
for Reciprocity Information.

[F.R. Doc. 60-2434; Filed, Mar. 15, 1960;
12:00 m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 13334; FCC 60M-463]

BAKERSFIELD BROADCASTING CO. (KBAK-TV)

Order Continuing Hearing

In re application of Bakersfield Broadcasting Company (KBAK-TV), Bakersfield, California, Docket No. 13334, File No. BPCT-2699; for construction permit to change existing facilities.

The Hearing Examiner has under consideration a motion filed March 8, 1959, by Kern County Broadcasting Co., protestant herein, requesting that the evidentiary hearing now scheduled for March 14, 1960, be continued until May 14, 1960.

The protestant on February 15, 1960, filed a motion requesting the Commission to dismiss the protest filed by it on November 27, 1959. The reasons for requesting the dismissal of the protest are stated in the motion and at the hearing on February 15, 1960. The protestant requests the continuance to give the Commission time to act on its motion to dismiss its protest.

There are no objections to granting the motion for continuance. Good cause for granting the motion has been shown and the time element requires immediate action thereon.

It is ordered, This the 9th day of March 1960, that the motion of Kern County Broadcasting Co. for continuance is granted and the hearing in the above-entitled proceeding now scheduled for March 14, 1960, is continued to May 16, 1960.

Released: March 10, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2388; Filed, Mar. 15, 1960;
8:49 a.m.]

[Docket No. 13090 etc.; FCC 60M-468]

FREDERICKSBURG BROADCASTING CORP. (WFVA)

Order Scheduling Hearing

In re applications of Fredericksburg Broadcasting Corporation (WFVA), Fredericksburg, Virginia, Docket No. 13090, File No. BP-11550; et al., Docket Nos. 13091, 13092, 13093, 13094, 13095, 13096, 13097, 13098, 13099, 13100, 13101, 13102, 13103, 13104, 13105, 13106, 13107, 13108, 13109, 13110, 13111, 13112, 13113, 13114, 13115, 13116, 13118, 13120, 13121, 13122, 13123, 13125, 13126, 13127, 13129, 13130, 13131, 13132, 13133, 13134, 13135, 13136, 13137, 13138, 13139, 13140, 13141, 13142, 13143, 13144, 13145, 13146, 13147, 13327; for construction permits.

As a result of agreements reached at a hearing session held this day in Group 3 of the above-entitled matter: *It is ordered*, This 9th day of March 1960:

(1) That the direct case of WFTM, Maysville, Kentucky, shall be presented on May 3, 1960,

(2) That the rebuttal cases of all parties in Group 3 of this matter desiring to submit rebuttal evidence shall be submitted by or on May 3, 1960, and, accordingly,

(3) Further hearing on this matter insofar as it pertains to Group 3 is hereby scheduled to commence at 10:00 a.m., May 3, 1960, in the Commission's offices in Washington, D.C.

Released: March 11, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2389; Filed, Mar. 15, 1960;
8:49 a.m.]

[Docket Nos. 12176-12178; FCC 60M-467]

KTAG ASSOCIATES (KTAG-TV)

Order Continuing Hearing

In re applications of Charles W. Lamar, Jr., J. Warren Berwick, Harold Knox & R. B. McCall, Jr., d/b as KTAG Associates (KTAG-TV), Lake Charles, Louisiana, Docket No. 12176, File No. BPCT-4682, for modification of construction permit; Evangeline Broadcast-

ing Company, Inc., Lafayette, Louisiana, Docket No. 12177, File No. BPCT-2335; Acadian Television Corporation, Lafayette, Louisiana, Docket No. 12178, File No. BPCT-2351; for construction permits for new television broadcast stations.

With the consent of all parties: *It is ordered*, This 10th day of March 1960, that the hearing in the above-entitled proceeding presently scheduled for March 10, 1960, is hereby continued to March 17, 1960.

Released: March 10, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2390; Filed, Mar. 15, 1960;
8:49 a.m.]

[Docket No. 13337; FCC 60M-461]

HARRY C. OTIS

Order Continuing Hearing

In the matter of Harry C. Otis, 1941 Myer Place, Costa Mesa, California, Docket No. 13337; order to show cause why there should not be revoked the license for Radio Station WJ-4389 aboard the vessel "Flyer."

The Hearing Examiner having under consideration a motion by the Commission's Safety and Special Radio Services Bureau, filed March 2, 1960, for an indefinite continuance of hearing in the above-entitled proceeding which, by order released January 13, 1960, was scheduled to commence March 18, 1960; and

It appearing that the request for said continuance is made in view of unsuccessful attempts to deliver to the above-named respondent copies of the orders heretofore released in this proceeding and sent him by certified mail, and of the desire of the Bureau to make further attempts to obtain delivery of these orders to him; and

It further appearing that good cause exists to warrant the continuance herein sought;

It is ordered, This 8th day of March 1960, that the aforementioned motion is granted, and that the hearing in the above-entitled proceeding heretofore scheduled for March 18, 1960, is continued indefinitely.

Released: March 10, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2391; Filed, Mar. 15, 1960;
8:49 a.m.]

[Docket Nos. 10844, 10845; FCC 60M-466]

RADIO ASSOCIATES, INC., AND WLOX BROADCASTING CO.

Order Scheduling Hearing

In re applications of Radio Associates, Inc., Biloxi, Mississippi, Docket No. 10844, File No. BPCT-1150; WLOX Broadcasting Company, Biloxi, Mississippi, Docket No. 10845, File No. BPCT-1157; for construction permits for new

commercial television broadcast stations (Channel 13).

Pursuant to agreements reached by counsel for all parties at the further hearing conference held on this day,

It is ordered, This 9th day of March 1960, that the further hearing in this proceeding will be held at 10:00 a.m. on Wednesday, May 25, 1960.

Released: March 10, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2392; Filed, Mar. 15, 1960;
8:49 a.m.]

[Docket No. 13339; FCC 60M-464]

RADIO NEW SMYRNA, INC.

Order Continuing Hearing

In re application of Radio New Smyrna, Inc., New Smyrna Beach, Florida, Docket No. 13339, File No. BP-12796; for construction permit.

The Hearing Examiner having under consideration an oral request of March 8, 1960, by counsel for the Radio New Smyrna, Inc., asking an indefinite continuance of the dates heretofore scheduled in this proceeding for (1) the prehearing exchange of applicant's proposed exhibits and (2) the commencement of the hearing; and

It appearing that the continuance is sought in view of the filing with the Commission on March 4, 1960, by applicant of a pleading entitled "Waiver and Motion" seeking a grant by the Commission of the subject application in accordance with the procedure prescribed in § 1.364 of the rules, with the consequent elimination of the evidentiary hearing before the Hearing Examiner; and

It further appearing that the Broadcast Bureau has informally indicated that it has no objection to the requested continuance, and has also consented to a waiver of the 4-day rule so as to permit early action by the Hearing Examiner on the request; and

It further appearing that good cause exists to warrant a grant of applicant's subject request for continuance;

Accordingly: *It is ordered*, This 9th day of March 1960, that the above-described oral request for indefinite continuance of dates on behalf of Radio New Smyrna, Inc., is granted, and that the heretofore scheduled dates for the prehearing exchange of applicant's proposed exhibits and for commencement of the hearing (March 3 and 16, 1960, respectively) are continued indefinitely pending action by the Commission on applicant's pleading entitled "Waiver and Motion" filed March 4, 1960.

Released: March 10, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2393; Filed, Mar. 15, 1960;
8:50 a.m.]

[Docket No. 13418]

ALVIN W. STEVENSON

Amended Order To Show Cause

In the matter of Alvin W. Stevenson, 6532 Catalpa Drive, Cincinnati 39, Ohio, Docket No. 13418; order to show cause why there should not be revoked the license for Citizens Radio Station 19W2347.

There being under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing, that, pursuant to § 1.61 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee as follows: Official Notice of Violation was mailed to the licensee on September 28, 1959, alleging that on September 13, 1959, at approximately 6:08 p.m., e.s.t., and again at approximately 6:09 p.m., e.s.t., the subject radio station was observed operating with excessive frequency deviation from the frequency 27065 kc in violation of § 19.33 of the Commission's rules; and further alleging that on said September 13, 1959, at the times hereinbefore specified, the subject radio station was observed engaging in Amateur type communications in violation of §§ 19.1 and 19.61 of the Commission's rules;

It further appearing that the above-named licensee received said Official notice but did not make satisfactory reply thereto, whereupon the Commission, by letter dated November 3, 1959, and sent by Certified Mail, Return Receipt Requested (No. 936634), brought this matter to the attention of the licensee and requested that such licensee respond to the Commission's letter within fifteen days from the date of its receipt stating the measures which had been taken, or were being taken, in order to bring the operation of the radio station into compliance with the Commission's rules, and warning the licensee that his failure to respond to such letter might result in the institution of proceedings for the revocation of the radio station license; and

It further appearing that receipt of the Commission's letter was acknowledged by the signature of the licensee's agent, Vincent H. Hezog, on November 7, 1959, to a Post Office Department return receipt; and

It further appearing that although more than fifteen days have elapsed since the licensee's receipt of the Commission's letter, no response was made thereto; and

It further appearing that in view of the foregoing, the licensee has repeatedly violated § 1.61 of the Commission's rules;

It is ordered, This 7th day of March 1960, pursuant to section 312 (a) (4) and (c) of the Communications Act of 1934, as amended, and section 0.291(b) (8) of the Commission's Statement of Delegations of Authority, that the said licensee show cause why the license for the above-captioned Radio Station should not be revoked and appear and give evidence in

respect thereto at a hearing¹ to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Secretary send a copy of this order by Certified Mail, Return Receipt Requested to the said licensee.

Released: March 9, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2394; Filed, Mar. 15, 1960;
8:50 a.m.]

[Docket No. 13325; FCC 60M-465]

SUNBURY BROADCASTING CORP.
(WKOK)

Memorandum Opinion and Order Continuing Hearing

In re application of Sunbury Broadcasting Corporation (WKOK), Sunbury, Pennsylvania, Docket No. 13325, File No. BP-12008; for construction permit.

1. The Hearing Examiner has under consideration (a) a "Motion for Indefinite Continuance" filed on February 26, 1960, by Sunbury Broadcasting Corporation (hereinafter referred to as "Sunbury"), requesting an indefinite continuance of various procedural dates previously scheduled in an order of the Examiner (FCC 60M-296), released February 5, 1960; and (b) a "Reply of Broadcast Bureau to Motion for Indefinite Continuance", filed on behalf of the Chief of the Commission's Broadcast Bureau on March 4, 1960.

2. Sunbury's motion requests an indefinite continuance of the procedural dates which relate to the following matters: (1) prehearing exchange of proposed engineering exhibits by the

¹Section 1.62 of the Commission's rules provides that a licensee, in order to avail himself of the opportunity to be heard, shall, in person or by his attorney, file with the Commission, within thirty days of the receipt of the order to show cause, a written statement stating that he will appear at the hearing and present evidence on the matter specified in the order. In the event it would not be possible for respondent to appear for hearing in the proceeding if scheduled to be held in Washington, D.C., he should advise the Commission of the reasons for such inability within five days of the receipt of this order. If the licensee fails to file an appearance within the time specified, the right to a hearing shall be deemed to have been waived. Where a hearing is waived, a written statement in mitigation or justification may be submitted within thirty days of the receipt of the order to show cause. If such statement contains, with particularity, factual allegations denying or justifying the facts upon which the show cause order is based, the Hearing Examiner may call upon the submitting party to furnish additional information, and shall request all opposing parties to file an answer to the written statement and/or additional information. The record will then be closed and an initial decision issued on the basis of such procedure. Where a hearing is waived and no written statement has been filed within the thirty days of the receipt of the order to show cause, the allegations of fact contained in the order to show cause will be deemed as correct and the sanctions specified in the order to show cause will be invoked.

applicant; (2) informal engineering conference between the parties; (3) notification as to applicant's witnesses desired for cross-examination; and (4) the commencement of the hearing. In support of its motion Sunbury asserts: that at the prehearing conference held on January 28, 1960, in this proceeding, there was a discussion as to the necessity of installing and operating a test transmitter at the proposed site for Station WKOK; that it was determined by Sunbury subsequent to this conference to erect and operate such a test transmitter in order to obtain data which would satisfy certain issues raised in this case; that Sunbury requested and received appropriate authorization from the Commission, and proceeded promptly with construction of the test transmitter and antenna system at the proposed site; that the occurrence of unexpectedly severe winter weather conditions in the vicinity of Sunbury, Pennsylvania, has made it impossible to plough in the remaining radials and to install the tower. Sunbury further asserts that, in view of the uncertainty of weather conditions in the area, it is believed an indefinite continuance would be in the best interest of all concerned; and, that as soon as weather permits, the applicant will resume the required construction, complete the necessary studies as promptly thereafter as possible, and then request new dates for the further proceedings herein.

