

FEDERAL REGISTER

VOLUME 33 • NUMBER 37

Thursday, February 22, 1968 • Washington, D.C.

Pages 3261-3329

PART I

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Atomic Energy Commission
Business and Defense Services
Administration
Civil Aeronautics Board
Civil Service Commission
Coast Guard
Consumer and Marketing Service
Defense Department
Federal Aviation Administration
Federal Highway Administration
Federal Home Loan Bank Board
Federal Maritime Commission
Federal Power Commission
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Department
Indian Affairs Bureau
Interagency Textile Administrative
Committee
Interstate Commerce Commission
Labor Department
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Securities and Exchange Commission
Transportation Department

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CODE OF FEDERAL REGULATIONS

(As of January 1, 1968)

Title 27—Intoxicating Liquors (Revised)----- \$0.30

[A cumulative checklist of CFR issuances for 1968 appears in the first issue of the Federal Register each month under Title 1]

Order from Superintendent of Documents,
United States Government Printing Office,
Washington, D.C. 20402



Area Code 202

Phone 962-8626

Published daily, Tuesday through Saturday (no publication on Sundays, Mondays, or on the day after an official Federal holiday), by the Office of the Federal Register, National Archives and Records Service, General Services Administration (mail address National Archives Building, Washington, D.C. 20408), pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., Ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

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Title 7—AGRICULTURE

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

[Navel Orange Reg. 149]

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

Limitation of Handling

§ 907.449 Navel Orange Regulation 149.

(a) *Findings.* (1) Pursuant to the marketing agreement as amended, and Order No. 907, as amended (7 CFR Part 907), regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act by tending to establish and maintain such orderly marketing conditions for such oranges as will provide, in the interests of producers and consumers, an orderly flow of the supply thereof to market throughout the normal marketing season to avoid unreasonable fluctuations in supplies and prices, and is not for the purpose of maintaining prices to farmers above the level which it is declared to be the policy of Congress to establish under the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting;

the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on February 20, 1968.

(b) *Order.* (1) The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period February 23, 1968, through February 29, 1968, are hereby fixed as follows:

- (i) District 1: 300,000 cartons;
- (ii) District 2: 300,000 cartons;
- (iii) District 3: Unlimited movement;
- (iv) District 4: Unlimited movement.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," "District 4," and "carton" have the same meaning as when used in said amended marketing agreement and order.

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

Dated: February 21, 1968.

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

[F.R. Doc. 68-2345; Filed, Feb. 21, 1968;
11:26 a.m.]

[Valencia Orange Reg. 227]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 908.527 Valencia Orange Regulation 227.

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

handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on February 20, 1968.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period February 23, 1968, through February 29, 1968, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
- (ii) District 2: Unlimited movement;
- (iii) District 3: 131,550 cartons.

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

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

Dated: February 21, 1968.

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

[F.R. Doc. 68-2346; Filed, Feb 21, 1968;
11:26 a.m.]

PART 991—HOPS OF DOMESTIC PRODUCTION

Salable Quantity and Allotment Percentage for 1968-69 Marketing Year

Notice was published in the February 8, 1968, issue of the FEDERAL REGISTER (33 F.R. 2712) regarding a proposal to establish a salable quantity and allotment percentage applicable to hops produced in Washington, Oregon, Idaho, and California for the 1968-69 marketing year beginning August 1, 1968. The percentage herein established is based on the unanimous recommendation of the Hop Administrative Committee and other available information in accordance with the applicable provisions of Marketing Order No. 991 (7 CFR Part 991), regulating the handling of hops of domestic production, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The notice afforded interested persons opportunity to submit written views, data, or arguments with respect to the proposal. None were submitted.

After consideration of all relevant matter presented, including that in the notice, the information and unanimous recommendation submitted by the committee, the applicable provisions of the marketing order, and other available information, it is found that: (1) the recommended salable quantity of 40,174,000 pounds, divided by the total of all producer allotment bases, results in an allotment percentage of approximately 68 percent. However, order provisions require that for the 1968 crop, the allotment percentage shall be not less than 85 percent. Hence, to provide for the total quantity of salable hops that may be released for handling during such marketing year, the salable quantity is determined by applying the required allotment percentage of 85 percent to the total of all producer allotment bases; and (2) to establish a salable quantity and allotment percentage as hereinafter set forth will tend to effectuate the declared policy of the act.

Therefore, the salable quantity and allotment percentage to be applicable to the 1968-69 marketing year (Aug. 1, 1968-July 31, 1969) are established as follows:

§ 991.206 Allotment percentage and salable quantity for hops during the marketing year beginning August 1, 1968.

The allotment percentage during the marketing year beginning August 1, 1968, shall be 85 percent, and the salable quantity shall be in an amount of 40,174,000 pounds but not less than the quantity resulting from multiplying the total of all producer allotment bases by the allotment percentage.

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

Dated February 19, 1968, to become effective April 1, 1968.

PAUL A. NICHOLSON,
Deputy Director,
Fruit and Vegetable Division.

[F.R. Doc. 68-2238; Filed, Feb. 21, 1968; 8:50 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

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

PART 327—IMPORTED PRODUCTS

Deletion of Table of Sampling Plans for Import Meat Inspection

Pursuant to the administrative procedure provisions of 5 U.S.C. section 553 and under the authority conferred by section 306 of the Tariff Act of 1930, as amended (19 U.S.C. 1306), § 327.8(m) of the Meat Inspection Regulations (9 CFR 327.8(m)), is amended as follows:

1. The third sentence in the section is amended to read: "The inspector will select from each lot the appropriate number of cartons as specified by the table of sampling plans contained in the current Manual of Meat Inspection Procedures of the U.S. Department of Agriculture."¹

2. New footnote 1 is added to read: "Copies of such table are available upon request from the Processed Meat Inspection Division of the Consumer and Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250."

3. Table I is deleted in its entirety.

Statement of considerations. Recently, many importers have presented extremely large lots of boneless meat for inspection. Table I heretofore contained in § 327.8(m) does not prescribe a size of sample adequate to cover such large lots. Therefore, change is needed in the sizes of the samples required. Due to the continuing changes in marketing which must be reflected in inspection procedures, the needs of industry and the inspection system can best be served by revisions of the sampling tables as needed. This will be facilitated if the sampling tables are not contained in the Code of Federal Regulations.

This amendment imposes no requirements on importers of meat but merely affects procedures to be followed by import meat inspectors. Its prompt adoption is necessary to assure adequate inspection of import meat and therefore, under 5 U.S.C. 553, it is found upon good cause that public rule-making procedure with respect to the amendment is impracticable and unnecessary and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

The foregoing amendment shall become effective upon publication in the FEDERAL REGISTER.

(Sec. 306, 46 Stat. 689, as amended; 19 U.S.C. 1306; 29 F.R. 16210, as amended; 32 F.R. 11741)

Done at Washington, D.C., this 19th day of February 1968.

R. K. SOMERS,
Deputy Administrator,
Consumer Protection.

[F.R. Doc. 68-2237; Filed, Feb. 21, 1968; 8:50 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 67-SW-93]

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

Alteration of Control Zone

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Lubbock, Tex. (Reese Air Force Base), control zone.

On January 3, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 22) stating the Federal Aviation Administration proposed to alter the Lubbock Tex. (Reese AFB), control zone.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., April 25, 1968, as herein set forth.

In § 71.171 (33 F.R. 2099), the Lubbock, Tex. (Reese AFB), control zone is amended to read:

LUBBOCK, TEX. (REESE AFB)

That airspace within a 5-mile radius of Reese AFB, Tex. (lat. 33°35'56" N., long. 102°02'36" W.); within 2 miles each side of the Lubbock VORTAC 227° radial extending from the Reese AFB 5-mile radius zone to the VORTAC, within 2 miles each side of the Reese AFB TACAN 016° radial extending from the Reese AFB 5-mile radius zone to 8 miles north of the TACAN, and within 2 miles each side of the Reese AFB TACAN 167° radial extending from the 5-mile radius zone to 9.5 miles south of the TACAN, excluding that portion which lies within the Lubbock Municipal Airport control zone. This control zone is effective during the dates and times published in the Airman's Information Manual.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Fort Worth, Tex., on February 13, 1968.

A. L. COULTER,
Acting Director, Southwest Region.

[F.R. Doc. 68-2198; Filed, Feb. 21, 1968; 8:46 a.m.]

[Airspace Docket No. 68-SW-4]

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

Alteration of Federal Airway Segment

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to realign VOR Federal airway No. 13 segment from Fort Smith, Ark., to Fayetteville, Ark., via the intersection of the Fort Smith 006° T (359° M) and the Fayetteville 190° T (183° M) radials.

This minor realignment of V-13 would not materially increase the en route mileage for this segment. The realignment would provide for the retention of a minimum en route altitude of 3,000 feet MSL for instrument flight rule traffic operating between Fort Smith and Fayetteville.

Since this amendment is minor in nature and does not alter the extent of controlled airspace, notice and public procedure are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., April 25, 1968, as hereinafter set forth.

In § 71.123 (33 F.R. 2009) V-13 is amended by deleting "12 AGL Fayetteville, Ark.," and substituting "12 AGL INT Fort Smith 006° and Fayetteville, Ark., 190° radials; 12 AGL Fayetteville," therefor.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 14, 1968.

H. B. HELSTROM,
*Chief, Airspace and Air
Traffic Rules Division.*

[F.R. Doc. 68-2199; Filed, Feb. 21, 1968; 8:46 a.m.]

[Airspace Docket No. 67-EA-117]

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

Designation of Federal Airway

On December 21, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 20658) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate V-339 from Whitesburg, Ky., 12 AGL to Falmouth, Ky.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., April 25, 1968, as hereinafter set forth.

In § 71.123 (33 F.R. 2009), V-339 is added as follows:

V-339 From Whitesburg, Ky., 12 AGL Falmouth, Ky.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 14, 1968.

H. B. HELSTROM,
*Chief, Airspace and Air
Traffic Rules Division.*

[F.R. Doc. 68-2200; Filed, Feb. 21, 1968; 8:46 a.m.]

[Airspace Docket No. 67-SW-75]

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

Designation of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to designate the Eunice, La., transition area.

On January 3, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 25) stating the Federal Aviation Administration proposed to designate a transition area at Eunice, La.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., April 25, 1968, as herein set forth.

In § 71.181 (33 F.R. 2137), the following transition area is added:

EUNICE, LA.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Eunice Airport (lat. 30°28'00" N., long. 92°25'30" W.) and within 2 miles each side of the Lafayette VORTAC 310° radial extending from the 5-mile radius area to 6 miles southeast of the approach end of Runway 34.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Fort Worth, Tex., on February 13, 1968.

A. L. COULTER,
Acting Director, Southwest Region.

[F.R. Doc. 68-2201; Filed, Feb. 21, 1968; 8:48 a.m.]

[Airspace Docket No. 67-CE-129]

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

Extension of VOR Federal Airway

On December 15, 1967, a notice of proposed rule making was published in the

FEDERAL REGISTER (32 F.R. 17982) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would extend VOR Federal airway No. 177 from Stevens Point, Wis., direct to Duluth, Minn.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0001 e.s.t., April 25, 1968, as hereinafter set forth.

In § 71.123 (33 F.R. 2009) V-177 is amended by adding "; 31 miles 12 AGL, 115 miles 55 MSL; 12 AGL Duluth, Minn." to the end of the text.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 14, 1968.

H. B. HELSTROM,
*Chief, Airspace and Air
Traffic Rules Division.*

[F.R. Doc. 68-2202; Filed, Feb. 21, 1968; 8:48 a.m.]

[Airspace Docket No. 67-SO-107]

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

Designation of Federal Airway Segment

On December 15, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 17982) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate VOR Federal airway No. 57 west alternate segment from Birmingham, Ala., to Decatur, Ala.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0001 e.s.t., April 25, 1968, as hereinafter set forth.

In § 71.123 (33 F.R. 2009) V-57 is amended by deleting "; 12 AGL Graham, Tenn.;" and substituting "and a 12 AGL west alternate via INT Birmingham 335° and Decatur 205° radials; 12 AGL Graham, Tenn.;" therefor.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 14, 1968.

H. B. HELSTROM,
*Chief, Airspace and Air
Traffic Rules Division.*

[F.R. Doc. 68-2204; Filed, Feb. 21, 1968; 8:48 a.m.]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 8725; Amdt. 582]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

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

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

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

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

ADF STANDARD INSTRUMENT APPROACH PROCEDURE

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

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

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Grand Island Int.....	GB LOM.....	Direct.....	2400	T-dn.....	300-1	300-1	200-1½
Buffalo VOR.....	GB LOM.....	Direct.....	2400	C-dn.....	400-1	500-1	500-1½
Crystal Beach Int.....	GB LOM (NOPT).....	Via 090° and 232° bearing from GB LOM.	*1600	S-dn-5.....	400-1	400-1	400-1
Wolcottsville Int.....	GB LOM.....	Via BU LOM.....	2400	A-dn.....	800-2	800-2	800-2

Procedure turn S side of crs, 232° Outbnd, 052° Inbnd, 2400' within 10 miles.

Minimum altitude over facility on final approach crs, 1600'.

Crs and distance, facility to airport, 052°—4.8 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.8 miles after passing GB LOM, make left-climbing turn to 2500'; intercept and proceed Outbnd on Buffalo VOR R 302° to Grand Island Int. Hold NW, 1-minute, right turns, 122° Inbnd or when directed by ATC, climb to 2000' on 052° crs, proceed to BU LOM. Hold NE BU LOM, 1-minute right turns, 232° Inbnd.

NOTE: ASR.

*Maintain 2400' until established on 232° bearing from GB LOM.

MSA within 25 miles of facility: 000°-090°—2600'; 090°-180°—3800'; 180°-270°—3000'; 270°-360°—2500'.

City, Buffalo; State, N.Y.; Airport name, Greater Buffalo International; Elev., 723'; Fac. Class., LOM; Ident., GB; Procedure No. NDB(ADF) Runway 5, Amdt. 2; Efl. date, 14 Mar. 68; Sup. Amdt. No. 1; Dated, 24 June 67

Cold Bay LFR.....	CD LOM.....	Direct.....	1700	T-dn*.....	300-1	300-1	200-1½
				C-dn-26 and 32.....	400-1	500-1	500-1½
				C-d-s.....	800-2	800-2	800-2
				C-n-s.....	NA	NA	NA
				S-dn-14#.....	400-1	400-1	400-1
				A-dn.....	1000-2	1000-2	1000-2

Shuttle to 3000' authorized, left turns, 322° Outbnd, 142° Inbnd, within 20 miles.

Procedure turn E side of crs, 322° Outbnd, 142° Inbnd, 1700' within 10 miles.

Minimum altitude over facility on final approach crs, 700'.

Crs and distance, facility to airport, 142°—4.8 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.8 miles after passing CD LOM, turn left and climb to 3000' on 322° crs from Cold Bay LOM within 20 miles or, when directed by ATC, turn left, climb to 3000' on N crs CO LFR.

CAUTION: Circling to Runways 26 and 32 will be accomplished E of airport. Mount Simeon 1100' msl 2.4 miles W of airport.

#Descent below 600' not authorized until after passing CO LFR.

*Runway 26, right turn; Runways 8 and 14, left turn.

City, Cold Bay; State, Alaska; Airport name, Cold Bay; Elev., 68'; Fac. Class., LOM; Ident., CD; Procedure No. NDB(ADF) Runway 14, Amdt. 3; Efl. date, 14 Mar. 68; Sup. Amdt. No. ADF1, Amdt. 2; Dated, 15 Dec. 62

VOR STANDARD INSTRUMENT APPROACH PROCEDURE

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

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

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Ridgely Int	Waterloo VORTAC	Direct	1600	T-d	300-1	300-1	NA
Sea Isle VORTAC	Waterloo VORTAC	Direct	1600	C-d	700-1	700-1	
				S-d-16	700-1	700-1	
				A-d	NA	NA	

ATR VOR Holding Fix, 180° Inbnd, 360° Outbnd, 1-minute left turns, 1600'.
 Minimum altitude over facility on final approach crs, 1600'.
 Crs and distance, facility to airport, 153°—6.4 miles.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.4 miles after passing ATR VORTAC, make right-climbing turn direct ATR VORTAC, 1600'. Hold N, R 360°, 180° Inbnd, 1-minute left turns.
 NOTE: Use Salisbury, Md., altimeter setting.
 MSA within 25 miles of facility: 000°-090°—1700'; 090°-180°—1400'; 180°-270°—1700'; 270°-360°—1500'.
 City, Rehoboth Beach; State, Del.; Airport name, Rehoboth Aircafters; Elev., 28'; Fac. Class., L-BVORTAC; Ident., ATR; Procedure No. VOR Runway 16, Amdt. 1; Eff. date, 14 Mar. 68; Sup. Amdt. No. Orig.; Dated, 16 Dec. 67

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

Gainesville, Fla.—Gainesville Municipal, VOR-1, Orig., 18 Feb. 1967 (established under Subpart C).

3. By amending § 97.17 of Subpart B to amend instrument landing system (ILS) procedures as follows:

ILS STANDARD INSTRUMENT APPROACH PROCEDURE

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

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

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Grand Island Int.	GB LOM	Direct	2400	T-dn	300-1	300-1	200-1½
Buffalo VOR	GB LOM	Direct	2400	C-dn	400-1	500-1	500-1½
Crystal Beach Int.	GB LOM (NOPT)	Via 090° and ILS-5 front crs.	2300	S-dn-5	300-¾	300-¾	300-¾
Wolcottsville Int.	GB LOM	Via BU LOM	2400	A-dn	600-2	600-2	600-2
				S-dn-5	400-¾	400-¾	400-¾

Procedure turn S side of SW crs, 232° Outbnd, 052° Inbnd, 2400' within 10 miles of LOM.
 Minimum altitude at glide slope interception Inbnd, 2300'.
 Altitude of glide slope and distance to approach end of runway at OM, 227°—4.8 miles; at MM, 933'—0.6 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.8 miles of OM, make left-climbing turn to 2500' intercept and proceed Outbnd on Buffalo VOR R 302° to Grand Island Int. Hold NW, 1-minute right turns, 122° Inbnd or when directed by ATC, climb to 2000' on 052° crs; proceed to BU LOM. Hold NE BU LOM, 1-minute right turns, 232° Inbnd.

NOTES: (1) ASR. (2) Back crs unusable.
 MSA within 25 miles of facility: 000°-090°—2600'; 090°-180°—3800'; 180°-270°—3000'; 270°-360°—2500'.
 City, Buffalo; State, N.Y.; Airport name, Greater Buffalo International; Elev., 722'; Fac. Class., ILS; Ident., I-GBI; Procedure No. ILS Runway 5, Amdt. 3; Eff. date, 14 Mar. 68; Sup. Amdt. No. ILS-5, Amdt. 2; Dated, 21 Jan. 67

Wolcottsville Int.	GB LOM	Via BU LOM	2400	T-dn	300-1	300-1	200-1½
Buffalo VOR	GB LOM	Direct	2400	C-dn	400-1	500-1	500-1½
Crystal Beach Int.	GB LOM (NOPT)	Via 090°—SW crs	*1600	S-dn-5#	400-1	400-1	400-1
Grand Island Int.	GB LOM	ILS	2400	A-dn	800-2	800-2	800-2

Procedure turn S side SW crs, 232° Outbnd, 052° Inbnd, 2400' within 10 miles of GB LOM.
 No glide slope.
 Minimum altitude over GB LOM on final approach crs, 1600'.
 Crs and distance, GB LOM to Runway 5, 062°—4.8 miles.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.8 miles after passing GB LOM, make left-climbing turn to 2500', intercept and proceed Outbnd on Buffalo VOR, R 302° to Grand Island Int. Hold NW, 1-minute, right turns, 122° Inbnd, or when directed by ATC, climb to 2000' on 052° crs, proceed to BU LOM. Hold NE BU LOM, 1-minute right turns, 232° Inbnd.

NOTES: (1) ASR. (2) Back crs unusable beyond 15 miles.
 *Maintain 2400' until established Inbnd on ILS SW crs.
 #400-¾ authorized, except for 4-engine turbojet aircraft, with operative high-intensity runway lights.
 MSA within 25 miles of GB LOM: 000°-090°—2600'; 090°-180°—3800'; 180°-270°—3000'; 270°-360°—2500'.
 City, Buffalo; State, N.Y.; Airport name, Greater Buffalo International; Elev., 723'; Fac. Class., ILS; Ident., I-BUF; Procedure No. LOC (BC) Runway 5, Amdt. 11; Eff. date, 14 Mar. 68; Sup. Amdt. No. 10; Dated, 9 Nov. 67

ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
CO LFR.....	Cold Bay LOM.....	Direct.....	1700	T-dn#.....	300-1	300-1	200-1/2
CDB VOR.....	Cold Bay LOM.....	Direct.....	1700	C-dn-26, 32%.....	400-1	500-1	500-1 1/2
Cape Lapin DME Int.....	Cold Bay LOM.....	Direct.....	1700	C-d-8.....	800-2	800-2	800-2
Glen Island DME Int.....	Cold Bay LOM.....	Direct.....	1700	C-n-8.....	NA	NA	NA
R 240°, CDB VOR clockwise.....	ILS crs (final).....	10-mile Arc.....	2000	S-dn-14°.....	200-1/2	200-1/2	200-1/2
R 025°, CDB VOR counterclockwise.....	ILS crs (final).....	10-mile Arc.....	2000	A-dn-14, 26, and 32, A-d-8.....	600-2	600-2	600-2
					800-2	800-2	800-2

Procedure turn E side of crs, 322° Outbnd, 142° Inbnd, 1700' within 10 miles.
 Minimum altitude at glide slope interception Inbnd, 1580'.
 Altitude of glide slope and distance to approach end of runway at OM, 1580'—4.8 miles; at MM, 292'—0.6 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.8 miles after passing OM, turn left, climb to 3000' on N crs of I CDB ILS within 15 miles, or as directed by ATC, turn left, climb to 3000' on N crs CO LFR within 15 miles.
 %CAUTION: Circling to Runways 26 and 32 will be accomplished E of airport. Mount Simon 1100± feet 2.4 miles W of airport.
 #If glide slope inoperative, minimums become 300-3/4. Descent below 600' on final approach not authorized until past CO LFR.
 #Runway 26, right turn; Runways 8 and 14 left turn.

City, Cold Bay; State, Alaska; Airport name, Cold Bay; Elev., 98'; Fac. Class., ILS; Ident., I-CDB; Procedure No. ILS Runway 14, Amdt. 6; Eff. date, 14 Mar. 68; Sup. Amdt. No. ILS-14, Amdt. 5; Dated, 29 Jan. 68

PIA VOR.....	Norwood Int.....	Direct.....	2300	T-dn.....	300-1	300-1	200-1/2
PIA VOR R 167°, clockwise.....	PIA VOR, R 315°.....	Via 9-mile DME Arc.....	2300	C-dn.....	400-1	500-1	500-1 1/2
9-mile DME Fix PIA VOR, R 315°.....	Norwood Int (NOPT).....	Via PIA LOC.....	1300	S-dn-12#.....	400-1	400-1	400-1
PIA VOR R 048°, counterclockwise.....	PIA VOR R 327° (lead radial).....	Via 12-mile DME Arc.....	2300	A-dn.....	800-2	800-2	800-2
12-mile DME Fix PIA VOR, R 327°.....	PIA LOC.....	DR (3 miles) 213°.....	2300				
DR Position PIA LOC.....	Norwood Int (NOPT).....	Via PIA LOC.....	1300				

Procedure turn S side of crs, 303° Outbnd, 123° Inbnd, 2300' within 10 miles of Norwood Int.
 Minimum altitude over Norwood Int on final approach crs, 1300'.
 Crs and distance, Norwood Int to airport 123°—2.4 miles.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.4 miles after passing Norwood Int, turn right, climb to 1800', proceed to PIA VOR or, when directed by ATC, climb to 2400', proceed to Bradley Int.
 NOTES: (1) Procedure approved for dual omni-equipped aircraft only. (2) Final approach from holding pattern at Norwood Int not authorized, procedure turn required.
 CAUTION: Unlighted high-tension towers 2.4 miles NW of airport.
 #400-3/4 authorized with operative HIRL except for 4-engine turbojets; reduction below 3/4 not authorized.

City, Peoria; State, Ill.; Airport name, Greater Peoria; Elev., 659'; Fac. Class., ILS; Ident., I-PIA; Procedure No. LOC(BC) Runway 12, Amdt. 9; Eff. date, 14 Mar. 68; Sup. Amdt. No. 8; Dated, 25 Feb. 67

AWK NDB.....	XWI VORTAC.....	Direct.....	1500	T-dn.....	300-1	300-1	200-1/2
XWI VORTAC.....	5.6-mile DME Fix XWI VORTAC R 277°/W crs LOC.....	W crs LOC.....	1500	C-dn.....	500-1	500-1	500-1 1/2
R 180°, XWI VORTAC clockwise.....	W crs ILS (NOPT).....	Via 12-mile DME Arc.....	1500	S-dn-10#.....	300-1	300-1	300-1
R 360°, XWI VORTAC counterclockwise.....	W crs ILS (NOPT).....	Via 12-mile DME Arc.....	1500	A-dn.....	600-2	600-2	600-2
12-mile DME Arc and W crs ILS.....	Glide slope Intercept (5.6-mile DME XWI, R 277°/W crs LOC) (NOPT).....	W crs LOC.....	1500				

Procedure turn S side of crs, 276° Outbnd, 096° Inbnd, 1500' within 10 miles of 5.6-mile DME Fix XWI, R 277°/W crs LOC.
 Minimum altitude at glide slope interception Inbnd, 1500'.
 Altitude of glide slope and distance to approach end of runway at glide slope intercept point (5.6-mile DME Fix, R 277°/W crs LOC), 1500'—4.9 miles.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb straight ahead to 1500' on E crs of ILS within 20 miles.
 NOTES: (1) No marker beacons. (2) No approach lights. (3) Procedure only authorized for aircraft equipped to receive DME.
 CAUTION: #When tower advisories report ocean vessel at mooring buoys and glide slope is inoperative, minimums become 400-1.
 MSA within 25 miles of facility: 600°-360°—1400'.

Wake Island; Airport name, Wake Island; Elev., 14'; Fac. Class., ILS; Ident., I-AWK; Procedure No. ILS Runway 10, Amdt. 5; Eff. date, 14 Mar. 68 or upon recommissioning of ILS; Sup. Amdt. No. 4; Dated, 15 Apr. 67

AWK NDB.....	Libelle Int/DME.....	AWK 141° bearing.....	1500	T-dn.....	400-1	400-1	400-1
XWI VORTAC.....	Libelle Int/DME.....	XWI R 092°.....	1500	C-dn.....	500-1	500-1	500-1 1/2
10-mile DME Arc, R 360°-180°.....	E crs ILS.....	Via 10-mile Arc.....	1500	S-dn-28.....	400-1	400-1	400-1
E crs ILS/10-mile DME Fix.....	E crs ILS/4-mile DME XWI VORTAC (NOPT).....	Via E crs ILS.....	500	A-dn.....	800-2	800-2	800-2

Procedure turn N side of crs, 096° Outbnd, 276° Inbnd, 1500' within 10 miles of Libelle Int.
 Minimum altitude over 4-mile DME Fix on final approach crs, 500'.
 Crs and distance, 4-mile DME Fix to airport, 276°—2.7 miles; Libelle Int, 276°—0.4 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at Libelle Int, climb to 1500' on W crs of ILS within 20 miles.
 NOTES: (1) No glide slope. No approach lights. (2) Procedure only authorized for aircraft equipped to receive DME.

Wake Island; Airport name, Wake Island; Elev., 14'; Fac. Class., ILS; Ident., I-AWK; Procedure No. LOC(BC) Runway 28, Amdt. 1; Eff. date, 14 Mar. 68 or upon recommissioning of ILS; Sup. Amdt. No. ILS-28 (back crs), Orig.; Dated, 18 July 64

4. By amending § 97.19 of Subpart B to amend radar procedures as follows:

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE

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

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

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				Surveillance approach			
330°	060°	Within: 20 miles	2300	T-dn	300-1	300-1	200-1½
060°	120°	10 miles	2300	C-dn-5, 23, 31	400-1	500-1	500-1½
060°	120°	10-15 miles	2700				
060°	120°	15-20 miles	3100	C-dn-13	500-1	500-1	500-1½
120°	330°	10-15 miles	*3300	S-dn-5, 31,	400-1	400-1	400-1
120°	330°	15-20 miles	4000	23.#@			
120°	300°	10 miles	2600	S-dn-13	500-1	500-1	500-1
300°	330°	10 miles	*2500	A-dn	800-2	800-2	800-2

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished—Runways 5-31, make climbing right turn to 2500' or Runway 13-23, make climbing left turn to 2500', proceed direct to BUF VOR. Hold E BUF VOR, 1-minute right turns, 284° Inbnd.

*Radar control will provide 1000' vertical clearance within a 3-mile radius of towers 1349', 6 miles W and tower 2699', 17 miles S of airport. All bearings are from the radar site with sector azimuths progressing clockwise.

#400-¾ authorized for Runways 5-23 with operative HIRL except for 4-engine turbojets.

@400-¾ authorized for Runway 23 with operative ALS except for 4-engine turbojets.

City, Buffalo, State, N.Y.; Airport name, Greater Buffalo International; Elev., 723'; Fac. Class., and Ident., Buffalo Radar; Procedure No. Radar-1, Amdt. 4; Eff. date, 14 Mar. 68; Sup. Amdt. No. 1, Amdt. 3; Dated, 24 Jan. 67

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR

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

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

Terminal routes				Missed approach
From	To	Via	Minimum altitudes (feet)	MAP: 8.4 miles after passing GNV VORTAC.
R 162°, GNV VORTAC clockwise	R 212°, GNV VORTAC (NOPT)	8-mile Arc GNV, R 198° lead radial.	1700	Climbing right turn to 1700' direct GNV VORTAC.
R 349°, GNV VORTAC counterclockwise	R 212°, GNV VORTAC (NOPT)	8-mile Arc GNV, R 226° lead radial.	1800	
R 212, 8-mile Fix	GNV VORTAC (NOPT)	R 212°	1700	

Procedure turn E side of crs, 212° Outbnd, 032° Inbnd, 1700' within 10 miles of GNV VORTAC.

FAF, GNV VORTAC. Final approach crs, 032°. Distance FAF to MAP, 8.4 miles.

Minimum altitude over GNV VORTAC, 1700'; over 4-mile DME Fix, 840'.

MSA: 090°-270°-1500'; 270°-090°-1900'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA
C	840	1	685	840	1	685	840	1½	685	840	2	685
DME minimums:												
C	720	1	565	720	1	565	720	1½	565	720	2	565
A	Standard.			T 2-eng. or less—Standard.			T over 2-eng.—Standard.					

City, Gainesville; State, Fla.; Airport name, Gainesville Municipal; Elev., 155'; Fac., GNV; Procedure No. VOR-1, Amdt. 1; Eff. date, 14 Mar. 68; Sup. Amdt. No. Orig.; Dated, 18 Feb. 67

RULES AND REGULATIONS

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE VOR—Continued

Terminal routes				Missed approach
From	To	Via	Minimum altitudes (feet)	MAP: ONL VORTAC.
R 263°, ONL VOR clockwise.....	R 305°, ONL VOR (NOPT).....	10-mile Arc ONL, R 295° lead radial.	3600	Climbing right turn to 3600', return to ONL VORTAC. Supplementary charting information: Final approach crs crosses centerline of Runway 12 extended at 3000' from threshold.
R 039°, ONL VOR counterclockwise.....	R 305°, ONL VOR (NOPT).....	10-mile Arc ONL, R 315° lead radial.	3600	

Procedure turn S side of crs, 305° Outbnd, 125° Inbnd, 3600' within 10 miles of ONL VORTAC.
 Final approach crs, 125°.
 Minimum altitude over 3-mile DME Fix, 2800'.
 MSA: 000°-180°-3500'; 180°-270°-3400'; 270°-360°-3200'.
 NOTE: Use Grand Island, Nebr., altimeter setting.
 CAUTION: Steel tower 3.1 miles SE of airport, 2489'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT		VIS			VIS	
S-13.....	2860	1	830	2860	1½	830		NA			NA	
	MDA	VIS	HAA	MDA	VIS	HAA						
C.....	2860	1	830	2860	1½	830		NA			NA	
	VOR/DME Minimums:											
	MDA	VIS	HAT	MDA	VIS	HAT						
S-13.....	2740	1	710	2740	1	710		NA			NA	
	MDA	VIS	HAA	MDA	VIS	HAA						
C.....	2740	1	710	2740	1	710		NA			NA	
A.....	Not authorized.			T 2-eng. or less—Standard.				T over 2-eng.—Standard.				

City, O'Neill; State, Nebr.; Airport name, Municipal; Elev., 2030'; Fac., ONL; Procedure No. VOR Runway 12, Amdt. Orig.; Eff. date, 14 Mar. 68

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

STANDARD INSTRUMENT APPROACH PROCEDURE—TYPE NDB(ADF)

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

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

Terminal routes				Missed approach
From	To	Via	Minimum altitudes (feet)	MAP: 6.5 miles from BP LOM.
BPT VOR.....	BP LOM (NOPT).....	Direct.....	1500	Right turn to BPT VOR R 316°, climbing to 1600' to Kountze Int.

Procedure turn not authorized. Approach crs (profile) starts at BPT VOR.
 FAF, BP LOM. Final approach crs, 301°. Distance FAF to MAP, 6.5 miles.
 Minimum altitude over BPT VOR, 1500'; over BP LOM, 1500'.

MSA: 000°-090°-2100'; 090°-180°-2000'; 180°-270°-1400'; 270°-360°-1700'.
 CAUTION: Radio tower 2.2 miles SE of airport, 380'; radio tower 1 mile E of airport, 238'.

DAY AND NIGHT MINIMUMS

Cond.	A			B			C			D		
	MDA	VIS	HAT	MDA	VIS	HAT	MDA	VIS	HAT		VIS	
S-30.....	740	1	709	740	1	709	740	1½	709		NA	
	MDA	VIS	HAA	MDA	VIS	HAA	MDA	VIS	HAA			
C.....	740	1	709	740	1	709	740	1½	709			
A.....	Not authorized.			T 2-eng. or less—Standard.				T over 2-eng.—Standard.				

City, Beaumont; State, Tex.; Airport name, Beaumont Municipal; Elev., 31'; Fac., BP; Procedure No. NDB(ADF) Runway 30, Amdt. Orig.; Eff. date, 14 Mar. 68

These procedures shall become effective on the dates specified therein.

(Secs. 307(c), 313(a), 601, Federal Aviation Act of 1958; 49 U.S.C. 1348(c), 1354(a), 1421; 72 Stat. 749, 752, 775)

Issued in Washington, D.C., on February 5, 1968.

EDWARD C. HODSON,
 Acting Director, Flight Standards Service.

[F.R. Doc. 68-1818; Filed, Feb. 21, 1968; 8:45 a.m.]

Chapter II—Civil Aeronautics Board

SUBCHAPTER D—SPECIAL REGULATIONS

[Reg. SPR-21 Amdt. 5]

PART 378—INCLUSIVE TOURS BY SUPPLEMENTAL AIR CARRIERS, CERTAIN FOREIGN AIR CARRIERS, AND TOUR OPERATORS

Alternative Surety Bond Arrangement

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 19th day of February 1968.

The Board has published in 32 F.R. 13009 and circulated to the industry as SPDR-10, dated September 7, 1967, Docket 18978, a notice of proposed rule making with respect to Part 378 (14 CFR Part 378). The rule proposed a surety bond arrangement which could be utilized as an alternative to the existing requirement (§ 378.16) that the tour operator furnish a surety bond in an amount of not less than twice the amount of the charter price for the air transportation provided in connection with the inclusive tour. The proposed rule provided no change in instances where the total amount of the bond required would not exceed \$100,000. However, where the amount of the bond would be over \$100,000, it would permit the supplemental air carrier and the tour operator to elect to comply with the following two requirements: (1) The tour operator would furnish a surety bond in an amount of \$100,000; and (2) the supplemental air carrier and the tour operator would enter into an agreement with a bank whereby the tour participant would pay the tour price by check or money order payable to such bank and payments from this account would be controlled by the bank and prescribed by the regulation.¹ Interested persons were invited to submit pertinent information and data with respect to the proposed rule.

Six comments were received including two from supplemental air carriers (Trans International Airlines (TIA) and World Airways) and four from tour operators or travel agents.² TIA supports the rule. World and the tour operators or travel agents ask for various modifications in the proposed rule. After full consideration of the comments filed, the Board has decided to adopt the rule as proposed except for certain modifications hereinafter described. Therefore, except as modified herein, the tentative findings set forth in the explanatory statement are incorporated herein by reference and made final.