3. The Bureau in its "Reply" opposes the request for an indefinite continuance. The asserted reason for its opposition is that the most expeditious handling of the large volume of work before the Commission requires the more orderly practice of maintaining definite dates for the future course of this proceeding "so that any future procedural dates may be quickly integrated into the already crowded schedule of all parties concerned." However, the Bureau adds, it would have no objection to Sunbury being granted a sixty to ninety day continuance, since weather conditions around Sunbury should improve sufficiently before the expiration of such sixty to ninety day period to enable the applicant to complete the remaining construction, and compile the necessary field intensity measurement data.

4. Obviously, the circumstances referred to by Sunbury in its above-described Motion warrant some postponement of the pertinent procedural dates. The only real issue raised by the Bureau's opposition pleading is whether the continuance to be granted should be made definite as to these dates, contrary to Sunbury's request. From the standpoint of orderly and expeditious procedure, it is generally desirable to maintain a definite schedule of future dates whenever a continuance became necessary. However, there are factors present in the instant case which call for an exception to this general rule. First and foremost, the timing of the procedural steps to be taken herein depends upon the weather element, a matter over which the applicant has no control. It would therefore be idle to specify definite dates at the present time when it

cannot be known with reasonable assurance that the applicant will be able to adhere to them. Nor does the prospect of additional requests for further continuance offer an appealing alternative. Moreover, in view of the considerable length of time that may be required by the applicant in order to obtain and analyze the measurements proposed, it would appear preferable to assign new dates thereafter in light of the commitments of the parties in other matters then existing.

5. For the reasons stated above, the Hearing Examiner concludes that good cause has been shown for granting Sunbury's motion for an indefinite continuance of procedural dates. However, in order to forestall intolerable delay in the accomplishment of the postponed procedural steps, the Hearing Examiner further concludes that appropriate provision should be made in the order below to require the applicant to submit within 60 days thereof a report of the progress made by the applicant in obtaining its proposed test measurements.

Accordingly: *It is ordered*, This 9th day of March 1960, that the "Motion for Indefinite Continuance" of procedural dates herein, filed February 26, 1960, by Sunbury Broadcasting Corporation is granted, and that the heretofore scheduled dates for the further procedural steps to be taken, including the commencement of the hearing on March 21, 1960, are continued indefinitely.

It is further ordered, On the Hearing Examiner's own motion, that the applicant shall notify the Commission on or before May 9, 1960, by a letter in duplicate, filed with the Secretary's office, and with copies thereof transmitted to the Hearing Examiner and counsel for the other parties herein, as to the progress made to date in obtaining the proposed test measurements.

Released: March 10, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2395; Filed, Mar. 15, 1960;
8:50 a.m.]

[Docket No. 12856; FCC 60M-454]

WSAZ, INC.

Order Continuing Hearing Conference

In the matter of WSAZ, Incorporated, Complainant, and American Telephone and Telegraph Company, Defendant; Docket No. 12856.

As counsel for all parties are still attempting to reach a stipulation, on their joint oral request: *It is ordered*, This 9th day of March 1960, that the further prehearing conference now scheduled for March 15, 1960, is continued to Tuesday, April 19, 1960 at 10 a.m., in the offices of the Commission, Washington, D.C.

Released: March 9, 1960.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 60-2396; Filed, Mar. 15, 1960;
8:50 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 24FW-978]

ATLAS INDUSTRIES, INC.

Order Temporarily Suspending Exemption, Statement of Reasons Therefor, and Notice of Opportunity for Hearing

MARCH 10, 1960.

I. Atlas Industries, Inc. (issuer), a Texas corporation with its principal office address indicated to be 5601 Armour Drive, Houston, Texas, filed with the Commission on October 10, 1955 a notification on Form 1-A and an offering circular, relating to an offering of 200,000 shares of its \$0.01 par value common stock at the price of \$1.50 per share or an aggregate offering price of \$300,000, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) and Regulation A promulgated thereunder.

II. The Commission having reasonable cause to believe that the terms and conditions of Regulation A have not been complied with in that the company has failed to file on Form 2-A reports of sales as required by Rule 224 of Regulation A.

III. *It is ordered*, Pursuant to Rule 223(a) of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption under Regulation A be, and it hereby is temporarily suspended.

Notice is hereby given that any person having any interest in the matter may file with the Secretary of the Commission a written request for hearing; that within twenty days after receipt of such request the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; and that notice of the time and place for said hearing will be promptly given by the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 60-2367; Filed, Mar. 15, 1960;
8:47 a.m.]

[File No. 24FW-1201]

C & W ENTERPRISES, INC.

Order Temporarily Suspending Exemption, Statement of Reasons Therefor, and Notice of Opportunity for Hearing

MARCH 10, 1960.

I. C & W Enterprises, Inc. (issuer), an Arkansas corporation with its principal office in the Professional Life Building, Fort Smith, Arkansas, filed with the Commission on November 13, 1959 a

notification on Form 1-A and an offering circular relating to a proposed offering of 50,000 shares of its 4 percent cumulative, convertible preferred stock, \$1 par value per share, at the price of \$1.10 per share or an aggregate offering price of \$55,000, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) and Regulation A promulgated thereunder. Amendments to such notification and offering circular were filed with the Commission on February 4, 1960.

II. The Commission has reasonable cause to believe that:

A. The terms and conditions of Regulation A have not been complied with in that:

1. The notification on Form 1-A fails to disclose the names and addresses of predecessors and affiliates of the issuer, as required by Item 2.

2. Copies of the governing instruments defining the rights of the preferred stock of the issuer proposed to be offered have not been filed, as required by Item 11(a) of Form 1-A.

3. Copies of the underwriting agreements and the signed consent and certification of the underwriters have not been filed, as required by Items 11 (b) and (c) of Form 1-A.

B. The offering circular contains untrue statements of material facts and omits to state material facts necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading, particularly with respect to:

1. The failure to include in the securities offered, the 50,000 shares of common stock into which the 50,000 shares of 4 percent cumulative, convertible preferred stock are immediately convertible on a share-for-share basis, and the failure to describe accurately and adequately on the outside front cover page of the offering circular, the securities to be offered thereunder.

2. The failure to disclose accurately and adequately on the outside front cover page and elsewhere in the offering circular, the names and addresses of each underwriter, the amount and nature of the participation of each such underwriter, the nature of any material relationship between the issuer and such underwriters, and the terms and provisions of underwriting agreements between the issuer and such underwriters, as well as the manner in which the offering is to be made by use of the mails, as required by Item 5 of Schedule I.

3. The failure to disclose the exact address of the issuer and the full names of officers, directors, and promoters of the issuer, as required by Items 2 and 9(a) of Schedule I.

4. The failure to disclose in the offering circular a reasonably itemized statement of the purposes for which the net cash proceeds to the issuer from the sale of the securities are to be used and the

amount to be used for each such purpose, indicating in what order of priority the proceeds will be used for the respective purposes, as required by Item 6(a) of Schedule I.

5. The failure to describe adequately in the offering circular the pertinent basic rights attaching to the shares of 4 percent cumulative, convertible preferred stock proposed to be offered, as required by Item 7 of Schedule I.

6. The failure to disclose adequately the nature and extent of the issuer's present and projected business and planned future operations thereof or to describe adequately plants or other physical properties now held or presently intended to be acquired and the nature of the title under which such properties are held or proposed to be held, as required by Item 8(c) of Schedule I.

7. The failure to disclose clearly and adequately the past history of the organization and operations of the issuer and the relationships and interests of officers, directors and promoters of the issuer in such operations.

8. The inclusion in the offering circular of representations as to valuation of presently owned properties on the basis of appraisal values rather than cost.

9. The inclusion in the offering circular of financial information which does not comply with the requirements of Item 11 of Schedule I.

C. The offering would be made in violation of section 17 of the Securities Act of 1933, as amended.

III. It is ordered, pursuant to Rule 261(a) of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption under Regulation A be, and it is hereby, temporarily suspended.

Notice is hereby given that any person having any interest in the matter may file with the Secretary of the Commission a written request for hearing within thirty days after the entry of this order; that within twenty days after receipt of such request the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission, for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; and that notice of the time and place for any hearing will promptly be given by the Commission. If no hearing is requested and none is ordered by the Commission, this order shall become permanent on the thirtieth day after its entry and shall remain in effect unless or until it is modified or vacated by the Commission.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 60-2368; Filed, Mar. 15, 1960; 8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 37]

APPLICATIONS FOR MOTOR CARRIER "GRANDFATHER" CERTIFICATE OR PERMIT

MARCH 11, 1960.

The following application is filed under the "grandfather" clause of section 7(c) of the Transportation Act of 1958. The matter is governed by Special Rule § 1.243 published in the FEDERAL REGISTER issue of January 8, 1959, page 205, which provides, among other things, that this publication constitute the only notice to interested persons of filing that will be given; that appropriate protests to an application (consisting of an original and six copies each) must be filed with the Commission at Washington, D.C., within 30 days from the date of this publication in the FEDERAL REGISTER; that failure to so file seasonably will be construed as a waiver of opposition and participation in such proceeding, regardless of whether or not an oral hearing is held in the matter; and that a copy of the protest also shall be served upon applicant's representative (or applicant, if no practitioner representing him is named in the notice of filing).

No. MC 7746 (Sub No. 95), (REPUBLICATION), filed December 8, 1958, published in the FEDERAL REGISTER, issue of January 22, 1959. Applicant: UNITED TRUCK LINES, INC., East 915 Springfield Avenue, Spokane 2, Wash. Applicant's attorney: George R. Labissoniere, 654 Central Building, Seattle 4, Wash. The application as originally filed December 8, 1958, and published in the FEDERAL REGISTER January 22, 1959, at page 515 sought Grandfather authority under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, cocoa beans, coffee beans, tea, bananas, hemp, wool imported from any foreign country wool, tops and noils and wool waste (carded, spun, woven, or knitted), between points in Washington, Idaho, Oregon, California, and Montana.* Applicant requested an amendment to the application to include the transportation of *mixed shipments of fresh fruits and vegetables, and fish, frozen, processed, or unprocessed, in vehicles moving at the same time with the above-described commodities.* The purpose of this republication is to reflect the application as amended, and to add the transportation of the referred-to mixed shipments at the same time, in the same vehicle. Any person or persons who may have been prejudiced by the allowance of this amendment, may, within 30 days from the date of this publication, file an appropriate pleading.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 60-2371; Filed, Mar. 15, 1960; 8:47 a.m.]

[Notice 117]

**MOTOR CARRIER ALTERNATE ROUTE
DEVIATION NOTICES**

MARCH 11, 1960.

The following letter-notices of proposals to operate over deviation routes for operating convenience only with service at no intermediate points have been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR 211.1(c) (8)), and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1(d) (4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(e)) at any time but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC 55843 (Deviation No. 1), SAGINAW TRANSFER COMPANY INC., 2130 Midland Road, Saginaw, Mich., filed March 3, 1960. Carrier proposes to operate as a common carrier by motor vehicle of general commodities, with certain exceptions, over deviation routes as follows: (A) from Paw Paw, Mich., over Interstate Highway 94 to a point five miles east of Kalamazoo, Mich.; (B) from a point six miles west of Battle Creek, Mich., over Interstate Highway 94 to a point four miles east of Battle Creek, Mich.; and (C) from a point approximately 12 miles south of Saginaw over relocated U.S. Highway 23 to the junction of Michigan Highway 78 west of Flint, Mich., and return over the same routes, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: From Detroit over U.S. Highway 12 via Battle Creek, Mich., to junction unnumbered highway (formerly U.S. Highway 12) approximately one mile east of Galesburg, Mich., thence over unnumbered highway to Galesburg, thence over Michigan Highway 96 (formerly U.S. Highway 12) to Kalamazoo, Mich., and thence over U.S. Highway 12 to Chicago, Ill.; from Chicago over U.S. Highway 12 to Kalamazoo, Mich., thence over Michigan Highway 96 (formerly U.S. Highway 12) to Galesburg, Mich., thence over unnumbered Highway (formerly U.S. Highway 12) to junction U.S. Highway 12, thence over U.S. Highway 12 to Battle Creek, Mich., thence over Michigan Highway 78 via Lansing, Mich., to Flint, Mich., and thence over U.S. Highway 23 to Bay City, Mich.; and from St. Johns, Mich., over Michigan Highway 21 to Flint, Mich., and thence over U.S.

Highway 23 to Bay City, and return over the same routes.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.[F.R. Doc. 60-2372; Filed, Mar. 15, 1960;
8:47 a.m.]

[No. MC-C-2]

**NEW YORK, N.Y., COMMERCIAL
ZONE****Petition for Reopening, Further Consideration, and Modification of the Findings and Order**

MARCH 11, 1960.