¹ E.g., payment to the supplemental air carrier for the air transportation would be made no earlier than 1 business day preceding the flight and the balance in the account would be paid to the tour operator no earlier than 2 business days after completion of the tour.

² AAF-Woods World Wide Travel Agency, Inc. (AAF-Woods); AITS, Inc.; Berry World Travel, Inc.; and a joint comment of Continental Travel, Inc., Male Travel Bureau and Work or Study Abroad, Ltd. (Male.)

The following modifications will be made in the proposed rule with respect to the alternative surety bond arrangement: (1) The provision will not be limited to situations where twice the amount of the charter price for the air transportation exceeds the sum of \$100,000 (as in the proposed rule), but may be elected by any tour operator regardless of the amount of the charter price; (2) the amount of the bond shall be \$10,000 per flight up to a maximum amount of \$100,000 for a series of 10 or more flights; (3) where the tour participant makes a cash deposit, the tour operator or travel agent who receives such cash deposit shall forthwith remit to the designated bank a check for the full amount of the deposit without deduction of commission; (4) the bank shall pay the supplemental air carrier the charter price for the transportation not earlier than 2 banking days prior to the scheduled day of departure, rather than 1 such day preceding the flight, as in the proposed rule; and (5) the cut-off period for the filing of claims by tour participants to hold the surety shall be reduced from 90 to 60 days after completion of the tour.³ In all other respects, the rule will be adopted as proposed.

With respect to the provision in the proposed rule concerning release of the surety, AITS asks that the cutoff period for the filing of claims be reduced from 90 to 30 days. It asserts that since the indemnification is for nonperformance of the tour, it is reasonable to require a disappointed prospective tour participant to file a claim within 30 days of an aborted departure to benefit from the protection of the bond. According to AITS, the time factor is important because the surety company will not release collateral deposited by the tour operator until expiration of the date for filing claims.

As set forth above, we shall reduce the cutoff period for filing claims from 90 to 60 days. This cutoff provision is provided for the benefit of the sureties and should make the form of the bond more acceptable to them. However, in the absence of experience as to the effect of including a cutoff period, we believe that tour participants should be given at least 60 days within which to file claims with the tour operator for assertion against the surety.⁴

As indicated above, the proposed rule provided that the alternative surety arrangement would be available for election only where the tour or series of tours for which application is made involve a charter price of more than \$50,000. We are modifying the proposed rule by removing this limitation so that the alternative surety arrangement will be available to all tour operators, both small and

³ The provision with respect to release of the surety is applicable to the normal surety bond requirement (twice the charter price) as well as the alternative surety bond arrangement.

⁴ Of course, after expiration of the cutoff period, the tour participant can still file and assert his claim against the tour operator.

large alike. Moreover, to accommodate the small tour operator, we shall provide that the amount of the bond in the alternative surety bond arrangement may be \$10,000 per flight up to a maximum of \$100,000 in the case of 10 or more flights.

Among its reasons for opposition to the portion of the proposed rule which would require that deposits of tour participants be made payable to a bank, AITS asserts that the proposed rule would prohibit cash deposits⁵ in payment for tours. It maintains that as lower income markets are tapped it expects that cash payments will increase, and that this source of tour participants should not be impeded.

We do not interpret the proposed rule as prohibiting cash deposits in payment for inclusive tours. However, to remove any possible ambiguity, we are modifying the proposed rule to expressly authorize cash deposits on account of the tour price when the alternative surety bond arrangement is employed. Under this procedure, the retailer (travel agent) or wholesaler (tour operator) can accept cash from tour participants and remit its own check for the full amount of such deposit to the trust account. (See § 378.16(b)(2)(i), *infra*.)

Berry asserts that the provision in SPDR-10 which would require the tour participant to make his check or money order payable to a trust account, would in effect bar the retail agent from extending credit to the tour participant for, it is claimed, if he extended credit, he would be required to advance the full amount of the tour price to the trust account. We do not so interpret the rule. It is true that where credit is extended to the participant, any payment on account by him (or by a finance company on his behalf) must be made payable to the trust account. But where no payment has been made, no protection is needed; in such a case, i.e., where the tour operator extends credit but does not advance payment, a reservation for the tour could be made but no funds need be deposited in the trust account.

World is apprehensive that the proposed rule might be interpreted as proscribing additional contractual protection for the air carrier when the alternative surety arrangement is employed. Specifically, this carrier asks that the rule expressly authorize the tour operator and air carrier to contract that, if the bank does not remit the charter price prior to the scheduled flight departure, the tour operator will pay the carrier the charter price. We did not intend to proscribe such a carrier-tour operator agreement under the proposed rule, and there is nothing in the proposed rule to prevent such an arrangement. However, we see no need to expressly provide therefor in the rule.

⁵ The term "deposits" as used herein refers to all payments made by the tour participants in liquidation of the tour price and is not limited to the initial down payment made by the tour participant.

The principal objection of the tour operators and World to the proposed alternative surety bond arrangement (SPDR-10) is directed against the requirement that the checks or money orders issued by the tour participant in payment of the tour price be made payable to the designated bank and that payment from this account would be controlled by the bank as prescribed by the regulation. World asserts that this requirement is contrary to the existing business practice of permitting the travel agent to deduct his commission from the deposit made by the tour participant on the tour price and remitting the balance to the tour operator. It states that to require direct payment by participants to the depository⁶ would possibly raise in the minds of the purchasers the spectre of a financially unreliable tour operator. AITS asserts that making the tour participants' deposits payable to a trust account, as proposed in SPDR-10, is administratively unfeasible since no tour operator has sufficient individual contact with tour participants, to guarantee that they will make their checks payable to the bank. It further claims that the proposed rule would place Part 378 tour operators at a competitive disadvantage since retail agents would give preference to the sale of other types of tours where they can deduct commissions from deposits prior to transmitting them to the tour wholesaler.

Except for minor changes enumerated herein, we shall retain the tripartite arrangement provided for in the proposed rule and require that tour participants make their deposits payable to a designated bank.⁷ The latter provision is the crux of the proposed rule and is necessary to preserve tour participants' deposits intact for the protection of such deposits. To the extent that the commission portion of the deposit is deducted and paid to the travel agent prior to completion of the tour, the protection afforded the tour participants by the deposits is diminished. The wholesaler may, of course, advance to the retailer the commission on his sales if he chooses to do so as a sales promotion device. Moreover, we do not believe that a tripartite arrangement with the checks or money orders of tour participants for deposits being made payable to a bank is unworkable since a number of tour operators have applied for permission to use such

⁶ Berry is correct in assuming that the proposed rule would not require the participant to mail the check or money order directly to the bank but that the travel agent could collect the check or money order and deposit same in a trust account or send it to the tour operator for deposit in such trust account.

⁷ The check or money order could be made payable to a tour operator's trust account so long as the location of the account appears on the face of the check or money order, e.g., "Berry's tours, First National Bank trust account."

an arrangement in lieu of the bond requirements of § 378.16 and a number of these applications have been approved.⁸ As to AITS' suggestion that the retailer and tour operator be permitted to accept the deposit in any form and have the bank notify the passengers concerning the receipt of the deposit, such an arrangement obviously would not protect the passenger during the time that the funds were en route to the bank nor if either the retailer or the tour operator simply did not deposit them. Even if solicitation material informed prospective participants that they would receive an acknowledgement from the bank a few days after a deposit was made, it is unlikely that many persons would investigate or take action if they did not receive such notification.⁹

AITS asks that three alternatives in addition to that set forth in SPDR-10 be authorized such as (1) an insurance policy, (2) a guaranty, or (3) the posting of a \$3 million surety bond together with a balance sheet showing a minimum net worth of \$500,000 and successful operation of 25 inclusive tours under Part 378. These three alternatives, it is claimed, would provide adequate coverage for indemnification of inclusive tour participants. They would be patterned after the recent regulations of the Federal Maritime Commission for nonperformance of transportation.¹⁰

The Board is not aware of a general need for an insurance policy or guaranty type of indemnity sufficient to warrant the further procedures that would appear to be necessary before these types of indemnity could be added to the regulation. However, the Board will entertain requests for waivers of § 378.16 with respect to an insurance policy or a guaranty. Similarly, we cannot find a general need for the combination blanket surety bond-financial fitness-operating experience type of indemnity. Moreover, at this juncture, the Board questions whether it would be feasible to devise standards which would be sufficiently definite with respect to this form of indemnity. If interested, AITS should seek permission to use the combination form

⁸ E.g., Orders E-25183, May 24, 1967; E-25613, Aug. 29, 1967; E-25810, Oct. 10, 1967; E-26103, Dec. 11, 1967; E-26193, Dec. 28, 1967; E-26215, Jan. 3, 1968.

⁹ AITS asserts that the depository arrangement proposed by the Board would deprive the tour operator of the use of the money for an unreasonably long period of time so that the tour operator would either be obliged to borrow money to replace normal cash flow or lose the potential earnings which could be realized from investment of such deposits. The short answer is that other tour operators have apparently not found the tripartite depository arrangement unreasonably burdensome in this respect. See footnote 8, supra.

¹⁰ 46 CFR Part 540, Subpart A, 32 F.R. 3986 (Mar. 11, 1967).

of public protection under the waiver provision of Part 278.¹¹

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 378 of the Special Regulations (14 CFR Part 378), effective March 23, 1968, as follows:

1. Amend § 378.16 to read as follows:

§ 378.16 Surety bond.

(a) Except as provided in paragraph (b) of this section, the tour operator shall furnish a surety bond in an amount of not less than twice the amount of the charter price for the air transportation to be furnished in connection with such tour: *Provided, however*, That the liability of the surety to any tour participant shall not exceed the tour price.

(b) The supplemental air carrier and the prospective tour operator may elect, in lieu of furnishing a surety bond as provided under paragraph (a) of this section, to comply with the requirements of subparagraphs (1) and (2) of this paragraph as follows:

(1) The tour operator shall furnish a surety bond in a minimum amount of \$10,000 per flight up to a maximum amount of \$100,000 for a series of 10 or more flights, for the protection of the tour participants, the bond to continue in effect until completion of the tour or series of tours: *Provided, however*, That the liability of the surety to any tour participant shall not exceed the tour price.

(2) The supplemental air carrier and tour operator shall enter into an agreement with a designated bank, the terms of which shall include the following: (i) Each tour participant shall pay for his deposit and subsequent payments comprising the tour price only by check or money order payable to such bank which

¹¹ Also, the Board is not prepared to embark upon a licensing program applicable to large inclusive tour operators in lieu of the surety bond requirements of § 378.16, as requested by Berry. In addition, Berry's request that an industry committee be convened "to develop jointly a constructive approach to the problem of regulation of tour wholesalers which would provide due public protection for the consumer without burdening the consumer with unnecessary costs," is denied. There has been no showing of need for such additional procedure.

AAF-Woods and AITS suggest that the supplemental carrier be made a joint principal under the bond with the tour operator and in that way afford greater protection to the tour participant. This proposal is rejected. We are not persuaded that the supplemental air carrier should be required to underwrite any of the obligations to the tour participant since such obligations would appear to be the essential responsibility of the tour operator as the indirect air carrier holding out the service to the public.

Also, in consideration of the comments filed, we are providing that the depository bank can pay the supplemental carrier the charter price not earlier than 2 days before flight departure, rather than 1 day prior to such departure, as set forth in the proposed rule. See § 378.16(b) (2), *infra*.

shall maintain a separate account for each tour; *Provided, however*, That if the tour participant makes a cash deposit, the tour operator or travel agent who receives such cash deposit shall forthwith remit to the designated bank a check for the full amount of the deposit without deduction of commission; (ii) the bank shall not pay the supplemental air carrier the charter price for the transportation earlier than two banking days preceding the scheduled day of departure of the originating or returning flight, upon certification of the departure date by the supplemental air carrier; (iii) the bank shall reimburse the tour operator for refunds made by the latter to the tour participant upon written notification from the tour operator; (iv) if the tour operator or the supplemental air carrier notifies the bank that a tour has been canceled, the bank shall make the applicable refunds directly to the tour participants; and (v) except as provided in subdivision (iii) of this subparagraph, the bank shall not pay any funds from the account to the tour operator prior to 2 banking days after completion of each tour, when the balance in the account shall be paid to the tour operator, upon certification of the completion date by the supplemental air carrier. As used in this subparagraph, the term "bank" includes a bank, savings and loan association, or other financial institution insured by the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation.

(c) The bond required under paragraphs (a) and (b) (1) of this section shall insure the financial responsibility of the tour operator and the supplying of the transportation and all other accommodations, services, and facilities in accordance with the contract between the tour operator and the tour participants, and shall be in the form set forth in the appendix attached to Part 378. Such bond shall be issued by a reputable and financially responsible bonding or surety company which is legally authorized to issue bonds of that type in the State in which the tour originates. For purposes of this section, the term "State" includes any territory or possession of the United States, or the District of Columbia. The Board will consider that a bonding or surety company is prima facie qualified under this section if such company's surety bonds are accepted by the Interstate Commerce Commission under 49 CFR 174.8, and if such company is listed in Best's Insurance Reports (Fire and Casualty) with a general policyholders' rating of "A" or better. If the bond does not comply with the requirements of this section, or for any reason fails to provide satisfactory or adequate protection for the public, the Board will notify the supplemental air carrier and the tour operator, by registered or certified mail, stating the deficiencies of the bond. Unless such deficiencies are corrected within the time set forth in such notification, the subject tour or tours shall in no event be operated.

(d) The bond required by this section shall provide that unless the tour partici-

part files a claim with the tour operator within sixty (60) days after completion of the tour, the surety shall be released from all liability under the bond to such tour participant. The contract between the tour operator and the tour participant shall contain notice of this provision.

2. Amend § 378.17 by adding a new paragraph (g) so that the section reads, in part, as follows:

§ 378.17 Contract between tour operators and tour participants.

* * * Contracts between tour operators and tour participants shall include provisions concerning the following matters:

(g) Unless the tour participant files a claim with the tour operator within sixty (60) days after completion of the tour, the surety shall be released from all liability under the bond to such tour participant (see § 378.16(d)).

3. Amend the penultimate paragraph of the form at the end of Part 378 entitled "Tour Operator's Surety Bond under Part 378 of the Special Regulations of the Civil Aeronautics Board" so that the form reads, in part, as follows:

TOUR OPERATOR'S SURETY BOND UNDER PART 378 OF THE SPECIAL REGULATIONS OF THE CIVIL AERONAUTICS BOARD (14 CFR PART 378)

This bond is effective the _____ day of _____, 19____, 12:01 a.m., standard time at the address of the Principal as stated herein and shall continue in force until terminated as hereinafter provided. The Principal or the Surety may at any time terminate this bond by written notice to the Civil Aeronautics Board at its Office in Washington, D.C., such termination to become effective thirty (30) days after actual receipt of said notice by the Board. The Surety shall not be liable hereunder for the payment of any of the damages hereinbefore described which arise as the result of any contracts, agreements, undertakings, or arrangements made by the Principal for the supplying of transportation and other services after the termination of this bond as herein provided, but such termination shall not affect the liability of the Surety hereunder for the payment of any such damages arising as the result of contracts, agreements, or arrangements made by the Principal for the supplying of transportation and other services prior to the date such termination becomes effective. Liability of the Surety under this bond shall in all events be limited only to a tour participant or tour participants who shall within sixty (60) days after the termination of the particular tour described herein give written notice of claim to the tour operator and all liability on this bond shall automatically terminate sixty (60) days after the termination date of the particular tour covered by this bond except for claims filed within the time provided herein.

(Sec. 204(a), 72 Stat. 743, 49 U.S.C. 1324. Interpret or apply sections 101(3), 401, and 402, 72 Stat. 737, 49 U.S.C. 1301; 72 Stat. 754, as amended by 76 Stat. 143, 49 U.S.C. 1371; 72 Stat. 757, 49 U.S.C. 1372)

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 68-2226; Filed, Feb. 21, 1968; 8:50 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 8681 o.]

PART 13—PROHIBITED TRADE PRACTICES

Portwood Co. et al.

Subpart—Coercing and intimidating: § 13.350 *Customers or prospective customers*. Subpart—Misrepresenting oneself and goods—Goods: § 13.1675 *Law or legal requirements*. Subpart—Shipping, for payment demand, goods in excess of or without order: § 13.2195 *Shipping, for payment demand, goods in excess of or without order*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46, Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Joseph L. Portwood et al., trading as The Portwood Co., Albuquerque, N. Mex., Docket 8681, Jan. 19, 1968]

In the Matter of Joseph L. Portwood and Betty Portwood, Individuals, Trading and Doing Business as The Portwood Co.

Order requiring the operators of an Albuquerque, N. Mex., mail-order philatelic stamp business, to cease sending unordered stamps to prospective customers and using threats and coercion to collect for such unordered merchandise.

By "Final Order" the order to cease and desist including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Joseph L. Portwood and Betty Portwood, individually and trading and doing business as The Portwood Co., or under any other trade name or names, or through any corporate or other device, their agents, representatives, or employees, in connection with stamps, philatelic supplies, or any other product in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Misrepresenting, directly or by implication, the legal relationship, if any, that exists between respondents and the mailees to whom respondents send their philatelic stamps, philatelic supplies, or other merchandise;

(2) Misrepresenting, directly or by implication, the legal obligation, if any, that exists between respondents and the mailees to whom respondents send their philatelic stamps, philatelic supplies, or other merchandise;

(3) Using threats, intimidation, or coercion (including the threat of legal action) to compel respondents' mailees to perform any act or to refrain from any act that such mailees are under no legal obligation to perform or to forego;

(4) Resorting to any subterfuge or coercion to sell their merchandise;

(5) Sending any communication (including bills, invoices, reminders, letters, or notices) to, or making any demands or requests of, any person that seeks to obtain payment for or the return of merchandise sent without a prior express

written request by the recipient unless such communication clearly and conspicuously states all of the following:

(a) That the merchandise is being sent to the recipient unsolicited;

(b) That the recipient is under no obligation either to return the merchandise to the sender, or to preserve it intact; and

(c) That he is required to pay for the merchandise only if he decides to purchase it.

(6) Representing, directly or by implication, contrary to the fact, that respondents will refer "accounts" to any other organization, attorney, or firm of attorneys for collection or for legal action;

(7) Misrepresenting in any manner the legal consequences of their mailers' failure to pay for or return merchandise that has been sent to said mailers without a prior order therefor or in spite of specific directions from said mailers not to send such merchandise; and

(8) Sending merchandise without first obtaining a specific order therefor after respondents have been notified by the mailers that shipments of unordered merchandise are to be discontinued.

It is ordered, That the hearing examiner's initial decision and order, as modified hereby, be, and they hereby are, adopted as the decision and order of the Commission.

It is further ordered, That respondents 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 contained herein.

Issued: January 19, 1968.

By the Commission.¹

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 68-2179; Filed, Feb. 21, 1968;
8:45 a.m.]

Title 23—HIGHWAYS AND VEHICLES

Chapter II—Vehicle and Highway Safety

[Docket No. 21]

PART 255—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Chassis-Cabs

Correction

In F.R. Doc. 67-15174 appearing at page 18 of the issue for Wednesday, January 3, 1968, make the following change:

¹ Commissioner Nicholson not participating for the reason that oral argument was heard prior to his taking the oath of office.

Amendatory paragraph 2 and the section it affects should read as follows:

2. Section 255.7 is amended by revising paragraph (a), adding a new paragraph (b), and redesignating present paragraphs (b) and (c) as (c) and (d), respectively, as follows:

§ 255.7 Applicability.

(a) *General.* Except as provided in paragraphs (b) through (d) of this section, each standard set forth in Subpart B applies according to its terms to motorcycles and trailers regardless of weight and to all other motor vehicles over 1,000 pounds curb weight; or items of motor vehicle equipment, the manufacture of which is completed on or after the effective date of the standard.

(b) *Chassis-cabs.* Chassis-cabs, as defined in § 255.3(b), manufactured on or after January 1, 1968, shall meet all standards in effect on the date of manufacture of the chassis-cab as are applicable to the principal end use intended by its manufacturer except that where the chassis-cab is equipped with only part and not all of the items of lighting equipment referred to in Standard No. 108, it need not meet such standards.

Title 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

SUBCHAPTER E—EDUCATION OF INDIANS

PART 32—ADMINISTRATION OF EDUCATIONAL LOANS, GRANTS, AND OTHER ASSISTANCE FOR HIGHER EDUCATION

Appropriations for Loans or Grants

FEBRUARY 16, 1968.

This notice is published in the exercise of rule-making authority (hereinafter referred to) delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2, 32 F.R. 13938.

Section 32.1, Part 32, Chapter I, Title 25 of the Code of Federal Regulations is revised to permit the extension of higher education aids to additional Indian students. Since this revision relieves a restriction, advance notice and public procedure thereon have been deemed unnecessary and are dispensed with under the exception provided in subsection (d) (1) of 5 U.S.C. 553 (Supp. II, 1965-66). Accordingly, the revised rule will become effective upon publication in the FEDERAL REGISTER.

As so revised, § 32.1 reads as follows:

§ 32.1 Appropriations for loans or grants.

Funds appropriated by Congress for the education of Indians may be used for making educational loans and grants to aid students of one-fourth or more degree of Indian blood seeking higher education or special training who reside within the exterior boundaries of Indian reservations under the jurisdiction of the Bureau of Indian Affairs or on trust or

restricted lands under the jurisdiction of the Bureau of Indian Affairs. Educational loans and grants may be made also to students of one-fourth or more degree of Indian blood who reside near the reservation when a denial of such loans or grants would have a direct effect upon Bureau programs within the reservation. After students meeting these eligibility requirements are taken care of, Indian students who do not meet the residency requirements but are otherwise eligible may be considered. Funds appropriated for nonreimbursable grants may not be used to aid students attending sectarian schools (Act of Mar. 2, 1917; 39 Stat. 988; 25 U.S.C. 278).

(48 Stat. 596, R.S. 161, 41 Stat. 410; 25 U.S.C. 454, 5 U.S.C. 22, 25 U.S.C. 282)

ROBERT L. BENNETT,
Commissioner.

[F.R. Doc. 68-2181; Filed, Feb. 21, 1968;
8:45 a.m.]

Title 29—LABOR

Subtitle A—Office of the Secretary of Labor

PART 8—PREFERENCE IN FEDERAL PROCUREMENT FOR SECTIONS AND AREAS OF HIGH UNEMPLOYMENT

Certificates of Eligibility

Pursuant to Defense Manpower Policy No. 4 of the Office of Emergency Planning (32A CFR Ch. 1, DMP 4; 32 F.R. 14388), I hereby amend 29 CFR Part 8 (32 F.R. 14387) as set forth below.

As these regulations involve only matters that relate to public contracts, notice of proposed rule making, public participation in their adoption, and delay in their effective date are excepted from the requirements of section 4 of the Administrative Procedure Act (5 U.S.C. 553). I do not believe that such procedure will serve a useful purpose here. Accordingly, the amendment shall become effective immediately.

A new § 8.9 is established to read as follows:

§ 8.9 Certificates of eligibility.

Firms located in or near a section classified pursuant to § 8.7 may apply for a certificate of eligibility for preference under this program by obtaining the appropriate application forms from a State Employment Service Office, and after completing these forms, submitting them in duplicate to the State Employment Service office serving the classified section from which the disadvantaged workers will be hired. This local State Employment Service office will then determine whether the firm qualifies for the certificate and issue it where appropriate. The Secretary of Labor, or his authorized representative, may, in all cases, review and, if necessary, change the determination made by the local State employment office either granting or denying a certificate of eligibility. Any firm which is denied a certificate of eligibility may

request a reconsideration or review by the Secretary, or his authorized representative, by writing to the Secretary of Labor, U.S. Department of Labor, Washington, D.C. 20210, and setting forth reasonable grounds therefor.

(32A CFR Ch. 1, DMP 4; 32 F.R. 14388)

Signed at Washington, D.C., this 14th day of February 1968.

WILLIARD WIRTZ,
Secretary of Labor.

[F.R. Doc. 68-2191; Filed, Feb. 21, 1968; 8:46 a.m.]

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

SUBCHAPTER B—PERSONNEL; MILITARY AND CIVILIAN

PART 62—ILLEGAL OR IMPROPER USE OF DRUGS BY MEMBERS OF THE ARMED FORCES

The Deputy Secretary of Defense approved the following on February 2, 1968:

- Sec.
- 62.1 Purpose and scope.
- 62.2 Applicability.
- 62.3 Definitions.
- 62.4 Policy.
- 62.5 Responsibilities.
- 62.6 Films on drugs and narcotics.

AUTHORITY: The provisions of this Part 62 are issued under sec. 301, 80 Stat. 379; 5 U.S.C. 301.

§ 62.1 Purpose and scope.

This part announces Department of Defense policies for preventing and eliminating drug abuse by members of the armed forces and assigns responsibilities for carrying out its provisions worldwide.

§ 62.2 Applicability.

The provisions of this part apply to all components of the Department of Defense.

§ 62.3 Definitions.

- (a) *Narcotics.* Any opiates or cocaine.
- (b) *Marijuana.* The intoxicating products of the hemp plant, cannabis sativa.
- (c) *Dangerous drugs.* Those nonnarcotic drugs that are habit-forming or have a potential for abuse because of their stimulant, depressant, or hallucinogenic effect, as determined by the Secretary of Health, Education, and Welfare.
- (d) *Drug abuse.* The illegal, wrongful, or improper use of any narcotic substance, marijuana, or dangerous drug, or the illegal or wrongful possession or sale of the same. When such drugs have been prescribed by competent medical personnel for medical purposes their proper use by the patient prescribed for is not drug abuse.

§ 62.4 Policy.

It is the policy of the Department of Defense to prevent and eliminate drug

abuse within the armed forces. The illegal or improper use of drugs by a member of the armed forces may have a seriously damaging effect on his health and mind, may jeopardize his safety and the safety of his fellows, may lead to criminal prosecution and to discharge under other than honorable conditions and is altogether incompatible with military service or subsequent civilian pursuits. The Department acknowledges a particular responsibility for counselling and protecting members of the armed forces against drug abuse, and for disciplining members who use or promote the use of drugs in an illegal or improper manner.

§ 62.5 Responsibilities.

(a) *Overall program.* (1) The Assistant Secretary of Defense (Manpower and Reserve Affairs), or his designee, advised by two representatives of each Service upon their designation by the Secretary concerned, and such additional advisors as the ASD(M&RA) shall deem appropriate and designate, shall have overall responsibility for the development and monitoring of a coordinated program in accordance with the provisions of this part.

(2) The ASD(M&RA), or his designee, shall provide for the procurement and development of materials, including films (see § 62.6) and pamphlets, for the orientation and continuing education of all persons in the armed forces on the dangers of illegal or improper drug use.

(i) Materials developed shall:

- (a) Emphasize the physiological and psychological dangers inherent in the use of such drugs;
- (b) Stress and inconsistency of their use with military responsibility and national security and the implications of such behavior in security determinations and administrative discharge actions; and
- (c) Contain an explanation of disciplinary actions which can be taken for drug abuse.

(ii) Informational materials developed shall be made available to the Secretaries of the Military Departments and Directors of Defense Agencies for distribution to military personnel.

(3) In addition, the ASD(M&RA), or his designee, shall:

- (i) Review existing programs of the military departments concerning drug abuse.
- (ii) Recommend new policies for more effective control of drug abuse.
- (iii) Prepare a quarterly evaluation of drug abuse incidents by military personnel which shall be forwarded to the Deputy Secretary of Defense.
- (iv) At his discretion, require DoD components to submit such information as is deemed useful in the matter of drug abuse and methods employed to combat it, for collation and dissemination to other DoD components for their information and guidance.
- (v) Obtain reports and recommendations from DoD components assigned responsibility for the programs described in subparagraph (4) of this paragraph

and paragraphs (b) and (c) of this section and direct specific improvements.

(vi) Take action to:

- (a) Keep abreast of the activities of other agencies of the Federal Government and private organizations in examining and combating drug abuse and the treatment of drug users, including a continuing effort to keep DoD components informed of research projects being conducted by other governmental and private organizations, and
- (b) Where appropriate, recommend additional research.

(4) The Secretaries of the Military Departments and Directors of Defense Agencies shall:

- (i) Arrange for the dissemination of informational material to military personnel under their cognizance;
- (ii) Devise orientation, refresher training and supplemental information programs for military personnel;
- (iii) Insure that military commanders take appropriate action for providing orientation programs to military personnel before their departure to overseas areas; and that military commanders provide refresher training, as well as other supplementation of this informational material, on a regular basis to members already in overseas areas (particularly areas where drugs may be illicitly obtained with relative ease).

and paragraphs (b) and (c) of this section and direct specific improvements.

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- (iii) Insure that military commanders take appropriate action for providing orientation programs to military personnel before their departure to overseas areas; and that military commanders provide refresher training, as well as other supplementation of this informational material, on a regular basis to members already in overseas areas (particularly areas where drugs may be illicitly obtained with relative ease).

(b) *Program for the Control of Smuggling.* Each Military Department shall:

- (1) Develop additional procedures to prevent illicit trafficking and shipping of drugs by members of the armed forces;
- (2) Devote special attention to the possibility of illicit drugs being transported by members travelling from one country to another, and develop procedures to prevent the same.
- (3) Maintain cooperation with the Post Office Department and the U.S. Treasury Department's Bureau of Customs and Bureau of Narcotics.

(c) *Quarantine areas program.* The Military Departments shall develop implementing instructions designed to identify areas and business establishments located in areas within their jurisdiction which should be declared "off-limits" by local commanders because of the availability of narcotics, marijuana, or other dangerous drugs in that area or at that establishment. In foreign countries, the military commander shall additionally be required to inform the appropriate local authorities and attempt to formulate coordinated law enforcement procedures.

(c) *Quarantine areas program.* The Military Departments shall develop implementing instructions designed to identify areas and business establishments located in areas within their jurisdiction which should be declared "off-limits" by local commanders because of the availability of narcotics, marijuana, or other dangerous drugs in that area or at that establishment. In foreign countries, the military commander shall additionally be required to inform the appropriate local authorities and attempt to formulate coordinated law enforcement procedures.

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§ 62.6 Films on drugs and narcotics.

The following is a list of motion picture films currently available and being produced:

- Navy:
 - MN 10507... "LSD".
 - MC 7962... "Drug Addiction, Trip to Where" (being produced).
- Air Force:
 - SFP ----- "Pots and Pills" (being produced).
 - SFP ----- "Narcotics, Why Not".
 - SFP ----- "LSD" (Navy adaptation).

Army:

"Narcotics".
Narcotics—A Challenge to Youth.
Monkey on the Back.
CBS Reports—The Business of HEROIN.
The Dangerous Drugs.
Investigation of Narcotics Offense.

MAURICE W. ROCHE,
Director, Correspondence and
Directives Division, OASD
(Administration).

FEBRUARY 16, 1968.

[F.R. Doc. 68-2221; Filed, Feb. 21, 1968;
8:49 a.m.]

PART 101—PARTICIPATION IN RESERVE TRAINING PROGRAMS

The following revision of Part 101 has been approved by the Deputy Secretary of Defense:

- Sec.
- 101.1 Purpose and applicability.
 - 101.2 Definitions.
 - 101.3 Reserve participation.
 - 101.4 Compliance measures.
 - 101.5 Cancellation of draft deferment.
 - 101.6 Revocation of Commission.

AUTHORITY: The provisions of this Part 101 are issued under sec. 270, 72 Stat. 1438; 10 U.S.C. 270; sec. 502, 70A Stat. 610; 32 U.S.C. 502; sec. 133(b), 76 Stat. 517; 10 U.S.C. 133 (b); sec. 301, 80 Stat. 379, 5 U.S.C. 301.

§ 101.1 Purpose and applicability.

This part implements 10 U.S.C., section 270 (a), (b), and (c), and 32 U.S.C., section 502(a), and sets forth guidance to the Secretaries of the Military Departments in establishing criteria governing prescribed training requirements for satisfactory participation in reserve training programs by members of reserve components of the armed forces.

§ 101.2 Definitions.

For purposes of administering 10 U.S.C., section 270(a), the terms "enlisted" and "appointed" refer to initial entry into an armed force through enlistment or appointment.

§ 101.3 Reserve participation.

(a) *Training Requirements under 10 U.S.C., 270(a).* (1) Each individual inducted, enlisted, or appointed in any armed force after August 10, 1955, who becomes a member of the Ready Reserve (by other means than through membership in the Army National Guard of the United States or of the Air National Guard of the United States (see § 101.3(b))) is required during his statutory period in the Ready Reserve to participate or serve as indicated:

(i) Individuals who have served less than 2 years on active duty shall:

(a) Except as provided in 32 CFR Part 102, participate or serve in at least forty-eight (48) scheduled drills or training periods and not less than fourteen (14) days (exclusive of traveltime) of active duty for training during each year; or

(b) Participate or serve on active duty for training for not more than thirty

(30) days each year unless otherwise specifically prescribed by the Secretary of Defense.

(ii) Enlisted individuals who have served 2 or more years on active duty any part of which is served in a combat zone will not be required involuntarily to perform duty as described in subdivision (i)(a) of this subparagraph but may be required to serve on active duty none of which is served in a combat zone (30) days each year unless otherwise specifically prescribed by the Secretary of Defense.

(iii) Enlisted individuals who have served 2 or more years on active duty will not be required to perform duty as described in subdivision (i)(a) of this subparagraph unless, after diligent recruiting effort, it is determined that a vacancy in a Ready Reserve unit cannot otherwise be filled.

(2) The policy stated in subdivision (i)(a) and (b) of this subparagraph is not applicable to graduates of the Federal and State Maritime Academies who are commissioned in the Naval Reserve.

(3) The policy stated in subdivisions (ii) and (iii) of this subparagraph does not apply to those enlisted reservists who volunteer to serve in a reserve program and accept part of their service on active duty, e.g., those Naval reservists who enlist in the reserves under an agreement to serve 2 years of active duty and the balance of their service obligation in the Naval Reserve.

(b) *Training Requirements under 10 U.S.C., section 502(a).* Under regulations to be prescribed by the Secretaries of the Army or Air Force, members of the Army and Air National Guard are required by 10 U.S.C., section 502(a) to (1) assemble for drill and instruction at least forty-eight (48) times a year, and (2) participate in training at encampments, maneuvers, or other exercises at least fifteen (15) days a year, unless excused by the Secretary concerned.

(c) *Criteria.* The Secretaries of the Military Departments shall establish criteria for determining satisfactory performance within the general policy that the number of drills and amount of annual training prescribed will be the minimum required to maintain the proficiency of the unit and the skill of the individual. The Secretaries:

(1) May grant exceptions for individuals subject to the training requirements outlined in paragraph (a) of this section, as follows:

(i) Except as otherwise provided by 32 CFR 100, personal circumstances, to the degree that they are consistent with military requirements, may be considered in assigning an individual to a training category prescribed in 32 CFR Part 102.

(ii) Individuals who have performed active training and service may be placed in Training Category I (no training), as defined in 32 CFR Part 102, when the Secretary of the Department concerned determines that "no training requirement exists" because of the mobilization requirements of the Military Service concerned; the degree of skill acquired by the individual; or his civilian occupation,

(iii) Individuals will not be required to engage in any other training program while undergoing training under the provisions of paragraphs (1) and (2), section 6(d) of 50 App. U.S.C. 451.

(iv) Commissioned officer students of medicine or dentistry, and practicing physicians or dentists may be permitted to participate to whatever lesser extent the cognizant Military Department considers necessary to maintain military proficiency.

(2) may include consideration of manner of performance of such training duty on the part of individuals subject to the training requirements outlined in paragraph (a) of this section but may not permit more than 10 percent unexcused absence from scheduled drills or training periods.

(i) These criteria shall apply equally to individuals subject to revocation of commission under the provisions of paragraphs (1) or (2) of 50 App. U.S.C. 456(d).

(ii) Failure to attend scheduled drills or training periods, or to report for annual active duty for training because of sickness, injury, or some other circumstance beyond an individual's control may be excused.

(3) Shall require individuals to meet the standards of satisfactory performance of training duty set forth in paragraph (a)(2) of this section, or participate satisfactorily in an officers' training program as provided in subparagraph (1)(iii) of this paragraph, in order to continue in a draft-deferred status under provisions of clauses (A) and (B), paragraph (2), 50 App. U.S.C. 456(c) and paragraphs (1) and (2), 50 App. U.S.C. 456(d). However, membership of such individuals in the Standby Reserve as a result of the screening process prescribed in 32 CFR Part 125 will constitute satisfactory performance of service for continued deferment under § 1622.13(h) of the Selective Service Regulations (32 CFR Part 1622).

§ 101.4 Compliance measures.

(a) Individuals with prior active duty who are subject to the participation requirements of 10 U.S.C., section 270(a) or 32 U.S.C., section 502(a) who fail to satisfactorily perform training duty as defined above may be ordered to active duty for training for not more than forty-five (45) days, as authorized by 10 U.S.C., sections 270 (b) and (c). Individuals who fail to comply with orders to perform such duty shall be liable to disciplinary action under the Uniform Code of Military Justice.

(b) Compliance measures for unsatisfactory participation by individuals without prior active duty will be governed by the provisions of 32 CFR Part 100.

§ 101.5 Cancellation of draft deferment.

Officers in a draft deferred status subject to clause (D), paragraph (2), 50 App. U.S.C. 456(c) who fail to perform satisfactorily will be certified to the Selective Service System for induction.

§ 101.6 Revocation of Commission.

Revocation of commission under the provisions of 50 App. U.S.C. 456(d) will be effected only after the individual concerned has been certified to the Selective Service System, as provided in § 101.5.

MAURICE W. ROCHE,
Director, Correspondence and
Directives Division, OASD
(Administration).

[F.R. Dec. 68-2222, Filed, Feb. 21, 1968;
8:49 a.m.]

SUBCHAPTER M—MISCELLANEOUS

PART 249—REAL ESTATE; RESERVE
COMPONENT FACILITIES AND
EQUIPMENT

The Secretary of Defense has approved the following policy:

- Sec.
- 249.1 Purpose of §§ 249.1 to 249.5.
- 249.2 Definitions.
- 249.3 Delegation.
- 249.4 Limitation.
- 249.5 Protective security.
- 249.6 Purpose of §§ 249.6 to 249.8.
- 249.7 Delegation.
- 249.8 Policy.

AUTHORITY: The provisions of this Part 249 are issued under Title 10, United States Code, sec. 2202.

§ 249.1 Purpose of §§ 249.1 to 249.5.

The purpose of this part is to provide for temporary use by civilians of Reserve Component facilities as herein defined and to establish a uniform procedure for management and control thereof.

§ 249.2 Definitions.

The term "Reserve Component facility" as used herein means any entire structure or part thereof, including any interest in land together with any improvements thereon, and any storage or other facility which is currently used or is to be used for the administration and training of one or more units of any Reserve Component of the Armed Forces of the United States and which either is owned in fee simple by the Federal Government or over which the Federal Government has an exclusive possessory interest.

§ 249.3 Delegations.

Pursuant to section 2233(c) of chapter 133, title 10, United States Code, there is hereby delegated to the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force, and to such individuals as they may designate, the authority granted the Secretary of Defense under said chapter 133, title 10, United States Code to take the following specific actions in addition to those actions delegated by DoD Directive 5100.10,¹ "Delegation of Authority With Respect to Reserve Forces Facilities:"

(a) Administer, operate, maintain, and equip, subject to policy guidance by

the Assistant Secretary of Defense (Properties and Installations), those Reserve Component facilities over which they exercise control and accountability.

(b) Issue licenses or permits for use of Reserve Component facilities over which they exercise control and accountability, to persons and organizations identified in subparagraph (2) of this paragraph. Licenses or permits so issued shall be subject to the following conditions and restrictions and to such additional conditions and restrictions as are deemed essential by the licensing department to protect the interests of the Government:

(1) The license or permit shall be revokable at will by the Government and shall provide for payment by the licensee or permittee of an amount that is commensurate with the actual or estimated pro rata cost of utilities and services furnished by the Government during such period of usage, including the wages of guards, charworkers and other personnel, plus the amount of additional costs resulting directly from such usage, which shall include but not be limited to the replacement cost of items of personal property or fixtures destroyed or damaged and the cost of repairs for damage to the real and personal property in excess of damage occasioned by normal wear and tear; *Provided*, That monetary charges may be waived when the amount determined is less than the estimated cost of collection. In any event provision shall be made in the license or permit for payment for property damaged or destroyed.

NOTE: In accordance with section 2235(a) (3) of chapter 133, title 10, United States Code, the payments received under such licenses or permits may be covered into the Treasury to the credit of the appropriation or appropriations from which the cost of maintenance, including providing of utilities and services, is paid.

(2) Licensees or permittees shall be restricted to persons and organizations promoting or providing public entertainment, social functions, recreation, amateur athletic contests or activities, and demonstrations or enterprises of an educational, religious, or civic welfare nature.

(3) Licensees or permittees may make an admission charge for functions conducted in the Reserve Component facilities and engage in the sale of goods or merchandise therein, provided all net profits derived from such charges and sales inure only to nonprofit organizations or charitable purposes and further provided that such charges and sales do not constitute unfair competition with local commercial enterprises.

§ 249.4 Limitation.

No use of the Reserve Component facilities herein specified shall be permitted which will interfere with the use thereof for the administration and training of units of the Reserve Components of the Armed Forces of the United States, or in time of war or national emergency by other units of the Armed Forces of the United States or any other use by the Government.

§ 249.5 Protective Security.

Security of Government property such as training equipment, explosives, vehicles and administrative materials during use of the Reserve Component facilities by individuals and organizations is essential, and the officer having immediate jurisdiction over the Reserve Component facility so used shall exert every effort to safeguard such property against loss, damage, or unlawful removal.

§ 249.6 Purpose of §§ 249.6 to 249.8.

The purpose of this part is to provide for enforcement and compliance with terms, conditions, reservations, and restrictions contained in instruments which transferred surplus properties to States, political subdivisions, and tax-supported instrumentalities thereof, pursuant to section 203(k) (2) (D) of Federal Property and Administrative Services Act of 1949, as amended, for use in the training and maintenance of civilian components of the Armed Forces.

§ 249.7 Delegation.

There is hereby delegated to the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force, and to such individuals as they may designate, the authorities and responsibilities vested in the Secretary of Defense by:

(a) Section 203(k) (2) (D) (i) and (ii) of Federal Property and Administrative Services Act of 1949, as amended.

(b) Section 203(k) (2) (D) (iii) of Federal Property and Administrative Services Act of 1949, as amended, provided proposed actions relative thereto are coordinated with the Assistant Secretary of Defense (Properties and Installations) in such manner as he may establish.

(c) Delegation of Authority from the Administrator, General Services Administration, dated December 15, 1952, to the Secretary of Defense for such transfers of properties as were made during the period July 1, 1949, through December 31, 1949, in accordance with the priorities and preferences, as referred to in section 602(a) (1) of Public Law 152, 81st Congress; *Provided*, That, in the exercise of such authority, all releases are coordinated with the Assistant Secretary of Defense (Properties and Installations) in such manner as he may establish.

§ 249.8 Policy.

(a) Terms contained in the instruments of transfer shall be strictly enforced and prompt remedial action shall be taken when noncompliance with conditions is noted.

(b) In administering the responsibilities herein above delegated, frequency of inspection of facilities transferred under Public Law 829, 80th Congress and Public Law 152, 81st Congress, to determine compliance with terms, conditions, reservations, and restrictions contained in instruments of transfer shall be discretionary with each Department.

(c) In instances where it is determined by inspection or otherwise that transfer instruments do not specifically set forth the obligations of the transferees or contain ambiguous provisions,

¹ Filed as part of original document. Copies are available at the Publication Counter, OASD(A), Rm. 3B200, Pentagon, Washington, D.C. 20301, or OX 52167.

prompt action shall be taken to correct the deficiencies or ambiguities by execution of reformative or amendatory instruments.

MAURICE W. ROCHE,
Directives Division OASD
(Administration).

[F.R. Doc. 68-2233; Filed, Feb. 21, 1968;
8:50 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department MISCELLANEOUS AMENDMENTS TO CHAPTER

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

PART 221—CONDITIONS APPLICABLE TO ALL CLASSES

I. In Part 221 make the following changes:

§ 221.2 [Amended]

A. In § 221.2(d) (4) change the figure "5 cents" to "6 cents" wherever it appears to show that international reply coupons issued in Canada and Mexico are exchanged at 6 cents each in postage.

NOTE: The corresponding Postal Manual section is 221.254.

§ 221.3 [Amended]

B. In § 221.3(a) (9), delete the cross reference "See § 221.2(c)."

NOTE: The corresponding Postal Manual section is 221.311.

PART 222—RATES AND CONDITIONS FOR SPECIFIC CLASSES

II. In Part 222 make the following changes:

A. Paragraph (a) of § 222.1 is revised to reflect the new postage rates applicable to surface and air letters and letter packages for Canada and Mexico.

§ 221.1 Letters and letter packages.

(a) *Rates*—(1) *Surface*. The surface rate for letters and letter packages to Canada and Mexico is 6 cents per ounce or fraction. To all other countries it is 13 cents for the first ounce and 8 cents for each additional ounce.

(2) *Airmail*. Canada and Mexico, 10 cents per ounce or fraction. To Central America, South America, the Caribbean Islands, Bahamas, Bermuda, and St. Pierre and Miquelon, 15 cents per half ounce. To Europe (except Estonia, Latvia, Lithuania, and U.S.S.R.) and Mediterranean Africa, 20 cents per half ounce. To other countries, 25 cents per half ounce.

NOTE: The corresponding Postal Manual section is 222.11.

B. Paragraphs (a) (1), (a) (2), and (c) (1) of § 222.2 are revised to reflect the new postage rates applicable to post cards for Canada and Mexico.

§ 222.2 Post cards.

(a) *Rates*—(1) *Surface*. Canada and Mexico, 5 cents single; reply-paid, 5 cents each half. All other countries, 8 cents single; reply-paid 8 cents each half.

(2) *Airmail*. Canada and Mexico, 8 cents single; reply-paid, 10 cents on message half, 5 cents (surface rate) on reply half. All other countries, 13 cents single; reply-paid, letter rate (see subparagraph (1) of this paragraph) on message half and 8 cents (surface rate) on reply half. Postage for return of the reply card by air cannot be paid with U.S. stamps. See § 241.3(c) of this chapter regarding prepayment of foreign reply-paid cards to be transmitted to other countries by airmail.

(c) *Requirements*—(1) *Form and marking*. Post cards shall be made of cardboard that meets the material and color specifications in § 131.2(b) (2) of this chapter or of paper strong enough to withstand handling. Government postal cards may be used and postage added as required. Post cards of private manufacture must bear on the front the heading Post Card, although this is not obligatory for picture post cards.

NOTE: The corresponding Postal Manual sections are 222.211, 222.212, and 222.231 respectively.

C. In § 222.4, paragraphs (a) (1) (i) (a), (a) (1) (iii) (a), and (e) (3) (iii) are revised to show the increased rate for the first 2 ounces of regular printed matter sent to Canada and Mexico, and to show the minimum per copy rate as 1.1 cents for individually addressed second-class publications to Canada only.

§ 222.4 Printed matter.

(a) *Rates*—(1) *Surface*. Surface rates for printed matter are as follows:

(i) *Regular printed matter*. The rates on regular printed matter, that is, printed matter other than books, sheet music, publishers' second-class, and publishers' controlled circulation publications described in paragraphs (b), (c), and (d) of this section, are:

(a) To Canada and Mexico—6 cents for the first 2 ounces and 2 cents for each additional ounce or fraction.

(iii) *Second-class publications*. The rates on publications entered domestically as second-class, when mailed by the publishers or by registered news agents, are:

(a) To PUAS countries (see § 211.2 of this chapter)—3 cents for the first 2 ounces and 1 cent for each additional 2 ounces or fraction.

(e) *Preparation and mailing*.

(3) *Payment of postage*.

(ii) Canada only: When individually addressed second-class publications to Canada are bundled as prescribed in subparagraph (4) (iii) of this paragraph, postage may be computed subject to the following special conditions:

(a) If the postage is paid with stamps affixed to the bundles, the publisher or news agent will weigh and rate each bundle at 3 cents for the first 2 ounces and 1 cent for each additional 2 ounces or fraction, or at 1.1 cent per copy, whichever is higher.

(b) If the postage is paid in cash or from money deposited with the postmaster, the publisher or news agent must place a write-in Canada-Bundled entry on Form 3542 showing the number of bundles and the total number of copies included in the bundles. Unaddressed copies enclosed in packages addressed to one addressee may also be included. Compute the postage charges at 1 cent for each 2 ounces plus 2 cents for each bundle, or at 1.1 cent per copy, whichever is higher, and carry the computed postage to the appropriate line of column I on Form 3541.

NOTE: Effective November 1, 1968, the provisions of this section will be discontinued.

NOTE: The corresponding Postal Manual sections are 222.411a(1), 222.411c(1), and 222.453c respectively.

D. Paragraph (b) (1) (i) in § 222.9 is amended to reflect the increased rate for the first 2 ounces of regular printed matter sent to Canada and Mexico.

§ 222.9 Articles grouped together.

(b) *Rates*—(1) *Surface*. The rates are as follows:

(i) To Canada and Mexico, 6 cents for the first 2 ounces and 2 cents for each additional ounce, with a minimum of 10 cents.

NOTE: The corresponding Postal Manual section is 222.921a.

PART 224—TREATMENT OF INCOMING POSTAL UNION MAIL

III. In § 224.1, paragraphs (a) (1), (b), and (c) are revised to show that the fee on every dutiable postal union article, other than a small packet has been increased from 13 cents to 20 cents and the fee on every dutiable or taxable small packet has been increased from 33 cents to 50 cents.

§ 224.1 Charges.

(a) *Customs clearance and delivery fees*—(1) Post offices will collect a fee of 20 cents from the addressee of every postal union article, other than a small packet, on which customs duty or internal revenue tax is collected. On every small packet on which duty or revenue tax is collected, the fee is 50 cents for each packet. The fees apply also when post office service is rendered for formal entry articles on which importers pay the customs charges directly to the Customs Service. The fees are retained by the Postal Service, and are accounted for by affixing postage due stamps to the articles or packets and canceling. See § 232.1(a) of this chapter concerning fees on incoming dutiable parcel post,

and § 261.5(e) of this chapter concerning recording and reporting duty collections.

(b) *Shortpaid mail.* Post offices will collect from the addresses of shortpaid letters and post cards the amount indicated in U.S. currency by the receiving exchange office. The Canadian service applies the ratings on articles from that country. The amount is accounted for by affixing and canceling postage due stamps, and is retained by the postal service. If an article bears U.S. postage the delivering office shall allow credit for its value when postage due is collected. Postage due ratings can be verified from paragraph 3 of the introduction to Chart 7 in the Directory of International Mail, and inquiries may be directed to the Classification and Special Services Division, Bureau of Operations, Post Office Department, Washington, D.C. 20260.

(c) *Invalid foreign postage.* Foreign mail bearing invalid postage is accompanied by international Form C 10 issued in the country of origin and is rated as unpaid. The addressee is asked to pay the postage due, to disclose the name and address of the sender, and to surrender the envelope. The post office will send the envelope after delivery, or the entire article if the addressee refuses it, with the Form C 10 to the Classification and Special Services Division, Bureau of Operations, Post Office Department, Washington, D.C. 20260, with the name and address of the sender if disclosed by the addressee.

NOTE: The corresponding Postal Manual changes are 224.111, 224.12, and 224.13 respectively.

PART 231—OUTGOING PARCELS

IV. In Part 231, make the following changes:

§ 231.4 [Amended]

A. In § 231.4(c) (1), change the reference "§ 231.6(c) (2)" to "§ 231.4(c) (2)."

NOTE: The corresponding Postal Manual section is 231.431.

§ 231.7 [Amended]

B. In paragraph (b) of § 231.7 change "International Service Division, Bureau of Transportation and International Services" to "Classification and Special Services Division, Bureau of Operations" wherever it appears.

NOTE: The corresponding Postal Manual section is 231.72.

PART 232—INCOMING PARCELS

§ 232.1 [Amended]

V. In paragraph (a) of § 232.1, change "33 cents" to "50 cents" wherever it appears to show that the fee on every dutiable or taxable parcel post package has been increased from 33 cents to 50 cents.

NOTE: The corresponding Postal Manual section is 232.11.

PART 261—CUSTOMS

VI. In § 261.5, paragraph (d) (4) is revised to eliminate instructions that customs funds are to be sent to the chief accountant or other designated employees at first-class offices.

§ 261.5 Treatment at delivery office.

(d) *Delivery of dutiable mail.* * * *

(4) At first-class offices carrier's accountability will be cleared by completing the two copies of Form 2944 prepared pursuant to subparagraph (2) of this paragraph. Hand both copies of completed Form 2944 to carrier who will deposit the original in the slotted and locked receptacle provided for that purpose and file the duplicate which he will retain for 3 months after the last day of the month of issue. The Forms 2944 shall be removed from the locked receptacle by an employee or supervisor, other than the clearing clerk, and forwarded daily to the chief accountant or other designated employee. Clearing clerk will send signed originals of Form 3419 to the chief accountant or other designated employee. Employees at delivery windows who have been charged with dutiable packages will be similarly cleared, but will be required to execute a new set of Form 2944 covering all dutiable packages remaining in their custody at the close of business.

NOTE: The corresponding Postal Manual section is 261.544.

The foregoing amendments to Chapter I of Title 39, Code of Federal Regulations codify changes announced in the FEDERAL REGISTER on January 3, 1968 (33 F.R. 26-28).

(5 U.S.C. 301, 39 U.S.C. 501, 505)

TIMOTHY J. MAY,
General Counsel.

FEBRUARY 16, 1968.

[F.R. Doc. 68-2223; Filed, Feb. 21, 1968; 8:50 a.m.]

**Title 43—PUBLIC LANDS:
INTERIOR**

Chapter II—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 4368]

[New Mexico 1018]

NEW MEXICO

**Revocation of Stock Driveway
Withdrawal**

By virtue of the authority contained in section 10 of the act of December 29, 1916 (39 Stat. 865; 43 U.S.C. 300), as amended, it is ordered as follows:

1. The departmental order of April 29, 1919, creating Stock Driveway Withdrawal No. 81 (New Mexico No. 12), is hereby revoked so far as it affects the following described lands:

NEW MEXICO PRINCIPAL MERIDIAN

- T. 28 N., R. 8 W.,
Sec. 7, lots 3, 4, 5, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 17, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$,
NW $\frac{1}{4}$ SE $\frac{1}{4}$, and S $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 18, E $\frac{1}{2}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 19, lots 1, 2, 3, 4, N $\frac{1}{2}$ NE $\frac{1}{4}$, and
E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 20, E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 30, lots 1, 2, and 3.
- T. 29 N., R. 9 W.,
Sec. 17, S $\frac{1}{2}$;
Sec. 20, NE $\frac{1}{4}$.
- T. 30 N., R. 11 W.,
Sec. 11, NE $\frac{1}{4}$;
Sec. 12, N $\frac{1}{2}$, and SE $\frac{1}{4}$.

The areas described aggregate 3,080.07 acres in San Juan County.

The lands are located in the northwestern part of the State. The topography is gently sloping to rough and hilly. The vegetal cover, which consists of gramma and galleta grasses with some sage, is quite sparse. Soils are medium-textured sandy loams with moderate sheet and rill erosion.

2. At 10 a.m. on March 24, 1968, the lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, the requirements of applicable law, and the provisions of existing orders of classification. All valid applications received at or prior to 10 a.m. on March 24, 1968, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. The lands have been open to applications and offers under the mineral leasing laws, and to location under the U.S. mining laws subject to the regulations in 43 CFR 3400.3.

4. The State of New Mexico has waived the preference right of application granted to certain states by R.S. 2276, as amended (43 U.S.C. 852).

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Santa Fe, N. Mex.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 16, 1968.

[F.R. Doc. 68-2183; Filed, Feb. 21, 1968; 8:45 a.m.]

Title 49—TRANSPORTATION

Subtitle A—Office of the Secretary of Transportation

[OST Docket No. 16]

PART 99—EMPLOYEE RESPONSIBILITIES AND CONDUCT

Correction

In F.R. Doc. 68-1622, appearing at page 2820 in Part II of the issue for Friday, February 9, 1968, paragraph (c) of § 99.735-15 is changed to read as follows:

(c) Before an employee may participate in a matter to which, to his knowledge, section 208 applies he must either cause the financial interest involved to be

divested, or request a determination of the propriety of his participation in any matter by informing a responsible official of the nature and circumstances of the matter and the financial interest involved. For the purposes of this section, a "responsible official" is a designated superior official who is in such a position that the private nature of the employee's interest will be preserved, or the chief personnel officer of the employee's organization.

Chapter X—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 998]

PART 1033—CAR SERVICE

Peoria and Pekin Union Railway Company Authorized To Operate Over Trackage of Chicago and North Western Railway Co.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C. on the 16th day of February 1968.

It appearing that a bulk warehouse facility has been constructed in Peoria County, Ill., to handle bulk commodities requiring railroad service; that the Peoria and Pekin Union Railway Co. has agreed to perform service to this warehouse; that the Peoria and Pekin Union Railway Co. has filed an application with the Commission, in Finance Docket No.

24833, requesting authority to operate over trackage of the Chicago and North Western Railway Co. in the vicinity of Sumner, Ill., between C&NW milepost 3+4,906.7 and C&NW milepost 5+3,639.5, a distance of 1.76 miles, in order to serve such facility; that the Commission is of the opinion that there is need for railroad service to the industry; that operation by the Peoria and Pekin Union Railway Co. over trackage of the Chicago and North Western Railway Co. in the vicinity of Sumner, Ill., is necessary to enable the Peoria and Pekin Union Railway Co. to provide railroad service, pending final disposition, by the Commission of Finance Docket No. 24833; that notice and public procedure herein are impractical and contrary to the public interest; and that good cause exists for making this order effective upon less than 30 days' notice.

It is ordered, That:

§ 1033.998 Service Order No. 998.

(a) *Peoria and Pekin Union Railway Co. authorized to operate over trackage of Chicago and North Western Railway Co.* The Peoria and Pekin Union Railway Co. be, and it is hereby authorized to operate over trackage of the Chicago and North Western Railway Co. in the vicinity of Sumner, Ill., between C&NW milepost 3+4,906.7 and C&NW milepost 5+3,639.5, a distance of 1.76 miles.

(b) *Application.* The provisions of this order shall apply to intrastate and foreign traffic as well as to interstate traffic.

(c) *Rules and regulations suspended.* The operation of all rules and regulations insofar as they conflict with the provisions of this order is hereby suspended.

(d) *Effective date.* This order shall become effective at 12:01 a.m., February 20, 1968.

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., June 30, 1968, unless otherwise modified, changed, or suspended by order of this Commission.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies sec. 1(10-17), 15(4) and 17(2), 40 Stat. 101, as amended 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), 17(2))

It is further ordered, That copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 68-2234; Filed, Feb. 21, 1968; 8:50 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Federal Water Pollution Control Administration

[18 CFR Part 607]

PERSONS WHOSE ALLEGED ACTIVITIES RESULT IN DISCHARGES CONTRIBUTORY TO WATER POLLUTION

Requirement To File Report

Notice is hereby given that the Secretary of the Interior proposes to issue regulations under the authority of section 10(k) of the Federal Water Pollution Control Act, as amended (80 Stat. 1250; 33 U.S.C. 466g(k)), and section 12(a) of the Act, as amended (75 Stat. 204; 33 U.S.C. 466i(a)) to require the filing of a report by any person whose alleged activities result in discharges causing or contributing to water pollution.

Interested persons may submit written comments concerning the proposed regulations to the Secretary of the Interior, Washington, D.C. 20240 within 45 days of publication of this notice.

MAX N. EDWARDS,
Commissioner.

FEBRUARY 16, 1968.

PART 607—FILING OF REPORTS WITH SECRETARY OF THE INTERIOR BY PERSONS WHOSE ALLEGED ACTIVITIES RESULT IN DISCHARGES CAUSING OR CONTRIBUTING TO WATER POLLUTION

Sec.	
607.1	Applicability.
607.2	Definitions.
607.3	Initiation of request for report.
607.4	Service.
607.5	Report; form and content, time for submission.
607.6	Protection of trade secrets; confidential information.
607.7	Penalties.

AUTHORITY: The provisions of this Part 607 issued under section 10(k) of the Federal Water Pollution Control Act, as amended (80 Stat. 1250; 33 U.S.C. 466g(k)) and section 12(a) of the act, as amended (75 Stat. 204; 33 U.S.C. 466i(a)).

§ 607.1 Applicability.

The provisions of this part apply to reports required by the Secretary of the Interior to be filed with him by any person whose alleged activities result in discharges causing or contributing to water pollution. The Secretary is authorized to require such reports to be filed at the request of a majority of the conferees in any conference and in connection with any hearing called under section 10 of the Federal Water Pollution Control Act, as amended. (80 Stat.

1250; 33 U.S.C. 466g(f) (2), (3), and (4), and (k).)

§ 607.2 Definitions.

(a) "Act" means the Federal Water Pollution Control Act, as amended (33 U.S.C. 466 et seq.).

(b) "Department" means the Department of the Interior.

(c) "Secretary" means the Secretary of the Interior.

(d) The definitions of terms contained in sections 10 and 13 of the act shall be applicable to such terms as used in this part unless the context otherwise requires.

§ 607.3 Initiation of request for report.

(a) The Secretary of the Interior at the request of a majority of the conferees in any conference or in connection with any public hearing called under section 10 of the Federal Water Pollution Control Act, as amended, may request any person whose alleged activities result in discharges causing or contributing to water pollution of the subject waters of such conference or public hearing to file with him a report as to the character, kind and quantity of such discharges and the use of facilities or other means to prevent or reduce such discharges by the person filing such report.

(b) When the Secretary finds that the conditions precedent to the requesting of such report or reports have been met he may request in writing the submission to him of such report in the time, form and content as herein provided.

(c) The request for such report shall be served on any person whose alleged activities result in discharges causing or contributing to the pollution of waters in the matter of which the conference or the public hearing has been called.

§ 607.4 Service.

The written request for such report may be served by mailing a copy thereof to the person whose alleged activities result in discharges causing or contributing to the pollution of waters subject to the conference or to the public hearing, or in the case of a corporation, partnership, association, State, municipality, other political subdivision of a State, upon an authorized representative thereof at his residence, office or place of business as ascertained by the Secretary.

§ 607.5 Report; form and content, time for submission.

(a) No particular form for such reporting will be required unless specified within the written request for such report.

(b) Such report shall detail, based on existing data, and covering such period as the Secretary may direct, all pertinent and useful information as to the character, kind and quantity of the dis-

charges, treated, or untreated, alleged to be causing or contributing to the pollution of the waters. The reported data shall identify the causes and sources of the alleged pollutions discharges and shall include but not be limited to applicable information as to the physical, chemical, or biological properties of any liquid, gaseous, solid, radioactive, or other substance composing the discharges in whole or in part. Thermal characteristics of the discharges shall be determined and the level of heat in flow shall be included in the reported data. Twenty-four (24) hour daily average quantities of discharges, in whole and of separate individual component substances where available in existing data, shall be stated either in units of pounds per day or, as measurable in concentration, in milligrams per liter. Peak hourly discharge quantities, in whole, in combination, or of separate individual component substances, which exceed such twenty-four (24) hour daily average by twenty (20) percent or more shall be noted.

(c) The Secretary may, in his discretion, include in the written request for such report, a requirement for such reasonable additional information as he may deem necessary or useful.

(d) Facilities used to prevent or reduce such discharges shall be reported and described in sufficient detail, including pertinent plans and specification, to permit a technical judgment of the present and future effectiveness of such facilities, together with any specific data the Secretary may consider reasonably necessary and useful. Plans for future improvement of existing facilities or for the installation of new facilities may be included, together with a projected timetable for their planning and installation.

(e) Five (5) copies of the report shall be furnished. It shall be directed to the Secretary, be dated, clearly identify the subject matter of the report, bear the name, address and telephone number of the reporting person and shall be signed by such person, or in the case of a corporation, municipality or other political subdivision, by a duly authorized officer thereof. The report shall be clearly typed, printed, or duplicated and shall be securely stapled or otherwise fastened. Each page shall be numbered and in proper sequence. Any exhibits shall be included in or securely attached to the report.

(f) Such reports shall be filed with the Secretary within such time as specified in his written request which shall not be less than thirty (30) days from the date of the request unless the Secretary finds that an emergency exists requiring the report to be furnished in a shorter time, or unless an extension for good cause shown is requested of and granted by the Secretary in writing.

§ 607.6 Protection of trade secrets; confidential information.

No person shall be required in such report to divulge trade secrets or secret processes and all information reported shall be considered confidential for the purposes of section 1905 of Title 18 of the United States which provides:

Whoever, being an officer or employee of the United States or of any department or agency thereof, publishes, divulges, discloses, or makes known in any manner or to any extent not authorized by law any information coming to him in the course of his employment or official duties or by reason of any examination or investigation made by, or return, report or record made to or filed with, such department or agency or officer or employee thereof, which information concerns or relates to the trade secrets, processes, operations, style of work, or apparatus, or to the identity, confidential statistical data, amount or source of any income, profits, losses, or expenditures of any person, firm, partnership, corporation, or association; or permits any income return or copy thereof of any book containing any abstract or particulars thereof to be seen or examined by any persons except as provided by law; shall be fined not more than \$1,000, or imprisoned not more than 1 year, or both; and shall be removed from office or employment. June 25, 1948, c. 645, 62 Stat. 791.

§ 607.7 Penalties.

(a) If any person fails to file a report required by the Secretary in connection with any public hearing within the time set for the filing of such report and such failure shall continue for thirty (30) days after written notice of such default given by the Secretary to such person by registered or certified mail at his last known address, such person shall forfeit to the United States the sum of \$100 for each and every day of continued default following immediately upon the expiration of the thirtieth (30th) day after the Secretary has given written notice; such forfeiture to be paid into the Treasury of the United States.

(b) If any person fails to file a report required by the Secretary in response to a request of a majority of the conferees in any conference within the time set for the filing of such report and such failure shall continue for thirty (30) days after written notice of such default given by the Secretary to such person by registered or certified mail at his last known address, the Secretary shall forthwith report such failure to the conferees.

(c) A majority of the conferees of said conference may order such person to be subject to a forfeiture of \$100 for each and every day of continued default following immediately upon the expiration of the thirtieth (30th) day after the Secretary has given written notice; such forfeiture to be paid into the Treasury of the United States.

(d) Such forfeitures, without demand or further notice, may be recovered in a civil suit in the name of the United States brought in the district in which such person has his principal office or in which he does business.

(e) The Secretary may, upon timely application therefor, remit or mitigate any forfeiture and he shall have author-

ity to determine the facts upon all such applications.

[F.R. Doc. 68-2180; Filed, Feb. 21, 1968; 8:45 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 68-WE-4]

FEDERAL AIRWAY SEGMENT

Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate VOR Federal airway No. 8 south alternate segment from Grand Junction, Colo., to Kremmling, Colo., via the intersection of the Grand Junction 074° T (059° M) and the Kremmling 228° T (214° M) radials. The airway floors would be established from Grand Junction 30 nautical miles 1,200 feet AGL, 24 nautical miles 12,700 feet MSL, 17 nautical miles 13,000 feet MSL, 28 nautical miles 12,000 feet MSL, thence 13,000 feet MSL to Kremmling. The proposed south alternate segment would provide a route with controlled airspace for instrument flight rule traffic transitioning from Grand Junction and Kremmling to airports serving the Aspen, Snowmass, Glenwood Springs, and White River, Colo., recreational areas.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 90007, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. An informal docket also will be available for examination at the Office of the Regional Air Traffic Division Chief.

This action is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on February 14, 1968.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 68-2205; Filed, Feb. 21, 1968; 8:48 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 68-SW-11]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to alter the Kingsville, Tex., transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Administration, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Tex. An informal docket will also be available for examination at the Office of the Chief, Air Traffic Division.

The Kingsville, Tex., transition area is described in FAR, Part 71, § 71.181 (33 F.R. 2204). It is proposed to amend the transition area to read as follows:

KINGSVILLE, TEX.

That airspace extending upward from 700 feet above the surface within a 15-mile radius of NAAS Kingsville (North) (lat. 27°30'10" N., long. 97°48'25" W.).

The proposed alteration is necessary due to revisions to instrument approach/departure procedures at this location and to simplify the description by eliminating multiple extensions to the basic 7-mile radius area which would otherwise be required.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Fort Worth, Tex., on February 13, 1968.

A. L. COULTER,
Acting Director, Southwest Region.

[F.R. Doc. 68-2207; Filed, Feb. 21, 1968; 8:48 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-EA-125]

FEDERAL AIRWAY

Proposed Designation

The Federal Aviation Administration (FAA) is considering an amendment to

Part 71 of the Federal Aviation Regulations that would designate the U.S. portion of VOR Federal airway No. 337 from Akron, Ohio, to Windsor, Ontario, Canada.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The FAA proposes to designate V-337 from Akron, Ohio, with a 1,200-foot AGL floor to Windsor, Ontario, via the intersection of the Akron 328° T (332° M) and the Windsor 116° T (119° M) radials, excluding the portion within Canada.

The proposed airway would be utilized by air traffic en route to the Burke-Lakefront, Cuyahoga County, and Lost Nation Airports in the Cleveland, Ohio, terminal area from the Detroit, Mich./Windsor area. In addition, it would also serve overflights to and from the Akron terminal area.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on February 14, 1968.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 68-2203; Filed, Feb. 21, 1968;
8:48 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-CE-160]

TRANSITION AREA

Proposed Designation; Supplemental Notice

In a notice of proposed rule making published in the FEDERAL REGISTER on December 23, 1967 (32 F.R. 20781), Airspace Docket No. 67-CE-160, the Federal Aviation Administration proposed to designate a transition area at Moberly, Mo. The administration is now considering amending Part 71 of the Federal Aviation Regulations so as to redesignate a transition area at Moberly.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief.

Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this supplemental notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

Subsequent to publication of the notice, the administration determined that it is necessary to cancel Special ADF No. 1 instrument approach procedure serving Omar N. Bradley Airport, Moberly, Mo., and replace it with a Special NDB (ADF) Runway No. 30 instrument approach procedure. In addition, the Special NDB (ADF) Runway No. 12 instrument approach procedure at this airport must be changed. As a result of these changes and cancellation, the proposed transition area at Moberly must be redesignated. The redesignation will provide controlled airspace protection for aircraft executing the new and amended special instrument approach procedures.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations by redesignating a transition area at Moberly, Mo., as hereinafter set forth:

In § 71.181 (33 F.R. 2137), the following transition area is added:

MOBERLY, Mo.

That airspace extending upward from 700 feet above the surface within a 6-mile radius of Omar N. Bradley Airport (latitude 39°27'50" N., longitude 92°25'35" W.); within 2 miles each side of the 121° bearing from Omar N. Bradley Airport, extending from the 6-mile radius area to 12 miles southeast of the airport; and within 2 miles each side of the 316° bearing from Omar N. Bradley Airport, extending from the 6-mile radius area to 13 miles northwest of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles southwest and 8 miles northeast of the 121° bearing from Omar N. Bradley Airport, extending from the airport to 12 miles southeast of the airport; within 5 miles northeast and 8 miles southwest of the 316°

bearing from Omar N. Bradley Airport, extending from the airport to 13 miles northwest of the airport; and within 5 miles each side of the 026° bearing from Omar N. Bradley Airport, extending from the airport to V-116.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued at Kansas City, Mo., on February 6, 1968.

DANIEL E. BARROW,
Acting Director, Central Region.

[F.R. Doc. 68-2208; Filed, Feb. 21, 1968;
8:48 a.m.]

[14 CFR Part 75]

[Airspace Docket No. 68-WA-4]

JET ROUTE

Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 75 of the Federal Aviation Regulations that would designate a jet route from the Delta, Utah, VORTAC via the Myton, Utah, VORTAC; Cheyenne, Wyo., VORTAC to the O'Neill, Nebr., VORTAC. This proposed jet route in conjunction with the proposal contained in Airspace Docket No. 67-WE-49 (33 F.R. 638) to realign Jet Route 84 from Oakland, Calif., to Meeker, Colo., would provide an additional bypass route north of the Denver terminal area for high altitude turbojet traffic.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C. on February 14, 1968.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 68-2206; Filed, Feb. 21, 1968;
8:48 a.m.]

FEDERAL MARITIME COMMISSION

[46 CFR Part 541]

[Docket No. 68-9]

**FREE TIME AND DEMURRAGE
CHARGES ON EXPORT CARGO****Notice of Prehearing Conference**

Pursuant to Rule 6(d) of the Commission's rules of practice and procedure, a prehearing conference will be held by the undersigned beginning at 10 a.m., April 3, 1968, in Room 705, 45 Broadway, New York, N.Y.

It appears that as a result of this case a rule may issue which will be substantially important to many interests, including without limitation exporters and importers, carriers, terminals, those furnishing shoreside transportation and other services, municipalities, and the ports of New York and Philadelphia and other North Atlantic ports as well.