By petition dated February 26, 1960, The Pennsylvania Railroad Company requests the Commission to reopen these proceedings for further consideration and to modify its outstanding order so as to extend the exemption under section 203(b) (8) to transportation by motor vehicles which is performed in respect of any shipment which has had a prior, or will have a subsequent, movement by rail, and which is performed wholly between points in the exempt zone and an area bounded by the main line of the Jersey City branch of the Pennsylvania Railroad on the north; Fish House Road and Pennsylvania Avenue on the south and east and the property line of the Pennsylvania Railroad TrucTrain Terminal on the west; said area constituting the loading, unloading and trailer parking facilities of the Pennsylvania Railroad's trailer-on-flat car terminal located on the west bank of the Hackensack River in the City of Kearny, N.J.

Any person or persons desiring to participate in this proceeding may file representations supporting or opposing the relief sought within 30 days from the date of this publication in the FEDERAL REGISTER.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.[F.R. Doc. 60-2374; Filed, Mar. 15, 1960;
8:47 a.m.]

[No. MC-C-2573]

**REQUEST FOR DETERMINATION OF
THE COMMISSION'S JURISDICTION
OVER MOTOR CARRIER OPERATIONS,
AND INTERPRETATION
UNDER COMMERCIAL ZONES AND
TERMINAL AREAS**

MARCH 11, 1960.

Petitioners: F. A. Quesada, doing business as Gateway Transfer, 902 Santa Maria Avenue, Laredo, Tex. Issauro Gutierrez, doing business as Victory Transfer, 401 Juarez Avenue, Laredo, Tex. G. Arrendondo Transfer Co., Inc., 1220 Sta. Rita Avenue, Laredo, Tex. Joe C. Trevino, doing business as Southern Trucking Co., 420 Market Street, Laredo, Tex.

In a petition filed February 11, 1960, petitioners state that by virtue of Cer-

tificates of Public Convenience and Necessity, petitioners are authorized to operate as motor common carriers of property between points in Laredo, Texas, and the boundary between the United States and the Republic of Mexico, at or near Laredo, Texas. Petitioners request that the Commission enter upon an investigation and that it determine that the motor carrier operations of petitioners, and that of other for hire motor carriers operating similarly as to scope and to commodities transported are subject to all of the provisions of Part II of the Interstate Commerce Act, and that such operations are subject to regulation by, and under the jurisdiction of, the Commission, particularly with respect to sections 206, 215 and 217 of such Act.

Any person or persons desiring to participate in this proceeding may file representations supporting or opposing the relief sought within 30 days from the date of this publication in the FEDERAL REGISTER.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.[F.R. Doc. 60-2375; Filed, Mar. 15, 1960;
8:47 a.m.]

[No. W-C-7]

**PETITION FOR A DECLARATORY
ORDER**

MARCH 11, 1960.

Petitioners: American Commercial Barge Line Company, Arrow Transportation Company, Coyle Lines, Incorporated, Dixie Carriers, Incorporated, Federal Barge Lines, Incorporated, John I. Hay Company, Mississippi Valley Barge Line Company, Ohio River Company, Union Barge Line Corporation. Petitioners' attorney: W. Y. Wildman, 332 South Michigan Avenue, Chicago 4, Ill. By petition dated February 24, 1960, petitioners set forth the following questions: (1) Does section 1(1-a) of the Interstate Commerce Act apply to transportation of property partly by railroad and partly by water under an arrangement for 'continuous carriage', where the water part of the transportation is performed by a carrier by water which does not hold a certificate to operate as a common carrier under the provisions of section (309(a)) of the Act? (2) Would the situation be any different if the cargo to be transported consisted entirely of commodities in bulk, the transportation of which over the water portion of the route would be exempt from regulation if handled under the conditions outlined in section 303(b) of the Act? Petitioners pray that the Commission enter an order instituting an appropriate proceeding for the purpose of issuing a declaratory order: that a date be fixed on which all parties having an interest in such matters may file statements and briefs, or that the matter be assigned for oral hearing, or for oral argument, and that the Commission enter a declaratory order as to the legality or illegality of the questions raised. Any person or persons

desiring to participate in this proceeding may file representations supporting or opposing the relief sought within 30 days from the date of this publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 60-2376; Filed, Mar. 15, 1960;
8:47 a.m.]

[No. W-535]

**PETITION FOR MODIFICATION OF
THE FINDINGS IN NO. W-535,
265 I.C.C. 179**

MARCH 11, 1960.

Petitioner: Detroit Atlantic Navigation Corp. Petitioner's attorneys: Donoghue, Ragan & Mason, 239 Wyatt Building, Washington 5, D.C. By petition dated December 14, 1959, petitioner sought modification of its water carrier operating authority to allow year-round service on Lake Erie in lieu of the presently authorized seasonal operation. The following Order of the Commission, which is self-explanatory, was entered in the subject proceeding February 26, 1960:

Order. At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 26th day of February A.D. 1960.

W-535

NATIONAL MOTORSHIP CORPORATION CON-
TRACT CARRIER APPLICATION (RENAMED
ISLAND DOCK, INC.)

Upon consideration of the record in the above-entitled proceeding, and of petition of Detroit Atlantic Navigation Corp., dated December 14, 1959, for modification of its water-carrier operating authority to allow year-round service on Lake Erie in lieu of the presently authorized seasonal operation; and good cause appearing therefor:

It is ordered, That said Rule 1.101(e) of the General Rules of Practice be, and it is hereby, waived, and that the said petition be, and it is hereby, accepted for filing as a petition for modification of "grandfather" authority;

It is further ordered, That the said petition be, and it is hereby, assigned for hearing at a time and place to be hereinafter fixed;

It is further ordered, That the petition and notice of this order be published in the FEDERAL REGISTER.

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 60-2377; Filed, Mar. 15, 1960;
8:47 a.m.]

[No. FF-C-10]

**PETITION FOR INSTITUTION OF AN
INVESTIGATION AND FOR OTHER
RELIEF**

MARCH 11, 1960.

Petitioner: Household Goods Carriers' Bureau, Washington, D.C. Petitioner's attorneys: Macleay, Lynch & Macdonald, 1625 K Street NW., Washington 6,

D.C. By petition dated February 25, 1960, petitioner prays the Commission institute an investigation for the purpose of examining into the operations of the persons named herein below for the purpose of determining whether they, or any of them, are engaging in operations subject to the Interstate Commerce Act without appropriate authority therefor having been granted by the Commission; whether they or any of them, have provided and/or obtained or are providing and/or obtaining transportation subject to the Act in the absence of or at less than legally applicable published rates governing such transportation; and for such other and further relief as the Commission may consider proper in the premises:

Columbia Export Packers, 2805 Columbia Street, Torrance, Calif.

Container Transport International, Inc., 17 State Street, New York 4, N.Y.

International Sea Van, Inc., 2805 Columbia Street, Torrance, Calif.

Imperial Household Shipping Co., 1530 West 17th Street, Long Beach, Calif.

Routed Thru-Pac, Inc., 350 Broadway, New York 13, N.Y.

Van-Pac, Inc., 3401 Harding Road, Des Moines, Iowa.

Vanpac Carriers, Inc., 2114 Macdonald Avenue, Richmond, Calif.

Empire Household Shipping Co., Inc., 53 West Jackson, Chicago, Ill.

Trans-Ocean Van Service, 18900 South Susana Road, Long Beach, Calif.

Household Express Agency, Inc., 323 Geary Street, San Francisco, Calif.

Jet Forwarding, Inc., 324 North San Pedro Street, Los Angeles, Calif.

Any person or persons desiring to participate in this proceeding may file representations supporting or opposing the relief sought within 30 days from the date of this publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 60-2378; Filed, Mar. 15, 1960;
8:47 a.m.]

[Notice 314]

**MOTOR CARRIER APPLICATIONS AND
CERTAIN OTHER PROCEEDINGS**

MARCH 11, 1960.

The following publications are governed by the Interstate Commerce Commission's general rules of practice (49 CFR 1.40) including Special Rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209 and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings will be called at 9:30 o'clock a.m., United States standard time (or 9:30 o'clock a.m., local daylight saving time) unless otherwise specified.

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

No. 10761 (Sub No. 93), filed March 10, 1960. Applicant: TRANSAMERICAN FREIGHT LINES, INC., 1700 North

Waterman Avenue, Detroit 9, Mich. Applicant's attorney: Howell Ellis, 520 Illinois Building, Indianapolis, Ind. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except loose bulk commodities, livestock, explosives, except small arms ammunition, currency, bullion, commodities that are contaminating or injurious to other lading, and commodities exceeding ordinary equipment and loading facilities, serving Princeville, Ill., as an off-route point in connection with applicant's regular route operations between Chicago, Ill., and Kansas City, Mo., over U.S. Highways 66 and 24 and Illinois Highway 29.

HEARING: April 15, 1960, at Room 852 U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 149.

No. MC 14716 (Sub No. 2), filed January 25, 1960. Applicant: OWEN J. SCHMOLL, Springfield, S. Dak. Applicant's attorney: Don A. Bierle, 308 Walnut Street, Yankton, S. Dak. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Livestock and poultry feed, in sacks and in bulk, from the plant site of the Norfolk Flour and Cereal Mill, Norfolk, Nebr., to Vermillion, S. Dak.; and (2) bathroom sets, furnaces fittings, furnaces, prefabricated chimneys, furnaces heating controls, plumbing tools, sheet metal tools, soil pipe, fiber pipe, carlon-D pipe, copper pipe, copper fittings, galvanized pipe, galvanized fittings, laundry tubs, washing machines, dryers, ventilating fans, water heaters, water softeners, shower cabinets, glass and plastic bathtub and shower enclosures, kitchen sinks, boilers, boiler fittings, furnace fuel tanks, electric motors, sheet iron, well pumps, bulk lumber, and building material as described in Appendix VI to the report in Description in Motor Carrier Certificates, 61 M.C.C. 209, from Sioux City, Iowa, to Springfield, S. Dak., and to all points within the county of Bon Homme, S. Dak., excepting municipalities therefrom.

HEARING: May 13, 1960, at the Sheraton-Warrior Hotel, Sioux City, Iowa, before Examiner Garland E. Taylor.

No. MC 28132 (Sub No. 53) (REPUBLIC) filed February 1, 1960, published in the FEDERAL REGISTER, issue of March 2, 1960. Applicant: HVIDSTEN TRANSPORT, INC., 2821 Main Avenue, Fargo, N. Dak. Applicant's attorney: Alan Foss, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Salt, salt products and salt compounds, from Williston, N. Dak., and points within ten (10) miles thereof, to points in South Dakota, Montana, Wyoming, Nebraska, Minnesota, Iowa, Colorado, Wisconsin, and those ports of entry on the International Boundary between the United States and Canada, located in North Dakota.

HEARING: Remains as assigned, April 11, 1960, at the Federal Building, Williston, North Dakota, before Examiner Leo W. Cunningham.

No. MC 30311 (Sub No. 14), filed March 10, 1960. Applicant: FREIGHT, INC., 1350 Kelly Avenue, Akron, Ohio. Applicant's attorney: L. C. Major, Jr., 2001 Massachusetts Avenue NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, transporting: *General commodities*, except those of unusual value, livestock, dangerous explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, serving Princeville, Ill., as an off-route point in connection with applicant's authorized regular route operations to and from Peoria, Ill.

NOTE: Common control may be involved.

HEARING: April 15, 1960, at Room 852 U.S. Custom House, 610 South Canal Street, Chicago, Ill., before Joint Board No. 149.

No. MC 41116 (Sub No. 7) (Clarified and Amended), filed December 7, 1959, published *FEDERAL REGISTER*, issue of March 2, 1960. Applicant: LOIS M. FOGLEMAN, doing business as FOGLEMAN TRUCK LINE, 1001 West Northern Avenue, Crowley, La. Applicant's attorney: P. J. Chappuis, II, Crowley, La. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail and chain grocery and food business houses, (1) from Mathews, La., to points in Alabama, Arkansas, Florida, Georgia, Mississippi, and Texas; and (2) from, to, and between points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, Oklahoma, and Texas. Applicant is authorized to conduct operations in Louisiana.

NOTE: Applicant states that all merchandise dealt with, handled or shipped will be for the account of Fraering Brokerage Company, Inc., of New Orleans, La., and will be transported in cases and sacks.

HEARING: Remains as assigned, April 18, 1960, at the Federal Office Building, 600 South Street, New Orleans, Louisiana, before Examiner James O'D. Moran.

No. MC 41635 (Sub No. 37), filed February 23, 1960. Applicant: DEALERS TRANSPORT COMPANY, a Corporation, 1368 Riverside Boulevard, Memphis, Tenn. Applicant's attorney: Charles H. Hudson, Jr., 407 Broadway National Bank Building, Nashville, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles, trucks and chassis*, in initial movements, in truckaway service, from points in Jefferson County, Ky., to Quapaw, Okla.