The rule as presently proposed may be found in the Commission's "Notice of Proposed Rulemaking and Hearing," published in Volume 33, No. 33 of the FEDERAL REGISTER, February 16, 1968, at page 3081 (46 CFR 541) which is incorporated herein by reference. As specified in that notice, all who desire to participate in this matter should file with the undersigned as promptly as possible a petition to intervene, in accordance with Rule 5(1) of the Commission's rules of practice and procedure. A copy of each such petition should be served on the Commission's Office of Hearing Counsel.

In an attempt to secure the best possible record, and at the same time save effort, time, and money for all concerned, it is suggested that conference and correspondence between the parties and Hearing Counsel may make possible the presentation of the bulk of the evidence by written statements and cross-examination of the statements' authors. To facilitate such an arrangement the time

between publication of this notice and the conference is made longer than usual, and all are urged to try to follow the course hereby suggested.

If demands for the production of data or documents are nevertheless considered necessary they shall be served (with copy to the Examiner) not later than March 25, 1968.

All are cautioned that the rules which may issue as a result of this proceeding can vary substantially from the rule as it has been proposed; which is to say that all who will be affected by allowances of free time and demurrage charges on export cargo are charged with knowledge that participation in this proceeding is their opportunity to express their views to the Examiner and the Commission as to the rules (if any) to be issued.

PAUL D. PAGE, JR.,
Presiding Examiner.

[F.R. Doc. 68-2246; Filed, Feb. 21, 1968;
8:51 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[A 1339]

ARIZONA

Notice of Proposed Classification of Public Lands for State Indemnity Lieu Selection

1. Pursuant to section 2 of the Act of September 19, 1964 (43 U.S.C. 1411-18) and to the regulations in 43 CFR, Parts 2410 and 2411, notice is hereby given of a proposal to classify the public lands described below for transfer to the State of Arizona on Indemnity Lieu Selection. Publication of this notice has the effect of segregating the described lands from all forms of appropriation under the public land laws except for State Indemnity Lieu Selections, and from appropriation under the mining laws. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for Federal use or purpose.

2. Information concerning these lands and the proposed disposition may be received by inquiry or inspection of data in the Phoenix District Office, Bureau of Land Management, and Land Office, Bureau of Land Management, Federal Building, Phoenix, Ariz.

3. For a period of 60 days from the date of publication of this notice in the FEDERAL REGISTER, all persons who wish to submit comments, suggestions, or objections in connection with the proposed classification may present their views in writing to the Phoenix District Manager, Bureau of Land Management, Federal Building, Phoenix, Ariz. 85025.

4. The lands included in this proposed classification are located in Navajo County and are described as follows:

GILA AND SALT RIVER MERIDIAN, ARIZONA

- T. 14 N., R. 21 E.,
Sec. 12;
Sec. 14, E $\frac{1}{2}$.
T. 15 N., R. 16 E.,
Sec. 4, lots 1 through 12, S $\frac{1}{2}$;
Sec. 8;
Sec. 10;
Sec. 14;
Sec. 18, lots 1 through 4, E $\frac{1}{2}$ W $\frac{1}{2}$, E $\frac{1}{2}$;
Sec. 26;
Sec. 28;
Sec. 30, lots 1 through 4, E $\frac{1}{2}$ W $\frac{1}{2}$, E $\frac{1}{2}$.
T. 15 N., R. 17 E.,
Sec. 26;
Sec. 28;
Sec. 30, lots 1 through 4, E $\frac{1}{2}$ W $\frac{1}{2}$, E $\frac{1}{2}$.
T. 15 N., R. 18 E.,
Sec. 28.
T. 15 N., R. 21 E.,
Sec. 10, E $\frac{1}{2}$;
Sec. 14;
Sec. 22, E $\frac{1}{2}$ E $\frac{1}{2}$.

- T. 16 N., R. 21 E.,
Sec. 4, lots 1 through 4, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$;
Sec. 10;
Sec. 22;
Sec. 34.

- T. 17 N., R. 21 E.,
Sec. 18, E $\frac{1}{2}$;
Sec. 20;
Sec. 22;
Sec. 26;
Sec. 28;
Sec. 34.

The area described aggregates approximately 16,040.88 acres.

KENNETH F. HANSEN,
Acting State Director.

FEBRUARY 16, 1968.

[F.R. Doc. 68-2185; Filed, Feb. 21, 1968;
8:45 a.m.]

[Groups 434 and 435]

ARIZONA

Notice of Filing of Plats of Survey

FEBRUARY 16, 1968.

1. Plats of survey of the lands described below will be officially filed in the Land Office, Phoenix, Ariz., effective at 10 a.m., March 25, 1968:

GILA AND SALT RIVER MERIDIAN

- T. 3 N., R. 7 E.,
Secs. 1, 2, and 3;
Sec. 4, lots 15, 16, and 17;
Sec. 9, lots 9 to 12, inclusive;
Secs. 10 to 15, inclusive;
Sec. 16, lots 9 to 12, inclusive;
Sec. 21, lots 9 to 12, inclusive, and E $\frac{1}{2}$ E $\frac{1}{2}$;
Secs. 22 to 27, inclusive;
Sec. 28, lots 9 to 12, inclusive, and E $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 36.

The areas described aggregate 10,760.57 acres.

- T. 4 N., R. 7 E.,
Secs. 1 and 2;
Sec. 3, lots 9 to 17, inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 4, lots 9 to 16, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 10, lots 9 to 12, inclusive, and E $\frac{1}{2}$ E $\frac{1}{2}$;
Secs. 11, 12, 13, and 14;
Sec. 15, lots 9 to 12, inclusive, E $\frac{1}{2}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 22, lots 9 to 12, inclusive, and E $\frac{1}{2}$;
Secs. 23, 24, and 25;
Sec. 26, lots 1 and 2, E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 27, lots 8 to 16, inclusive, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 34, lots 8 to 11, inclusive, E $\frac{1}{2}$ W $\frac{1}{2}$, and E $\frac{1}{2}$;
Secs. 35 and 36.

The areas described aggregate 10,369.71 acres.

- T. 3 N., R. 8 E.,
Secs. 4 to 9, inclusive;
Secs. 16 to 21, inclusive;
Secs. 28 to 33, inclusive.

The areas described aggregate 11,481.41 acres.

2. The lands are rolling and the soil is sandy and rocky. The timber is moderate palo verde with undergrowth of mod-

erate cacti, creosote bush, brush, and scattered cat claw.

3. All of the above-described lands are embraced in the Tonto National Forest by Proclamation 837 of February 10, 1909.

Since the lands are withdrawn from the Tonto National Forest, the described lands will not be subject to disposition under the General Public Land Laws by reason of the official filing of the plats.

CHARLES G. BAZAN,
Acting Manager.

[F.R. Doc. 68-2188; Filed, Feb. 21, 1968;
8:45 a.m.]

[C-2714]

COLORADO

Notice of Classification of Public Lands; Correction

FEBRUARY 16, 1968.

In F.R. Doc. 68-1378, appearing at page 2612 of the issue for Tuesday, February 6, 1968, the following changes should be made:

Under T. 14 S., R. 103 W., sec. 27, "S $\frac{1}{2}$ W $\frac{1}{2}$ " should be "S $\frac{1}{2}$ N $\frac{1}{2}$ ".

J. ELLIOTT HALL,
Acting State Director.

[F.R. Doc. 68-2186; Filed, Feb. 21, 1968;
8:45 a.m.]

[Serial No. M 2147]

MONTANA

Notice of Proposed Classification of Public Lands for Multiple-Use Management

FEBRUARY 16, 1968.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and to the regulations in 43 CFR Parts 2410 and 2411, it is proposed to classify for multiple-use management the public lands within the areas described below, together with any lands therein which may become public lands in the future. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. Publication of this notice has the effect of segregating the described lands from appropriation only under the agricultural land laws (43 U.S.C. Parts 7 and 9; 25 U.S.C. sec. 334) and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171); and the lands shall remain open to all other applicable forms of appropriation including the mining and mineral leasing laws.

3. The public lands are located within Granite County and are shown on maps on file in the Missoula District Office, Missoula, Mont., and on maps and plats in the Land Office, Bureau of Land Management, 316 North 26th Street, Billings, Mont.

The overall description of the areas is as follows:

PRINCIPAL MERIDIAN MONTANA
GRANITE COUNTY

- T. 7 N., R. 13 W.,
Secs. 6, 7, 18, 19, 30, and 31.
T. 8 N., R. 13 W.,
Secs. 4, 9, 16, 17, 19, 20, 30, and 31.
T. 9 N., R. 13 W.,
Secs. 17, 31, and 32.
T. 5 N., R. 14 W.,
Sec. 18.
T. 6 N., R. 14 W.,
Sec. 12.
T. 7 N., R. 14 W.,
Secs. 1, 12, 13, 18, 19, 20, 24, 25, 30, and 36.
T. 8 N., R. 14 W.,
Secs. 24, 25, and 36.
T. 9 N., R. 14 W.,
Secs. 1, 2, 3, 6, 17, 20, 21, 26, 27, 31, 32, 33,
34, 35, and 36.
T. 5 N., R. 15 W.,
Secs. 6, 20, and 30.
T. 6 N., R. 15 W.,
Secs. 3, 4, 5, 6, 8, 9, 22, 23, 26, 27, 28, 30, 31,
34, and 35.
T. 7 N., R. 15 W.,
Secs. 2, 3, 5, 6, 7, 10, 11, 12, 13, 24, 25, and 32.
T. 8 N., R. 15 W.,
Secs. 5, 8, 17, 20, 21, 28, 29, and 32.
T. 6 N., R. 16 W.,
Secs. 25 and 36.
T. 7 N., R. 16 W.,
Secs. 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17,
23, 24, 25, and 26.

The public lands in the areas described aggregate approximately 22,600 acres.

4. For a period of sixty (60) days from the date of publication of this notice in the FEDERAL REGISTER, all persons who wish to submit comments, suggestions, or objections in connection with the proposed classification may present their views in writing to the District Manager, Bureau of Land Management, Post Office Box 1227, Missoula, Mont. 59801.

5. No public hearing is planned; however, one may be scheduled at a later date if circumstances warrant.

HAROLD TYSK,
State Director.

[F.R. Doc. 68-2187; Filed, Feb. 21, 1968;
8:45 a.m.]

[OR 2900]

OREGON

Notice of Proposed Withdrawal and
Reservation of Lands

FEBRUARY 15, 1968.

The Department of Agriculture, on behalf of the Forest Service, has filed application, OR 2900, for the withdrawal of the national forest lands described below, from all forms of appropriation under the mining laws (30 U.S.C., Ch. 2), but not from leasing under the mineral leasing laws, subject to valid existing rights.

The applicant desires an addition to the Lower Rogue River Recreation Area

for the protection and administration of the Siskiyou National Forest.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 729 Northeast Oregon Street, Post Office Box 2965, Portland, Oreg. 97208.

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

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

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

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

The lands involved in the application are:

SISKIYOU NATIONAL FOREST
WILLAMETTE MERIDIAN

Lower Rogue River Recreation Area Addition

- T. 34 S., R. 11 W.,
Sec. 4, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 35 S., R. 12 W.,
Sec. 10, lot 7;
Sec. 11, lots 6, 7, and 8;
Sec. 14, NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 20, portions of lot 3, and SW $\frac{1}{4}$ NE $\frac{1}{4}$,
described as follows:

Beginning at a 48-inch diameter fir tree located beside a creek, said tree being 2,629 feet south and 1,240 feet west of northeast corner said sec.; thence (Var. 20° E.) down center of said creek approximately S. 43°50' E. 190.3 feet; thence S. 53°20' E. 230 feet, more or less, to ordinary highwater mark of Rogue River; thence downstream in southwest direction following right bank of Rogue River a distance of 900 feet, more or less, to a point in center of an unnamed creek, which forms east boundary of a tract of land leased to John F. and Sadie Adams, described in lease recorded in Book 2, page 276, Curry County Lease Records on file in County Clerk's Office; thence following centerline of said creek upstream in northwest direction to a point which is 200 feet downstream from a cross chipped on a rock in center of said creek, which rock marks northeast corner of tract described in above lease, from said point northeast approximately 1,000 feet in a straight line to point of beginning, said 48-inch fir tree, also described in deed from John F. and Sadie E. Adams to Walter

W. Orebaugh, recorded in Curry County Deed Records, Book 31, page 124.
Sec. 20, portions of lot 4 and NE $\frac{1}{4}$ SW $\frac{1}{4}$,
described as follows:

Beginning at a large boulder at mouth of Tommy East Creek marked with an "X" on top, described in official records of Curry County, Oreg., Deed Book 31, page 121, as being 13.16 chains north and 33.54 chains east of southwest corner of said sec. 20; thence following approximate ordinary high water line of Rogue River S. 49°50' W. 681.8 feet, the true point of beginning; thence N. 14°21' W. to west line of NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence south along said west line and west line of lot 4 to a point S. 60°43' W., 229.8 feet and S. 51°30' W., 207.9 feet from point of beginning; thence following approximate ordinary high water line of Rogue River N. 60°43' E. 229.8 feet; thence N. 51°30' E. 207.9 feet to point of beginning.

T. 36 S., R. 13 W.,
Sec. 2, lots 2 and 8.

The areas described aggregate approximately 256 acres.

VIRGIL O. SEISER,
Chief, Branch of Lands.

[F.R. Doc. 68-2189; Filed, Feb. 21, 1968;
8:45 a.m.]

[OR 2796 (Wash.)]

WASHINGTON

Notice of Proposed Withdrawal and
Reservation of Lands

FEBRUARY 15, 1968.

The Department of Agriculture, on behalf of the Forest Service, has filed application, OR 2796 (Wash.), for the withdrawal of the national forest lands described below, from all forms of appropriation under the mining laws (30 U.S.C., ch. 2), but not from leasing under the mineral leasing laws, subject to valid existing rights.

The applicant desires to set aside the Beth-Beaver Lake Complex Campground and Recreation Area for the protection and administration of the Okanogan National Forest.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 729 Northeast Oregon Street, Post Office Box 2965, Portland, Oreg. 97208.

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

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

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

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

The lands involved in the application are:

OKANOGAN NATIONAL FOREST
WILLAMETTE MERIDIAN

Beth-Beaver Lake Complex Campground and Recreation Area

T. 39 N., R. 30 E.,

Sec. 23, S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 24, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;

Sec. 25, N $\frac{1}{2}$ N $\frac{1}{2}$ lot 3 (N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$), S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, and E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$.

The area described aggregates approximately 145 acres.

VIRGIL O. SEISER,
Chief, Branch of Lands.

[F.R. Doc. 68-2190; Filed, Feb. 21, 1968; 8:46 a.m.]

GRAZING REGULATIONS

Schedule of Grazing Fees, 1968

Notice is hereby given, in accordance with Departmental Regulation (43 CFR 4115.2-1(k)) that the schedule of fees for the grazing year beginning March 1, 1968, and ending February 28, 1969, for grazing use of the Federal range, including LU (Land Utilization) land within grazing districts, authorized pursuant to section 3 of the Taylor Grazing Act will be the same in all cases as for the grazing fee year of March 1, 1967, to February 29, 1968.

DAVID S. BLACK,
Under Secretary of the Interior.

FEBRUARY 16, 1968.

[F.R. Doc. 68-2184; Filed, Feb. 21, 1968; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

NORTH CAROLINA

Designation of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named counties in the State of North

Carolina, natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

NORTH CAROLINA

Alleghany.

Ashe.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after June 30, 1968, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 19th day of February 1968.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 68-2239; Filed, Feb. 21, 1968; 8:50 a.m.]

GREAT PLAINS CONSERVATION PROGRAM

Designation of County

For the purpose of making contracts based upon an approved plan of farming operations pursuant to the Act of August 7, 1956 (70 Stat. 1115, 16 U.S.C. 590p(b)), as amended, the following county in the following State is designated as susceptible to serious wind erosion by reason of its soil types, terrain, and climatic and other factors.

SOUTH DAKOTA

Douglas.

Done at Washington, D.C., this 16th day of February 1968.

JOHN A. BAKER,
Assistant Secretary.

[F.R. Doc. 68-2209; Filed, Feb. 21, 1968; 8:48 a.m.]

DEPARTMENT OF COMMERCE

Business and Defense Services Administration

BRANDEIS UNIVERSITY

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00227-01-77040 Applicant: Brandeis University, 415 South Street, Waltham, Mass. 02154. Article:

Secondhand Mass Spectrometer, Model MS-2H (a modified version of AEI Model MS-2). Manufacturer: Associated Electrical Industries, Ltd., United Kingdom. Intended use of article: The article will be used to continue the fundamental research program previously carried out at the University of Leeds in England. Study of single collision phenomena between either ions and neutral molecules or excited molecules and neutral molecules in the gas phase will be conducted. Monoenergetic ion beams in the energy range 0.2-10eV will be produced to achieve velocity analysis of both reactant and product ions by a multiple-pulsed defocusing technique. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article was initially a commercially standard mass spectrometer which was extensively modified by the original purchaser to make it suitable for research in gas kinetics. These modifications have rendered the foreign article unique with respect to the purposes for which it is intended to be used. The foreign article is being transferred from the University of Leeds in the United Kingdom to the applicant institution for further research in the kinetics of gases.

The Department of Commerce knows of no instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,
Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration.

[F.R. Doc. 68-2212; Filed, Feb. 21, 1968; 8:48 a.m.]

HARVARD UNIVERSITY

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00245-33-46040. Applicant: Harvard University, Purchasing Department, 75 Mount Auburn Street, Cambridge, Mass. 02138. Article: Electron microscope, Model EM 200. Manufacturer: Philips Electronics N.V.D.,

The Netherlands. Intended use of article: Applicant states:

The electron microscope will be used for continuing research programs in medical and biological research. The project includes diverse activities, some of which are outlined below:

a. Study of the fine structure of the junctional complexes in epithelia, mesothelia, and endothelia. * * *

b. Fine structural investigation of the localization of various enzymes in skeletal muscle, cardiac muscle, and interstitial cells of the testes. * * *

c. Study of a large variety of pathological lesions both in experimental animals and in the human disease, specifically related to states of acute and chronic inflammation. * * *

d. Study of interactions between macrophages and red cells under immunological conditions. * * *

Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article provides accelerating voltages of 40, 60, 80, and 100 kilovolts. The only known domestic electron microscope, the Model EMU-4 manufactured by the Radio Corporation of America (RCA), provides accelerating voltages of 50 and 100 kilovolts. It has been experimentally established that the lower accelerating voltages afford optimum contrast for unstained biological specimens and that the voltages intermediate between 50 and 100 kilovolts afford optimum contrast for negatively stained specimens. For the purposes for which the foreign article is intended to be used, the applicant requires the maximum attainable contrast. We therefore find the additional accelerating voltages provided in the foreign article to be pertinent.

For these reasons, we find that the RCA Model EMU-4 electron microscope is not of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,
Director, Office of Scientific and
Technical Equipment, Business
and Defense Services
Administration.

[F.R. Doc. 68-2213; Filed, Feb. 21, 1968;
8:48 a.m.]

MIDWEST RESEARCH INSTITUTE ET AL. Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and

Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230, within 20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967, issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C.

A copy of each comment filed with the Director of the Office of Scientific and Technical Equipment must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 68-00352-65-77040. Applicant: Midwest Research Institute, 425 Volker Boulevard, Kansas City, Mo. 64110. Article: Mass spectrometer, Model CH-4B. Manufacturer: Varian-MAT GmbH., West Germany. Intended use of article: The article will be used to determine the electron impact fragmentation pattern of molecular gases, molecular liquids, and molecular solids in order to deduce the molecular structure, including molecular weight, of complex organic molecules and to identify and quantify structurally simple molecules. Application received by Commissioner of Customs: January 26, 1968.

Docket No. 68-00353-33-46040. Applicant: University of Texas Dental Science Institute, Post Office Box 20068, Houston, Tex. 77025. Article: Ultrahigh resolution electron microscope. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used to study fine cell structure of the gingiva and periodontal tissues and their related anatomical structures. In addition to the studies on the periodontium of animals, a study will be made of the viral etiology of malignant diseases. Application received by Commissioner of Customs: January 26, 1968.

Docket No. 68-00354-33-46040. Applicant: University of Notre Dame, Notre Dame, Ind. 46556. Article: Electron microscope, Model HS-8. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used to search for leukemia virus in tissues of germ-free mice and rats; the search for virus particles in human tissues which will be used to assess the role of viruses in human neoplasms; the role of congenitally transmitted viruses in accelera-

tion of the aging process; plus other manifestations of autoimmune disease. Application received by Commissioner of Customs: January 26, 1968.

Docket No. 68-00358-00-77030. Applicant: Children's Cancer Research Foundation, 35 Binney Street, Boston, Mass. 02115. Article: Spectrum Accumulator. Manufacturer: Japan Electron Optics Laboratory Co., Japan. Intended use of article: The article will be used for spectral accumulation, time-averaged signal-to-noise enhancement, smoothing, integration, and simulation of nuclear magnetic resonance spectral information, in conjunction with existing nuclear magnetic resonance spectrometer system. Application received by Commissioner of Customs: January 29, 1968.

Docket No. 68-00359-33-46040. Applicant: U.S. Department of Agriculture, Market Quality Research Division, Stored-Product Insects Research Branch, 5578 Air Terminal Drive, Fresno, Calif. 93727. Article: Electron microscope, Elmiskop I-A. Manufacturer: Siemens Corp., West Germany. Intended use of article: The article will be used for investigations of insect pathology and host-parasite relationships of insects and microbial pathogens. Application received by Commissioner of Customs: January 29, 1968.

Docket No. 68-00360-33-46500. Applicant: The Mount Sinai Hospital, 100th Street and Fifth Avenue, New York, N.Y. 10029. Article: LKB 8800 Ultratome III Ultramicrotome. Manufacturer: LKB Produkter, AB, Sweden. Intended use of article: The article will be used for cutting electron microscopic sections of liver of patients and experimental animals in connection with the research projects on correlation of hepatic structure and function, on viral hepatitis with examination of patients and marmosets inoculated with human material and the effects of breathing space cabin atmospheres with its contaminants on the liver. Application received by Commissioner of Customs: January 31, 1968.

CHARLEY M. DENTON,
Director, Office of Scientific
and Technical Equipment,
Business and Defense Services
Administration.

[F.R. Doc. 68-2214; Filed, Feb. 21, 1968;
8:49 a.m.]

UNIVERSITY OF ARKANSAS ET AL. Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be

filed in triplicate with the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230, within 20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967 issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C.

A copy of each comment filed with the Director of the Office of Scientific and Technical Equipment must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 68-00303-00-46040. Applicant: University of Arkansas, Fayetteville, Ark. 72701. Article: Precision resistor for Siemens electron microscope No. C72408-A25-A1. Manufacturer: Siemens AG, West Germany. Intended use of article: Applicant states: "Precision resistor used for stabilization of voltage in microscope." Application received by Commissioner of Customs: December 27, 1967.

Docket No. 68-00349-33-46040. Applicant: New York Medical College, 106th Street and Fifth Avenue, Flower and Fifth Avenue Hospital, New York, N.Y. 10029. Article: Electron microscope, Siemens Elmiskop IA. Manufacturer: Siemens AG, West Germany. Intended use of article: The article will be used in the investigation of the microcirculatory bed of mammals. The research project is a combination of cinemicrophotography and electron microscopy. Application received by Commissioner of Customs: January 24, 1968.

Docket No. 68-00350-00-46040. Applicant: University of California, 405 Hilgard Avenue, Los Angeles, Calif. 90024. Article: Shutterexposure meter and valve with vacuum hose for Siemens electron microscope. Manufacturer: Siemens AG, West Germany. Intended use of article: The article will be used to measure exact exposure times/device for rapid specimen change. Application received by Commissioner of Customs: January 24, 1968.

Docket No. 68-00351-33-46500. Applicant: Glenwood Hills Hospital, 3901 Golden Valley Road, Minneapolis, Minn. 55422. Article: LKB 8800 Ultratome III Ultramicrotome. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article will be used to provide ultrathin sections for observation in electron microscopy. The types of materials to be sectioned by the ultramicrotome will vary depending on the needs of the electron microscopist. Application re-

ceived by Commissioner of Customs: January 25, 1968.

CHARLEY M. DENTON,
*Director, Office of Scientific and
Technical Equipment, Business
and Defense Services
Administration.*

[F.R. Doc. 68-2215; Filed, Feb. 21, 1968;
8:49 a.m.]

UNIVERSITY OF CALIFORNIA

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 67-00120-00-46040. Applicant: University of California, Purchasing Department, Irvine, Calif. 92664. Article: Shutter for Siemens electron microscope, Type No. 171 460. Manufacturer: Siemens Aktiengesellschaft, West Germany. Intended use of article: Applicant states: "Accurate preset exposure of photoplates in the Siemens Elmiskop." Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article is an accessory to an Elmiskop electron microscope made by the above-named manufacturer. We know of no domestic manufacturer that produces a comparable accessory which will fit the Siemens electron microscope.

For the foregoing reasons, we find that no instrument or apparatus of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used, is being manufactured in the United States.

CHARLEY M. DENTON,
*Director, Office of Scientific and
Technical Equipment, Business
and Defense Services
Administration.*

[F.R. Doc. 68-2216; Filed, Feb. 21, 1968;
8:49 a.m.]

UNIVERSITY OF HAWAII

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the

Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00244-60-73610. Applicant: University of Hawaii, Plant Pathology, 1825 Edmundson Road, Henke Hall, Room 311, Honolulu, Hawaii 96822. Article: Spore trap, Model T 13500/1007. Manufacturer: C. F. Casella & Co., Ltd., United Kingdom. Intended use of article: Applicant states: "(The article will be used for the) sampling of air to determine what types of microspores are present volumetrically and by the hours." Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article has the capability of volumetrically collecting samples of spores in the ambient air continuously and accurately at varying wind speeds, and impingement of particles as small as 2 microns. In addition, the foreign article is capable of providing the time at which the particles were caught in the spore trap. We know of no domestic spore trap with these capabilities which are pertinent to the purposes for which the foreign article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,
*Director, Office of Scientific and
Technical Equipment, Business
and Defense Services
Administration.*

[F.R. Doc. 68-2217; Filed, Feb. 21, 1968;
8:49 a.m.]

UNIVERSITY OF LOUISVILLE

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment,

Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00266-33-86500. Applicant: University of Louisville Medical School, Department of Surgery, 511 South Floyd Street, Louisville, Ky. 40202. Article: Cone-in-cone viscometer, complete with "Zero-Max" variable speed unit, gear box, thermocouple pump and one set of cones with one stainless steel transport trolley. Manufacturer: Industrial Supply Co., Australia. Intended use of article: Applicant states:

The instrument will be used to determine the viscosity of whole blood and plasma at varying shear rates. It will be used in a study of rheologic disorders in conjunction with shock in the presence of liver damage and varying conditions of flow velocity gradient, tonicity, pH, etc. The factors affecting blood viscosity and the phenomena of red cell aggregation and red cell rigidity will be examined, under clinical and experimental conditions. The long-term objective of this investigation is to develop methods and means for (1) a more precise understanding of pathogenesis of shock, inadequate organ perfusion and intravascular thrombosis; (2) early and reliable diagnosis of certain acute and chronic circulatory disorders and their rational prevention and effective treatment; and (3) promoting a greater interest in hemorheology.

Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article has the capability of measuring the viscosity of blood at rates of 0.01 inverse second or less. We find that this capability is necessary for accomplishing the purposes for which the foreign article is intended to be used. The Department of Commerce knows of no domestic blood viscometer with the required capability.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,
Director, Office of Scientific and
Technical Equipment, Business and Defense Services Administration.

[F.R. Doc. 68-2218; Filed, Feb. 21, 1968; 8:49 a.m.]

UNIVERSITY OF MINNESOTA

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00217-75-76595. Applicant: University of Minnesota, Minneapolis, Minn. 55455. Article: Broad range split pole magnetic spectrograph with regulated power supply, Model 65B16. Manufacturer: Instrument A B Scanditronix, Sweden. Intended use of article: The article will be used to identify the types of particles produced in the nuclear reaction produced when the ion beam accelerated from a 20 MeV Tandem Van de Graaff machine bombards a suitable target. The magnetic spectrograph will be used to provide an accurately defined magnetic field in which a particle will be deflected. By recording the point where it emerges from the magnetic field, information about the particle and consequently about the reaction that produced it can be obtained. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article was custom-made to the specifications of the applicant institution. A pertinent specification is that the apparatus have a magnetic field that is uniform within one part in 2,000 at all points within the range of 7,000 to 12,000 Gauss. In addition, the apparatus must have a precisely determined magnetic field boundary in order to accomplish the purposes for which the foreign article is intended to be used. Only one domestic manufacturer, Spectromagnetic Industries, responded with an offer to supply the apparatus to the applicant's specifications with a quoted delivery time of 12 months. The delivery time quoted by the foreign manufacturer was 7 months. Furthermore, Spectromagnetic Industries had never made a broad range, split pole magnetic spectrograph such as specified by the applicant. Spectromagnetic Industries had not yet started design work on this type of apparatus and consequently, could not guarantee that its apparatus meet the applicant's specifications. In view of the lack of prior experience in manufacturing this type of broad range, split pole magnetic spectrograph and considering the complexity of the foreign article, we find that at the time the applicant placed the order for the foreign article, no instrument or apparatus of equivalent scientific value was being manufactured in the United States.

The foreign manufacturer was in the process of manufacturing two identical apparatus at the time the applicant placed its order for the foreign article. Hence, the foreign manufacturer was in a position to guarantee that the foreign article would perform according to specifications and to quote a delivery time

of 7 months. In this connection, we are advised by the National Bureau of Standards (memorandum dated Jan. 25, 1968), that the difference in delivery time of 5 months is significant in view of the importance of the foreign article to the applicant's research program in which the foreign article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,
Director, Office of Scientific and
Technical Equipment, Business and Defense Services Administration.

[F.R. Doc. 68-2219; Filed, Feb. 21, 1968; 8:49 a.m.]

UNIVERSITY OF PENNSYLVANIA

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00249-33-46040 Applicant: University of Pennsylvania, Administrative Offices, Philadelphia, Pa. 19104. Article: Electron microscope, Model Elmiskop IA, and attachments. Manufacturer: Siemens AG, West Germany. Intended use of article: The article will be used to continue studies of central nervous system disorders with special concentration on morphological studies of membrane systems and of particles of probable viral nature by analysis of subunit structures. The applicant lists 44 publications as references to these intended uses. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: (1) The foreign article provides a guaranteed resolution of 5 Angstroms. The only known domestic electron microscope, the Model EMU-4 manufactured by the Radio Corporation of America (RCA), has a guaranteed resolution of 8 Angstroms. (The lower the numerical rating in terms of Angstrom units, the better the resolving capabilities.) For the purposes for which the foreign article is intended to be used, the additional resolving capabilities of the foreign article are pertinent. (2) The

foreign article provides accelerating voltages of 40, 60, 80, and 100 kilovolts, whereas the RCA Model EMU-4 provides accelerating voltages of 50 and 100 kilovolts. It has been experimentally established that the lower accelerating voltage affords optimum contrast for unstained biological specimens and that the voltages intermediate between 50 and 100 kilovolts afford optimum contrast for negatively stained biological specimens. The accomplishment of the purposes for which the foreign article is intended to be used requires the maximum contrast available and, therefore, the availability of the additional accelerating voltages in the foreign article is pertinent.

For the foregoing reasons, we find that the RCA Model EMU-4 electron microscope is not of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,
Director, Office of Scientific and
Technical Equipment, Business
and Defense Services
Administration.

[F.R. Doc. 68-2220; Filed, Feb. 21, 1968;
8:49 a.m.]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

DIRECTOR, OFFICE OF URBAN
TECHNOLOGY AND RESEARCH

Delegation of Authority

The Secretary's delegations of authority to the Director, Office of Urban Technology and Research, effective June 30, 1967 (32 F.R. 9325), are hereby amended by revising paragraph 1 of section A to read as follows:

1. Research and studies relating to housing and urban problems under Title III of the Housing Act of 1948, as amended (12 U.S.C. 1701e); section 602 of the Housing Act of 1956, as amended (12 U.S.C. 1701d-3); and sections 1010 and 1011 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3372 and 3373).

(Sec. 7(d) of Department of HUD Act of 1965, 42 U.S.C. 3535(d))

Effective date. This amendment is effective as of June 30, 1967.

ROBERT C. WEAVER,
Secretary of Housing and
Urban Development.

[F.R. Doc. 68-2227; Filed, Feb. 21, 1968;
8:50 a.m.]

DEPARTMENT OF TRANSPORTATION

Coast Guard

[CGFR 68-29]

"SS AMERICAN LEGION"

Portion of Delaware River, Chester, Pa., Closed to Navigation During Launching

By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by Treasury Department Order 120 dated July 31, 1950 (15 F.R. 6521) and Executive Order 10173, as amended by Executive Orders 10277, 10352, and 11249, I hereby affirm for publication in the FEDERAL REGISTER the order of A. J. Carpenter, Rear Admiral, U.S. Coast Guard, Commander, 3d Coast Guard District, who has exercised authority as District Commander, such order reading as follows:

SPECIAL NOTICE DELAWARE RIVER

Under the authority of Title II of the Espionage Act of June 15, 1917, 40 Stat. 220, 50 U.S.C. 191, and Executive Order 10173 as amended, I declare that from 12 noon e.s.t. on Tuesday, February 27, 1968, until completion of the launching at approximately 1 p.m., e.s.t., February 27, 1968, the following area is a security zone and I order that it be closed to any person or vessel due to the launching of hull no. 641, the "SS American Legion:"

The waters of the Delaware River, Chester, Pa., within the coordinates of latitude 39°-50'55" N, longitude 75°20'46" W., at the shoreline of Chester, Pa., thence southeasterly to latitude 39°50'34" N, longitude 75°20'33" W., thence northeasterly to latitude 39°50'-45" N, longitude 75°19'29" W., thence north to latitude 39°51'22" N, longitude 75°19'32" W.

No person or vessel may remain in or enter this security zone.

The Captain of the Port, Philadelphia, Pa., shall enforce this order.

The Captain of the Port may be assisted by employees and facilities of any State or political subdivision thereof or any Federal agency.

For violation of this order Title II of the Espionage Act of June 15, 1917 (40 Stat. 220 as amended, 50 U.S.C. 192), provides:

"If any owner, agent, master, officer, or person in charge, or any member of the crew of any such vessel fails to comply with any regulation or rule issued or order given under the provisions of this chapter, or obstructs or interferes with the exercise of any power conferred by this chapter, the vessel, together with her tackle, apparel, furniture, and equipment, shall be subject to seizure and forfeiture to the United States in the same manner as merchandise is forfeited for violation of the Customs Revenue Laws; and the person guilty of such failure, obstruction, or interference shall be punished by imprisonment for not more than 10 years and may, in the discretion of the court, be fined not more than \$10,000.

"If any other person knowingly fails to comply with any regulation or rule issued or order given under the provisions of this chapter, knowingly obstructs or interferes with the exercise of any power conferred by this chapter, he shall be punished by imprisonment for not more than 10 years and

may, at the discretion of the court, be fined not more than \$10,000."

Dated: February 16, 1968.

W. J. SMITH,
Admiral, U.S. Coast Guard,
Commandant.

[F.R. Doc. 68-2197; Filed, Feb. 21, 1968;
8:46 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-133]

PACIFIC GAS AND ELECTRIC CO.

Order Extending Expiration Date

By Amendment No. 30 dated February 1, 1968, Pacific Gas and Electric Co. (PG&E) has filed a request for extension of the expiration date of Provisional Operating License No. DPR-7, as amended, which authorizes PG&E to possess and operate the Humboldt Bay Unit No. 3 nuclear reactor located in Humboldt County, Calif. PG&E has stated that additional time beyond the present license expiration date of February 28, 1968, is required to secure a full-term operating license which is currently being considered by the Atomic Energy Commission.

Accordingly, it is hereby ordered that the expiration date of Provisional Operating License No. DPR-7 is extended to August 28, 1968.

Date of issuance: February 14, 1968.

For the Atomic Energy Commission.

MARVIN M. MANN,
Acting Director,
Division of Reactor Licensing.

[F.R. Doc. 68-2211; Filed, Feb. 21, 1968;
8:48 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 18924]

AMERICAN AIRLINES PALM SPRINGS
SERVICE CASE

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on March 7, 1968, at 10 a.m., e.s.t., in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Examiner Arthur S. Present.

In order to facilitate the conduct of the conference interested parties are instructed to submit to the examiner and other parties on or before March 1, 1968: (1) Proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statements of positions of parties; and (5) proposed procedural dates.

Dated at Washington, D.C., February 16, 1968.

[SEAL] THOMAS L. WRENN,
Chief Examiner.

[F.R. Doc. 68-2229; Filed, Feb. 21, 1968;
8:50 a.m.]

[Docket No. 18799]

DENVER-CALGARY SERVICE CASE**Notice of Postponement of Hearing**

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled proceeding now assigned to be held February 23, 1968, is postponed to March 6, 1968, at 10 a.m., e.s.t., in Room 211, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the undersigned examiner.

Dated at Washington, D.C., February 16, 1968.

[SEAL] JOSEPH L. FITZMAURICE,
Hearing Examiner.

[F.R. Doc. 68-2230; Filed, Feb. 21, 1968;
8:50 a.m.]

[Docket No. 12895 etc.]

**UNITED STATES-CARIBBEAN-SOUTH
AMERICA ROUTE INVESTIGATION
(UNITED STATES-SOUTH AMERICA
PART)**

Notice of Oral Argument

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in the above-entitled matter is assigned to be heard on March 13, 1968, at 10 a.m., e.s.t., in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the Board.

Dated at Washington, D.C., February 15, 1968.

[SEAL] THOMAS L. WRENN,
Chief Examiner.

[F.R. Doc. 68-2231; Filed, Feb. 21, 1968;
8:50 a.m.]

[Docket No. 18791]

VIASA ENFORCEMENT CASE**Notice of Postponement of Hearing**

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled matter now assigned to be held on February 26, 1968, is postponed to March 5, 1968, 10 a.m., e.s.t., Room 726, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Examiner Edward T. Stodola.

Dated at Washington, D.C., February 16, 1968.

[SEAL] THOMAS L. WRENN,
Chief Examiner.

[F.R. Doc. 68-2232; Filed, Feb. 21, 1968;
8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-3756 etc.]

SIDNEY G. MYERS ET AL.**Findings and Order After Statutory Hearing**

FEBRUARY 13, 1968.

Findings and order after statutory hearing issuing certificates of public convenience and necessity, canceling docket number, amending certificates, permitting and approving abandonment of service, terminating certificates, making successors co-respondents, redesignating proceedings, accepting agreements and undertakings for filing, requiring filing of agreement and undertaking, and accepting related rate schedules and supplements for filing.

Each of the Applicants listed herein has filed an application pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce, for permission and approval to abandon service, or a petition to amend an existing certificate authorization, all as more fully described in the respective applications and petitions (and any supplements or amendments thereto) which are on file with the Commission.

The Applicants herein have filed related FPC gas rate schedules and propose to initiate or abandon, add, or delete natural gas service in interstate commerce as indicated by the tabulation herein. All sales certificated herein are at rates either equal to or below the ceiling prices established by the Commission's statement of general policy No. 61-1, as amended, or involve sales for which permanent certificates have been previously issued; except that the sales from the Permian Basin area of New Mexico and Texas are authorized to be made at the applicable area base rates and under the conditions prescribed in Opinion Nos. 468 and 468-A.

Champlin Petroleum Co. (Operator) et al., Applicant in Docket No. G-10665, proposes to continue in part the sale of natural gas heretofore authorized in Docket No. G-11733 to be made pursuant to Leon Daube et al., doing business as Daubes' Oil Department FPC Gas Rate Schedule No. 1. Applicant will continue the sale of natural gas pursuant to its FPC Gas Rate Schedule No. 64 presently on file with the Commission. The identical presently effective rate under both Applicant's and Daube's rate schedules is in effect subject to refund in Docket Nos. RI65-380 and RI65-452. Applicant has filed an agreement and undertaking in Docket No. RI65-452 to assure the refund of any amounts collected by it in excess of the amount determined to be just and reasonable in Docket No. RI65-380 with respect to sales from the acreage acquired from Daube. Therefore, Applicant will be responsible in the proceeding pending in Docket No. RI65-380 for any refunds due for sales from the ac-

quired acreage and the agreement and undertaking will be accepted for filing.

Payne Producing Co. (Operator) et al., Applicant in Docket No. G-18009, and Payne Producing Co., Applicant in Docket No. CI61-1036, propose to continue the sales of natural gas heretofore authorized in said dockets to be made pursuant to LAB Oil Co. (Operator) et al., FPC Gas Rate Schedule No. 1 and LAB Oil Co. FPC Gas Rate Schedule No. 5, respectively. Said rate schedules will be redesignated as those of Applicants. The presently effective rates under said rate schedules are in effect subject to refund in Docket Nos. RI60-369 and RI66-302, respectively. Applicants have filed agreements and undertakings in Docket Nos. RI60-369 and RI66-302 to assure the refunds of any amounts collected by them in excess of the amounts determined to be just and reasonable in said proceedings. Therefore, Applicants will be made co-respondents in said proceedings; the proceedings will be redesignated accordingly; and the agreements and undertakings will be accepted for filing.

Skelly Oil Co. (Operator) et al., Applicant in Docket No. G-18063, proposes to continue the sale of natural gas heretofore authorized in said docket to be made pursuant to Reef Corp. (Operator) et al., FPC Gas Rate Schedule No. 1. Said rate schedule will be redesignated as that of Applicant. The presently effective rate under said rate schedule is in effect subject to refund in Docket No. RI61-66, and Applicant has filed a motion to be made co-respondent in said proceeding together with an agreement and undertaking to assure the refund of any amounts collected by it in excess of the amount determined to be just and reasonable in said proceeding. Therefore, Applicant will be made co-respondent in Docket No. RI61-66; the proceeding will be redesignated accordingly; and the agreement and undertaking will be accepted for filing.

Okmar Oil Co. et al., Applicants in Docket Nos. CI68-304 and CI68-578, propose to continue in part sales of natural gas heretofore authorized in Docket Nos. CI61-737 and CI61-1603, respectively, to be made pursuant to Shell Oil Co. FPC Gas Rate Schedule Nos. 242 and 245, respectively. The contracts comprising said rate schedules will also be accepted for filing as rate schedules of Applicants. The presently effective rates under said rate schedules are in effect subject to refund in Docket Nos. RI65-482 (Shell's FPC Gas Rate Schedule No. 242) and Docket No. RI65-475 (Shell's FPC Gas Rate Schedule No. 245). Applicants have indicated in their certificate applications that they intend to be responsible for the total refund from the time that the increased rates became effective subject to refund with respect to sales from the acreage acquired from Shell, and they have submitted in Docket No. RI65-482 an agreement and undertaking to assure refunds. Therefore, Applicants will be made co-respondents in the proceeding

pending in Docket Nos. RI65-475¹ and RI65-482; the proceeding in Docket No. RI65-482 will be redesignated accordingly; the agreement and undertaking submitted in Docket No. RI65-482 will be accepted for filing; and Applicants will be required to file an agreement and undertaking in Docket No. RI65-475.

The Commission's staff has reviewed each application and recommends each action ordered as consistent with all substantive Commission policies and required by the public convenience and necessity.

After due notice, no petitions to intervene, notices of intervention, or protests to the granting of any of the respective applications or petitions in this order have been received.

At a hearing held on February 9, 1968, the Commission on its own motion received and made a part of the record in these proceedings all evidence, including the applications, amendments, and exhibits thereto, submitted in support of the respective authorizations sought herein, and upon consideration of the record.

The Commission finds:

(1) Each Applicant herein is a "natural-gas company" within the meaning of the Natural Gas Act as heretofore found by the Commission or will be engaged in the sale of natural gas in interstate commerce for resale for ultimate public consumption, subject to the jurisdiction of the Commission, and will, therefore, be a "natural-gas company" within the meaning of said Act upon the commencement of the service under the respective authorizations granted hereinafter.

(2) The sales of natural gas hereinbefore described, as more fully described in the respective applications, amendments, and/or supplements herein, will be made in interstate commerce, subject to the jurisdiction of the Commission and such sales by the respective Applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are subject to the requirements of subsections (c) and (e) of section 7 of the Natural Gas Act.

(3) The respective Applicants are able and willing properly to do the acts and to perform the services proposed and to conform to the provisions of the Natural Gas Act and the requirements, rules, and regulations of the Commission thereunder.

(4) The sales of natural gas by the respective Applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are required by the public convenience and necessity and certificates therefore should be issued as hereinafter ordered and conditioned.

(5) For the reasons set forth in the order issued December 7, 1967, in Union

¹ Applicants are already co-respondents in Docket No. RI65-475 with respect to sales from other acreage acquired from Shell and made pursuant to rate schedules not involved herein.

Texas Petroleum, a division of Allied Chemical Corp. (Operator) et al., Docket No. RI64-491 et al., § 154.93 of the regulations under the Natural Gas Act should be waived and the contract submitted as an FPC gas rate schedule by Applicant in Docket No. CI65-1184 should be accepted for filing notwithstanding that such contract has a favored nation provision applicable to settlement for liquids.

(6) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Docket No. CI67-1818 should be canceled and that the application filed herein should be processed as a petition to amend the certificate heretofore issued in Docket No. CI67-1772.

(7) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the certificate authorizations heretofore issued by the Commission in the following dockets should be amended as hereinafter ordered and conditioned:

G-3756	CI61-796	CI65-2
G-4327	CI61-1036	CI65-767
G-5422	CI62-347	CI65-870
G-5423	CI62-809	CI67-150
G-6690	CI62-820	CI67-184
G-8820	CI62-834	CI67-633
G-10665	CI62-1398	CI67-846
G-18009	CI63-337	CI67-878
G-18063	CI63-1300	CI67-1746
CI61-220	CI64-17	CI67-1772

(8) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the certificates heretofore issued in the following dockets should be amended to reflect the deletion of acreage where new certificates are issued herein or existing certificates are amended herein to authorize service from the subject acreage:

Amend to delete acreage	New certificate and/or amendment to add acreage
G-10354	CI68-723
G-11733	G-10665
G-11832	CI68-601
G-16139	CI68-602
G-16836	CI68-724
G-17499	CI68-741
G-19673	CI68-740
CI61-524	CI63-337
CI61-737	CI68-304
CI61-1063	CI68-578
CI63-20	CI67-1772
CI65-525	CI68-728

(9) The sales of natural gas proposed to be abandoned by the respective Applicants, as hereinbefore described, all as more fully described in the respective applications and in the tabulation herein, are subject to the requirements of subsection (b) of section 7 of the Natural Gas Act, and such abandonments should be permitted and approved as hereinafter ordered.

(10) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the certificates of public convenience and necessity heretofore issued to the respective Applicants relating to the abandonments hereinafter permitted and approved should be terminated.

(11) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the agreement and

undertaking submitted by Champlin Petroleum Co. (Operator) et al., Docket No. RI65-380 with respect to sales made pursuant to its FPC Gas Rate Schedule No. 64 from acreage acquired from Leon Dauble et al., doing business as Daubes' Oil Department, should be accepted for filing.

(12) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Payne Producing Co. (Operator) et al., should be made a co-respondent in the proceeding pending in Docket No. RI60-369, that Payne Producing Co. should be made a co-respondent in the proceeding pending in Docket No. RI66-302, that said proceedings should be redesignated accordingly, and that the agreements and undertakings submitted by them in said proceedings should be accepted for filing.

(13) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Skelly Oil Co. (Operator) et al., should be made a co-respondent in the proceeding pending in Docket No. RI61-66, that said proceeding should be redesignated accordingly, and that the agreement and undertaking submitted by Skelly in said proceeding should be accepted for filing.

(14) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Okmar Oil Co. et al., should be made co-respondents in the proceedings pending in Docket Nos. RI65-475 and RI65-482, that the proceeding in Docket No. RI65-475 should be redesignated accordingly, that the agreement and undertaking submitted by them in Docket No. RI65-482 should be accepted for filing, and that they should be required to file an agreement and undertaking in Docket No. RI65-475.

(15) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the respective related rate schedules and supplements as designated in the tabulation herein should be accepted for filing as hereinafter ordered.

The Commission orders:

(A) Certificates of public convenience and necessity are issued upon the terms and conditions of this order, authorizing the sales by the respective Applicants herein of natural gas in interstate commerce for resale, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary for such sales, all as hereinbefore described and as more fully described in the respective applications, amendments, supplements, and exhibits in this proceeding.

(B) The certificates granted in paragraph (A) above are not transferable and shall be effective only so long as Applicants continue the acts or operations hereby authorized in accordance with the provisions of the Natural Gas Act and the applicable rules, regulations, and orders of the Commission.

(C) The grant of the certificates issued in paragraph (A) above shall not be construed as a waiver of the requirements of section 4 of the Natural Gas

Act or of Part 154 or Part 157 of the Commission's regulations thereunder, and is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceedings now pending or hereafter instituted by or against the respective Applicants. Further, our action in this proceeding shall not foreclose nor prejudice any future proceedings or objections relating to the operation of any price or related provisions in the gas purchase contracts herein involved. Nor shall the grant of the certificates aforesaid for service to the particular customers involved imply approval of all of the terms of the respective contracts particularly as to the cessation of service upon termination of said contracts, as provided by section 7(b) of the Natural Gas Act. Nor shall the grant of the certificates aforesaid be construed to preclude the imposition of any sanctions pursuant to the provisions of the Natural Gas Act for the unauthorized commencement of any sales of natural gas subject to said certificates.

(D) The grant of the certificates issued herein on all applications filed after July 1, 1967, is upon the condition that no increase in rate which would exceed the ceiling prescribed for the given area by paragraph (d)(3) of the Commission's statement of general policy No. 61-1, as amended, shall be filed prior to the applicable date as indicated by footnote 1 in the attached tabulation.

(E) The initial rates for sales authorized in Docket Nos. CI67-150, CI67-846, and CI68-728 shall be the applicable base area rates prescribed in Opinion No. 468, as modified by Opinion No. 468-A, as adjusted for quality, or the contract rates, whichever are lower.

(F) If the quality of the gas delivered by Applicants in Docket Nos. CI67-150, CI67-846, and CI68-728 deviates at any time from the quality standards set forth in Opinion No. 468, as modified by Opinion No. 468-A, so as to require a downward adjustment of the existing rate, a notice of change in rate shall be filed pursuant to the provisions of section 4 of the Natural Gas Act: *Provided, however,* that adjustments reflecting changes in B.t.u. content of the gas shall be computed by the applicable formula and charged without the filing of notices of changes in rate.

(G) Within 90 days from the date of initial delivery Applicants in Docket Nos. CI67-150, CI67-846, and CI68-728 shall file rate schedule quality statements in the form prescribed in Opinion No. 468-A.

(H) A certificate is issued herein in Docket No. CI62-1458 authorizing Applicant to continue the sale of natural gas heretofore authorized by the predecessor at the rate of 14.5 cents per Mcf at 14.65 p.s.i.a., including allowance for dehydration and delivery pressure adjustment, plus upward or downward B.t.u. adjustment.

(I) The initial rate for sales authorized in Docket Nos. CI67-184, CI68-271, and CI68-609 shall be 11 cents per Mcf at 14.65 p.s.i.a.

(J) A certificate is issued herein in Docket No. CI-68-601 authorizing Applicant to continue in part the sale of natural gas heretofore authorized by the predecessor at the predecessor's effective rate of 16.5 cents per Mcf at 14.65 p.s.i.a.

(K) Certificates are issued herein in Docket Nos. CI65-1184, CI67-472, CI67-578, and CI68-742 authorizing the respective Applicants to continue the sales of natural gas which were initiated without prior Commission authorization.

(L) Section 154.93 of the regulations under the Natural Gas Act is waived with respect to the favored nation provision applicable to settlement for liquids in the contract submitted as an FPC gas rate schedule by Applicant in Docket No. CI65-1184. Applicant shall file a notice of change in rate pursuant to section 4 of the Natural Gas Act if, in the future, he proposes to activate the favored nation provision and as a result collect a total rate in excess of 13 cents per Mcf at 15.025 p.s.i.a. for gas sold pursuant to the subject rate schedule.

(M) A certificate is issued herein in Docket No. CI68-746 authorizing Ashland Oil & Refining Co. to continue the sale of natural gas previously covered by the certificate issued to Texaco, Inc. (Operator), et al., in Docket No. G-8820.

(N) The certificate heretofore issued in Docket No. G-8820 is amended by deleting therefrom the interest of Ashland Oil & Refining Co.

(O) Docket No. CI67-1818 is canceled.

(P) The certificates heretofore issued in Docket Nos. G-3756, G-10665, CI61-220, CI62-347, CI63-1300, CI65-2, CI65-767, CI65-870, CI67-150, CI67-184, CI67-633, CI67-846, CI67-878, CI67-1746, and CI67-1772 are amended by adding thereto or deleting therefrom authorization to sell natural gas to the same purchasers and in the same areas as covered by the original authorizations pursuant to the rate schedule supplements as indicated in the tabulation herein.

(Q) The authorization granted in Docket No. CI65-2, in paragraph (P) above, involving the sale of gas by Arkla Exploration Co., et al., to its affiliate, Arkansas Louisiana Gas Co., determines the rate which legally may be paid by the buyer to the seller, but is without prejudice to any action which the Commission may take in any rate proceeding involving either company.

(R) The certificate heretofore issued in Docket No. CI63-337 is amended by adding thereto authorization to sell natural gas from the additional acreage at the rate of 15 cents per Mcf at 14.65 p.s.i.a., subject to B.t.u. adjustment as provided for in the contract.

(S) The certificates heretofore issued in the following dockets are amended to reflect the deletion of acreage where new certificates are issued herein or existing certificates are amended herein to authorize service from the subject acreage:

Amend to delete acreage	New certificate and/or amendment to add acreage
G-10354	CI68-723
G-11733	G-10665
G-11832	CI68-601
G-16139	CI68-602
G-16836	CI68-724
G-17499	CI68-741
G-19673	CI63-337
CI61-524	CI68-304
CI61-1063	CI68-578
CI63-20	CI67-1772
CI65-525	CI68-728

(T) The certificates heretofore issued in Docket Nos. G-4327, G-5422, G-5423, G-6690, G-18009, G-18063, CI61-796, CI61-1036, CI62-809, CI62-820, CI62-834, CI62-1398, and CI64-17 are amended by changing the certificate holders to the respective successors in interest as indicated in the tabulation herein.

(U) Permission for and approval of the abandonment of service by the respective Applicants, as hereinbefore described, all as more fully described in the respective applications and in the tabulation herein are granted.

(V) Permission for and approval of the abandonment in Docket No. CI68-743 shall not be construed to relieve Applicant of any refund obligations which may be ordered in the related rate suspension proceeding pending in Docket No. RI60-234 nor shall they be construed to deny or approve Trice's motion filed October 16, 1967, in the latter docket from the filing requirements set forth in Opinion No. 468.

(W) The certificates heretofore issued in Docket Nos. G-13907, G-14609, CI60-720, CI63-1480, CI65-334, and CI66-870 are terminated.

(X) The agreement and undertaking submitted by Champlin Petroleum Co. (Operator) et al., in Docket No. RI65-380 with respect to sales made pursuant to its FPC Gas Rate Schedule No. 64 from acreage acquired from Leon Daube et al., doing business as Daubes' Oil Department, is accepted for filing.

(Y) Champlin Petroleum Co. (Operator) et al., shall comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, and the agreement and undertaking filed by Champlin in Docket No. RI65-380 with respect to refunds for sales from acreage acquired from Leon Daube et al., doing business as Daubes' Oil Department, shall remain in full force and effect until discharged by the Commission.

(Z) Payne Producing Co. (Operator) et al., and Payne Producing Co. are made co-respondents in the proceedings pending in Docket Nos. RI60-369 and RI66-302, respectively; said proceedings are redesignated accordingly;² and the

² Docket No. RI60-369, LAB Oil Co. (Operator) et al., and Payne Producing Co. (Operator) et al.; Docket No. RI66-302, LAB Oil Co. and Payne Producing Co.

agreements and undertakings submitted by them in said proceedings are accepted for filing.

(AA) Skelly Oil Co. (Operator) et al., is made a co-respondent in the proceeding pending in Docket No. RI61-66; said proceeding is redesignated accordingly,² and the agreement and undertaking submitted by Skelly in said proceeding is accepted for filing.

(BB) Okmar Oil Co. et al., are made co-respondents in the proceedings pending in Docket Nos. RI65-475 and RI65-482 with respect to sales made pursuant to their FPC Gas Rate Schedule Nos. 22 and 19, respectively; the proceeding in Docket No. RI65-482 is redesignated accordingly;⁴ and the agreement and undertaking submitted by them in Docket No. RI65-482 is accepted for filing.

(CC) Within 30 days from the issuance of this order Okmar Oil Co. et al., shall execute, in the form set out below, and shall file with the Secretary of the Commission an acceptable agreement and undertaking in Docket No. RI65-475 to assure the refund of all amounts collected together with interest at the rate of 7 percent per annum, in excess of the amount determined to be just and reasonable in Docket No. RI65-475 from the time the increased rate became effective subject to refund with respect to all sales from the acreage acquired from Shell Oil Co. to be continued pursuant to Okmar Oil Co. et al., FPC Gas Rate Schedule No. 22. Unless notified to the contrary within 30 days from the date of submission, such agreement and undertaking shall be deemed to have been accepted for filing.

(DD) Payne Producing Co. (Operator) et al., Payne Producing Co., Skelly Oil Co. (Operator) et al., and Okmar Oil Co. et al., shall comply with the refunding and reporting procedure required by the Natural Gas Act and section 154.102 of the regulations thereunder, and the agreements and undertakings filed by them in Docket Nos. RI60-369 and RI66-302, RI61-66, RI65-475, and RI65-482, respectively, shall remain in full force and effect until discharged by the Commission.

(EE) The respective related rate schedules and supplements as indicated in the tabulation herein are accepted for filing; further, the rate schedules relating to the successions herein are accepted and redesignated, subject to the applicable Commission regulations under the Natural Gas Act to be effective on the dates as indicated in the tabulation herein.

By the Commission.

[SEAL] GORDON M. GRANT,
Secretary.

² Reef Corp. (Operator) et al., and Skelly Oil Co. (Operator) et al.

⁴ Shell Oil Co. and Okmar Oil Co. et al.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
G-3756 C 11-2-67 ¹	Sidney G. Myers.....	Arkansas Louisiana Gas Co., Rodessa Field, Caddo Parish, La.	Amendment 10-12-67 ^{2,3}	4	4
G-4327 E 12-4-67	Skelly Oil Co. (Operator) et al (successor to J. R. Butler & Co. et al.)	Arkansas Louisiana Gas Co., Bethahy-Longstreet Field, De Soto Parish, La.	J. R. Butler & Co. et al., FPC GRS No. 1. Supplement Nos. 1-6. Notice of succession 12-1-67.	232	1-6
G-5422 E 12-11-67	Dilmur Oil Co. (Successor to Murphy Oil Co. of Pennsylvania).	Consolidated Gas Supply Corp., McClellan District, Doddridge County and McElroy District, Tyler County, W. Va.	Assignment 10-10-67. Effective date: 10-10-67. Murphy Oil Co. of Pennsylvania, FPC GRS No. 1. Supplement Nos. 1-4. Notice of succession 12-8-67.	232	7
G-5423 E 12-11-67	do.....	Consolidated Gas Supply Corp., New Milton District, Doddridge County, W. Va.	Assignment 11-27-67 ⁴ . Assignment 11-27-67 ⁴ . Effective date: 11-27-67. Murphy Oil Co. of Pennsylvania, FPC GRS No. 2. Supplement Nos. 1-4. Notice of succession 12-8-67.	1	1-4
G-6690 E 12-11-67	do.....	Equitable Gas Co., Southwest District, Doddridge County, W. Va.	Assignment 11-27-67 ⁴ . Effective date: 11-27-67. Murphy Oil Co. of Pennsylvania, FPC GRS No. 3. Supplement Nos. 1-3. Notice of succession 12-8-67.	3	5
G-10685 (G-11733) C 12-4-67	Champlin Petroleum Co. (Operator) et al.	Cities Service Gas Co., Southeast Eureka Field, Grant County, Okla.	Assignment 11-27-67 ⁴ . Effective date: 11-27-67. Amending agreement 11-29-67. ⁵	64	5
G-18009 E 12-11-67	Payne Producing Co. (Operator) et al. (successor to LAB Oil Co. (Operator) et al.)	Coastal States Gas Producing Co., Orange Grove Field, Jim Wells County, Tex.	LAB Oil Co. (Operator) et al., FPC GRS No. 1. Supplement Nos. 1-2. Notice of succession 12-1-67.	2	1-2
G-18063 E 11-27-67	Skelly Oil Co. (Operator) et al. (successor to Reef Corp. (Operator) et al.)	El Paso Natural Gas Co., East Vealmoor Plant, Howard County, Tex.	Assignment 11-1-67 ⁶ . Effective date: 11-1-67. Reef Corp. (Operator) et al., FPC GRS No. 1. Supplement Nos. 1-12. Notice of succession 11-24-67.	233	1-12
CI61-220 D 12-1-67	Sinclair Oil & Gas Co.	Transwestern Pipeline Co., acreage in Ward County, Tex.	Assignment 10-10-67. Effective date: 10-10-67. Letter agreement 9-28-67. ⁹	233	13
CI61-796 E 12-1-67	Buttes Gas & Oil Co. (Operator) et al. (successor to Juniper Oil & Gas Co. (Operator) et al.)	Kansas-Nebraska Natural Gas Co., Inc., Cotton Valley Field, Weld County, Colo.	Assignment 10-10-67. Effective date: 10-10-67. Letter agreement 9-28-67. ⁹	199	5
CI61-1036 E 12-11-67	Payne Producing Co. (successor to LAB Oil Co.)	Valley Gas Transmission, Inc., Independence Field Area, Duval County, Tex.	Juniper Oil & Gas Co. (Operator) et al., FPC GRS No. 1. Supplement Nos. 1-3. Notice of succession (undated). Conveyance 12-1-67. Effective date: 12-1-67. LAB Oil Co., FPC GRS No. 5. Supplement No. 1. Notice of succession 12-1-67.	2	1-3
CI62-347 C 12-4-67 ¹	Monsanto Co. (Operator) et al.	El Paso Natural Gas Co., Marble Wash Area, Montezuma County, Colo.	Assignment 11-1-67 ⁶ . Effective date: 11-1-67. Supplemental agreement 11-30-67.	5	1
CI62-809 E 12-4-67	Phil W. Phillips (successor to Apache Corp.)	Panhandle Eastern Pipe Line Co., Northeast Greenough Field, Beaver County, Okla.	Assignment 11-1-67 ⁶ . Effective date: 11-1-67.	5	2
CI62-820 E 12-4-67	Phil W. Phillips (successor to May Petroleum, Inc.)	do.....	Supplemental agreement 11-30-67.	51	6
CI62-834 E 12-4-67	Phil W. Phillips (successor to Anadarko Production Co.)	do.....	Apache Corp., FPC GRS No. 5. Notice of succession 12-1-67. Assignment 10-4-67 ¹⁰ . Effective date: 10-1-67.	2	1
			May Petroleum, Inc., FPC GRS No. 12. Notice of succession 12-1-67. Assignment 10-1-67 ¹¹ . Effective date: 10-1-67. Anadarko Production Co., FPC GRS No. 57. Supplement No. 1. Notice of succession 12-1-67. Assignment 10-12-67 ¹² . Effective date: 10-1-67.	1	1
				3	1
				3	2

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.

See footnotes at end of table.

FPC rate schedule to be accepted			FPC rate schedule to be accepted								
Docket No. and date filed	Applicant	Purchaser, field, and location	Description and date of document	No.	Supp.	Docket No. and date filed	Applicant	Purchaser, field, and location	Description and date of document	No.	Supp.
CI62-1388 E 12-11-67	Payne Producing Co. (Operator) et al. (successor to LAB Oil Co. (Operator) et al.)	Valley Gas Transmission, Inc., Independence Field, Duval County, Tex.	LAB Oil Co. (Operator) et al., FPC GRS No. 10. Supplement Nos. 1-3, 12-1-67. Assignment 11-1-67. Effective date: 11-1-67. Fremont Valley Lands, Inc., FPC GRS No. 1. Supplement No. 1. Notice of succession (undated). Assignment 4-27-64. Assignment 2-14-66. Assignment 2-14-66. Assignment 2-14-66. Effective date: 10-31-67. Effective date: 11-1-67.	6 6 6 44 44	1-3 4 4	CI67-184 C 11-15-67	Big Chief Drilling Co.	Oklahoma Natural Gas Gathering Corp., Major County, Okla.	Amendatory agreement 1-27-67. Compliance 12-20-67. 37.	14	3
CI62-1468 A 9-8-64	Reserve Oil & Gas Co. (successor to Fremont Valley Lands, Inc.)	Natural Gas Pipeline Co. of America, Boonville Field, Wise County, Tex.	Assignment 11-1-67. Effective date: 11-1-67. Fremont Valley Lands, Inc., FPC GRS No. 1. Supplement No. 1. Notice of succession (undated). Assignment 4-27-64. Assignment 2-14-66. Assignment 2-14-66. Assignment 2-14-66. Effective date: 10-31-67. Effective date: 11-1-67.	44	1	CI67-472 A 10-14-66	James Drilling Corp. et al.	Consolidated Gas Supply Corp., Boone Mountain County, Pa.	Contract 4-1-59. Contract 4-1-59. Contract 9-23-59. Contract 10-16-59. Contract 12-2-59. Contract 5-27-60. Contract 6-13-60. Contract 7-11-60. Letter 11-16-67. 32.	9 10 11 12 13 14 15 16 17	4
CI63-20 D 4-4-66	Humble Oil & Refining Co. (Operator) et al.	Arkansas Louisiana Gas Co., Arkoma Area, Haskell and Sequoyah Counties, Okla.	Assignment 4-27-64. Assignment 2-14-66. Assignment 2-14-66. Assignment 2-14-66. Effective date: 10-31-67. Effective date: 11-1-67.	44 337 337	2 44 45	CI67-492 B 11-4-66 CI67-578 A 10-28-66	James Drilling Corp.	Consolidated Gas Supply Corp., Bell and Gaskill Townships, Jefferson County, Mo.	Contract 10-10-66. Letter agreement 2-3-67. 3.	2 2	1
CI63-337 (CI61-524) C 12-11-67	Pan American Petroleum Corp. (Operator) et al.	Michigan Wisconsin Pipeline Co., Woodward Area, Major County, Okla.	Assignment 2-14-66. Assignment 2-14-66. Effective date: 10-31-67. Effective date: 11-1-67.	345	21	CI67-633 C 11-27-67	Ashland Oil & Refining Co.	Arkansas Louisiana Gas Co., Cheniere Creek Field, Ouachita Parish, La.	Amendatory agreement 11-6-67. 3.	181	1
CI63-1300 D 11-9-67	Mobil Oil Corp. (Operator).	Natural Gas Pipeline Co. of America, West Fields, Dewey County, Okla.	Notice of partial cancellation 11-2-67. 16 U.	339	5	CI67-846 C 12-13-67	Gulf Oil Corp.	El Paso Natural Gas Co., Wisbire (Devonian) Field, Upton County, Tex.	Supplemental agreement 7-18-67. 3.	381	2
CI64-17 E 12-1-67	Buttes Gas & Oil Co. et al. (successor to Juniper Oil & Gas Co. et al.).	West Crane and Putnam Fields, Custer County, Okla.	Notice of partial cancellation 11-2-67. 16 U.	339	6	CI67-878 C 8-30-67	Mobil Oil Corp.	Panhandle Eastern Pipe Line Co., Southeast, Arnett Field, Ellis County, Okla.	Amendatory agreement 8-7-67. 3.	392	2
CI65-2 C 10-9-67	Arkia Exploration Co. et al.	West Crane and Putnam Fields, Dewey County, Okla.	Notice of partial cancellation 11-2-67. 16 U.	339	7	CI67-1746 C 12-1-67	Buttes Gas & Oil Co.	Michigan Wisconsin Pipeline Co., Laverne Field, Harper County, Okla.	Amendatory Agreement 9-22-67.	1	1
CI65-767 C 11-20-67	Southern Union Production Co.	West Crane and Putnam Fields, Custer County, Okla.	Notice of partial cancellation 11-2-67. 16 U.	339	8	CI67-1818 (CI67-1772) (CI63-20) C 6-19-67 CI68-271 A 9-1-67	Blak Oil Co.	Arkansas Louisiana Gas Co., Arkoma Area, Haskell and Sequoyah Counties, Okla.	Assignment 3-20-67. 34.	2	4
CI65-870 C 12-11-67	Trojan Coal & Petroleum Corp.	Arkansas Louisiana Gas Co., acreage in LeFlore County, Okla.	Notice of partial cancellation 11-2-67. 16 U.	339	9	CI68-304 (CI61-737) F 9-22-67	Okmor Oil Co. et al. (successor to Shell Oil Co.).	Transwestern Pipeline Co., Southeast Griggs Field, Cimarron County, Okla. and Lakemp Field, Beaver County, Okla.	Contract 2-1-62. Assignment 3-24-61. Amendatory Agreement 8-1-67. Compliance 11-24-67. 37. Contract 9-23-60. Letter agreement 10-24-60. Letter agreement 2-14-63. Letter agreement 11-6-63. Letter agreement 11-14-63. Letter agreement 5-12-67.	1 1 1 19 19 19	1 1 2 4 1
CI65-1184 A 5-10-65	Sherman A. Wengert	El Paso Natural Gas Co., Jicarilla No. L-2, Rio Arriba County, N. Mex.	Notice of partial cancellation 11-2-67. 16 U.	339	10	CI68-578 (CI61-1063) F 10-16-67	Lone Star Gas Co., Southeast Durant Field, Bryan County, Okla.	Contract 9-9-60. Assignment 6-15-67. 6. Assignment 6-28-67. 4. Effective date: 6-1-67. Assignment 6-15-67. 6. Assignment 6-28-67. 4. Effective date: 6-1-67. Contract 1-16-57. 4. Amendment 4-17-68. Assignment 5-19-59. 46. Assignment 3-2-67. 46. Amendment of assignments 6-13-67. 3.	22 22 22	1 2 2	
CI67-160 C 12-6-67	Forest Oil Corp. (Operator) et al.	Northern Natural Gas Co., North Puckett Field, Pecos County, Tex.	Supplemental agreement 11-28-67. 3.	38	3	CI68-601 (G-11832) F 10-20-67	Carl M. Archer (successor to Pan American Petroleum Corp.).	Northern Natural Gas Co., Hansford Field, Hansford County, Tex.	Contract 1-16-57. 4. Amendment 4-17-68. Assignment 5-19-59. 46. Assignment 3-2-67. 46. Amendment of assignments 6-13-67. 3.	5 5 5 5 5	1 2 3 4 5

Footnote at end of table.