NOTE: Applicant states that the purpose of this application is to secure authority which would enable interchange of the traffic at Quapaw, Okla., in lieu of the existing interchange at Moffett, Okla.

HEARING: March 28, 1960, at the Kentucky Hotel, Louisville, Ky., before Examiner Victor C. Swearingen.

No. MC 52751 (Sub No. 20), filed February 15, 1960. Applicant: ACE LINES, INC., 4143 East 43d Street, Des Moines 17, Iowa. Applicant's Representative: William A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa. Authority

sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron, and Steel Articles*, viz: *Wire and Reinforcing Mesh*, from Duluth, Minn., and Joliet and Waukegan, Ill., to points in Illinois, Iowa, Minnesota, North Dakota, and South Dakota.

HEARING: May 18, 1960, at the Randolph Hotel, Des Moines, Iowa, before Examiner Garland E. Taylor.

No. MC 52751 (Sub No. 21), filed February 15, 1960. Applicant: ACE LINES, INC., 4143 East 43d Street, Des Moines 17, Iowa. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement pipe containing asbestos fibre*, from Waukegan, Ill., to points in Illinois, Iowa, Minnesota, Nebraska, North Dakota, and South Dakota.

HEARING: May 18, 1960, at the Randolph Hotel, Des Moines, Iowa, before Examiner Garland E. Taylor.

No. MC 52978 (Sub No. 20) (REPUBLICATION), filed October 29, 1959, published in the *FEDERAL REGISTER*, issue of January 20, 1960. Applicant: MICHIGAN TRANSPORTATION COMPANY, a corporation, 3601 Wyoming, Dearborn, Mich. Applicant's attorney: Rex Eames, 1800 Buhl Building, Detroit 26, Mich. The subject application as originally filed, sought authority to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Dry plastic materials*, in bulk, from Midland, Mich., to points in Ohio, Indiana, Kentucky, Illinois, Pennsylvania, and Wisconsin.

NOTE: A proceeding has been instituted in No. MC 52978 (Sub No. 15) under section 212(c) to determine whether applicant's status is that of a common or contract carrier.

At the hearing February 26, 1960, before Examiner Allen W. Hagerty, the application was amended and broadened to include service from the origin point of Bay City, Mich. The application, as amended, covers the transportation of *dry plastic materials*, in bulk, or hopper type vehicles, from Bay City and Midland, Mich., to points in the above named states. Any person or persons who may have been prejudiced by the allowance of the amendment, may within 30 days from the date of this republication in the *FEDERAL REGISTER*, file an appropriate pleading.

No. MC 66562 (Sub No. 1576), filed October 15, 1959. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities, including Class A and B explosives*, moving in express service, between Yankton, S. Dak., and Platte, S. Dak.: from Yankton, west over South Dakota Highway 50, to junction South Dakota Highway 37, thence south over South Dakota Highway 37 to Springfield, S. Dak., thence north over South Dakota Highway 37 to junction South Dakota Highway 50, and thence west over South Dakota Highway 50 to Platte, and return

over the same route, serving the intermediate points of Tyndall, Springfield, Avon, Wagner, Lake Andes and Geddes, S. Dak. RESTRICTION: Shipments transported to be limited to those moving on a through bill of lading or express receipt, covering, in addition to a motor carrier movement by applicant, an immediately prior or immediately subsequent movement by air or rail. Applicant is authorized to conduct operations throughout the United States.

HEARING: May 6, 1960, at the South Dakota Public Utilities Commission, Pierre, South Dakota, before Joint Board No. 230, or, if the Joint Board waives its right to participate, before Examiner Garland E. Taylor.

No. MC 81968 (Sub No. 17), (CLARIFICATION), filed January 22, 1960, published in the *FEDERAL REGISTER*, issue of February 25, 1960. Applicant: B & L MOTOR FREIGHT, INC., 171 Riverside Drive, Newark, Ohio. Applicant's attorney: Clarence D. Todd, 1825 Jefferson Place NW., Washington, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle over irregular routes, transporting: *Fiberglass materials and products, including fibrous glass mineral wool products and fiberglass textile materials and products and plastic materials and products*, except liquid commodities, in tank vehicles, between the site of the Owens-Corning Fiberglass Corp. plant located in Kansas City, Kans., on the one hand, and, on the other, points in Indiana, Kentucky, Ohio, and Tennessee, and those in the Lower Peninsula of Michigan.

NOTE: A proceeding has been instituted under section 212(c) of the Interstate Commerce Act, to determine whether applicant's status is that of a contract or common carrier in MC 81968 (Sub No. 13).

HEARING: Remains as assigned April 19, 1960, at the New Hotel Pickwick, Kansas City, Mo., before Examiner Charles J. Murphy.

No. MC 97699 (Sub No. 14), filed November 30, 1959. Applicant: BARBER TRANSPORTATION CO., a Corporation, 321 Sixth Street, P.O. Box 1431, Rapid City, S. Dak. Applicant's attorney: Frank W. Taylor, Jr., 10th Floor, 1012 Baltimore Building, Kansas City 5, Mo. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities, including those of unusual value, Classes A and B explosives*, but excluding livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, (1) Between Pierre, S. Dak., and Fort Thompson, S. Dak., and the site of the Big Bend Dam near Fort Thompson, as follows: (a) From Pierre over South Dakota Highway 34 to Mac's Corner, S. Dak., thence over South Dakota Highway 47 to a point approximately fourteen (14) miles south of Mac's Corner and junction South Dakota Highways 34 and 47, thence westerly over unnumbered County Highway to Fort Thompson, thence over unnumbered County Road to the North Big Bend Dam site, thence across the Big Bend Dam to the South Dam site, and return over the same route, serving Fort Thompson, the North Big Bend Dam site, and the South Big Bend

Dam site, and serving no other intermediate points; and (b) From Pierre, S. Dak., over South Dakota Highway 34 to Mac's Corner and Stephan, S. Dak., thence over unnumbered County Highway in a southerly direction to Fort Thompson, thence over unnumbered County Roads to the North Big Bend Dam site, thence across the Big Bend Dam to the South Dam site, and return over the same route, serving Fort Thompson, the North Big Bend Dam site, and the South Big Bend Dam site, and serving no other intermediate points; (2) Between Chamberlain, S. Dak., and Fort Thompson, S. Dak., and the site of the Big Bend Dam near Fort Thompson, as follows: (a) From Chamberlain over South Dakota Highway 47 to junction South Dakota Highway 34, thence westerly over unnumbered County Highway to Fort Thompson, thence over unnumbered County Roads to the North Big Bend Dam site, thence across the Big Bend Dam to the South Dam site, and return over the same route, serving Fort Thompson, the North Big Bend Dam site, and the South Big Bend Dam site, and serving no other intermediate points; and (b) from Chamberlain over South Dakota Highway 47 to junction unnumbered County Highway near Bedashosha Lake, approximately 15 miles north of Chamberlain, thence northwesterly over unnumbered County Highway to Fort Thompson, thence over unnumbered County Roads to the North Big Bend Dam site, thence across the Big Bend Dam to the South Dam site, and return over the same route, serving Fort Thompson, the North Big Bend Dam site, and the South Big Bend Dam site, and serving no other intermediate points; (3) between Reliance, S. Dak., and Lower Brule, S. Dak., and the site of the Big Bend Dam near Lower Brule, as follows: from Reliance, in a northerly direction over unnumbered County Highways to Lower Brule, thence over unnumbered County Roads to the South Big Bend Dam site, thence across the Big Bend Dam to the North Dam site, and return over the same route, serving Lower Brule, the South Big Bend Dam site and the North Big Bend Dam site, and serving no other intermediate points; (4) between Reliance, S. Dak., and the site of the Big Bend Dam, as follows: from Reliance, in a northerly direction over unnumbered County Highways and special roads built to serve the Big Bend Dam site, to the South Big Bend Dam site, thence across the Big Bend Dam to the North Big Bend Dam site, and return over the same route, serving the South Big Bend Dam site, the North Big Bend Dam site, and serving no other intermediate points; and (5) between Pierre, S. Dak., and Lower Brule, S. Dak., and the site of the Big Bend Dam, as follows: (a) from Pierre over U.S. Highway 83 to junction U.S. Highway 16, thence over U.S. Highway 16 to Reliance, S. Dak., thence over unnumbered County Highways, and specially built roads, to Lower Brule, and to the South Bank site of the Big Bend Dam, thence over the Big Bend Dam to the North Dam site, and return over the same route, serving Lower Brule, the South Big Bend Dam site and the North Big Bend Dam

site, and serving no other intermediate points, and serving junction U.S. Highways 83 and 16 for joinder purposes only, and (b) from Pierre over U.S. Highway 83 to junction unnumbered County Highway, approximately 14 miles south of Pierre, thence in an easterly direction over the unnumbered County Highway to Lower Brule, and the South Bank site of the Big Bend Dam, thence over the Big Bend Dam to the North Dam site, and return over the same route, serving Lower Brule, the South Big Bend Dam site, and the North Big Bend Dam site, and serving no other intermediate points. Applicant is authorized to conduct operations in Illinois, Iowa, Minnesota, Nebraska, South Dakota, and Wyoming.

NOTE: Duplication with present authority to be eliminated.

HEARING: May 3, 1960, at the South Dakota Public Utilities, Commission, Pierre, South Dakota, before Joint Board No. 230, or, if the Joint Board waives its right to participate, before Examiner Garland E. Taylor.

No. MC 103993 (Sub No. 131), filed February 23, 1960. Applicant: MORGAN DRIVE-AWAY, INC., 500 Equity Building, Elkhart, Ind. Applicant's attorney: John E. Lesow, 3737 North Meridian Street, Indianapolis 8, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial movements, in truckaway service, from points in Maryland (except Elkton and Berlin, Md.) to points in the United States, including Alaska.

NOTE: Any duplication with present authority to be eliminated.

HEARING: April 19, 1960, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James O'D. Moran.

No. MC 105375 (Sub No. 8), filed February 1, 1960. Applicant: DAHLAN TRANSPORT OF IOWA, INC., 875 North Prior Avenue, St. Paul 4, Minn. Applicant's attorney: Leonard A. Jaskiewicz, Munsey Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from points in Black Hawk, Buchanan, Bremer, Butler, Tama, Benton, Fayette, and Grundy Counties, Iowa, to points in Minnesota, Wisconsin, and Illinois, and *rejected shipments* on return.

HEARING: May 16, 1960, at the Randolph Hotel, Des Moines, Iowa, before Examiner Garland E. Taylor.

No. MC 105461 (Sub No. 18) filed March 1, 1960. Applicant: BENJAMIN H. HERR, doing business as HERR'S MOTOR EXPRESS, P.O. Box 8, Quarryville, Pa. Applicant's attorney: Bernard N. Gingerich, Quarryville, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Grass stop*, in rolls, *metal stove shovels*, and *building materials* made of metals, from the site of the plant or plants of Penn Supply and Metal Corporation at Philadelphia, Pa., to points in that part of New York south

and east of a line beginning at the New York-Vermont state line near Fair Haven, Vt., and extending along U.S. Highway 4 to Schuylerville, N.Y., and thence along New York Highway 29 to Saratoga Springs, N.Y., thence along U.S. Highway 9 to Albany, N.Y., and thence along U.S. Highway 9W to the New York-New Jersey state line excluding points on Long Island, N.Y., and Connecticut, Rhode Island, Massachusetts, Maine, Vermont, and New Hampshire.

HEARING: April 21, 1960, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Raymond V. Sar.

No. MC 107496 (Sub No. 154), filed February 8, 1960. Applicant: RUAN TRANSPORT CORPORATION, 408 Southeast 30th Street, Des Moines, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from points in Black Hawk County, Iowa to points in Illinois, Minnesota, and Wisconsin.

HEARING: May 16, 1960, at the Randolph Hotel, Des Moines, Iowa, before Examiner Garland E. Taylor.

No. MC 107515 (Sub No. 345), filed December 23, 1959. Applicant: REFRIGERATED TRANSPORT CO., INC., 290 University Avenue SW., Atlanta 10, Ga. Applicant's attorney: Allan Watkins, Suite 214-217 Grant Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products*, as described in *Motor Carriers Certificates*, 61 MCC 209, from Sioux City, Iowa, to points in Tennessee and Florida. Applicant is authorized to conduct operations in Alabama, Arizona, Arkansas, California, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Mexico, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Texas, Virginia, and Wisconsin.

NOTE: Dual authority may be involved.

HEARING: May 12, 1960, at the Sheraton-Warrior Hotel, Sioux City, Iowa, before Examiner Garland E. Taylor.

No. MC 108449 (Sub No. 99), filed February 22, 1960. Applicant: INDIANA-HEAD TRUCK LINE, INC., 1947 West County Road C, St. Paul 13, Minn. Applicant's attorney: Mr. Glenn W. Stephens, 121 West Doty Street, Madison 3, Wis. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from points in Black Hawk, Buchanan, Bremer, Butler, Tama, Benton, Fayette, and Grundy Counties, Iowa, to points in Illinois, Minnesota, and Wisconsin.

HEARING: May 16, 1960, at the Randolph Hotel, Des Moines, Iowa, before Examiner Garland E. Taylor.

No. MC 109616 (Sub No. 9), filed January 21, 1960. Applicant: CONSOLIDATED TRUCK LINES, INCORPORATED, 775 The Queensway, Toronto 14, Ontario, Canada. Applicant's attorney:

Floyd B. Piper, Crosby Building, Franklin St. at Mohawk, Buffalo 2, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid latex*, in bulk, in insulated tank vehicles, from the International Boundary line between the United States and Canada on the Niagara River to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and the District of Columbia.

HEARING: May 16, 1960, at the Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner William E. Messer.

No. MC 110525 (Sub No. 410), filed February 17, 1960. Applicant: CHEMICAL TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. Applicant's attorney: Leonard A. Jaskiewicz, Munsey Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oils, resins and paint oils*, in bulk, in tank vehicles, from Bellevue, Ohio to points in Connecticut, Maryland, Massachusetts, New Jersey, New York, and Pennsylvania, and *rejected shipments* on return.

HEARING: May 18, 1960, at the Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner William E. Messer.

No. MC 111812 (Sub No. 91), filed November 5, 1959. Applicant: MIDWEST COAST TRANSPORT, INC., P.O. Box 747, Wilson Terminal Building, Sioux Falls, S. Dak. Applicant's attorney: Donald Stern, 924 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, packinghouse products, and commodities* used by packing houses, as described in Appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 MCC 209, 766, (1) from Rapid City, S. Dak., to points in Nevada, California, Arizona, Oregon, Washington, and Idaho, (2) from Scottsbluff, Nebr., and points within five (5) miles thereof, to points in Washington and Oregon, and (3) from Kansas City and St. Joseph, Mo., to points in Washington and Oregon. Applicant is authorized to conduct operations in South Dakota, Washington, Oregon, Minnesota, Iowa, Utah, California, Nebraska, Nevada, North Dakota, Montana, Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, New York, Pennsylvania, Idaho, Delaware, Maryland, Michigan, Ohio, Virginia, West Virginia, and the District of Columbia.

HEARING: May 5, 1960, at the South Dakota Public Utilities Commission, Pierre, South Dakota, before Examiner Garland E. Taylor.

No. MC 114699 (Sub No. 10), filed February 25, 1960. Applicant: TANK LINES, INCORPORATED, P.O. Box 6415, North Dabney Road, Richmond 30, Va. Applicant's attorney: Alexander W. Neal, Jr., 905 Mutual Building, Richmond, Va. Authority sought to operate as a *common carrier*, by motor vehicle,

over irregular routes, transporting: (1) *Petroleum lubricating oils*, in bulk, in tank vehicles, from Richmond, Va., to Fort Eustis, Va.; (2) *edible vegetable oils*, in bulk, in tank vehicles, from Richmond and Norfolk, Va., to points in Virginia; (3) *ammonium nitrate, sodium nitrate, fertilizer, and fertilizer materials*, dry, in bulk, in tank or hopper-type vehicles, from Hopewell, Va., to points in Kentucky, New Jersey, New York, Ohio, Pennsylvania, and West Virginia; (4) *cement*, in bulk, in hopper-type vehicles, from Nallen, W. Va., to Summersville Dam and access tunnel project, in Nicholas and Fayette Counties, W. Va.; and (5) *cement*, in bulk, in hopper-type vehicles, from Thelma, N.C., to the Gaston Dam job in Halifax County, N.C. *Rejected shipments* of the above described commodities, on return.

HEARING: April 20, 1960, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Frank R. Saltzman.

No. MC 116524 (Sub No. 5), filed February 10, 1960. Applicant: AUSTIN R. THOMPSON, Mount Vision, N.Y. Applicant's attorney: Scott E. Greene, 50 Main Street, Cooperstown, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Green rough lumber*, from points in Broome, Cayuga, Chemung, Clinton, Chenango, Cortland, Delaware, Essex, Fulton, Franklin, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Oneida, Onondaga, Ontario, Oswego, Otsego, St. Lawrence, Saratoga, Schoharie, Schuyler, Steuben, Seneca, Warren, Washington, Wayne and Yates Counties, N.Y., to points in New Hampshire, Vermont, Massachusetts, Connecticut, Pennsylvania, Ohio, Maryland, Virginia, West Virginia, Indiana, Michigan, Illinois, North Carolina, South Carolina, Tennessee, and New Jersey, and *rejected shipments* of green rough lumber, on return.

HEARING: May 12, 1960, at the Federal Building, Albany, N.Y., before Examiner William E. Messer.

No. MC 117459 (Sub No. 1), filed February 11, 1960. Applicant: CARLSON TRUCK SERVICE, INC., 45 Ganson Street, Buffalo, N.Y. Applicant's attorney: Robert V. Gianniny, 25 Exchange Street, Rochester 14, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk and in bags, from points in Onondaga, Monroe, Oswego and Erie Counties, N.Y., to points in Erie, Crawford, Warren, McKean, Potter, Tioga, Bradford, Susquehanna, Wayne, Mercer, Venango, Forest, Elk, Cameron, Clinton, Lycoming, Sullivan, Wyoming, and Lackawanna, Pa., and *refused and rejected shipments* of the above-specified commodity and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodity on return.

HEARING: May 20, 1960, at the Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner William E. Messer.

No. MC 118994, filed June 12, 1959. Applicant: FRANK D. HAWLEY, doing

business as HAWLEY & SON, Armour, S. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and implements, livestock and poultry feeds*, both in sacks and in bulk, *fencing materials and building materials*, from points in Iowa, Minnesota, and Nebraska to Armour, S. Dak., and points within 15 miles thereof.

HEARING: May 11, 1960, at the U.S. Court Rooms, Sioux Falls, S. Dak., before Examiner Garland E. Taylor.

No. MC 119050, filed July 10, 1959. Applicant: MERRIT HOMER, 1019 North Seventh Street, Rapid City, S. Dak. Applicant's attorney: Donald A. Morken, 1100 First National-Soo Line Building, Minneapolis 2, Minn. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Building materials*, as defined by the Commission in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, between Rapid City, S. Dak., on the one hand, and, on the other, points in North Dakota on and south of U.S. Highway 10 and west of the Missouri River, points in Minnesota, points in Nebraska and Iowa on and north of U.S. Highway 30, points in Illinois on, north and west of a line beginning in East St. Louis, Ill., and extending along U.S. Highway 40 to Effingham, thence along U.S. Highway 45 to Chicago, including points in the Chicago, Ill., Commercial Zone, and Wausau, Wis.

HEARING: May 2, 1960, at the Alex Johnson Hotel, Rapid City, S. Dak., before Examiner Garland E. Taylor.

No. MC 119051, filed July 10, 1959. Applicant: A. H. STEINMETZ, JR., and JAMES O'TOOLE, doing business as STEINMETZ & O'TOOLE, 814 Main Street, Rapid City, S. Dak. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Beer and other malt beverages*, in containers, from St. Paul and Minneapolis, Minn., and Milwaukee, Wis., to Watertown and Rapid City, S. Dak.; (2) *Empty containers of beer and other malt beverages*, from Rapid City, S. Dak., to Minneapolis, Minn., and Madison, Wis.; (3) *Beer glasses*, from Minneapolis, Minn., to Rapid City, S. Dak.; (4) *Carbonated beverages*, from Shakopee, Minn., to Rapid City, S. Dak.; (5) *Empty cases of carbonated beverages*, from Rapid City, S. Dak., to Shakopee, Minn.; and (6) *CO² gas*, in drums, from St. Paul, Minn., to Rapid City, S. Dak.

NOTE: Applicants state they propose to transport beer and other malt beverages from breweries and bottling works to wholesalers of beer and other malt beverages.

HEARING: May 2, 1960, at the Alex Johnson Hotel, Rapid City, S. Dak., before Examiner Garland E. Taylor.

No. MC 119065, filed July 15, 1959. Applicant: EUGENE McDONALD, doing business as McDONALD TRUCKING, Selby, S. Dak. Applicant's attorney: O. W. Robbins, Berens Hotel Building, Selby, S. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Manufactured farm implement machinery*, and *sacked livestock and farm poultry feeds*, from Minneapolis and St.

Paul, Minn., East Moline and Rock Island, Ill., Horicon, Wis., and Waterloo, Iowa and (2) *building materials* such as lumber, roofing, pre-fabricated building construction materials, roofing materials, wall board, fence posts and fence and other wire, from Minneapolis and St. Paul, Minn., to points in Campbell and Walworth Counties and those in Potter County, S. Dak., on and north of U.S. Highway 212, and *empty containers or other such incidental facilities* used in transporting the above-specified commodities, *returned shipments*, livestock and other exempt agricultural commodities on return.

HEARING: May 4, 1960, at the South Dakota Public Utilities Commission, Pierre, South Dakota, before Examiner Garland E. Taylor.

No. MC 119385, filed January 8, 1960. Applicant: WARREN GALLAGHER, CLAIR GALLAGHER and GERALD GALLAGHER, doing business as GALLAGHER COAL COMPANY, a partnership, Benezette, Pa. Applicant's attorney: Robert F. Pontzer, Ridgeway, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand and gravel*, from points in Cattaraugus County, N.Y., to points in Elk and Cameron Counties, Pa.

NOTE: Applicant states that on return trips it proposes to transport *coal* from Elk County to Cameron, Potter and McKean Counties, Pa., when making a trip from Elk County to Allegany, N.Y.

HEARING: May 16, 1960, at the Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner William E. Messer.

No. MC 119412 (CORRECTION), filed February 4, 1960, published in the FEDERAL REGISTER, issue of March 2, 1960. Applicant: HARRY G. CLARK and BARNEY R. ESTES, doing business as RED BALL TRUCK STOP, P.O. Box 128, Theodore, Ala. Applicant's attorney: John W. Cooper, 818-821 Massey Building, Birmingham 3, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities, including commodities in bulk, and those requiring special equipment*, but excluding Classes A and B explosives, commodities of unusual value and household goods as defined by the Commission, between Theodore, Ala., and Slidell, La., over U.S. Highway 90, serving no intermediate points.

NOTE: Previous publication named Joint Board No. 163, in error.

HEARING: April 13, 1960, at the U.S. Court Rooms, Montgomery, Ala., before Joint Board No. 165, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 119446, filed January 22, 1960. Applicant: HENRY L. WHITWELL, doing business as RELIABLE TRUCK SERVICE, Port of Albany, Albany, N.Y. Applicant's attorney: John J. Brady, Jr., 75 State Street, Albany 7, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked and disabled motor vehicles*, (1) from points in

New Hampshire, Massachusetts, Connecticut, Rhode Island, New Jersey, and New York, and points in Tioga, Bradford, and Susquehanna Counties, Pa., to points in the Albany, N.Y., Commercial Zone, as defined by the Commission, and (2) between points in Albany, Rensselaer, Saratoga, Washington, Warren, Essex, and Clinton Counties, N.Y., on the one hand, and, on the other, points in Vermont.

HEARING: May 11, 1960, at the Federal Building, Albany, N.Y., before Examiner William E. Messer.

No. MC 119455, filed January 25, 1960. Applicant: BERNADIAN ALVIN CLARK, doing business as B. A. CLARK, Fairfax, S. Dak. Applicant's attorney: Don A. Bierle, 308 Walnut Street, Yankton, S. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Fertilizer*, in bags, from the site of the Crystal Chemical Company, Incorporated plant, located near South Sioux City, Nebr., to Bonesteel, S. Dak. and to points within an area bounded on the north and east by the Missouri River, on the south by the Nebraska-South Dakota State line, and bounded ten (10) miles of Bonesteel on the west by the township road line running in a northerly-southerly direction; (2) *Fertilizer*, in bags, from the site of the Crystal Chemical Company, Incorporated plant, located near South Sioux City, Nebr., to Fairfax, S. Dak., and to points within an area bounded on the north and east by the Missouri River, on the south by the Nebraska-South Dakota State line, and bounded ten (10) miles of Fairfax on the west by the township road line running in a northerly-southerly direction; (3) *Oil and grease*, in bulk, not requiring special equipment; *feed, tankage, seed, oyster shells, mineral salts, livestock bedding disinfectant, and bone-meal*, in bags; *peat moss*, in bales; *molasses, soybean meal, and buttermilk*, in containers; *animal and poultry feeders and waterers; wagon boxes and hydraulic hoists; portable chicken coops; cattle and hog oilers; bulk lumber; and building materials*, as described in Appendix VI to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209; and *agricultural machinery and implement repair parts*, from Sioux City, Iowa to Fairfax, S. Dak., and to points within an area bounded on the north and east by the Missouri River, on the south by the Nebraska-South Dakota State line, and bounded ten (10) miles of Fairfax on the west by the township road line running in a northerly-southerly direction; (4) *Feed, tankage, seed, oyster shells, mineral salts, livestock bedding disinfectant, and bonemeal*, in bags; *peat moss*, in bales; *molasses, soybean meal and buttermilk*, in containers; *animal and poultry feeders and waterers; portable chicken coops; cattle and hog oilers; bulk lumber; and building materials*, as described in Appendix VI to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209; and *agricultural machinery and implement repair parts*, from Sioux City, Iowa to Bonesteel, S. Dak., and to points within an area bounded on the north and east

by the Missouri River, on the south by the Nebraska-South Dakota State line, and bounded ten (10) miles of Bonesteel on the west by the township road line running in a northerly-southerly direction; and (5) *Livestock and unprocessed agricultural products*, between Bonesteel and Fairfax, S. Dak., and points within thirty (30) miles of each, on the one hand, and, on the other, points in Nebraska, Iowa, and Minnesota.