NOTICES

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted	
			Description and date of document	No.				Supp.	Description and date of document
C168-602 (G-16130) F 10-20-67	Carl M. Archer (successor to Gulf Oil Corp.).	Transwestern Pipeline Co., Hansford Field, Hansford County, Tex.	Contract 6-19-58 ¹ Letter agreement 10-5-59	6	C168-740 (G-19673) F 12-7-67	Piney Point Petroleum (Operator) et al., (successor to Elizabeth M. Brown et al.).	Tennessee Gas Pipeline Co., a division of Tennessee, Inc., West Mission Field, Hidalgo County, Tex.	Contract 5-22-56 ² Letter agreement 10-29-63	8
C168-609 A 11-1-67 1	Pan American Petroleum Corp.	Oklahoma Natural Gas Gathering Corp., Ringwood Field, Major County, Okla.	Letter agreement 2-22-60	6	(G-19673) ²	Elizabeth M. Brown et al.	do	Assignment 9-12-67 ³ Assignment 10-4-67 ⁴ Effective date: 8-1-67	8
C168-638 A 11-8-67 1	McNeish Oil Operations, Trustee (Operator) et al.	Wunderlich Development Co., Buffalo Lease, Sumner County, Kans.	Letter agreement 9-1-64	6	C168-741 (G-17499) F 12-7-67	Piney Point Petroleum (successor to Monsanto Co. et al.).	Tennessee Gas Pipeline Co., a division of Tennessee, Inc., Deekers Prairie Field, Montgomery County, Tex.	Assignment 9-12-67 ³ Effective date: 11-27-67	9
C168-710 A 11-30-67 1	Redden Oil Co.	Cities Service Gas Co., Unnamed Field, Kay County, Okla.	Letter agreement 8-18-65	6	C168-742 A 12-1-67 1 ²	Weva Oil Corp.	Consolidated Gas Supply Corp., Spring Creek District, Witt County, W. Va.	Contract 3-2-50 ⁴ Letter agreement 7-12-63	9
C168-716 A 12-1-67 1	Bradco Oil & Gas Co. (Operator) et al.	Transcontinental Gas Pipe Line Corp., East LeBlanc Field, Allen Parish, La.	Assignment 3-2-67 ³ Contract 10-3-67 ⁴ Compliance 12-29-67 ⁵	506	C168-743 (G-14600) B 10-16-67	Willard E. Ferrell	Equitable Gas Co., acreage in Doddridge, Gilmer, and Ritchie Counties, W. Va.	Assignment 8-21-67 ³ Effective date 8-1-67	9
C168-723 (G-10354) F 12-4-67	Piney Point Petroleum (Operator) et al. (successor to Atlantic Richfield Co.).	Tennessee Gas Pipeline Co., a division of Tennessee, Inc., West Mission Field, Hidalgo County, Tex.	Contract 5-2-67	1	C168-744 A 12-6-67 1	Walter Duncan et al.	United Fuel Gas Co., Rocky Fork Field, Kanawha County, W. Va.	Contract 6-6-67 ³	22
(G-10354) ²	Atlantic Richfield Co.	do	Contract 11-16-67	1	C168-745 A 12-13-67 1	Ashland Oil & Refining Co.	Natural Gas Pipeline Co. of America, Camrick Field, Texas County, Okla.	Notice of cancellation 10-13-67 ³	6
C168-724 (G-16836) F 12-4-67	Piney Point Petroleum (Operator) et al. (successor to Atlantic Richfield Co.).	Coastal States Gas Producing Co., Appleing Field, Calhoun County, Tex.	Contract 9-28-55 ³ Letter agreement 1-6-65	6	C168-746 A 12-6-67 ³ (G-8820)	Hays and Co., agent for W. C. Wilson Oil & Gas Co. et al.	Natural Gas Pipeline Co. of America, Camrick Field, Texas County, Okla.	Contract 11-16-67 ³	6
(G-16836) ²	Atlantic Richfield Co.	do	Assignment 8-11-67 ⁴ Assignment date 11-9-67	151	C168-747 A 12-13-67 1	Mobil Oil Corp.	Consolidated Gas Supply Corp., Murphy District, Ritchie County, W. Va.	Agreement 3-9-55 ⁶⁷ Agreement 2-21-55 ⁶⁸ Amendatory agreement 1-1-63	187
C168-726 C166-870 A 12-7-67 ³	Southern Minerals Corp.	United Gas Pipe Line Co., Fox Field Area, Refugio County, Tex.	Contract 4-1-57 ³ Amendment 2-18-58	7	C168-748 (C165-834) B 12-13-67	Hays and Co., agent for W. C. Wilson Oil & Gas Co. et al.	Trunkline Gas Co., Ragley Field, Beauregard Parish, La.	Letter agreement 8-18-66 ⁹ Contract 10-24-67 ³	307
C168-729 A 12-7-67 1	David Fasken (Operator) et al. ²	Natural Gas Pipeline Co. of America, North Indian Basin Field, Eddy County, N. Mex.	Assignment 8-11-67 ⁴ Effective date 8-1-67	7	C168-749 A 12-13-67 1	Texaco, Inc.	Mountain Fuel Supply Co., South Baggis Area, Carbon County, Wyo.	Notice of cancellation 12-11-67 ⁹ ²	365
C168-730 A 12-8-67 1	Champlin Petroleum Co.	Southwestern Natural Gas Co., North Hot Springs, Searcy County, Kans.	Contract 8-1-67 ²	4	C168-750 (G-13907) B 12-13-67	Lone Star Producing Co.	Transcontinental Gas Pipe Line Corp.	Contract 10-16-67 ³	409
C168-733 A 12-11-67 1	Clarence Powell et al., d.b.a. Haight Oil & Gas Co.	Consolidated Gas Supply Corp., Spring Creek District, Witt County, W. Va.	Contract 11-10-67 ² ¹⁰	102	C168-751 (C164-730) B 12-14-67	J. M. L. Smith et al., d.b.a. Sibert & Smith No. 3.	Pleasanton Field, Aascosa County, Tex.	Notice of cancellation 12-1-67 ⁹ ²	68
C168-734 A 12-11-67 1	Getty Oil Co.	Transcontinental Gas Pipe Line Corp., East LeBlanc Field, Allen Parish, La.	Contract 10-2-67 ³ ¹¹	3	C168-752 (C163-1480) B 12-14-67	J. M. L. Smith, agent for Wilbur M. Smith & Brothers No. 1.	Consolidated Gas Supply Co., Centerville District, Tyler County, W. Va.	Notice of cancellation 12-12-67 ⁹ ¹²	9
C168-736 A 12-11-67 1	Columbian Fuel Corp.	Consolidated Gas Supply Corp., Peyton District, Boone County, W. Va.	Contract 9-28-67 ³ ¹²	159					
C168-737 A 12-11-67 1	Crest Petroleum, Inc. (Operator) et al.	Wunderlich Development Co., Musson Lease, Cowley County, Kans.	Contract 10-6-67 ³ ¹³	87					
C168-738 A 12-11-67 1	do	Wunderlich Development Co., McLaughlin Lease, Cowley County, Kans.	Contract 7-10-67	13					
			Contract 5-9-67	14					

1 Jan. 1, 1970, moratorium pursuant to the Commission's statement of general policy No. 61, as amended.
 2 Basic contract provides for processing by buyer for liquid hydrocarbons.
 3 Effective date: Date of initial delivery (Applicant shall advise the Commission as to such date).
 4 From Murphy Oil Co. of Pennsylvania to Dilmer Oil Co.
 5 Releases acreage from contract dated Dec. 6, 1956; on file as Leon Daubee, et al., d.b.a. Daubee's Oil Department FPC GRS No. 1, and dedicates it to Champlin's contract dated July 21, 1956 (FPC GRS No. 64). Both contracts are with Cities Service Gas Co. and are virtually identical. Champlin's contract has been amended to delete the Favored Nation Provision from it. Attached to the Nov. 29, 1967 agreement is an assignment dated July 20, 1967 by which Applicant acquired the subject properties.
 6 Assigns acreage from LAB Oil Co. to Payne Producing Co.
 7 Assigns acreage from Reef Corp. to Skelly Oil Co.
 8 Releases casinghead gas reserves, underlying 80 acres, which do not qualify for connection to Transwestern's system. The estimated reserves are 378,000 Mcf and the estimated cost of connecting them is \$48,900 or 12.86 cents per Mcf.

[Docket No. CS68-42]

J. H. HERD

Notice of Application for "Small Producer" Certificate

FEBRUARY 16, 1968.

Take notice that on February 8, 1968, J. H. Herd, Post Office Box 121, Midland, Tex. 79701, filed an application pursuant to section 7(c) of the Natural Gas Act and § 157.40 of the regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce from the Permian Basin area of Texas and New Mexico, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 11, 1968.

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

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

GORDON M. GRANT,
Secretary.

[F.R. Doc. 68-2177; Filed, Feb. 21, 1968;
8:45 a.m.]

[Docket No. CI62-578 etc.]

THORNTON PETROLEUM CORP. ET AL.

Notice of Change in Name

FEBRUARY 16, 1968.

Thornton Petroleum Corp. (Operator) et al. (formerly Rodman Petroleum Corp. (Operator) et al.), Docket No. CI62-578; Thornton Petroleum Corp. and Late et al. (formerly Rodman Petroleum Corp. and Late et al.), Docket No. CS66-48; Thornton Petroleum Corp. (Operator) et al. (formerly Rodman Petroleum Corp. (Operator) et al.), Docket No. CS66-52.

Take notice that on November 13, 1967, Thornton Petroleum Corp. filed a notice of change in name to advise the Commission that its name has been changed

- ⁹ Effective date: Date of this order.
¹⁰ Assigns acreage from Apache Corp. to Applicant.
¹¹ Assigns acreage from May Petroleum, Inc., to Applicant.
¹² Assigns acreage from Anadarko Production Co. to Applicant.
¹³ By letter filed Nov. 3, 1967 (dated Nov. 1, 1967) Applicant agreed to accept a permanent certificate at a total rate of 14.5 cents including allowances for dehydration and delivery pressure adjustment, plus upward or downward B. L. N. adjustment.
¹⁴ Both assignments convey acreage from Humble to Steve Gose. Such acreage is covered by the certificate application in Docket No. CI67-1772.
¹⁵ From Shell Oil Co. to Pan American Petroleum Corp.
¹⁶ A acreage was non-producing at time of assignment.
¹⁷ A acreage assigned to Mesa Petroleum Co.; assignment dated Feb. 2, 1965 is attached.
¹⁸ A acreage assigned to Marion Corp.; assignment dated Mar. 31, 1965 is attached.
¹⁹ A acreage assigned to Marion Corp.; assignment dated July 20, 1965 is attached.
²⁰ A acreage assigned to W. C. Pickens; assignment dated Aug. 13, 1965 is attached.
²¹ A acreage assigned to Marion Corp.; assignment dated Sept. 27, 1965 is attached.
²² A acreage assigned to Marion Corp.; assignment dated Oct. 19, 1965 is attached.
²³ Deletes nonproducing acreage. Release agreement dated Sept. 17, 1964 attached which releases acreage to land-owners.
²⁴ Provides for 5-year makeup period covering additional acreage in agreement dated May 10, 1967. Attached thereto as an exhibit is letter dated Oct. 31, 1967, clarifying letter agreement to cover all acreage in agreement dated May 10, 1967.
²⁵ Applicant has agreed to accept permanent authorization containing conditions similar to those imposed by Opinion No. 468, as modified by Opinion No. 468-A.
²⁶ National Fuels Corp. purchases liquids extracted from Applicant's gas at the Ringwood Gasoline Plant.
²⁷ Compliance to conditioned temporary certificate issued Dec. 15, 1967.
²⁸ Sale being rendered without prior Commission authorization.
²⁹ Covers production from Anderson Well No. 1.
³⁰ Covers production from Anderson Well No. 2.
³¹ Sale previously made without prior Commission authorization (sale had not been certificated and no rate schedule filing made).
³² Source of gas depleted.
³³ Application erroneously assigned Docket No. CI67-1818 being treated as a petition to amend the certificate issued in Docket No. CI67-1772 to include the additional acreage acquired from predecessor in Docket No. CI63-20 and Docket No. CI67-1818 will be canceled.
³⁴ From Steve Gose to Texoma. Includes acreage acquired by Gose from Humble via assignment dated Feb. 14, 1966. By letter dated Oct. 31, 1967, Arkansas Louisiana Gas Co. acknowledged that all of Texoma's interest in the Griffith No. 1 Well is considered dedicated to a Steve Gose contract dated Mar. 30, 1964, on file as Texoma's FPC GRS No. 2. Part of the acreage is covered by Humble's certificate in Docket No. CI63-20. Gose never filed for authorization to cover the Griffith Unit.
³⁵ Filing completed Oct. 6, 1967. Certificate filing covers acreage under Supplement No. 2 only as Blak Oil Co. no longer holds interest covered by basic contract.
³⁶ Oklahoma Natural Gas Co. assigned its interest, as a party buyer, to Oklahoma Natural Gas Gathering Corp.
³⁷ Compliance to conditioned temporary certificate issued Oct. 27, 1967.
³⁸ On file as Shell Oil Co. FPC GRS No. 242.
³⁹ Conveys acreage from Shell Oil Co. to Thomas C. Hower (Beaver County).
⁴⁰ Conveys acreage from Shell Oil Co. to Thomas C. Hower (Cimarron County).
⁴¹ Conveys acreage from Thomas C. Hower to Okmar Oil Co. et al.
⁴² Currently on file as Shell Oil Co. FPC GRS No. 245.
⁴³ Conveys acreage from Shell Oil Co. to Thomas C. Hower.
⁴⁴ Between Pan American Petroleum Corp. and buyer; on file as Pan American Petroleum Corp. FPC GRS No. 192.
⁴⁵ From Pan American to Gulf Oil Corp. Gulf never made filings to cover the subject sale.
⁴⁶ From Gulf Oil Corp. to Carl M. Archer.
⁴⁷ Between Gulf Oil Corp. and buyer; on file as Gulf Oil Corp. FPC GRS No. 195.
⁴⁸ Compliance to conditioned temporary certificate issued Dec. 1, 1967.
⁴⁹ Dedicates acreage to a depth of 8,000 feet and provides for separation of liquefiable hydrocarbons prior to delivery to buyer.
⁵⁰ Basic contract between Houston Oil Co. of Texas and Tennessee Gas Transmission Co.; on file as Atlantic Richfield Co. FPC GRS No. 151.
⁵¹ Assigns acreage from Atlantic Richfield Co. to Piney Point Petroleum to various depths.
⁵² No certificate filing made or necessary, only the rate filing is being accepted by this order.
⁵³ Basic contract between The Atlantic Refining Co. (now Atlantic Richfield Co.) and Coastal States Gas Producing Co.; on file as Atlantic Richfield Co., FPC GRS No. 190.
⁵⁴ Assigns acreage from Atlantic Richfield Co. to Piney Point Petroleum to a depth of 9,000 feet.
⁵⁵ Interest of Monsanto Co., an "et al." party, previously dedicated to Monsanto's FPC GRS No. 82, sale under which was authorized in Docket No. CI65-325.
⁵⁶ Production dedicated from formations deeper than Wolfcamp Series of the Permian System.
⁵⁷ Gas production from formations above 2000 feet only.
⁵⁸ Gas production from the Newberg Formation only.
⁵⁹ Basic contract between H. L. Brown et al., and Tennessee Gas Transmission Co.; on file as Elizabeth M. Brown, et al. FPC GRS No. 8.
⁶⁰ Assigns acreage from Elizabeth M. Brown, et al., to Piney Point Petroleum.
⁶¹ Assigns one-half interest from Piney Point Petroleum to Apache Corp.
⁶² Basic contract between Sterling Oil & Refining Corp. and Tennessee Gas Transmission Co.; on file as Monsanto Co., et al., FPC GRS No. 23.
⁶³ Assigns acreage from Monsanto Co., et al., to Piney Point Petroleum.
⁶⁴ Gas produced from formations above the base of the Berea Sand only.
⁶⁵ Rate in effect subject to refund in Docket No. RI60-234.
⁶⁶ Applicant is filing to cover its own interest presently covered by the operator, Texaco, Inc., in Docket No. G-8820.
⁶⁷ Ratifies contract dated Feb. 21, 1955 between The Texas Co. (now Texaco, Inc.), and Natural Gas Pipeline Co. of America.
⁶⁸ Currently on file as Texaco, Inc. (Operator), et al., FPC GRS No. 133.
⁶⁹ Production of gas no longer economically feasible.

Suggested agreement and undertaking:

BEFORE THE FEDERAL POWER COMMISSION

(Name of Respondent -----)

Docket No. -----

AGREEMENT AND UNDERTAKING OF (NAME OF RESPONDENT) TO COMPLY WITH REFUNDING AND REPORTING PROVISIONS OF SECTION 154.102 OF THE COMMISSION'S REGULATIONS UNDER THE NATURAL GAS ACT

(Name of Respondent) hereby agrees and undertakes to comply with the refunding and reporting provisions of section 154.102 of the Commission's regulations under the Natural Gas Act insofar as they are applicable

to the proceeding in Docket No. ----- (and has caused this agreement and undertaking to be executed and sealed in its name by its officers, thereupon duly authorized in accordance with the terms of the resolution of its board of directors, a certified copy of which is appended hereto¹) this ----- day

of -----, 196--.

(Name of Respondent)

By -----

Attest:

[F.R. Doc. 68-2057; Filed, Feb. 19, 1968;
8:45 a.m.]

¹ If a corporation.

from Rodman Petroleum Corp. by amendment to its articles of incorporation adopted June 9, 1967, and filed with the Secretary of State of the State of Texas on July 12, 1967. There is no change in corporate structure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 12, 1968.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 68-2178; Filed, Feb. 21, 1968;
8:45 a.m.]

CIVIL SERVICE COMMISSION

PROVOST AND VICE PRESIDENT FOR ACADEMIC AFFAIRS, FEDERAL CITY COLLEGE, GOVERNMENT OF THE DISTRICT OF COLUMBIA

Manpower Shortage; Notice of Listing

Under the provisions of 5 U.S.C. 5723, the Civil Service Commission has found, effective February 14, 1968, that there is a manpower shortage for the single position of Provost and Vice President for Academic Affairs, Federal City College, Government of the District of Columbia, Washington, D.C.

The appointee may be paid for the expenses of travel and transportation to his post of duty.

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 68-2268; Filed, Feb. 21, 1968;
8:51 a.m.]

CARD PUNCH OPERATORS IN CALIFORNIA

Notice of Adjustment of Minimum Rates and Rate Ranges

Correction

In F.R. Doc. 68-1759, appearing at page 2908 of the issue for Tuesday, February 13, 1968, the following change is made:

In the second table, the entry for the second step of Grade GS-3 is corrected to read "\$5062".

FEDERAL MARITIME COMMISSION

AMERICAN GREAT LAKES MEDITERRANEAN EASTBOUND CONFERENCE

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as

amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Mr. Eric G. Brown, Secretary, American Great Lakes-Mediterranean, Eastbound Freight Conference, 10, Place de la Joliette, Marseilles, France.

Agreement No. 9000-4, between the member lines of the American Great Lakes-Mediterranean Eastbound Freight Conference, modifies the basic agreement by substituting the following provision in lieu of the last sentence of Article 1.4 thereof:

"Such entrance fee will be divided equally amongst Members, with full voting rights, excluding the new Member".

Dated: February 19, 1968.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 68-2240; Filed, Feb. 21, 1968;
8:50 a.m.]

LYKES BROS. STEAMSHIP CO., INC., AND SHUN CHEONG STEAM NAVIGATION CO., LTD.

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Mr. J. Curl, Assistant Vice President Traffic, Lykes Bros. Steamship Co., Inc., 821 Gravier Street, New Orleans, La. 70112.

Agreement 9696, between Lykes Bros. Steamship Co., Inc. (Lykes) and Shun Cheong Steam Navigation Co., Ltd., establishes a through billing arrangement from U.S. Gulf ports of call of Lykes to Bangkok, Thailand, with transshipment at Hong Kong in accordance with terms and conditions set forth in the agreement.

Dated: February 19, 1968.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 68-2241; Filed, Feb. 21, 1968;
8:51 a.m.]

AMERICAN PRESIDENT LINES AND LYKES BROS. STEAMSHIP CO.

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Mr. D. J. Morris, Manager, Rates and Conferences, American President Lines, 601 California Street, San Francisco, Calif. 94108.

Agreement 9438-1, between American President Lines and Lykes Bros. Steamship Co., modifies the basic transshipment agreement between the parties by adding the "Philippine Islands" as an origin and destination area and "Hong Kong and Manila" as ports of transshipment.

Dated: February 19, 1968.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 68-2242; Filed, Feb. 21, 1968;
8:51 a.m.]

AMERICAN PRESIDENT LINES AND KOREA MARINE TRANSPORT CO.

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Mr. D. J. Morris, Manager, Rates and Conferences, American President Lines, 601 California Street, San Francisco, Calif. 94108.

Agreement 9664-1, between American President Lines and Korea Marine Transport Co., modifies the basic transshipment between the parties by limiting discharge ports to Atlantic and Pacific Coast ports of the United States.

Dated: February 19, 1968.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 68-2243; Filed, Feb. 21, 1968;
8:51 a.m.]

AMERICAN PRESIDENT LINES AND SHIN HAN SHIPPING CO.

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Mr. D. J. Morris, Manager, Rates and Conferences, American President Lines, 601 California Street, San Francisco, Calif. 94108.

Agreement 9663-1, between American President Lines and Shin Han Shipping Co., modifies the basic transshipment agreement between the parties by limiting discharge ports to Atlantic and Pacific Coast ports of the United States.

Dated: February 19, 1968.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 68-2244; Filed, Feb. 21, 1968;
8:51 a.m.]

[Docket No. 68-10]

INTER-AMERICAN FREIGHT CONFER- ENCE CARGO POOLING AGREEMENTS

Order of Investigation and Hearing

The carriers (named as respondents in appendix "A" attached hereto) as signatories of the Inter-American Freight Conference Agreement have filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, three cargo pooling agreements which have been assigned Federal Maritime Commission Nos. 9682, 9683, and 9684.

These agreements provide for the pooling of general cargo, coffee, and cocoa, respectively, from ports in Brazil to ports on the Atlantic Coast of the United States. It appears that the pooling arrangements were engendered by a series of decrees by the Brazilian Government which have been issued with the stated purpose of assuring that a preponderance of the cargoes moving in the Brazil/United States trade will be carried by Brazilian and United States flag lines.

It is rumored that rebating and other malpractices have been rife in this trade and that the proposed pools are believed by the proponents to be a solution to these problems. A number of comments (Department of Transportation (D.O.T.), Delta, National Coffee Association and Green Coffee Association of New York) have been filed with the Commission. D.O.T. alleges, among other things, that the agreements are not approvable because they do not meet the criteria for approvability set forth in section 15 of the Shipping Act, 1916, as amended.

All protestants have requested that these agreements be set for a hearing.

To discharge its responsibilities under section 15 of the Shipping Act, 1916, and to insure an adequate record upon which the Commission may make the necessary judgments regarding approvability of these agreements, the Commission finds

that an investigation and hearing is required to afford all affected parties an opportunity to establish their respective positions on a public record.

The Commission has therefore decided that, in order to properly determine whether any or all of these agreements should be approved, disapproved or modified under the standards of section 15, it will order a single investigation into these pooling agreements to determine the manner in which these pooling agreements will operate, the degree of interrelationships between the various pooling agreements, the purpose for which these agreements have been instituted and why they are considered necessary by the parties, whether these agreements as filed with the Commission represent the full and complete agreements of the parties, whether there are any additional unfiled understandings or arrangements among the various carrier members of these pools which have not been filed with and approved by the Commission, whether sailings, revenues, ports or trading areas have been allotted or divided up between these different trading areas through the interrelationships of these pooling agreements, the effect these agreements have had and will have on the rate structure and service in this trade and in the reciprocal trade from the United States to Brazil, the effect these agreements will have on other carriers, shippers, exporters, importers, or ports in this trade and in the reciprocal trade from the United States to Brazil, and whether any one of these agreements, or any combination of them will be unjustly discriminatory or unfair as between carriers, shippers, exporters, importers, or ports, or between exporters from the United States and their foreign competitors, or operate to the detriment of the commerce of the United States, or be contrary to the public interest, or be in violation of the Shipping Act, 1916, and should be approved, disapproved or modified under the standards of section 15.

Therefore, it is ordered, That, pursuant to sections 15 and 22 of the Shipping Act, 1916, as amended, an investigation and hearing be and is hereby instituted with respect to Agreement Nos. 9682, 9683, and 9684, which have been filed with the Commission for approval under section 15, in order to determine:

1. The purpose for which these agreements have been instituted and why they are considered necessary by the parties.
2. The manner in which these pooling agreements will operate.
3. The degree of interrelationships between the various pooling agreements.
4. Whether these agreements as filed with the Commission represent the full and complete agreements of the parties.
5. Whether there are any additional understandings or arrangements among the various carrier members of these pools which have not been filed with and approved by the Commission.
6. Whether sailings, revenues, ports, or trading areas have been allotted or divided between these different trading

areas through the interrelationships of these pooling agreements.

7. The effect these agreements will have on the rate structure and service in this trade and in the reciprocal trade from the United States to Brazil.

8. The effect these agreements will have on carriers, shippers, exporters, importers, or ports in this trade and in the reciprocal trade from the United States to Brazil.

9. Whether any one of these agreements, or any combination of them, will be unjustly discriminatory or unfair as between carriers, shippers, exporters, importers, or ports, or between exporters from the United States and their foreign competitors, or operate to the detriment of the commerce of the United States, or be contrary to the public interest, or be in violation of the Shipping Act, 1916; and whether these agreements should be approved, disapproved, or modified in accordance with the provisions of section 15 of the Shipping Act, 1916.

It is further ordered, That the parties to the subject agreements, listed in appendix A hereto, be made respondents in this proceeding;

It is further ordered, That this matter be assigned for public hearing before an examiner of the Commission's Office of Hearing Examiners and that the hearing be held at a date and place to be determined and announced by the presiding examiner; and

It is further ordered, That notice of this order be published in the FEDERAL REGISTER and that a copy thereof and notice of hearing be served upon respondents; and

It is further ordered, That a copy of this order be served on the parties as listed in appendix B attached hereto who filed comments pursuant to the FEDERAL REGISTER notice that these agreements had been filed, and that these parties be named as petitioners herein; and

It is further ordered, That any person other than respondents and petitioners or Hearing Counsel, who desires to become a party to this proceeding and participate therein, shall file a petition to intervene with the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before February 29, 1968, with copy to parties.

And, it is further ordered, That all future notices issued by or on behalf of the Commission in this proceeding, including notice of time and place of hearing or prehearing conference, shall be mailed directly to all parties of record.

By the Commission.

[SEAL]

THOMAS LISI,
Secretary.

APPENDIX A

- Brodin Line, c/o Garcia & Diaz, Inc., 25 Broadway, New York, N.Y. 10004.
- The Booth Steamship Co., Ltd., Cunard Building, Water Street, Liverpool, England.
- Columbus Line, Inc., 26 Broadway, New York, N.Y. 10004.
- Companhia De Navegacao Loide Brasileiro, Rua do Rosario, 1/17, Rio de Janeiro, Brazil.

Companhia De Navegacao Maritima Netumar, Avenida Presidente Vargas, 482-22°, Rio de Janeiro, Brazil.

Dovar Line, Dovar Shipping Agency, Inc., 29 Broadway, New York, N.Y. 10006.

Empresa Lineas Maritimas Argentinas (E.L.M.A.), 25 de Mayo, 459, Buenos Aires, Argentina.

Georgia Steamship Corp., Georgia-Pacific International Corp., Post Office Box 909, Augusta, Ga. 30903.

Holland Pan-American Line A/S, c/o Black Diamond Steamship Co., 2 Broadway, New York, N.Y. 10004.

Ivaran Line, c/o United States Navigation Co., Inc., 17 Battery Place, New York, N.Y. 10004.

The Lamport-Holt Line, Ltd., Royal Liver Building, Liverpool 3, England.

Montemar S.A. Comercial Y Maritima, Rincon 468, Montevideo, Uruguay.

Moore-McCormack Lines, Inc., 2 Broadway, New York, N.Y. 10004.

Norton Line, 26 Beaver Street, New York, N.Y. 10004.

APPENDIX B

Delta Steamship Lines, Inc., c/o Macleay, Lynch, Bernhard, and Gregg, 1625 K Street NW., Washington, D.C. 20006.

Department of Transportation, 800 Independence Avenue SW., Washington, D.C. 20590.

Green Coffee Association of New York, c/o Donald J. Mulvihill, Esq., Cahill, Gordon, Sonnett, Reindel, and Ohi, Federal Bar Building West, 1819 H Street NW., Washington, D.C. 20006.

National Coffee Association, c/o Donald J. Mulvihill, Esq., Cahill, Gordon, Sonnett, Reindel, and Ohi, Federal Bar Building West, 1819 H Street NW., Washington, D.C. 20006.

[F.R. Doc. 68-2245; Filed, Feb. 21, 1968; 8:51 a.m.]

INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

CERTAIN COTTON TEXTILES AND COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN POLAND

Entry or Withdrawal From Warehouse for Consumption

FEBRUARY 20, 1968.

On March 15, 1967, the U.S. Government, in furtherance of the objectives of, and under the terms of, the Long-Term Arrangement Regarding International Trade in Cotton Textiles done at Geneva on February 9, 1962, concluded a comprehensive bilateral agreement with the Government of the Polish People's Republic concerning exports of cotton textiles from Poland to the United States over a 3-year period. Under this agreement the Polish People's Republic has undertaken to limit its exports to the United States of certain cotton textiles and cotton textile products to specified annual amounts. Among the provisions of the agreement are those applying specific export limitations to Categories 19, 26 (including a sub-limit on duck fabric), 28, 42, 43, 46, 53, 60, and 62, for the second agreement year beginning March 1, 1968.

There is published below a letter of February 19, 1968, from the Chairman of the President's Cabinet Textile Advisory Committee to the Commissioner of Customs, directing that the amounts of cotton textiles and cotton textile products in Categories 19, 26, 28, 42, 43, 46, 53, 60, and 62, produced or manufactured in Poland which may be entered or withdrawn from warehouse for consumption in the United States for the 12-month period beginning March 1, 1968, and extending through February 28, 1969, be limited to certain designated levels.

This letter and the actions pursuant thereto are not designed to implement all of the provisions of the bilateral agreement but are designed to assist only in the implementation of certain of its provisions.

STANLEY NEHMER,
Chairman, Interagency Textile Administrative Committee,
and Deputy Assistant Secretary for Resources.

THE SECRETARY OF COMMERCE
PRESIDENT'S CABINET TEXTILE
ADVISORY COMMITTEE

WASHINGTON, D.C. 20230
February 19, 1968.

COMMISSIONER OF CUSTOMS,
Department of the Treasury,
Washington, D.C. 20226.

DEAR MR. COMMISSIONER: Under the terms of the Long-Term Arrangement Regarding International Trade in Cotton Textiles done at Geneva on February 9, 1962, pursuant to the bilateral cotton textile agreement of March 15, 1967, between the Governments of the United States and Poland, and in accordance with the procedures outlined in Executive Order 11052 of September 28, 1962, as amended by Executive Order 11214 of April 7, 1965, you are directed to prohibit, effective March 1, 1968, and for the 12-month period extending through February 28, 1969, entry into the United States for consumption and withdrawal from warehouse for consumption, of cotton textiles and cotton textile products produced or manufactured in Poland in excess of the following 12-month levels of restraint:

Category	12-Month level of restraint
19 -----squad yards...	945,000
26 -----do ¹ ...	525,000
28 -----pieces...	210,000
42 -----dozen...	26,250
43 -----do...	47,250
46 -----do...	10,500
53 -----do...	11,550
60 -----do...	14,175
62 -----pounds...	154,350

¹ Of this amount, not more than 157,500 square yards may be in duck, T.S.U.S.A. Nos.:
320...01 through 04, 06, 08
321...01 through 04, 06, 08
322...01 through 04, 06, 08
326...01 through 04, 06, 08
327...01 through 04, 06, 08
328...01 through 04, 06, 08

In carrying out this directive, entries of cotton textiles and cotton textile products in Categories 19, 26, 28, 42, 43, 46, 53, 60, and 62, produced or manufactured in Poland and which have been exported to the United States from Poland prior to March 1, 1968, shall, to the extent of any unfilled balances, be charged against the levels of restraint

established for such goods during the period March 1, 1967, through February 29, 1968. In the event that the levels of restraint established for such goods for that period have been exhausted by previous entries, such goods shall be subject to the directives set forth in this letter.

The levels of restraint set forth above are subject to adjustment pursuant to the provisions of the bilateral agreement of March 15, 1967, between the Governments of the United States and Poland which provides in part that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than 5 percent; and for administrative arrangements. Any appropriate adjustments pursuant to the provisions of the bilateral agreement referred to above, will be made to you by letter from the Chairman of the Inter-agency Textile Administrative Committee.

A detailed description of the categories in terms of T.S.U.S.A. numbers was published in the FEDERAL REGISTER on January 17, 1968 (33 F.R. 582).

In carrying out the above directions, entry into the United States for consumption shall be construed to include entry for consumption into the Commonwealth of Puerto Rico.

The actions taken with respect to the Government of Poland and with respect to imports of cotton textiles and cotton textile products from Poland have been determined by the President's Cabinet Textile Advisory Committee to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the notice provisions of 5 U.S.C. 553 (Supp. II, 1965-66). This letter will be published in the FEDERAL REGISTER.

Sincerely yours,

A. B. TROWERIDGE,
Secretary of Commerce, Chairman,
President's Cabinet Textile Advisory Committee.

[F.R. Doc. 68-2289; Filed, Feb. 21, 1968;
8:51 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3421]

CONTINENTAL VENDING MACHINE CORP.

Order Suspending Trading

FEBRUARY 16, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cents par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period Feb-

ruary 17, 1968, through February 26, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.
[F.R. Doc. 68-2192; Filed, Feb. 21, 1968;
8:46 a.m.]

[File No. 2-14698]

CORMAC CHEMICAL CORP.

Order Suspending Trading

FEBRUARY 16, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Cormac Chemical Corp., New York, N.Y. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 17, 1968, through February 26, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.
[F.R. Doc. 68-2193; Filed, Feb. 21, 1968;
8:46 a.m.]

FASTLINE, INC.

Order Suspending Trading

FEBRUARY 16, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Fastline, Inc., New York, N.Y. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 17, 1968, through February 26, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.
[F.R. Doc. 68-2194; Filed, Feb. 21, 1968;
8:46 a.m.]

URANIUM KING CORP.

Order Suspending Trading

FEBRUARY 16, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Uranium King Corp., Post Office Box 6217, Salt Lake City, Utah,

being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 18, 1968, through February 27, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.
[F.R. Doc. 68-2195; Filed, Feb. 21, 1968;
8:46 a.m.]

[File No. 1-4371]

WESTEC CORP.

Order Suspending Trading

FEBRUARY 16, 1968.

The common stock, 10 cents par value, of Westec Corp., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Westec Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 17, 1968, through February 26, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.
[F.R. Doc. 68-2196; Filed, Feb. 21, 1968;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 1152]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FOR- WARDER APPLICATIONS

FEBRUARY 16, 1968.

The following applications are governed by Special Rule 1.247¹ of the Com-

¹ Copies of Special Rule 1.247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

mission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with § 1.247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the Rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of § 1.247(d)(4) of the special rule, and shall include the certification required therein.

Section 1.247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

No. MC 1824 (Sub-No. 42), filed February 9, 1968. Applicant: PRESTON TRUCKING COMPANY, INC., 151 Easton Boulevard, Preston, Md. 21655.

Applicant's representative: Frank V. Klein (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between junction Interstate Highway 76 and U.S. Highway 220, at Bedford Interchange of Interstate Highway 76 (Pennsylvania Turnpike), and junction Pennsylvania Highway 28 and U.S. Highway 422 at Kittanning, Pa., from junction Interstate Highway 76 and U.S. Highway 220 at Bedford Interchange of Interstate Highway 76 (Pennsylvania Turnpike), over U.S. Highway 220 to junction U.S. Highway 22, thence over U.S. Highway 22 to junction U.S. Highway 422, thence over U.S. Highway 422 to junction Pennsylvania Highway 28 at Kittanning, Pa., and return over the same routes, serving no intermediate points as an alternate route for operating convenience only. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 2484 (Sub-No. 46), filed February 12, 1968. Applicant: E. & L. TRANSPORTATION COMPANY, a corporation, 14201 Prospect Avenue, Dearborn, Mich. 48126. Applicant's representative: Eugene C. Ewald, Suite 1700, 1 Woodward Avenue, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles*, in initial movements, in truckaway operations, from the plant-site of A. O. Smith Corp. located at Ionia, Mich., to points in Washington, Oregon, California, Montana, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, Texas, Minnesota, Arkansas, Louisiana, Tennessee, Mississippi, Alabama, Georgia, Florida, Idaho, Nevada, Arizona, Utah, Wyoming, Colorado, Oklahoma, Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, Virginia, North Carolina, and South Carolina. NOTE: If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich., or Washington, D.C.

No. MC 3874 (Sub-No. 13), filed February 8, 1968. Applicant: L. C. CORP., doing business as GREY LINES, a corporation, 25 Webber Street, Roxbury, Mass. 02119. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Magazines and parts of magazines*, from Springfield, Mass., to points in Rhode Island, Maine, Vermont, and New Hampshire, that part of Connecticut east of Alternate U.S. Highway 5 and that part of Massachusetts, on north, and west, of a line beginning at the western boundary line of Plymouth County at Massachusetts Bay, thence along the Plymouth County line to junction Massachusetts Highway 24 to junction Massachusetts Highway 138, and thence along Massachusetts Highway

138 to the Massachusetts-Rhode Island State line. Restriction: The above requested authority is restricted to traffic having a prior movement by motor or rail carrier. NOTE: Applicant now holds authority to transport "magazines and parts of magazines" from Boston, Mass., to the destinations named above and is participating in shipments of said commodities received from other motor and rail carriers at Boston, Mass., and transported by applicant to the named destination territories. The purpose of the instant application is to change the point of receipt of said shipments from Boston to Springfield, Mass. If a hearing is deemed necessary, applicant requests it be held at Boston, Mass.