HEARING: May 12, 1960, at the Sheraton-Warrior Hotel, Sioux City, Iowa, before Examiner Garland E. Taylor.

No. MC 119476, filed February 3, 1960. Applicant: D. S. SCOTT TRANSPORT LIMITED, P.O. Box 241, Clarke Side Road, London, Ontario, Canada. Applicant's attorney: Walter N. Bieneman, Guardian Building, Detroit 26, Mich. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foods and food products*, in vehicles equipped with mechanical refrigeration, between points in Washington, Oregon, California, Arizona, Minnesota, and Idaho, on the one hand, and, on the other, ports of entry on the International Boundary line between the United States and Canada in Michigan.

NOTE: Applicant states the destination is to points in Canada, via border points at the International Boundary between Michigan and Ontario.

HEARING: May 17, 1960, at the Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner William E. Messer.

No. MC 119494, filed February 11, 1960. Applicant: ROGER A. CROSS & FRANK W. BRIGGS, doing business as CROSS & BRIGGS, Niobe, Chautauqua County, N.Y. Applicant's attorney: William W. Knox, 23 West 10th Street, Erie, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, operations will be seasonal, between March 1 and December 1 of each year, transporting: *Agricultural limestone*, in bulk, and in bags, from Conneaut, Ohio, to points in Chautauqua County, N.Y., Warren County, Pa., and the Townships of Venango, Amity, Union, Wayne, Concord, and the Boroughs of Wattsburg, Union City, Elgin, and the City of Corry, Erie County, Pa.

HEARING: May 18, 1960, at the Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner William E. Messer.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING IS REQUESTED

MOTOR CARRIERS OF PROPERTY

No. MC 3261 (Sub No. 26), filed March 2, 1960. Applicant: KRAMER BROS. FREIGHT LINES, INC., 4195 Central Avenue, Detroit 10, Mich. Applicant's attorney: Walter N. Bieneman, Guardian Building, Detroit 26, Mich. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, livestock, household goods as defined in Practices of Motor Common Carriers Household

Goods, 17 M.C.C. 467, and those requiring special equipment, between Flint, Mich., and the International Boundary between the United States and Canada, at or near Port Huron, Mich., serving no intermediate points with service at the International Boundary for the purpose of joinder only: From Flint over Michigan Highway 21 to junction Michigan Highway 146, and thence over M-146 to the International Boundary at or near Port Huron, Mich., and return over the same route. **RESTRICTION:** No shipments shall be transported that originate at, or are destined to, points in Canada.

No. MC 47142 (Sub No. 70), filed February 26, 1960. Applicant: C. I. WHITTEN TRANSFER COMPANY, a Corporation, 200 19th Street, Huntington, W. Va. Applicant's representative: C. O. Gillogly, Suite 209A La Salle Building, 1028 Connecticut Avenue NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Explosives and blasting supplies*. Applicant requests a change in its Certificate No. MC 47142 (Sub No. 2) to eliminate the paragraph "Between Nemours, W. Va., on the one hand, and, on the other, points in Pennsylvania" and to substitute therefor "Between Martinsburg, W. Va., on the one hand, and, on the other, points in Pennsylvania, except that no service may be performed to or from Martinsburg, W. Va., and to or from points within 15 miles of Martinsburg, W. Va."

No. MC 66562 (Sub No. 1641) filed February 29, 1960. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Slovacek and Galliani, Suite 2800, 188 Randolph Tower, Chicago 1, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over a regular route, transporting: *General commodities, including Classes A and B explosives*, moving in express service, between the Iowa-Minnesota State line at U.S. Highway 69 and the Iowa-Minnesota State line at U.S. Highway 169, from the Iowa-Minnesota State line at U.S. Highway 69 over U.S. Highway 69 to junction U.S. Highway 18, thence east over U.S. Highway 18 to Garner, Iowa, thence west over U.S. Highway 18 to junction U.S. Highway 169, thence south over U.S. Highway 169 to Fort Dodge, Iowa, thence north over U.S. Highway 169 to junction Iowa Highway 222, thence east and north over Iowa Highway 222 to junction Iowa Highway 60, thence north over Iowa Highway 60 to junction Iowa Highway 256, thence east over Iowa Highway 256 to Corwith, Iowa, thence return over Iowa Highway 256 to junction Iowa Highway 60, thence north over Iowa Highway 60 to junction U.S. Highway 18, thence west over U.S. Highway 18 to junction U.S. Highway 169, thence north over U.S. Highway 169 to junction Iowa Highway 9, thence west over Iowa Highway 9 to Armstrong, Iowa, thence east over Iowa Highway 9 to junction Iowa Highway 250, thence south over Iowa Highway 250 to Lakota, Iowa, thence return over Iowa Highway 250 to junction Iowa Highway 9 and

U.S. Highway 169, thence north over Iowa Highway 169 to the Iowa-Minnesota State line, and return over the same route, serving the intermediate points of Sexton, Wesley and Garner, Iowa. The application indicates the service to be performed by applicant shall be limited to such as is auxiliary to or supplemental of rail or air express service. Shipments to be transported shall be limited to those moving on a through bill of lading or express receipt covering, in addition to a motor carrier movement by said carrier, an immediately prior or an immediately subsequent movement by rail or air.

No. MC 66562 (Sub No. 1644), filed February 29, 1960. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Robert C. Zoozer, Railway Express Agency, Incorporated, Suite 1220, The Citizens & Southern National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over a regular route, transporting: *General commodities including Classes A and B explosives*, moving in express service, between Simpsonville, S.C., and Asheville, N.C., from Simpsonville over South Carolina Highway 14 to junction U.S. Highway 276, thence over U.S. Highway 276 to junction U.S. Highway 25, thence over U.S. Highway 25 to Asheville, and return over the same route, serving the intermediate points of Greenville and Travelers Rest, S.C., and Hendersonville, Balfour (Smythe), and Fletcher, N.C. The application indicates restrictions as follows: 1. The service to be performed by applicant shall be limited to service which is auxiliary to or supplemental of air or rail express service of applicant. 2. Shipments transported by applicant (except so-called local shipments moving solely between Asheville, Fletcher, Balfour (Smythe), or Hendersonville, N.C., on the one hand, and, on the other, Travelers Rest, Greenville, or Simpsonville, S.C.), shall be limited to those moving on a through bill of lading or express receipt covering, in addition to a motor carrier movement by applicant, an immediately prior or immediately subsequent movement by rail or air. 3. Such further specific conditions as the Commission, in the future, may find necessary to impose in order to restrict applicant's operations to service which is auxiliary to or supplemental of air or rail express service of applicant.

NOTE: Applicant states the point listed in its I.C.C. A-3 as Smythe, N.C., is listed on the highway map as Balfour, N.C. Applicant proposes to operate the applied-for route with its existing route between Columbia and Simpsonville, S.C., under Dockets No. MC 66562 (Sub. Nos. 1198 and 1292).

No. MC 109451 (Sub No. 110), filed March 7, 1960. Applicant: ECOFF TRUCKING, INC., Fortville, Ind. Applicant's attorney: Robert C. Smith, 512 Illinois Building, Indianapolis, Ind. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid alum*, in bulk, in tank vehicles, from Chillicothe and Middletown, Ohio, to points in Indiana, and *damaged or rejected shipments* on return.

NOTE: A proceeding has been instituted under section 212(c) of the Interstate Commerce Act to determine whether applicant's status is that of a contract or common carrier. In No. MC 109451 (Sub No. 82).

No. MC 114803 (Sub No. 7), filed March 7, 1960. Applicant: JOSEPH E. GLACKEN AND CHARLES E. GLACKEN, doing business as GLACKEN BROS., 4083 Faries Parkway, Decatur, Ill. Applicant's attorney: Robert C. Smith, 512 Illinois Building, Indianapolis 4, Ind. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Non-poisonous compressed gases*, in shipper-owned manifold tube trailers, from the site of the plant of National Petro Chemical Company at or near Ficklin, Ill., to Warrenton, Mo., and *empty shipper-owned manifold tube trailers*, from Warrenton, Mo., to the site of the plant of National Petro Chemical Company at or near Ficklin, Ill.

No. MC 119557, filed March 4, 1960. Applicant: FRED A. SHELTON, Copperhill, Tenn. Applicant's attorney: Blaine Buchanan, 1024 James Building, Chattanooga 2, Tenn. Authority sought to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Sulphur dioxide*, in bulk, in tank vehicles, from Copperhill, Tenn., to Bastrop and Bogalusa, La., and Cantonment, Fla., and *rejected shipments*, on return.

No. MC 119561, filed March 7, 1960. Applicant: GRANT LYNCH, Ridgefield, Wis. Applicant's attorney: W. P. Knowles, New Richmond, Wis. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rough and sawed lumber, ties, poles, pallets, posts and other unmanufactured wood products, and wood products of the similar nature and empty containers or other such incidental facilities* (not specified) used in transporting the above-described commodities on return, between points in Wisconsin, Minnesota, Illinois, and the Upper Peninsula of Michigan.

No. MC 119562, filed March 4, 1960. Applicant: LAWRENCE TRANSPORT, INC., U.S. Route 52, Chesapeake, Ohio. Applicant's attorney: Thomas W. Harvey, 522 10th Street, Huntington, W. Va. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Sand, gravel, earth rock, crushed stone and other similar bulk materials* commonly used in construction work, from points in Lawrence County, Ohio, to points in Cabell and Wayne Counties, W. Va., and points in Boyd County, Ky.

NOTE: Applicant states that the proposed operation is to be under Contract with the North Kenova Development Company, a Corporation doing business as Wilson Sand and Gravel Company and George B. Wilson.

MOTOR CARRIER OF PASSENGERS

No. MC 57662 (Sub No. 8), filed March 3, 1960. Applicant: BANGOR AND AROOSTOOK RAILROAD COMPANY, a corporation, 84 Harlow, Bangor, Maine. Applicant's attorney: William M. Houston, Assistant General Counsel, Law Department, Bangor and Aroostook Railroad Co. (same address as appli-

cant). Authority sought to operate as a *common carrier*, by motor vehicle, over a regular route, transporting: *Passengers and their baggage, and express and newspapers* in the same vehicle with passengers, between Presque Isle, Maine, and Ashland, Maine, from Presque Isle over Maine Highway 163 to Ashland, and return over the same route serving the intermediate point of Mapleton, Maine.

PETITION

No. MC 107640, No. 107640 (Sub No. 6), and No. MC 107640 (Sub No. 27) (PETITION OF MIDWEST TRANSFER COMPANY OF ILLINOIS FOR CLARIFICATION OF ITS PERMITS), dated February 10, 1960. Petitioner: MIDWEST TRANSFER COMPANY OF ILLINOIS, Chicago, Ill. Petitioner's attorneys: Todd, Dillon & Singer, 1825 Jefferson Place NW., Washington 6, D.C. and 33 North La Salle Street, Chicago 2, Ill. By virtue of permits issued in the above-numbered proceedings, petitioner is authorized to transport building, roofing, and insulating materials, as specifically described in Appendix I to the instant petition. Concurrently with the filing of the subject petition, petitioner filed an application for specific authority to transport cement pipe, containing asbestos fibre, from Waukegan, Ill., and St. Louis, Mo., to the destination territory now authorized to be served. Petitioner states that if the Commission finds, in response to this petition, that it now has authority to transport the named commodity without any limitation as to its intended use, the application should be dismissed. In the alternative, petitioner asks that the instant petition be assigned for hearing on a consolidated record with the above-described application, and that the proceedings in No. MC 107640, No. MC 107640 (Sub No. 6), and No. MC 107640 (Sub No. 27) be reopened and assigned for hearing solely for the purpose of determining whether the grants of authorities therein to transport "pipe, cement, containing asbestos fibre" were intended to permit the transportation of the named commodities irrespective of their intended use. Any person or persons desiring to participate in this proceeding may file representations supporting or opposing the relief sought within 30 days from the date of this publication in the FEDERAL REGISTER.

APPLICATIONS FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5, GOVERNED BY SPECIAL RULE 1.240 TO THE EXTENT APPLICABLE

MOTOR CARRIERS OF PROPERTY

No. MC 19105 (Sub No. 13), filed March 3, 1960. Applicant: FORBES TRANSFER COMPANY, INC., 301-A Highway South, Wilson, N.C. Applicant's attorney: Vaughan S. Winborne, 209 Security National Bank Building, Raleigh, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, from Goldsboro, N.C. to points on and east of U.S. Highway 25 extending in a general north and south direction through Asheville and

from points on and east of U.S. Highway 25 to Goldsboro.

NOTE: This application is directly related to MC-F-7470.

No. MC 20053 (Sub No. 11), filed March 2, 1960. Applicant: HUFF TRUCK LINE, INC., Baton Rouge, La. Applicant's attorney: James W. Wrape, 2111 Sterick Building, Memphis, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment, (1) Between Baton Rouge, La., and New Orleans, La., over U.S. Highway 61 serving all intermediate points, (2) between New Orleans, La., and Darrow, La., from New Orleans to Kenner, La., over U.S. Highway 61, thence over Louisiana Highway 48 to junction U.S. Highway 48 and U.S. Highway 61, thence over U.S. Highway 61 to junction Louisiana Highway 44, thence over Louisiana 44 to Burnside, thence Louisiana Highway 22 to Darrow, La., (3) between Port Allen, La., and Raceland, La., from Port Allen, La., to Donaldsonville, La., over Louisiana Highway No. 1 (formerly La. 168), thence from Donaldsonville, to Raceland, La., over Louisiana Highway No. 1 (formerly La. 29), (4) between Raceland, La., and New Orleans over U.S. Highway 90, (5) between Port Allen, La., and Baton Rouge, La., from Port Allen, La., to junction U.S. Highway 190 over Louisiana No. 1; thence over U.S. Highway 190 to Baton Rouge, La., (6) between Port Allen, La., and Baton Rouge over Mississippi Ferry, (7) between Gonzales, La., and Burnside, La., over Louisiana Highway 44 (formerly La. 88), (8) between Sorrenton, La., and Burnside, La., over Louisiana Highway 22, (9) between Greensburg, La., and Baton Rouge over Louisiana Highway 37, (10) between Baton Rouge, La., and Denham Springs, La., restricted to the transportation of interchange freight received at Baton Rouge, La., (11) between Baton Rouge, La., and Greenwell Springs, La., over Louisiana Highway 408 serving all intermediate points, (12) between Baton Rouge, La., and Darrow, La., from Baton Rouge, La., to Darrow, La., over Louisiana Highway 30, from junction U.S. Highway 61 and Louisiana Highway 73 to junction Louisiana Highway 73 and Louisiana Highway 30 service to be authorized to and from all intermediate points and (13) between Greensburg, La., and Gonzales, La., from Greensburg, La., to Pine Grove, La., over Louisiana Highway C-1482; thence to Port Vincent, La. (over Denham Springs over Louisiana 16), thence to junction Louisiana Highway 42 and Louisiana Highway 44 over Louisiana Highway 42; thence to Gonzales, La., over Louisiana Highway 44.

NOTE: This application is directly related to MC-F 7474.

No. MC 99272 (Sub No. 2), filed March 4, 1960. Applicant: CUMBERLAND MOTOR FREIGHT, INC., Winchester Pike, Lexington, Ky. Applicant's attorney: Robert M. Pearce, McChesney

Kinker, & Pearce, Box 127, Frankfort, Ky. Authority sought to operate as a *common carrier*, by motor vehicle, regular routes, transporting: *General Commodities*, except those of unusual value Class A and B Explosives, household goods as defined by the Commission, commodities requiring special equipment, and commodities in bulk between points in Kentucky, as follows: (1) Between Louisville and Harlan and Middlesboro; From Louisville over U.S. Highway 60 to Graefenburg; thence over Kentucky Highway 151 to Alton; thence over Kentucky Highway 35 to Danville; thence over U.S. Highway 150 to Mt. Vernon; thence over U.S. 25 to Corbin; thence over U.S. Highway 25E via Pineville to Middlesboro and from Pineville over U.S. Highway 119 to Harlan, and return over the same routes, with the privilege of servicing (1) Crab Orchard, Broadhead, Mt. Vernon, Livingston, East Bernstadt and London, (2) all intermediate points on U.S. Highway 150 between a point five (5) miles southeast of Stanford and Mt. Vernon and (3) all intermediate points and off-route points within three miles of the route authorized to be served between London and Harlan and between Pineville and Middlesboro restricted against the handling of any traffic moving between Louisville and Lexington. (2) Between Junction Kentucky Highway 30 with U.S. Highway 25 (5 miles North of London) and Junction Kentucky Highway 30 with U.S. Highway 421 at Tyner; from Junction Kentucky Highway 30 with U.S. Highway 25 over Kentucky Highway 30 to Junction with U.S. Highway 421, and return over the same route, serving all intermediate points and off-route points within 3 miles of said route. (3) Between Bernstadt and Corbin; From Bernstadt East over Kentucky Highway 80 to London thence south over Kentucky Highway 363 to Keavy, thence southeast over Kentucky Highway 312 to Corbin, and return over the same route, serving all intermediate points and all off-route points within 3 miles of said route. (4) Between London, and Junction Kentucky Highway 229 with U.S. Highway 25-E (one mile north of Barbourville); From London South over Kentucky Highway 229 to its junction with U.S. Highway 25-E, and return over the same route, serving all intermediate points and off-route points within 3 miles of said route. (5) Between Junction of Kentucky Highway 11 with U.S. Highway 25-E (½ mile north of Barbourville) and Manchester; From Junction of Kentucky Highway 11 with U.S. Highway 25-E north over Ky. 11 to its junction with the highway bearing both the numbers U.S. Highway 421 and Kentucky Highway 80, thence over U.S. Highway 421 and Kentucky Highway 80 to Manchester, and return over the same route, serving all intermediate points and all off-route points within 3 miles of said route. (6) Between Junction Kentucky Highway 490 with U.S. Highway 25 (near Livingston) and Junction Kentucky Highway 490 with U.S. Highway 25 (near E. Bernstadt); From Junction Kentucky Highway 490 with U.S. Highway 25 (near Livingston) over Kentucky Highway 490 (formerly U.S. Highway 25) to Junction Kentucky Highway 490 with U.S. Highway 25 (near E. Bernstadt), and

return over the same route, serving all intermediate points. (7) Between points in Harlan County as follows: (A) From Harlan over U.S. Highway 421 to junction U.S. Highway 119; thence over U.S. Highway 119 to Cumberland, thence over Kentucky Highway 160 via Benham and Lynch to the Kentucky-Virginia State Line, and return over the same route serving all intermediate points. (B) From Harlan over Kentucky Highway 38 via Everts and LeJunior to Clossplint, and return over the same route, serving all intermediate points. (C) From Everts over Kentucky Highway 215 via Disney to the Kentucky-Virginia State Line, and return over the same route, serving all intermediate points. (D) From Junction of U.S. Highway 119 with Kentucky Highway 72 over Kentucky 72 to Alva, Liggett and Pansy to Junction Kentucky Highway 72 and U.S. Highway 421 and return over same route serving all intermediate points and the off-route point of Yancey. (E) From Junction of U.S. Highway 119 with Kentucky Highway 219 via Kentucky Highway 219 to Creech (Twila) and return, serving all intermediate points. (F) From Harlan over U.S. Highway 421 (old 66) to Kentucky-Virginia Line and return, serving all intermediate points. (G) To serve as off-route points in connection with the foregoing routes, all points and places in Harlan County, east of the Bell County Line, south of U.S. Highway 119, west of Kentucky Highway 160 and north of Kentucky-Virginia State Line. (8) Between Lexington, Berea, Manchester and London; From Lexington through Berea, Manchester, London and Mt. Vernon to Berea and return, operating from Lexington over U.S. Highway 25 to Berea; thence over Kentucky Highway 21 to Big Hill; thence over U.S. Highway 421 to Manchester; thence over Kentucky Highway 80 to London; thence over U.S. Highway 25 through Mt. Vernon to Berea, and return, serving all intermediate points except those on U.S. Highway 25 between a point five (5) miles north of Berea and Lexington, restricted against the handling of any traffic moving between Louisville and Lexington.

NOTE: This application is directly related to MC-F 7471.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carrier of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto (49 CFR 1.240).

MOTOR CARRIERS OF PROPERTY

No. MC-F 7466 (correction) published in the March 9, 1960, issue of the FEDERAL REGISTER on page 2035. The notice should have read, in part, as follows: "Authority sought for control and merger by CENTRAL MOTOR LINES, INCORPORATED * * * of the operating rights and property of TERMINAL TRANSFERS, INC. * * * Operating rights sought to be controlled and merged;"

No. MC-F 7469. Authority sought for purchase by ROBERT H. LEESER AND SYLBER RAY STAUFFER, doing business as LEESER & STAUFFER TRUCK SERVICE, Taylor, Mo., of a portion of the operating rights of WAGNER MILLS, INC., 1303 Colfax Street, Schuyler, Nebr., Applicants' attorney: Einar Viren, 904 City National Bank Building, Omaha, Nebr. Operating rights sought to be transferred: *Salt and salt products*, as a *common carrier* over irregular routes, from Kanopolis, Lyons, and Hutchinson, Kans., to points in Illinois; *animal and poultry feed and feed compounds*, *animal and poultry medicines and tonics*, *insecticides*, and *dry earth paint*, in quantities of 20,000 pounds or more, as a *contract carrier* over irregular routes, between Quincy, Ill., on the one hand, and, on the other, points in Scott, Pottawatomie, Greenwood, Phillips, Ellis, and Pratt Counties, Kans.; *animal and poultry feed and feed compounds*, *animal and poultry medicines and tonics*, *insecticides*, and *dry earth paint*, between Quincy, Ill., on the one hand, and, on the other, points in Sedgwick and Neosho Counties, Kans.; *mineral mixture for livestock or poultry feeding*, *animal and poultry tonics or medicines*, *animal and poultry feed*, *insecticides* (other than agricultural), *dry earth paint*, and *advertising matter*, from Quincy, Ill., to points in Riley County, Kans. Vendee is authorized to operate as a *contract carrier* in 48 States and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7470. Authority sought for purchase by FORBES TRANSFER COMPANY, INC., 301-A Highway South, Wilson, N.C., of the operating rights of R. E. LANE AND LEO FERRELL, doing business as F L EXPRESS, P.O. Box 346, Wilson, N.C., and for acquisition by B. J. FORBES and VANCE T. FORBES, both of Wilson, of control of such rights through the purchase. Applicants' attorney and representative, respectively: Vaughan S. Winborne, 209 Security Bank Building, Raleigh, N.C., and Vance T. Forbes, Forbes Transfer Company, Inc., 301-A Highway South, Wilson, N.C. Operating rights sought to be transferred: Operations under the Second Proviso of section 206(a)(1), Interstate Commerce Act, covering the transportation, in the State of North Carolina, of *general commodities*, except those requiring special equipment, as a *common carrier* over irregular routes, from Goldsboro to points and places on and east of U.S. Highway 25 extending in a general north and south direction through Asheville, and from points and places on and east of said U.S. Highway 25 to Goldsboro. Vendee is authorized to operate as a *common carrier* in North Carolina, South Carolina, Virginia, Georgia, Florida, Kentucky, Tennessee, and Ohio. Application has not been filed for temporary authority under section 210a(b).

NOTE: No. MC 19105 Sub 13 is a directly-related matter.

No. MC-F 7471. Authority sought for control by McDUFFEE MOTOR FREIGHT, INC., 332 High School Avenue, Lebanon, Ky., of CUMBERLAND

MOTOR FREIGHT, INC., Winchester Pike, Lexington, Ky., and for acquisition by W. C. McDUFFEE, also of Lebanon, of control of CUMBERLAND MOTOR FREIGHT, INC., through the acquisition by McDUFFEE MOTOR FREIGHT, INC. Applicant's attorney: Robert M. Pearce, McChesney, Kinker & Pearce, Box 127, Frankfort, Ky. Operating rights sought to be controlled: Operations under the Second Proviso of Section 206(a)(1) of the Interstate Commerce Act covering the transportation, in the State of Kentucky, as a *common carrier* over regular routes, of *general commodities*, between Louisville and Harlan and Middlesboro, between junction Kentucky Highway 30 with U.S. Highway 25 (5 miles north of London) and junction Kentucky Highway 30 with U.S. Highway 421 at Tyner, between Bernstadt and Corbin, between London and junction Kentucky Highway 229 with U.S. Highway 25-E (one mile north of Barbourville), between junction Kentucky Highway 11 and U.S. Highway 25-E (½ mile north of Barbourville) and Manchester, between junction Kentucky Highway 490 with U.S. Highway 25 (near Livingston) and junction Kentucky Highway 490 with U.S. Highway 25 (near East Bernstadt), between certain points in Harlan County, and between Lexington, Berea, Manchester and London, serving certain intermediate and off-route points. McDUFFEE MOTOR FREIGHT, INC., is authorized to operate as a *contract carrier* in Kentucky and Ohio. Application has not been filed for temporary authority under section 210a(b).