No. MC 29886 (Sub-No. 241), filed February 9, 1968. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind. 46621. Applicant's representative: Charles Pieroni (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Agricultural implements and farm machinery*; (2) *tractors*; (3) *attachments, accessories, internal combustion engines, parts of the commodities described in Items (1) and (2) above*; (4) *materials and supplies used in the sale and distribution of the commodities described in Items (1) through (3) above*, when moving in mixed loads with the commodities in Items (1) through (3) above; from the plant and warehouse facilities of J. I. Case Co. at or near Castleton, Ind., to points in Indiana, Kentucky, Michigan, Ohio; points in Erie, Crawford, Mercer, Lawrence, Beaver, Washington, Greene, Venango, Butler, Allegheny, Warren, Forest, Clarion, Armstrong, Westmoreland, Fayette, McKean, Elk, Jefferson, Indiana, and Cameron Counties, Pa., and points in West Virginia, and returned commodities described above, on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 31389 (Sub-No. 91), filed February 5, 1968. Applicant: McLEAN TRUCKING COMPANY, a corporation, 617 Woughtown Street, Post Office Box 213, Winston-Salem, N.C. 27102. Applicant's representative: Francis W. McInery, Suite 502, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission on, commodities in bulk, and those requiring special equipment), between Pittsburgh, Pa., and Winston-Salem, N.C., from Pittsburgh over Pennsylvania Highway 51 to Uniontown, thence over U.S. Highway 119 to Morgantown, W. Va., thence over West Virginia Highway 7 to Reedville, thence over West Virginia Highway 92 to Belington, thence over U.S. Highway 250 to Elkins, W. Va., thence over U.S. Highway 219 to Marlinton, W. Va., thence over West Virginia Highway 39 to the junction of West Virginia Highway 687 at or near Rimel, W. Va., thence southwesterly

over West Virginia Highway 687 to White Sulphur Springs, thence over Interstate Highway 64 to Clifton Forge, Va., thence to U.S. Highway 220 to the junction of U.S. Highway 158 at or near Summerfield, N.C., thence over U.S. Highway 158 to Winston-Salem, N.C., and return over the same route, as an alternate route for operating convenience only, serving no intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 35484 (Sub-No. 73), filed February 9, 1968. Applicant: VIKING FREIGHT COMPANY, a corporation, 1525 South Broadway, St. Louis, Mo. 63104. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except dangerous explosives, liquids in bulk, motion picture films, and commodities requiring special equipment), serving the site of the West Virginia Pulp & Paper Co. located in Ballard and Carlisle Counties, Ky. (near Wickliffe, Ky.), as an off-route point in connection with applicant's regular route operations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 41635 (Sub-No. 44), filed January 30, 1968. Applicant: DEALERS TRANSPORT COMPANY, a corporation, 1368 Riverside Boulevard, Memphis, Tenn. Applicant's representative: Charles H. Hudson, Jr., 833 Stahlman Building, Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles, trucks and buses*, as defined in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209 and 766 in secondary movements in driveway and truckaway service and *farm type tractors moving in mixed shipments with automobiles and trucks*, from points in Caddo and Bossier Parishes, La., to points in Dallas, Kaufman, Ellis, Navarro, Freestone, Limestone, Falls, Bell, Williamson, Milam, Robertson, Leon, Madison, Brazos, Burleson, Lee, Travis, Washington, Grimes, Walker, San Jacinto, Montgomery, Harris, Liberty, Chambers, and Jefferson Counties, Tex. NOTE: If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 42011 (Sub-No. 9), filed February 12, 1968. Applicant: D. Q. WISE & CO., INC., 2835 West 21st Street, Post Office Box 9205, Tulsa, Okla. 74107. Applicant's representative: Joe G. Fender, 802 First Savings Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) The following iron or steel articles, in bales or bundles, weighing 2,000 pounds or more each, which require the use of special equipment: *Plates, posts, angles, forms, sheets, rounds, channels, beams, ingots, piling, billets, blooms, reinforcing rods, bards, wire mesh, and pipe*; from Houston, Beaumont, Port Arthur, Corpus Christi, Galveston, Orange, Victoria, Baytown, Eagle Pass, Laredo, Browns-

ville, Port Isabel, Hidalgo, and Presidio, Tex., to points in Texas, Oklahoma, and Arkansas, and (2) the following iron or steel articles weighing 2,000 pounds or more each, requiring the use of special equipment: *Sheets, beams, plates, and coils*, from Houston, Beaumont, Port Arthur, Corpus Christi, Galveston, Orange, Victoria, Baytown, Eagle Pass, Laredo, Brownsville, Port Isabel, Hidalgo, and Presidio, Tex., to points in Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Houston, Tex.

No. MC 49504 (Sub-No. 17), filed February 5, 1968. Applicant: MCCUE TRANSFER, INC., 3524 East Fourth Street, Hutchinson, Kans. 67501. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt and salt products, and products used in agricultural, water treatment, food processing, wholesale grocery and institutional supply industries*, when shipped in mixed truckloads with salt and salt products, from the plantsite of Morton Salt Co., located at South Hutchinson, Kans., to points in Nebraska, Minnesota, North Dakota, South Dakota, Missouri (except St. Joseph, St. Louis, and points in the Kansas City, Mo.-Kans., commercial zone), Wyoming, Arkansas, points in Cochran, Bailey, Randall, Roberts, Crosby, Swisher, Potter, Sherman, Wichita, Lubbock, Castro, Oldham, Dallam, Cottle, Hay, Gray, Ochiltree, Yoakum, Dickens, Briscoe, Carson, Hansford, Floyd, Collingsworth, Hartley, Foard, Kent, Terry, Motley, Childress, Wheeler, Lipscomb, Lamb, Armstrong, Hutchinson, Wilbarger, Lynn, Hale, Donley, Moore, Hockley, Farmer, Deaf Smith, Hemphill, Hardeman, and Garza Counties, Tex., and points in Curry, Bernalillo, Mora, Santa Fe, Colfax, Harding, Los Alamos, Taos, Quay, Guadalupe, Union, San Miguel, Torrance, Rio Arriba, Catron, Chaves, De Baca, Dona Ana, Eddy, Grant, Hidalgo, Lea, Lincoln, Luna, McKinley, Otero, Roosevelt, Sandoval, San Juan, Sierra, Socorro, and Valencia Counties, N. Mex. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 58344 (Sub-No. 4), filed February 12, 1968. Applicant: BILL HODGES TRUCK COMPANY, INC., 4701 Northeast 23d Street, Oklahoma City, Okla. 73110. Applicant's representative: Joe G. Fender, 802 Houston First Savings Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) The following iron or steel articles, in bales or bundles, weighing 2,000 pounds or more each, which require the use of special equipment: *Plates, posts, angles, forms, sheets, rounds, channels, beams, ingots, piling, billets, blooms, reinforcing rods, bards, wire mesh, and pipe*; from Houston, Beaumont, Port Arthur, Corpus Christi, Galveston, Orange, Victoria, Baytown, Eagle Pass, Laredo, Brownsville, Port

Isabel, Hidalgo, and Presidio, Tex., to points in Texas and Oklahoma, and (2) the following iron or steel articles weighing 2,000 pounds or more each, requiring the use of special equipment: *Sheets, beams, plates, and coils*, from Houston, Beaumont, Port Arthur, Corpus Christi, Galveston, Orange, Victoria, Baytown, Eagle Pass, Laredo, Brownsville, Port Isabel, Hidalgo, and Presidio, Tex., to points in Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Houston, Tex.

No. MC 64695 (Sub-No. 16), filed February 12, 1968. Applicant: C. RAMPY TRUCKING CO., INC., 2462 North Lewis, Post Office Box 4093, Tulsa, Okla. 74152. Applicant's representative: Joe G. Fender, 802 Houston First Savings Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) The following iron or steel articles, in bales or bundles, weighing 2,000 pounds or more each, which require the use of special equipment: *Plates, posts, angles, forms, sheets, rounds, channels, beams, ingots, piling, billets, blooms, reinforcing rods, bards, wire mesh, and pipe*; from Houston, Beaumont, Port Arthur, Corpus Christi, Galveston, Orange, Victoria, Baytown, Eagle Pass, Laredo, Brownsville, Port Isabel, Hidalgo, and Presidio, Tex., to points in Texas, Oklahoma, and Arkansas, and (2) the following iron or steel articles weighing 2,000 pounds or more each, requiring the use of special equipment: *Sheets, beams, plates, and coils*, from Houston, Beaumont, Port Arthur, Corpus Christi, Galveston, Orange, Victoria, Baytown, Eagle Pass, Laredo, Brownsville, Port Isabel, Hidalgo, and Presidio, Tex., to points in Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Houston, Tex.

No. MC 65916 (Sub-No. 12), filed January 24, 1968. Applicant: WARD TRUCKING CORP., Ward Tower, Altoona, Pa. 16603. Applicant's representatives: Spencer T. Money, 411 Park Lane Building, Washington, D.C. 20006, and Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, dangerous explosives, livestock, household goods as defined in *Practices of Motor Common Carriers of Household Goods* 17 M.C.C. 467, commodities in bulk, and those requiring special equipment), between the Pennsylvania-Maryland State line and Harrisburg, Pa.; (1) from the Pennsylvania-Maryland State line and U.S. Highway 11 over U.S. Highway 11, and (2) from the Pennsylvania-Maryland State line and U.S. Highway 522 over U.S. Highway 522 to junction U.S. Highway 22 located at or near Mount Union, Pa., thence over U.S. Highways 522 and 22 to Lewistown, Pa., thence over U.S. Highways 22 and 322 to Harrisburg, and return over the same route, serving all intermediate points and off-route points in Fulton, Franklin, Cumberland, Perry, Juniata, and Mifflin Counties, Pa. in (1)

and (2) above. NOTE: Application is accompanied with a petition seeking reopening and clarification of its "grandfather" authority as described in certificate No. MC 65916, dated July 26, 1949. Applicant states the purpose of the instant application is a precautionary application under section 207 of the Act seeking appropriate authority to perform the service, but requests that such application be dismissed if the relief sought by the petition is granted. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisburg, Pa.

No. MC 68078 (Sub-No. 27), filed February 2, 1968. Applicant: CENTRAL MOTOR EXPRESS, INC., 2909 South Hickory Street, Chattanooga, Tenn. 37407. Applicant's representative: Blaine Buchanan, 1024 James Building, Chattanooga, Tenn. 37402. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, dangerous explosives, household goods as defined in 17 M.C.C. 467, commodities in bulk, and commodities requiring special equipment), between Athens, Tenn., and Athens, Tenn., in a circuitous manner as follows: From Athens over Tennessee Highway 30 to Etowah, Tenn., thence over U.S. Highway 411 to Englewood, Tenn., thence over Tennessee Highway 39 to junction Tennessee Highway 30 and thence over Tennessee Highway 30 to Athens, and return over the same route, serving all intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chattanooga or Knoxville, Tenn.

No. MC 73165 (Sub-No. 242) (Amendment), filed January 19, 1968, published in FEDERAL REGISTER issue of February 1, 1968, and republished as amended, this issue. Applicant: EAGLE MOTOR LINES, INC., Post Office Box 1348, Birmingham, Ala. 35201. Applicant's representative: Robert M. Pearce, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, from Vicksburg, Miss., to points in Louisiana, Oklahoma, and Texas. NOTE: The purpose of this republication is to add the State of Texas as a destination point. If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala.

No. MC 76449 (Sub-No. 9), filed February 6, 1968. Applicant: NELSON'S EXPRESS, INC., 675 Market Street, Millersburg, Pa. 17061. Applicant's representative: John W. Frame, Box 626, 2207 Old Gettysburg Road, Camp Hill, Pa. 17011. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, livestock, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, having a prior or subsequent movement by air, between Harrisburg, Pa., and Middle-town, Pa., over U.S. Highway 230, serving

all intermediate points, restricted to shipments originating at or destined to points on applicant's presently authorized routes. NOTE: If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa.

No. MC 78228 (Sub-No. 20), filed February 9, 1968. Applicant: THE J. MILLER CO., a corporation, 147 Nichol Avenue, McKees Rocks, Pa. 15136. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alloys and ores*, in dump vehicles, from Philadelphia, Pa., to points in Ohio, West Virginia, Indiana, Illinois, Michigan, and Kentucky. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 78228 (Sub-No. 21), filed February 9, 1968. Applicant: THE J. MILLER CO., a corporation, 147 Nichol Avenue, McKees Rocks, Pa. 15136. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metals and metal alloys, scrap metals, sand, ores, and limestone* in dump vehicles, from points in Connecticut, Delaware, Maryland, Pennsylvania, Massachusetts, Virginia, Vermont, and West Virginia, New York, New Jersey, New Hampshire, to Graham, W. Va., and Vancoram, Ohio. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 90373 (Sub-No. 28), filed February 8, 1968. Applicant: C & R TRUCKING CO., a corporation, Inman Avenue, Avenel, N.J. 07001. Applicant's representative: George A. Olsen, 69 Tonelle Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products and such commodities* as are sold by or used in operating retail gasoline service stations (except commodities in bulk), between the plantsite of Mobil Oil Corp., Brooklyn, N.Y., on the one hand, and, on the other, points in Fairfield, Litchfield, and New Haven Counties, Conn.; Orange, Rockland and Sullivan Counties, N.Y.; and points in New Jersey, under contract with Mobil Oil Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 95876 (Sub-No. 81), filed February 7, 1968. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Avenue North, St. Cloud, Minn. 56302. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood fencing, set up, knocked down, or unassembled, wood posts, wood rails, and accessories*, used in the installation thereof, from points in the Upper Peninsula of Michigan; points in Amberg Township, Marinette County, Wis.; Littlefork, Minn.; and points in

Beltrami County, Minn., to points in United States, except Alaska, Arizona, California, Hawaii, Idaho, Nevada, Oregon, Utah, and Washington. NOTE: Applicant states that there is no service to be performed from points in Amberg Township, Marinette County, Wis., to points in Upper Michigan. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 105413 (Sub-No. 31), filed February 9, 1968. Applicant: PETROLEUM TRANSPORT SERVICE, INC., Highway No. 275, Council Bluffs, Iowa 51501. Applicant's representative: Einar Viren, 904 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizers and materials and ingredients*, from points in Lancaster County, Nebr., Missouri, Kansas, Wyoming, Colorado, South Dakota, and Iowa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Sioux City, or Omaha, Nebr.

No. MC 107010 (Sub-No. 33) (Correction), filed January 31, 1968, published in the FEDERAL REGISTER issue of February 15, 1968, corrected and republished as corrected this issue. Applicant: D & R BULK CARRIERS, INC., Post Office Box 106, Auburn, Nebr. 68305. Applicant's representatives: Leonard A. Jaskiewicz and J. William Cain, Jr., Madison Building, 1155 15th Street N.W., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, in bulk, and in bags, from that part of Nebraska bounded by U.S. Highway 6 on the north, by Nebraska Highway 14 on the east, by Nebraska Highway 74 on the south, and U.S. Highway 281 on the west, to points in Colorado, Wyoming, South Dakota, North Dakota, Minnesota, Iowa, Missouri, and Kansas. NOTE: The purpose of this republication is to show North Dakota as a destination State, which was erroneously omitted in previous publication. If a hearing is deemed necessary, applicant requests it be held at Omaha or Lincoln, Nebr.

No. MC 107496 (Sub-No. 626), filed February 7, 1968. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, Post Office Box 855, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from Madison, Wis., to points in Illinois. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Madison, Wis.

No. MC 107496 (Sub-No. 627), filed February 7, 1968. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, Post Office Box 855, Des Moines, Iowa, 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, from St. Paul and Minneapolis, Minn., to

points in Wisconsin, Iowa, South Dakota, North Dakota, and the Upper Peninsula of Michigan. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Minneapolis, Minn.

No. MC 107496 (Sub-No. 628), filed February 7, 1968. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, from points in Pulaski and Hancock Counties, Ind., to points in Michigan, Ohio, Kentucky, and Illinois. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or St. Louis, Mo.

No. MC 107515 (Sub-No. 601), filed February 8, 1968. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 10799, Station A, Atlanta, Ga. 30310. Applicant's representative: B. L. Gundlach (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except frozen foods, meats, meat products, meat byproducts, commodities in bulk), from Suffolk, Va., to Dallas, Tex., Birmingham, Ala., and New Orleans, La. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 108228 (Sub-No. 39), filed February 9, 1968. Applicant: MILES TRUCKING CO., INC., Post Office Box 578, Plant City, Fla. 33566. Applicant's representative: Carl H. Pondren (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from Hamlin, Holley, and Williamson, N.Y., to points in Arkansas and Oklahoma. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Tampa, Fla.

No. MC 108393 (Sub-No. 8), filed February 9, 1968. Applicant: SIGNAL DELIVERY SERVICE, INC., 782 Industrial Drive, Elmhurst, Ill. 60126. Applicant's representative: J. A. Kundtz, 1050 Union Commerce Building Cleveland, Ohio 44115. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise, articles, and commodities* as are dealt in by mail-order houses and retail stores, and in connection therewith, *such equipment, materials, and supplies* used in the conduct of such business, including *return shipments*, between Bedford Heights, Ohio, on the one hand, and, on the other, points in Erie, New Castle, and Sharon, Pa., under contract with Sears, Roebuck & Co. NOTE: Applicant holds common carrier authority under Docket No. MC 118459, therefore, dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Cleveland, Ohio.

No. MC 108461 (Sub-No. 108), filed February 5, 1968. Applicant: WHITFIELD TRANSPORTATION, INC., Post Office Drawer 9897, 300-316 North Clark Road, El Paso, Tex. 79980. Applicant's representative: O. Russell Jones, Post Office Box 2228, 215 Lincoln Avenue, Santa Fe, N. Mex. 87501. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Road Forks, N. Mex., and Phoenix, Ariz., from Road Forks over Interstate Highway 10 (New Mexico Highway 14) to Junction Arizona Highway 86 at the New Mexico-Arizona State line, thence over Arizona Highway 86 to junction U.S. Highway 80 at or near Benson, Ariz., thence over U.S. Highway 80 to Tucson, Ariz., thence over Arizona Highway 93 to Mesa, Ariz., thence over U.S. Highway 80 to Phoenix (also from Road Forks over Interstate Highway 10 to Phoenix), and return over the same routes, serving all intermediate points between Road Forks and Tucson, including Tucson and (except Benson, Ariz.). NOTE: If a hearing is deemed necessary, applicant requests it be held at Tucson and Willcox, Ariz., and Lordsburg and Las Cruces, N. Mex.

No. MC 108676 (Sub-No. 23), filed February 5, 1968. Applicant: A. J. METLER HAULING AND RIGGING, INC., 117 Chicamauga Avenue NE., Knoxville, Tenn. 37917. Applicant's representative: Louis J. Amato, Central Building, 1033 State Street, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Signs, sign parts, and accessories*, from Glen Cove, Long Island, N.Y., to points in the United States (except Alaska, Hawaii, Maine, New Hampshire, Vermont, New York, Massachusetts, Connecticut, Rhode Island, Pennsylvania, New Jersey, Maryland, Delaware, Virginia, and the District of Columbia). NOTE: If a hearing is deemed necessary, applicant requests it be held at Knoxville or Nashville, Tenn., or Washington, D.C.

No. MC 108937 (Sub-No. 31), filed February 7, 1968. Applicant: MURPHY MOTOR FREIGHT LINES, INC., 2323 Terminal Road, St. Paul, Minn. 55113. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Winona and Rochester, Minn., over U.S. Highway 14, and (2) between Rochester and Austin, Minn., from Rochester over U.S. Highway 63 to junction Interstate Highway 90, thence over Interstate Highway 90 to Austin, and return over the same route, as alternate routes for operating convenience

only in (1) and (2) above, serving no intermediate points. NOTE: Applicant requests authority to join the aforesaid routes each to the other at Rochester, Minn. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 109891 (Sub-No. 9), filed February 7, 1968. Applicant: INFINGER TRANSPORTATION COMPANY, INC., Post Office Box 7398, Atlanta, Ga. 30309. Applicant's representative: Williams Adams, Suite 527, 1776 Peachtree Street NW., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, from Charleston and Spartanburg, S.C., to points in Tennessee. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Columbia, S.C.

No. MC 110420 (Sub-No. 562), filed February 9, 1968. Applicant: QUALITY CARRIERS, INC., 100 South Calumet Street, Burlington, Wis. 53105. Applicant's representative: Allan B. Torhorst, Post Office Box 339, Burlington, Wis. 53105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wine*, in bulk, from Chicago, Ill., to Westfield, N.Y. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 110420 (Sub-No. 563), filed February 9, 1968. Applicant: QUALITY CARRIERS, INC., 100 South Calumet Street, Burlington, Wis. 53105. Applicant's representative: Allan B. Torhorst, Post Office Box 339, Burlington, Wis. 53105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from Janesville, Wis., to points in Colorado, Idaho, Montana, Utah, and points in Nebraska on and west of U.S. Highway 281. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison or Milwaukee, Wis.

No. MC 110686 (Sub-No. 36), filed February 9, 1968. Applicant: McCORMICK DRAY LINE, INC., Avis, Pa. 17721. Applicant's representative: David A. Sutherland, 1120 Connecticut Avenue NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete knocked down, or in sections, and building parts, materials, supplies, fixtures, and accessories, from Galesburg, Ill., to points in Pennsylvania; points in Trumbull, Mahoning, and Columbiana Counties, Ohio; and, points in Allegheny, Cattaraugus, Chemung, Schuylar, Steuben, and Yates Counties, N.Y., and, *returned shipments*, on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111302 (Sub-No. 45), filed February 7, 1968. Applicant: HIGHWAY TRANSPORT, INC., Post Office Box 79, Powell, Tenn. 37849. Applicant's representative: Hoyt Starr, 1120 West Griffin Road, Lakeland, Fla. 33803. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes,

transporting: *Liquid latex*, in bulk, in tank vehicles, from Savannah, Ga., to points in Oklahoma. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., New York, N.Y., or Tampa, Fla.

No. MC 111401 (Sub-No. 245), filed February 8, 1968. Applicant: GROEN-DYKE TRANSPORT, INC., 2510 Rock Island Boulevard, Post Office Box 632, Enid, Okla. 73701. Applicant's representative: Max E. Barton (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid and gaseous helium*, in bulk, from the Helix Plant near Ulysses, Kans., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that it intends to tack at the Helix Plant near Ulysses, Kans., with its present authority in MC 111401, whereas it is authorized to operate in Oklahoma, Kansas, Colorado, Texas, and New Mexico. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Houston, Tex.

No. MC 112801 (Sub-No. 81), filed January 31, 1968. Applicant: TRANSPORT SERVICE CO., a corporation, Post Office Box 272, Chicago, Ill. Applicant's representative: Robert H. Levy, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Varnishes*, in bulk, in tank vehicles, from the plantsite of Midland Industrial Finishes, Inc., at Waukegan, Ill., to Tampa, Fla. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 113106 (Sub-No. 26), filed February 9, 1968. Applicant: THE BLUE DIAMOND COMPANY, 4401 East Fairmount Avenue, Baltimore, Md. 21224. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry mixed fertilizer, and pesticides (liquid and dry), ammonium phosphate fertilizers, ammonium nitrate fertilizer, pesticides (liquid and dry), and urea fertilizer*, from Lebanon, Pa., to points in Maryland, points in Kent and Sussex Counties, Del.; points in Gloucester, Hunterdon, and Mercer Counties, N.J.; points in Accomack, Northampton, and Culpeper Counties, Va.; and points in Suffolk, Orange, Rockland, Westchester, Dutchess, Putnam, Ulster, and Columbia Counties, N.Y. NOTE: If a hearing is deemed necessary, applicants requests it be held at Washington, D.C.

No. MC 113666 (Sub-No. 29) (Correction), filed January 22, 1968, published in the FEDERAL REGISTER issue of February 8, 1968, corrected and republished as corrected, this issue. Applicant: FREE-PORT TRANSPORT, INC., 1200 Butler Road, Freeport, Pa. 16229. Applicant's representative: James W. Hagar, 100 Pine Street, Post Office Box 432, Harrisburg, Pa. 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transport-

ing: *Urea*, from Olean, N.Y., to points in Connecticut, Delaware, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia, and the District of Columbia. NOTE: The purpose of this republication is to include Virginia as a destination State, which was erroneously omitted in previous publication. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Buffalo, N.Y.

No. MC 113678 (Sub-No. 310), filed February 6, 1968. Applicant: CURTIS, INC., 770 East 51st Avenue, Denver, Colo. 80216. Applicant's representatives: Duane W. Ackle and Richard Peterson, Post Office Box 806, Lincoln, Nebr. 68505. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, between points in Colorado, on the one hand, and, on the other, points in New Mexico, restricted against the transportation of canned goods, except in mixed loads with other foodstuffs. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 113855 (Sub-No. 172) (Amendment), filed January 2, 1968, published FEDERAL REGISTER issue of January 18, 1968, and republished as amended this issue. Applicant: INTERNATIONAL TRANSPORT, INC., South Highway 52, Rochester, Minn. 55902. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Material handling equipment; winches; compaction and roadmaking equipment, rollers, self-propelled and non-self-propelled; mobile cranes; and highway freight trailers, and (2) parts, attachments, and accessories for the commodities described in (1) above*, between the plantsites of the Hyster Co. located at or near Danville, Kewanee, and Peoria, Ill., on the one hand, and, on the other, points in Arizona, California, Colorado, Idaho, Minnesota, Montana, Nebraska, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, Nevada, and Wyoming, restricted to the handling of traffic originating at or destined to the named plantsites. NOTE: The purpose of this republication is to add the State of Wyoming as a destination point. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Nashville, Tenn.

No. MC 114045 (Sub-No. 308) (Correction), filed January 26, 1968, published in FEDERAL REGISTER issue of February 8, 1968, and republished as corrected this issue. Applicant: TRANSCOLD EXPRESS, INC., Post Office Box 5842, Dallas, Tex. 75222. Applicant's representative: R. L. Moore (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned foodstuffs*, from points in Massachusetts to points in California, Oregon, Washington, Utah, and Montana. NOTE: The purpose of this republication is to redescribe the commodity

description as "canned foodstuffs," in lieu of foodstuffs, as previously published. If a hearing is deemed necessary, applicant requests it be held at Boston, Mass., or Washington, D.C.

No. MC 114045 (Sub-No. 309), filed February 2, 1968. Applicant: TRANSCOLD EXPRESS, INC., Post Office Box 5842, Dallas, Tex. 75222. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs and items dealt in by candy and confectionery stores or stands* (except commodities in bulk), when moving in vehicles equipped with mechanical refrigeration, from Reading, Pa., Boston, Mass., and New York, N.Y., to points in Arizona, California, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nevada, New Mexico, Ohio, Oregon, Utah, Washington, Wisconsin, Wyoming, Louisiana, Kentucky, Oklahoma, and Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114239 (Sub-No. 21), filed February 8, 1968. Applicant: FARRIS TRUCK LINE, a corporation, Faucett, Mo. Applicant's representative: Carl V. Kretsinger, 450 Professional Building, Kansas City, Mo. 64106. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Fertilizer, fertilizer materials, and urea* in bulk, in bags, and in mixed shipments of bulk and bags; and *pesticides*, in containers, (a) from Findlay, Ohio, to points in Indiana and Michigan, (b) from points in the Kansas City, Mo.-Kans. commercial zone (as defined by the Commission) to points in Missouri, Kansas, Nebraska, Iowa, and South Dakota, (c) from Woodstock and Memphis, Tenn., to points in Ohio, Illinois, North Carolina, South Carolina, and Georgia, (d) from Odessa, Tex., to points in Missouri, Arkansas, Nebraska, South Dakota, and Iowa, and (e) from points in Lea and Eddy Counties, N. Mex., to points in Oklahoma, Kansas, Missouri, Arkansas, Texas, and South Dakota, (2) *ground, kaolin or pyrophyllite clay*, from points in Aiken County, S.C., to points in Missouri, Tennessee, Ohio, Indiana, Illinois, Iowa, and Michigan, under a continuing contract or contracts with W. R. Grace & Co., Memphis, Tenn. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Memphis, Tenn.

No. MC 114301 (Sub-No. 53), filed February 9, 1968. Applicant: DELAWARE EXPRESS CO., a corporation, Post Office Box 97, Elkton, Md. 21921. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry mixed fertilizer, and pesticides (liquid and dry), ammonium phosphate fertilizers, ammonium nitrate fertilizer, pesticides (liquid and dry), and urea fertilizer*, from Lebanon, Pa., to points in Maryland; points in Kent and Sussex Counties, Del.; points in Gloucester, Hunterdon, and Mercer Counties, N.J.;

points in Accomack, Northampton, and Culpeper Counties, Va.; and points in Suffolk, Orange, Rockland, Westchester, Dutchess, Putnam, Ulster, and Columbia Counties, N.Y. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114725 (Sub-No. 39), filed February 12, 1968. Applicant: WYNNE TRANSPORT SERVICE, INC., 2606 North 11th Street, Omaha, Nebr. 68110. Applicant's representative: J. Max Harding, 605 South 14th Street, Post Office Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia urea and fertilizer*, from Omaha, Nebr., to points in Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, and South Dakota. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha and Lincoln, Nebr.

No. MC 115331 (Sub-No. 239), filed February 2, 1968. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, 913 Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry animal and poultry feed ingredients*, (1) from Dubuque, Iowa, to points in Arkansas, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, and Wisconsin; and, (2) from Memphis, Tenn., and Omaha, Nebr., to points in Alabama, Arkansas, Iowa, Kentucky, Kansas, Louisiana, Minnesota, Missouri, Mississippi, Nebraska, North Dakota, Oklahoma, South Dakota, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 115331 (Sub-No. 240), filed February 2, 1968. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, 913 Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer ingredients*, dry, in bulk, and in bags, from the plantsite of Arkla Chemical Corp. at or near Jonesboro, Ark., to points in Missouri, Illinois, and Tennessee. NOTE: Dual operations are involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 115331 (Sub-No. 242), filed February 7, 1968. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, 913 Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Fertilizer* from points in Clark County, Mo., to points in Illinois, Iowa, Missouri, and Indiana, and (2) *anhydrous ammonia*, from Seneca, Ill., and points within 5

miles thereof to points in Illinois, Missouri, Iowa Wisconsin, Indiana, Michigan, and Kentucky. NOTE: Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 115331 (Sub-No. 243), filed February 7, 1968. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, 913 Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from points in Lowndes, Lee, and Madison Counties, Miss., to points in Alabama, Arkansas, Kentucky, Louisiana, and Tennessee. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 117815 (Sub-No. 135), filed February 7, 1968. Applicant: PULLEY FREIGHT LINES, INC., 405 Southeast 20th, Des Moines, Iowa 50317. Applicant's representative: Jack H. Blanshan, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil shortenings, cooking and salad oils, and matches, in containers, and canned goods*, from the plantsites and storage facilities utilized by Hunt-Wesson Foods, Inc., at Chicago and Northlake, Ill., to points in Iowa, restricted to traffic originating at above-named origins and destined to points in Iowa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Chicago, Ill.

No. MC 118288 (Sub-No. 28), filed February 5, 1968. Applicant: STEPHEN F. FROST, Post Office Box 28, Billings, Mont. 59103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and hides* (except commodities in bulk, in tank vehicles), from the ports of entry on the international boundary line between the United States and Canada located in Idaho and Montana, to points in Montana, Idaho, Oregon, Washington, California, Nevada, Wyoming, Utah, and Arizona. NOTE: If a hearing is deemed necessary, applicant requests it be held at Billings, Mont.

No. MC 119195 (Sub-No. 10), filed February 12, 1968. Applicant: CHARLES S. ROGERS, JR., AND EDNA ROGERS, a partnership, doing business as ROGERS TRUCKING, Old Country Road, Monroe, N.Y. 10950. Applicant's representative: Vincent M. Brennan, Albany Turnpike, Central Valley, N.Y. 10917. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are dealt in by trading stamp redemption centers, from South Hackensack, N.J., to points in Dutchess, Greene, Orange, and Ulster Counties, N.Y., under contract with Stop and Save Trading Stamp Corp., South Hackensack, N.J. NOTE: If a hearing is deemed necessary, applicant

requests it be held at Albany or New York, N.Y.

No. MC 119710 (Sub-No. 11), filed February 7, 1968. Applicant: JOHN L. SHUPE and IVAN D. SHUPE, a partnership, doing business as SHUPE BROS., Post Office Box 919, Greeley, Colo. Applicant's representative: Paul F. Sullivan, 913 Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feeds*, from Billings, Mont., to points in Idaho, Utah, Wyoming, Colorado, Nebraska, North Dakota, and South Dakota, restricted to service performed under contract with W. R. Grace & Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 119789 (Sub-No. 25) (Correction), filed February 2, 1968, published in FEDERAL REGISTER issue of February 15, 1968, and republished as corrected, this issue. Applicant: CARAVAN REFRIGERATED CARGO, INC., Post Office Box 6, Opelousas, La. 70570. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and bottled foodstuffs*, from points in St. Landry, Iberia, Lafayette, and St. Martin Parishes, La., to points in Arizona, California, Idaho, New Mexico, Nevada, Oregon, Texas, Utah, and Washington. NOTE: The purpose of this republication is to redescribe commodity description as "canned and bottled foodstuffs" in lieu of foodstuffs, as previously published. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 119827 (Sub-No. 4) (Correction), filed January 29, 1968, published in FEDERAL REGISTER issue of February 8, 1968, and republished as corrected this issue. Applicant: APACHE MOTOR FREIGHT, INC., 6363 Middlebelt Road, Inkster, Mich. 48141. Applicant's representative: Quentin A. Ewert, 117 West Allegan Street, Lansing, Mich. 48933. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, between Willow Run Airport in Wayne and Washtenaw Counties, Mich., Detroit Metropolitan Airport, located in Wayne County, Mich., and the Toledo Express Airport located in Lucas County, Ohio, on the one hand, and, on the other, points in Lucas, Williams, Defiance, Fulton, and Henry Counties, Ohio, restricted to shipments having an immediate prior or subsequent movement by air carrier. NOTE: Applicant indicates tacking the proposed authority at Willow Run and Detroit Metropolitan Airports with its presently held authority under MC 119827, serving an additional air facility at Pontiac, Mich. NOTE: The purpose of this republication is to add the restriction which was erroneously omitted from the previous publication. If a hearing is deemed necessary, applicant requests it be held at Toledo, Ohio, or Detroit or Lansing, Mich.

No. MC 119829 (Sub-No. 26), filed February 12, 1967. Applicant: F. J. EGNER &

SON, INC., 3969 Congress Parkway, West Richfield, Ohio 44286. Applicant's representative: Taylor C. Burneson, 88 East Broad Street, Suite 1680, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer ingredients*, in bulk, from points in Fayette County, Ohio, to points in Indiana, Kentucky, and Michigan. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 121533 (Sub-No. 2), filed July 19, 1967. Applicant: WESTERN HAULING, INC., Post Office Box 3001, Seattle, Wash. 98114. Applicant's representative: George Kargianis, 609 Norton Building, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Seattle, Wash., on the one hand, and on the other, points in Washington, (2) *grain*, from points in Washington east of the Cascade Range to Seattle, Tacoma, and Everett, Wash., (3) *feed*, from Seattle and Tacoma, Wash., to Walla Walla, Spokane, Moses Lake, Yakima, Quincy, and Ephrata, Wash., (4) *fertilizer*, from Seattle and Tacoma, Wash., to Spokane, Moses Lake, and Quincy, Wash., and points within 5-mile radius of said cities, (5) *scrap metal*, (a) from points in Grant, Okanogan, Chelan, Spokane, Pierce, Kipsap, Whatcom, Clark, and Snohomish Counties, Wash., to Seattle, Wash., and (b) from Seattle, Wash., to Spokane, Wash., (6) *heavy machinery*, between points in Washington, (7) *hay, straw, grain, and seed*, between points in Washington, (8) *building materials* (except cement in bulk, in tank or bottom dump vehicles or similar specialized equipment) between points in Washington, (9) *building hardware supplies*, between points in Washington, (10) *fruits and vegetables*, between points in Yakima and Kittitas Counties, Wash., on the one hand, and, on the other, points in King, Pierce, Yakima, Spokane, and Chelan Counties, Wash., (11) *peat and/or peat moss*, in bags, bales, and cartons, and/or boxes, (a) between points in Washington west of the Cascade Range, and (b) from points in Washington west of the Cascade Range to points in Washington east of the Cascade Range, and (12) *box shoo*, (a) between points in Yakima County, Wash., on the one hand, and, on the other, points in Benton County, Wash., and (b) between Spokane, Wash., and points in Benton County, Wash. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash., or Portland, Ore.

No. MC 123048 (Sub-No. 120), filed February 6, 1968. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, Racine, Wis. 53401. Applicant's representatives: C. Ernest Carter, Post Office Box A, Racine, Wis. 53401, and Paul Gartzke, 121 West Doty Street, Madison, Wis. 53703. Au-

thority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fork lift trucks, parts and attachments therefor* (except commodities the transportation of which, by reason of size or weight, require the use of special equipment), (1) between Cleveland and West Memphis, Ark., (2) from Cleveland, Ohio, to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, Michigan, New Hampshire, Indiana, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia, and (3) from West Memphis to California. **NOTE:** Applicant states that it intends to tack at West Memphis, Ark., with its present authority in MC 123048, Sub 98, wherein it is authorized to operate in points in the United States, except California, Alaska, and Hawaii. If a hearing is deemed necessary, applicant requests it be held at Jackson, Miss., or Memphis, Tenn.