NOTE: No. MC 99272 Sub 2 is a matter directly related.

No. MC-F 7472. Authority sought for purchase by HOUCK TRANSPORT COMPANY, Box 559, Glendive, Mont., of a portion of the operating rights of JOHN H. COHEE, doing business as COHEE & RILEY TRUCKING COMPANY, Hulett, Wyo., and for acquisition by ALBERT C. HOUCK, HAROLD P. ZIMMERMAN, and ELLA A. HOUCK, all of Glendive, of control of such rights through the purchase. Applicants' attorney: Franklin S. Longan, Suite 319, Securities Building, Billings, Mont. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over irregular routes, between points in Crook County, Wyo., on the one hand, and, on the other, points in Lawrence and Butte Counties, S. Dak. Vendee is authorized to operate as a *common carrier* in Montana, Wyoming, North Dakota, and South Dakota. Application has been filed for temporary authority under section 210a(b).

No. MC-F 7473. Authority sought for control by TRANSCON LINES, 1206 South Maple, Los Angeles 15, Calif., of HOUSTON AND NORTH TEXAS MOTOR FREIGHT LINES, INC., 2515 Irving Boulevard, Dallas 7, Tex., and for acquisition by SCRIBNER BIRLENBACH, also of Los Angeles, of control of HOUSTON AND NORTH TEXAS MOTOR FREIGHT LINES, INC., through the acquisition by TRANSCON LINES. Applicant's attorneys: Lee Reeder and Wentworth L. Griffin, both

of 1012 Baltimore Avenue, Kansas City 5, Mo. Operating rights sought to be controlled: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes, between Houston, Tex., and Fort Worth, Tex., between Dallas, Tex., and Alvarado, Tex., between Houston, Tex., and Dallas, Tex., between Dallas, Tex., and Fort Worth, Tex., and between Dallas, Tex., and Oklahoma City, Okla., serving certain intermediate and off-route points; *general commodities*, excepting, among others, household goods and commodities in bulk, over irregular routes, between Fort Worth, Tex., on the one hand, and, on the other, sites of the new Army bomber assembly plant and anchorage and dock space, located approximately six and nine miles, respectively, northwest of Fort Worth, Tex. TRANSCON LINES is authorized to operate as a *common carrier* in Missouri, Illinois, Kansas, Indiana, Oklahoma, New Mexico, Arizona, Texas, California, Arkansas, Tennessee, Alabama, Georgia, and Mississippi. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7474. Authority sought for control by GORDONS TRANSPORTS, INC., 185 West McLemore Street, Memphis, Tenn., of HUFF TRUCK LINE, INC., 1010 Nicholson Drive, Baton Rouge, La., and for acquisition by A. W. GORDON, SR., and M. M. GORDON, both of Memphis, of control of HUFF TRUCK LINE, INC., through the acquisition by GORDONS TRANSPORTS, INC. Applicant's attorney: James W. Wrape, Sterick Building, Memphis, Tenn. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes, in the State of Louisiana, between New Orleans and New Roads, between New Orleans and Kentwood, between Fluker and Greensburg, between Tangipahoa and Spring Creek, and between Arcola and Spring Creek, serving all intermediate points; operations under the Second Proviso of Section 206(a)(1) of the Interstate Commerce Act covering the transportation of property, as a *common carrier* in the State of Louisiana, as more specifically described in Dockets Nos. MC 20053 and Subs 4, 5, 8, 9 and 10. GORDONS TRANSPORTS, INC., is authorized to operate as a *common carrier* in Illinois, Tennessee, Missouri, Mississippi, Louisiana, and Alabama. Application has not been filed for temporary authority under section 210a(b).

NOTE: No. MC 20053 Sub 11 is a matter directly related.

No. MC-F 7478. Authority sought for purchase by SPEEDWAY TRANSPORTS, INC., 7933 Clayton Road, St. Louis 17, Mo., of the operating rights and property of AUTO HAULERS CO., 2407 East 27th Place, Tulsa, Okla., and for acquisition by EDGAR S. IDOL, also of St. Louis, of control of such rights and property through the purchase. Applicants' attorneys: Reagan Sayers, 301 Century Life Building, Fort Worth 2, Tex., and Frank B. Hand, Transportation Building, Washington, D.C. Operating rights sought to be transferred:

New automobiles, new trucks, new tractors, new trailers, new bodies, new chassis, and automobile parts and accessories, in initial movements, in truckaway service, as a *common carrier* over regular routes, from Detroit, Mich., and off-route points in Warren Township, Macomb County, Mich., to Tulsa, Okla., serving no intermediate points; *returned or rejected shipments* of the above-specified commodities, and *automobile parts and accessories*, from Tulsa, Okla., to Detroit, Mich., and off-route points in Warren Township, Macomb County, Mich., serving no intermediate points; *new automobiles, new trucks, new tractors, new trailers, new bodies, new chassis, and automobile parts and accessories*, in secondary, or subsequent movements, in truckaway service, from St. Louis, Mo., and the intermediate points of Joplin, Mo., and Galena and Baxter Springs, Kans., to Tulsa, Okla.; *new automobiles, automobile bodies, automobile chassis, and paraphernalia*, in initial movements, in truckaway service, and *farm and garden tractors and parts and accessories thereof* moving in connection therewith, from Willow Run, Washtenaw County, Mich., to Tulsa, Okla., serving no intermediate points. Vendee is authorized to operate as a *common carrier* in Wisconsin, Missouri, Illinois, Kentucky, Arkansas, Indiana, and Tennessee. Application has been filed for temporary authority under Section 210a(b) covering the following portion of the above-specified rights: *New automobiles, new trucks, new tractors, new trailers, new bodies, new chassis, and automobile parts and accessories*, in secondary, or subsequent movements, in truckaway service, from St. Louis, Mo., and the intermediate points of Joplin, Mo., and Galena and Baxter Springs, Kans., to Tulsa, Okla. This proceeding is assigned for hearing before Examiner Leo Riegel on April 11, 1960, at the Baker Hotel, Dallas, Tex.

No. MC-F 7476. Authority sought for control by RED BALL MOTOR FREIGHT, INC., 1210 South Lamar Street, P.O. Box 3148, Dallas, Tex., of COUCH MOTOR LINES, INC., 1401 Abbie Street, Shreveport, La., and for acquisition by H. E. ENGLISH and O. B. ENGLISH, both of Dallas, of control of COUCH MOTOR LINES, INC., through the acquisition by RED BALL MOTOR FREIGHT, INC. Applicant's attorney: Charles D. Mathews, P.O. Box 858, Austin 65, Tex. Operating rights sought to be controlled: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes, between Minden, La., and McNeil, Ark., between specified points in Louisiana, between Woodville, Miss., and Scotlandville (formerly known as Scotland), La., between Jackson, Miss., and Shreveport, La., and between Pine Bluff, Ark., and Pine Bluff Municipal Airport, Ark., serving certain intermediate and off-route points; several alternate routes for operating convenience only; *general commodities*, between specified points in Alabama, between specified points in Louisiana, between New Orleans, La., and Mobile, Ala., and between North Little Rock, Ark., and West Monroe, La., serving certain intermediate and off-route points; *general*

commodities, excepting, among others, household goods but not excepting commodities in bulk, between Alexandria, La., and Winnfield, La., between junction U.S. Highway 80 and Louisiana Highway 7 (formerly Louisiana Highway 90), west of Minden, La., and Springhill, La., and between Hamburg, Ark., and Memphis, Tenn., serving certain intermediate points; several alternate routes for operating convenience only; *general commodities*, except household goods as defined by the Commission, between specified points in Louisiana, serving all intermediate points; *class A and B explosives*, as classified in the Commission's Rules and Regulations Governing the Transportation of Explosives and other Dangerous Articles, when moving on Government bills of lading, from Mobile, Ala., to Pensacola, Fla., serving no intermediate points, and restricted against the transportation of shipments originating at points in Alabama; *general commodities*, except household goods as defined by the Commission, over irregular routes, from certain points in Louisiana to Elizabeth, La., from certain points in Louisiana to Hammond and Covington, La., from certain points in Louisiana to Haynesville, Homer, Jonesboro, Ruston (restricted to truck-loads), and Winnfield, La., from certain points in Louisiana to Franklin, Houma, Jeanerette, Lafayette, Morgan City, New Iberia, Patterson, St. Martinville, Thibodaux, and Welsh, La., and from points on Louisiana Highway 7 between Kinder and Eunice, La., to the irregular-route destination points specified above. RED BALL MOTOR FREIGHT, INC., is authorized to operate as a *common carrier* in Louisiana, Arkansas, Texas, Oklahoma, and New Mexico. Application has not been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 60-2373; Filed, Mar. 15, 1960;
8:47 a.m.]

TARIFF COMMISSION

[AA1921-12]

PORTLAND CEMENT FROM CANADA

Determination of No Injury or Likelihood Thereof

MARCH 11, 1960.

On December 11, 1959, the U.S. Tariff Commission was advised by the Acting Secretary of the Treasury that portland cement manufactured by the St. Lawrence Cement Company of Ontario, Canada, is being, or is likely to be, sold in the United States at less than fair value within the meaning of the Antidumping Act, 1921, as amended. In accordance with the requirements of section 201(a) of the Antidumping Act (19 U.S.C. 160(a)), the Tariff Commission instituted an investigation to determine whether an industry in the United States is being, or is likely to be, injured, or is prevented from being established, by

reason of the importation of such merchandise into the United States.

No public hearing in connection with the investigation was ordered by the Commission, but interested parties were advised of the provisions of the Commission's rules of practice and procedure specifying that they could request a hearing within 15 days after date of the publication of the Commission's notice of investigation in the *FEDERAL REGISTER*. The notice of the investigation was published in 24 F.R. 10267. Interested parties were granted opportunity to submit written statements pertinent to the subject matter of the investigation.

No request for a hearing was made by any interested party, but written statements were received from the Canadian producer, the U.S. importer, and two domestic manufacturers of cement. These statements were given due consideration by the Commission in arriving at a determination in this case.

On the basis of the investigation, the Commission has determined that an industry in the United States is not being, and is not likely to be, injured, or prevented from being established, by reason of the importation of portland cement from the St. Lawrence Cement Company, Ontario, Canada at less than fair value within the meaning of the Antidumping Act, 1921.

Statement of reasons. The cement determined to have been sold "at less than fair value" was imported by a recently established domestic concern while it was in the process of constructing facilities for manufacturing, storing, and distributing cement in the United States. It had arranged to import cement only while it was establishing the markets that it expected to supply later solely from its cement manufacturing plant once it came into production. All of the imported cement was sold at prices and on credit terms that were identical with those that prevailed in the several U.S. markets in which it was offered. Largely because of circumstances over which the importing concern had no control, it was obliged to enter some of the imported cement by rail rather than by water. The rail freight rate was much higher than the water rate. All of the sales which the Secretary of the Treasury determined were made "at less than fair value" were shipped by rail, whereas none of the sales shipped by water were so identified. The Secretary based his determination on the fact that the foreign market value of the imported cement (to which his determination applied) exceeded the "exporter's sales price." This "price" was essentially the

delivered price in the United States minus the rail transportation cost.

There is no evidence of predatory motive on the part of either the importer or exporter involved in this case. The quantity of cement sold "at less than fair value" was not only insignificant in comparison with the total domestic production of cement but was also exceedingly small in comparison with either the production or sales of cement in the market area in which the aforementioned imported cement was sold. Shipments of cement by the exporter to the importer were discontinued shortly before the beginning of this year, since which time the importer has been able to fill orders from its own domestic output. Moreover, no recurrence of shipments of cement sold "at less than fair value" between these parties appears in prospect.

The Commission's determination and the above statement of reasons in support thereof are published pursuant to section 201(a) of the Antidumping Act of 1921, as amended.

By the Commission.

[SEAL]

DONN N. BENT,
Secretary.

[F.R. Doc. 60-2387; Filed, Mar. 15, 1960;
8:49 a.m.]

CUMULATIVE CODIFICATION GUIDE—MARCH

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