No. MC 123048 (Sub-No. 121), filed February 7, 1968. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, Racine, Wis. 53401. Applicant's representative: Paul C. Gartzke, 121 West Doty Street, Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural implements, parts and accessories, including disk harrows and rotary cutters*, from Poplarville, Miss., to points in Kentucky, Ohio, Indiana, Illinois, Iowa, Minnesota, Wisconsin, Michigan, and Kansas. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Jackson, Miss., or Memphis, Tenn.

No. MC 123383 (Sub-No. 30), filed February 12, 1968. Applicant: BOYLE BROTHERS, INC., 276 River Road, Edgewater, N.J. 07020. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fiberboard and wallboard, composition board, parts, materials, supplies, and accessories* used in the installation thereof, except commodities in bulk, from Deposit, N.Y., to points in Massachusetts, Rhode Island, and Connecticut. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Syracuse, New York, N.Y., or Washington, D.C.

No. MC 123393 (Sub-No. 196), filed February 8, 1968. Applicant: BILYEU REFRIGERATED TRANSPORT CORPORATION, 2105 East Dale Street, Springfield, Mo. 65803. Applicant's representative: Harley E. Laughlin, Post Office Box 948, Commercial Station, Springfield, Mo. 65803. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products, and articles distributed by meat packinghouses*, from Dodge City, Kans., to points in the United States (except Hawaii). **NOTE:** Applicant states it could tack at Dodge City, Kans., to serve points in Arizona, Texas, New Mexico, Oregon, Colorado, Wyoming, Montana, Idaho, Utah, Nevada, Washington, and California. If a hearing is deemed necessary,

applicant requests it be held at Wichita, Kans., or Kansas City, Mo.

No. MC 123890 (Sub-No. 2), filed February 8, 1968. Applicant: BEKINS VAN & STORAGE CO., INC., 5301 Menaul Boulevard NE., Post Office Box 3248, Albuquerque, N. Mex. 87110. Applicant's representative: Jackson W. Kendall, c/o Bekins Van & Storage Co., 1335 South Figueroa Street, Los Angeles, Calif. 90015. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission, between points in New Mexico, restricted to traffic moving on a through bill of lading of an exempt forwarder and having a prior or subsequent out-of-State movement. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Albuquerque, N. Mex., Los Angeles, Calif., or Phoenix, Ariz.

No. MC 124004 (Sub-No. 10), filed February 12, 1968. Applicant: RICHARD DAHN, INC., West Mountain Road, Post Office Box 228, Sparta, N.J. 07871. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Quarry products*, (a) from points in Lewis County, N.Y., to points in Maryland, Virginia, Ohio, New York, Pennsylvania, Maine, Vermont, Delaware, New Hampshire, and the District of Columbia, (b) from Bridgeport, Conn., and Phillipsburg, N.J., to points in Delaware, Maryland, Pennsylvania, Virginia, and the District of Columbia, (c) from Bangor, Pen Argyl, and Media, Pa., to points in Connecticut, Delaware, Massachusetts, Maryland, New Jersey, New York, Rhode Island, Virginia, and the District of Columbia, and (d) from South Lyndeboro, N.H., to points in Delaware, Connecticut, Massachusetts, Maryland, New Jersey, New York, Pennsylvania, Rhode Island, Virginia, and the District of Columbia, (2) *stone*, (a) from points in Chester County, Pa., to points in Delaware, Connecticut, Massachusetts, Maryland, New Jersey, New York, Rhode Island, Virginia, and the District of Columbia, and (b) from Partageville and Sidney, N.Y., to points in Delaware, Maryland, Pennsylvania, Virginia, and the District of Columbia, (3) *pumice*, from Philadelphia, Pa., to points in New Jersey north of New Jersey Highway 33, (4) *precast concrete products*, from Montague, N.J., to points in New York, Connecticut, Massachusetts, and Pennsylvania, (5) *materials, equipment, and supplies* used or useful in the manufacture of precast concrete products, from points in New York, Connecticut, Massachusetts, and Pennsylvania, to Montague, N.J., and (6) *commodities*, the transportation of which is partially exempt under the provisions of section 203(b)(6) of the Interstate Commerce Act if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time as (A) the commodities specified in (1) through (5) above, and (B) those regulated commodities presently authorized

or will be authorized at time of hearing on this application. NOTE: Applicant states the proposed authority could be tacked at any point in New Jersey to cross-haul the States involved in the various authorities sought herein. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 124125 (Sub-No. 6), filed January 31, 1968. Applicant: A. & P. EQUIPMENT SUPPLY CORP., Morton Boulevard, Kingston, N.Y. 12301. Applicant's representative: Charles H. Trayford, 137 East 36th Street, New York, N.Y. 10016. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rock salt*, in bulk, in dump equipment, from Kingston, N.Y., to points in Connecticut, points in Bergen, Passaic, Essex, Hudson, Union, Sussex, Morris, Somerset, Middlesex, Monmouth, Warren, and Hunterdon Counties, N.J., and points in Berkshire, Hampshire, and Hampden Counties, Mass. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 124181 (Sub-No. 9) filed February 12, 1968. Applicant: JOSEPH GENOVA, Clayton Road, Williamstown, N.J. 08094. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Containers, ends, caps, and covers*, from Fruitland, Md., to Glassboro and Gloucester, N.J., (2) *canned goods*, from Williamstown, Glassboro, and Gloucester, N.J., to points in New York, Pennsylvania, Connecticut, Massachusetts, Virginia, Rhode Island, Maryland, Delaware, North Carolina, and Washington, D.C., and (3) *commodities*, the transportation of which is partially exempt under the provisions of section 203(b)(6) of the Interstate Commerce Act, if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time as (a) the commodities specified in (1) and (2) above, and (b) with regulated commodities presently authorized or will be authorized at the time of hearing on this application. NOTE: Applicant states the authority sought herein will be under contract with National Fruit Co., and Ridge Canning Co., both of Glassboro, N.J., Di Lullo & Son, Gloucester, N.J., and Violet Packing Co., Williamstown, N.J. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 124920 (Sub-No. 6) (Correction), filed November 22, 1967, published in FEDERAL REGISTER issue of January 5, 1968, and republished as corrected, this issue. Applicant: LaBAR'S, INC., Rural Delivery No. 1, U.S. Route 11, Berwick, Pa. Applicant's representative: Kenneth R. Davis, 310 Breck Street, Scranton, Pa. 18505. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Fiberboard, paper, paperboard, or plastic milk or food containers and plastic wax*, from Berwick, Pa., to points in New York,

New Jersey, Delaware, Maryland, Ohio, West Virginia, and Virginia, (b) *materials, supplies, machinery, and equipment used or useful in the manufacture of fiberboard, paper, paperboard, or plastic milk or food containers and plastic wax*, from the above-specified destinations to Berwick, Pa., and (2) *fiberboard, paper, paperboard, or plastic milk or food containers and plastic wax, materials, supplies, machinery, and equipment used or useful in the manufacture of fiberboard, paper, paperboard, or plastic milk or food containers and plastic wax*, between the plantsite of Berwick Fabricating Co. located at Berwick, Pa., and the plantsite of New England Fabricating Co. located at Gardner, Mass. NOTE: Applicant states it currently holds authority in MC 124920 which duplicates in part the authority sought herein, and if the instant application is granted it will request revocation of such duplicating authority. The purpose of this republication is to add "Berwick Fabricating Co. located at Berwick, Pa., and the plantsite of", which was inadvertently omitted. If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa.

No. MC 125010 (Sub-No. 6), filed February 9, 1968. Applicant: GIBCO MOTOR EXPRESS, INC., Post Office Box 312, Terre Haute, Ind. Applicant's representative: Warren C. Moberly, 1212 Fletcher Trust Building, Indianapolis, Ind. 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Sand, gravel, stone, crushed stone, and road building materials*, from points in Parke, Putnam, Vigo, and Vermillion Counties, Ind., to points in Clark, Edgar, Douglas, Cumberland, Coles, and Effingham Counties, Ill., under contract with Standard Materials Division of Martin Marietta. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 125708 (Sub-No. 82), filed February 5, 1968. Applicant: HUGH MAJOR, 150 Sinclair Avenue, South Roxana, Ill. 62087. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, (1) between Clinton, Iowa, on the one hand, and, on the other, Paris, Tenn., (2) from points in Macoupin County, Ill., to points in the United States (except Hawaii and Alaska), and (3) from Ambridge and Wheatland, Pa., to points in Illinois (except Chicago), Missouri, Kansas, and Oklahoma. NOTE: Applicant indicates tacking possibilities with its existing authority under MC 125708 and subs thereunder. If a hearing is deemed necessary, applicant requests it be held at Springfield, Ill., or St. Louis, Mo.

No. MC 126149 (Sub-No. 2), filed February 8, 1968. Applicant: DENNY MOTOR FREIGHT, INC., 201 Ellen Court, New Albany, Ind. 47150. Applicant's representative: Donald W. Smith, 511 Fidelity Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fabricated steel*

joists, from Louisville, Ky., to points in Indiana, Tennessee, Pennsylvania, Missouri, Ohio, and Illinois. NOTE: Applicant holds contract carrier authority under Docket No. MC 104201 (Sub-No. 29), therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 126375 (Sub-No. 5), filed February 8, 1968. Applicant: CEL TRANSPORTATION COMPANY, a corporation, Post Office Box 447, Latrobe, Pa. 15650. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Inedible animal fats, tallow, grease, and lubricating oils*, in bulk, in tank vehicles, between the plants or other facilities of Far Best Corp., Penn Hills Township, Pa., on the one hand, and, on the other, points in Ohio, Indiana, Illinois, and West Virginia, under contract with Far Best Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington, D.C.

No. MC 127272 (Sub-No. 1), filed February 9, 1968. Applicant: DALEY & WANZER, INC., 821 Nantasket Avenue, Hull, Mass. 02045. Applicant's representative: Robert J. Gallagher, 66 Central Street, Wellesley, Mass. 02181. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Damaged retail department store merchandise* when moving uncrated or loose, between Quincy and Hingham, Mass., on the one hand, and, on the other, points in Indiana, Michigan, Wisconsin, Illinois, Minnesota, Iowa, Missouri, Kentucky, West Virginia, North Carolina, Tennessee, South Carolina, Georgia, Alabama, Mississippi, Louisiana, Texas, and Florida, under contract with Bargain Center, Inc., 2 Washington Street, Quincy, Mass. NOTE: Applicant is also authorized to conduct operations as a *common carrier* in certificate No. MC 78842 Subs, therefore dual operations may be involved. If a hearing is deemed necessary applicant requests it be held at Boston, Mass.

No. MC 128007 (Sub-No. 15), filed February 1, 1968. Applicant: HOFER, INC., 4032 Parkview Drive, Post Office Box 583, Pittsburg, Kans. 66762. Applicant's representative: John E. Jandera, 641 Harrison, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Feed and feed ingredients*, between Pittsburg, Kans., and points in Texas, North Dakota, South Dakota, Alabama, Louisiana, and New Mexico, and (2) *livestock feeders*, between Pittsburg, Kans., and points in Texas, North Dakota, South Dakota, Alabama, Louisiana, Arkansas, Colorado, Illinois, New Mexico, Iowa, Kentucky, Minnesota, Missouri, Mississippi, Nebraska, Oklahoma, and Tennessee. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 128273 (Sub-No. 24), filed February 4, 1968. Applicant: MID-WESTERN EXPRESS, INC., Post Office Box 189, Fort Scott, Kans. 66701. Applicant's representative: John Jandrea, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and canned dog food*, from Proctor and Kansas, Okla., Siloam Springs and Gentry, Ark., and the plantsite of Allen Canning Co., located approximately 10 miles east of Siloam Springs, Ark., to points in Ohio, Michigan, Indiana, Wisconsin, Minnesota, North Dakota, South Dakota, and Louisiana. NOTE: Applicant states no duplicate authority sought. If a hearing is deemed necessary, applicant requests it be held at Tulsa, Okla., or Little Rock, Ark.

No. MC 128540 (Sub-No. 1), filed February 9, 1968. Applicant: LEWIS C. HOWARD, doing business as HOWARD MOTOR FREIGHT CO., 3931 Moreland Avenue, Kalamazoo, Mich. 49001. Applicant's representative: William B. Elmer, 22644 Gratiot Avenue, East Detroit, Mich. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment, between Ross Field, Benton Harbor, Mich., and Kalamazoo Airport, Kalamazoo, Mich., on the one hand, and, on the other, O'Hare Field and Midway Airport, Chicago, Ill., restricted to the transportation of shipments moving on air bills of lading and having an immediately prior or subsequent movement by air, under contract with North Central Airlines, Inc., Minneapolis, Minn. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich., or Chicago, Ill.

No. MC 128692 (Sub-No. 1), filed February 6, 1968. Applicant: HOWARD L. FRY, 2823 C Street, Liberty Borough, McKeesport, Pa. 15130. Applicant's representative: John A. Vuono, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Pipe and tubing*, between the borough of Springdale, Pa., on the one hand, and, on the other, points in New York, New Jersey, Delaware, Ohio, Pennsylvania, West Virginia (except points in Jefferson and Berkeley Counties), Virginia (except points in Arlington, Clarke, Loudoun, Fairfax, Prince William, Fauquier, Warren, Frederick, and Stafford Counties, and Alexandria, Va.), and points in Allegany and Garrett Counties, Md., under contract with Tubular Service Corp., Springdale, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington, D.C.

No. MC 128991 (Sub-No. 1), filed January 9, 1968. Applicant: VICTOR VALLEY VAN & STORAGE CO., INC., 14749 Hesperia Road, Victorville, Calif. 92392. Applicant's representative: Ernest D. Salm, 3846 Evans Street, Los Angeles,

Calif. 90027. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission in 17 M.C.C. 467, and 95 M.C.C. 252, between points in California located on and within the following boundary lines: Commencing at the point where the western boundary of the city of Los Angeles meets the Pacific Ocean; thence in a northerly direction along the western boundary and in an easterly direction along the northerly boundary of the corporate limits of Los Angeles to the point where it intersects California Highway 14 (U.S. Highway 6); thence north along California Highway 14 (U.S. Highway 6) to junction with U.S. Highway 395; thence over U.S. Highway 395 to Inyokern; thence over unnumbered highway via China Lake to Ridgecrest; thence following an imaginary line in a southeasterly direction through Manix to Ludlow; thence following an imaginary line in a southwesterly direction to Palm Springs; thence California Highway 111 to junction with California Highway 74; thence over California Highway 74 and its prolongation to the Pacific Ocean; thence northwesterly along the shoreline of the Pacific Ocean to the point of beginning. NOTE: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 128997 (Sub-No. 1), filed February 6, 1968. Applicant: VALLEY VAN & STORAGE COMPANY, a corporation, Post Office Box 496, 504 South Western Avenue, Santa Maria, Calif. 93454. Applicant's representative: Ernest D. Salm, 3846 Evans Street, Los Angeles, Calif. 90027. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission in 17 M.C.C. 467 and 95 M.C.C. 252, between points in San Luis Obispo and Santa Barbara Counties, Calif., on traffic having a prior or subsequent out-of-State movement. NOTE: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 129515 (Sub-No. 1), filed February 12, 1968. Applicant: TORRANCE VAN & STORAGE COMPANY, doing business as S & M TRANSFER & STORAGE COMPANY, 1916 Border Avenue, Torrance, Calif. 90501. Applicant's representative: Carl H. Fritze, 1545 Wilshire Boulevard, Los Angeles, Calif. 90017. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in Los Angeles, Orange, San Diego, and Ventura Counties, Calif., restricted to the transportation of shipments both (1) moving on the through bill of lading of a freight forwarder operating under the exemption provisions of section 402(b)(2) of the Interstate Commerce Act, as amended, and (2) having an immediately prior or subsequent out-of-State line-haul movement by rail, motor, water, or air. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 129636, filed January 11, 1968. Applicant: SEQUOYAH TRANSPORTATION COMPANY, INC., 505 North-east Seventh Street, Anadarko, Okla. 73005. Applicant's representative: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Carpeting and new furniture, crated and uncrated, including mattresses, box springs, lamps, and carpet paddings*, from points in Oklahoma and Houston, Tex., to points in the United States, except Alaska and Hawaii, and returned or rejected shipments of the above commodities and materials to be used in the manufacture of such commodities, on return, under contract with Sequoyah Carpet Mills, Sequoyah Furniture Manufacturing Co., and Sequoyah Furniture & Bedding Manufacturing Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Oklahoma City or Tulsa, Okla.

No. MC 129639 (Sub-No. 1), filed January 24, 1968. Applicant: TRIANGLE TRANSPORTS, INC., 833 North Mission Street, Sapulpa, Okla. 74066. Applicant's representative: David D. Brunson, 519 Northwest Ninth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal*, from Chetopa, Kans., Baron, Okla., Sallisaw, Okla., Coalgate, Okla., and points within 5 miles thereof, to points in the United States (except Alaska, Hawaii, and New York). NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., Tulsa or Oklahoma City, Okla.

No. MC 129668 (Sub-No. 1), filed February 7, 1968. Applicant: MAIN EXPRESS & STORAGE COMPANY, a corporation, 5300 South Howell Avenue, Milwaukee, Wis. 53207. Applicant's representative: Rolfe E. Hanson, 121 West Doty Street, Madison, Wis. 53703. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, household goods as defined by the Commission, classes A and B explosives, commodities in bulk, and those requiring special equipment), between O'Hare Air Field, Cook County, Ill., on the one hand, and, on the other, points in Milwaukee County, Wis., under continuing contract with Flying Tiger Line, Inc., restricted to the transportation of shipments having an immediately prior subsequent movement by air. NOTE: Applicant holds common carrier authority under MC 54444, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Madison or Milwaukee, Wis.

No. MC 129670, filed January 24, 1968. Applicant: LES TRANSPORT du GOLFE, INC., 59 rue de l'Eveche, Rimouski, P. Q. Canada. Applicant's representative: Norman C. Bourget, 265 Water Street, Day Building, Augusta, Maine 04330. Authority sought to operate

as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wood and wood products and cleats*, between the port of entry on the International Boundary Line between the United States and Canada located at Champlain, N.Y., and New York, N.Y., Jersey City and Burlington, N.J., under contracts with Trois Pistoles Cleats and Lumber and Mr. Irene Gendreau. **NOTE:** Applicant states it intends to transport vegetables and fruit, on return. If a hearing is deemed necessary, applicant requests it be held at Portland, Maine or Boston, Mass.

No. MC 129672, filed January 26, 1968.

Applicant: TERRY TRANSPORTATION, INC., 2255 Alicia Street, Fort Myers, Fla. 33901. Applicant's representative: John T. Bond, 1955 Northwest 17th Avenue, Miami, Fla. 33125. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except classes A and B explosives, bulk or liquid tank truck compounds, household goods, articles of special value or articles requiring special equipment or handling), from points in Lee County, Fla., to points in Lee, Charlotte, Glades, Hendry, and Collier Counties, Fla., and returned items, on return. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Tampa or Miami, Fla.

No. MC 129688, filed January 29, 1968.

Applicant: WILLIAM J. SHEPHERD, doing business as SHEPHERD'S COMPANY, 1745 McGhee Street, Kingsport, Tenn. 37660. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile homes*, in secondary movement, between points in Virginia and Tennessee. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Kingsport, Tenn., or Bristol, Va.

No. MC 129689, filed January 31, 1968.

Applicant: CONTRACTORS CARGO COMPANY, a corporation, 11100 South Garfield Avenue, South Gate, Calif. 90280. Applicant's representative: Martin Sterenbuch, 1819 H Street, NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Construction materials and contractor's machinery, supplies, and equipment*, (a) from Los Angeles, Calif., Harbor points to sites of construction projects in California within 250 miles thereof; (2) between railheads in California, Arizona, New Mexico, Oregon, Washington, and Nevada, within 100 miles of such railheads; or, (3) between such construction projects or points of use and the nearest railhead, when none is located within 100 miles thereof. **NOTE:** Applicant states the purpose of the instant application is to seek conversion of its permit in MC 17745, to a certificate of public convenience and necessity. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 129690 (Sub-No. 1), filed February 8, 1968. Applicant: DESERT OIL COMPANY, doing business as DESERT MID TRUCKING CO., 845 Elk Street,

Rock Springs, Wyo. 82901. Applicant's representative: Ward A. White, Post Office Box 568, Cheyenne, Wyo. 82001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bentonite, barite, drilling mud compounds and completion materials*, all in sacks, (1) from points in Big Horn, Natrona, and Crook Counties, Wyo., and Rock Springs, Wyo., to points in Moffatt County, Colo., and in Daggett, Summit, and Uintah Counties, Utah on and north of U.S. Highway 40 and in Sweetwater and Carbon Counties, Wyo., on and south of U.S. Highway 30/Interstate Highway 80 and (2) from sites of natural gas wells and oil wells located in Moffatt County, Colo., and points in Daggett, Summit, and Uintah Counties, Utah, on and north of U.S. Highway 40 and in Sweetwater and Carbon Counties, Wyo., on and south of U.S. Highway 30/Interstate Highway 80 to Rock Springs, Wyo. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Casper or Cheyenne, Wyo., or Denver, Colo.

No. MC 129694, filed February 4, 1968.

Applicant: MINSTEF MOVING STORAGE & TRUCKING CORP., 4201 First Avenue, Brooklyn, N.Y. Applicant's representative: Philip Schneiderman, 140 Nassau Street, New York, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New office furniture*, crated and uncrated, between points in New Jersey, Connecticut, Massachusetts, Pennsylvania, Maryland, and Washington, D.C., under contract with Bestype Office Furniture, Inc., 501 Madison Avenue, New York, N.Y. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Albany, N.Y.

No. MC 129695, filed February 5, 1968.

Applicant: HAWKEYE TRUCKING COMPANY, a corporation, Rural Route No. 4, Des Moines, Iowa 50313. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Explosives, and nitro-carbonate*, from Seneca, Ill., and Mineral Springs, Ala., to points in Iowa, under contract with Quick Supply Co., Des Moines, Iowa. **NOTE:** Applicant states it will request cancellation of its presently held common carrier authorities in Docket No. MC 108386 and Sub 1, upon grant of authority in the above sought application. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 129699, filed February 8, 1968.

Applicant: T. J. TRUCKING CO., INC., 1518 Tanglewood Lane, Lakewood, N.J. 08701. Applicant's representative: Herman B. J. Weckstein, 1060 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Kitchen cabinets, counter tops, bathroom furniture, and materials and supplies* used in the manufacture of kitchen cabinets, counter tops, and bathroom furniture, between Lakewood, N.J.,

on the one hand, and, on the other, points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New York, Ohio, Rhode Island, Pennsylvania, Virginia, Vermont, West Virginia, Illinois, Indiana, Kentucky, North Carolina, and the District of Columbia, under contract with Excel Wood Products, Co., Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Trenton, N.J.

No. MC 129703, filed February 12, 1968.

Applicant: ROBERT VAN STRIEN, 2777 Cascade Spring Drive SE., Grand Rapids, Mich. 49506. Applicant's representative: William D. Parsley, 117 West Allegan Street, Lansing, Mich. 48933. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Products manufactured or distributed by The Borden Company*, between Milwaukee, Wis., and Grand Rapids, Mich., under contract for The Borden Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Lansing, Grand Rapids or Detroit, Mich.

No. MC 129707, filed February 12, 1968.

Applicant: LEBANON LEASING COMPANY, a corporation, 1600 East Cumberland Street, Lebanon, Pa. 17042. Applicant's representative: James W. Hagar, 100 Pine Street, Post Office Box 432, Harrisburg, Pa. 17108. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, fertilizer materials, insecticides, pesticides, herbicides, and fungicides*, from plants and warehouses of the Lebanon Chemical Corp. located at Lebanon, Pa., Baltimore, Md., Dayton, and Trenton, N.J., and Farmingdale and Long Island, N.Y., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, Virginia, and the District of Columbia, under contract with Lebanon Chemical Corp. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

MOTOR CARRIER OF PASSENGERS

No. MC 2908 (Sub-No. 22), filed February 5, 1968. Applicant: CAPITAL

MOTOR LINES, a corporation, 520 North Court Street, Montgomery, Ala. 36102. Applicant's representative: James G. Pruett (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: *Passengers, and their baggage, express, and newspapers in the same vehicle with passengers*, (A) Over regular routes: (1) between Linden, Ala., and intersection of Alabama Highway 28 and U.S. Highway 80, from Linden over Alabama Highway 28 to intersection of Alabama Highway 28 and U.S. Highway 80 approximately 2 miles east of the Rooster Bridge on U.S. Highway 80, and return over the same route serving all intermediate points, (2) between Consul, Ala., and junction of Alabama Highway 66 with Alabama Highway 5 approximately 1 $\frac{1}{10}$ miles south of Safford, Ala., from Consul over Alabama Highway 66 to the intersection of Alabama Highway 5, and return over the

same route serving all intermediate points, (3) between Ozark, and Daleville, Ala., over Alabama Highway 249, from Ozark, to Fort Rucker, Ala., through Fort Rucker to Alabama Highway 85, a distance of approximately 15 miles, and return over the same route, serving all intermediate points; (B) Over irregular routes: *Passengers and their baggage* in the same vehicle with passengers, in charter operations, beginning and ending at points on the routes described in (A) above and extending to points in the United States; and (C) to amend its Certificate MC 2908 Sub 9 so as to delete therefrom the following: (1) From Butler, Ala., to Linden, Ala., from Butler over Alabama Highway 10 to junction Alabama Highway 69 (formerly Alabama Highway 79) thence over Alabama Highway 69 to Linden, Ala., (2) from Consul, Ala., to the junction of Alabama Highways 66 and 5, from Consul, Ala., over Alabama Highway 28 to Catherine, Ala., thence over Alabama Highway 5 to the junction of Alabama Highway 66, a distance of approximately 1 $\frac{1}{10}$ miles south of Safford, Ala. Note: Applicant states it is not economically feasible to operate the authority listed in (C) above, which applicant seeks to abandon. Applicant also holds intrastate authority on all routes sought in this application. If a hearing is deemed necessary, applicant requests it be held at Montgomery or Birmingham, Ala., and Atlanta, Ga.

No. MC 29890 (Sub-No. 33), filed February 2, 1968. Applicant: ROCKLAND COACHES, INC., 126 North Washington Avenue, Bergenfield, N.J. 07621. Applicant's representative: S. S. Eisen, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage* in same vehicles with passengers, (1) between Paramus, N.J., and Fort Lee, N.J.; from junction Garden State Parkway and New Jersey Highway 17 in Paramus, over Garden State Parkway to junction Interstate Highway 80, thence over Interstate Highway 80 to junction Interstate Highway 95, thence over Interstate Highway 95 to Fort Lee, and return over the same route, serving no intermediate points except for joinder as hereinafter specified. Applicant proposes to join the foregoing route with its present route at junction New Jersey Highway 17 in Paramus and at the intermediate point at junction New Jersey Highway 17 in Hackensack, both non-service points on its present route, and requests permission to serve said two points for purposes of joinder only, and to join said route with its present routes at Fort Lee, a service point on its present routes; (2) between Hackensack, N.J., and Little Ferry, N.J.; from junction Interstate Highway 80, and access road to Vreeland Avenue in Hackensack, over access road and Vreeland Avenue to Hudson Street, thence over Hudson Street and Bergen Turnpike to junction U.S. Highway 46 in Little Ferry; and return over Bergen Turnpike and Hudson Street to Kennedy Street, thence over Kennedy Street to access road to Interstate Highway 80, thence over access

road to Interstate Highway 80, serving no intermediate points. Applicant proposes to join the foregoing route (2) at junction Interstate Highway 80, a point on route (1) above, and at junction U.S. Highway 46 in Little Ferry, a nonservice point on its present route, and requests permission to serve said two points for purpose of joinder only;

(3) Between Teaneck, N.J., and Ridgefield Park, N.J.; from junction Interstate Highways 80 and 95 to junction U.S. Interstate Highway 95 to junction U.S. Highway 46 and Interstate Highway 95 (New Jersey Turnpike) in Ridgefield Park; and return over the same route, serving no intermediate points. Applicant proposes to join the foregoing route (3) at junction Interstate Highways 80 and 95 in Teaneck, a point on route (1) above, and at junction U.S. Highway 46 and Interstate Highway 95 (New Jersey Turnpike) in Ridgefield Park, a nonservice point on its present route, and requests permission to serve said two points for purposes of joinder only; and, (4) between Englewood, N.J., and Leonia, N.J.; from junction Grand Avenue and Sheffield Avenue in Englewood, over Sheffield Avenue to Broad Avenue, thence over Broad Avenue to access road to Interstate Highway 95, thence over access road to junction Interstate Highway 95 at the Englewood-Leonia boundary line; and return over the same route, serving no intermediate points. Applicant proposes to join the foregoing route at junction Grand Avenue in Englewood, a service point on its present route, and at junction Interstate Highway 95 at the Leonia-Englewood boundary line, a point on route (1) above, and requests permission to serve said latter point for purposes of joinder only. Note: Applicant proposes to use the foregoing routes as alternate routes for operating convenience only in conjunction with its presently authorized routes between Rockland County, N.Y., Bergen County, N.J., and New York, N.Y. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 126373 (Sub-No. 1), filed February 6, 1968. Applicant: JAMES A. BONHAM, doing business as BONHAM'S SPECIAL DELIVERY, 621 Virginia Street West, Charleston, W. Va. 25302. Applicant's representative: George P. Sovick, Jr., 809 Kanawha Valley Building, Charleston, W. Va. 25301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment) having an immediate prior or subsequent movement by aircraft, between points in Kanawha, Raleigh, Fayette, Putnam, Nicholas, Greenbrier, Mason, and Jackson Counties, W. Va., on the one hand, and, on the other, the airports serving Cleveland

and Dayton, Ohio, Charlotte, N.C., and Indianapolis, Ind., but restricted to shipments that because of size or weight cannot be handled by air carriers serving the Charleston, W. Va., airport.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 68-2146; Filed, Feb. 21, 1968;
8:45 a.m.]

FOURTH SECTION APPLICATION FOR RELIEF

FEBRUARY 19, 1968.

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

LONG-AND-SHORT HAUL

FSA No. 41241—*Sulphuric acid to Jackson, Miss.* Filed by O. W. South, Jr., agent (No. A5082), for and on behalf of Illinois Central Railroad Co. Rates on sulphuric acid, in tank carloads, in shipments of not less than five (5) cars, from East St. Louis, Ill., and St. Louis, Mo., to Jackson, Miss.

Grounds for relief—Market competition.

Tariff—Supplement 43 to Southern Freight Association, agent, tariff ICC S-671.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 68-2235; Filed, Feb. 21, 1968;
8:50 a.m.]

[Notice 552]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

FEBRUARY 19, 1968.

The following are notices of filing of applications for temporary authority under section 210(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC 67 (49 CFR Part 340) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

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

MOTOR CARRIERS OF PROPERTY

No. MC 2484 (Sub-No. 47 TA), filed February 14, 1968. Applicant: E. & L. TRANSPORT COMPANY, 14201 Prospect Avenue, Post Office Box 299, Dearborn, Mich. 48126. Applicant's representative: Eugene C. Ewald, Suite 1700, 1 Woodward Avenue, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles*, in initial movements, in truckaway operations, from the plantsite of A. O. Smith Corp. at Ionia, Mich., to points in Washington, Oregon, California, Montana, Idaho, Nevada, Arizona, Utah, Wyoming, Colorado, Oklahoma, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, Texas, Minnesota, Arkansas, Louisiana, Tennessee, Mississippi, Alabama, Georgia, Florida, Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, Virginia, North Carolina, and South Carolina, for 180 days. Supporting shipper: Shelby Automotive Inc., 901 North Sepulveda, El Segundo, Calif. Send protests to: District Supervisor Gerald J. Davis, Bureau of Operations, Interstate Commerce Commission, 1110 Broderick Tower, Detroit, Mich. 48226.

No. MC 46240 (Sub-No. 14 TA), filed February 14, 1968. Applicant: DIRECT TRANSIT LINES, INC., 200 Colrain Street SW., Grand Rapids, Mich. 49508. Applicant's representative: Robert A. Sullivan, 1800 Buhl Building, Detroit, Mich. 48226. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Brass rod*, from plantsite of Mueller Brass Co., Division of U.S. Smelting, Refining & Mining Co., at Port Huron, Mich., to Gadsden, Ala., return of *brass scrap*, for 180 days. Supporting shipper: Mueller Brass Co., Port Huron, Mich. 48060. Send protests to: C. R. Flemming, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 221 Federal Building, Lansing, Mich. 48933.

No. MC 102616 (Sub-No. 823 TA), filed February 14, 1968. Applicant: COASTAL TANK LINES, INC., 501 Grantley Road, York, Pa. 17403. Applicant's representative: S. E. Smith (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal bone charcoal* (bone black), dry, in bulk, in tank or hopper-type vehicles, from Philadelphia, Pa., to Baltimore, Md., for 180 days. Supporting shipper: Kerr-McGee Corp., Kerr-McGee Building, Oklahoma City, Okla. 73102. Send protests to: Robert W. Ritenour, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 218 Central Industrial Building, 100 North Cameron Street, Harrisburg, Pa. 17101.

No. MC 104201 (Sub-No. 43 TA), filed February 14, 1968. Applicant: DENNY MOTOR FREIGHT, INC., 201 Ellen Court, New Albany, Ind. 47150. Applicant's representative: Smith & Smith, 511 Fidelity Building, Indianapolis, Ind. 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*,

from Grand Rapids, Mich., to Carrollton, Ky., for 180 days. Supporting shipper: Eisen Brothers, Inc., 1601 Willow Avenue, Hoboken, N.J. 07030. Send protests to: District Supervisor R. M. Hagarty, Bureau of Operations, Interstate Commerce Commission, 802 Century Building, 36 South Pennsylvania Street, Indianapolis, Ind. 46204.

No. MC 107496 (Sub-No. 629 TA), filed February 14, 1968. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, 50309, Post Office Box 855, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lard and grease*, in bulk, from (1) Denison, Iowa, to Oklahoma City, Okla., and (2) Iowa Falls, Iowa, to Chicago, Ill., for 150 days. Supporting shipper: Farmbest, Inc., Post Office Box 403, Denison, Iowa 51442. Send protests to: Ellis L. Annett, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 113267 (Sub-No. 187 TA), filed February 14, 1968. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. 62232. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts*, from Omaha, Nebr., to St. Louis, Mo., for 150 days. Supporting shipper: Swift & Co., 115 West Jackson Boulevard, Chicago, Ill. 60604. Send protests to: Harold Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

No. MC 119910 (Sub-No. 3 TA), filed February 14, 1968. Applicant: ANDREW J. GIBBS, Post Office Box 721, Lexington, Ky. 40501. Applicant's representative: Robert M. Peatce, Post Office Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products; ice cream; ice cream mixes; orange juice; sour cream; cheese dips; dessert whips; eggnog, fruit drinks and cottage cheese*, from Lexington, Ky., to Salyersville, Martin, and Pikeville, Ky., and Williamson, W. Va., for 180 days. Supporting shipper: Melvin A. Meyer, Branch Manager, Borden, Inc., 1307 Versailles Road, Lexington, Ky. 40504. Send protests to: R. W. Schneider, District Supervisor, Interstate Commerce Commission, 207 Exchange Building, 147 North Upper Street, Lexington, Ky. 40507.

No. MC 124221 (Sub-No. 14 TA), filed February 14, 1968. Applicant: HOWARD BAER, 821 East Dunne Street, Post Office Box 127, Morton, Ill. 61550. Applicant's representative: Robert W. Loser, 408 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: From the plantsite and facilities of Sealtest Foods, Division of National Dairy Products Corp., Milwaukee, Wis., to:

Burlington, Cedar Rapids, Davenport, Des Moines, Ottumwa, and Sioux City, Iowa; Chicago, Moline, Peoria, Quincy, Rockford, Rock Island, and Springfield, Ill.; Kansas City, Pittsburg, Topeka, and Wichita, Kans.; Lincoln, and Omaha, Nebr.; Cape Girardeau, Columbia, Hannibal, Hoplin, Kansas City, Springfield, and St. Louis, Mo.; Little Rock, Ark.; Evansville, Fort Wayne, Gary, Hammond, Indianapolis, and South Bend, Ind.; Cincinnati, and Dayton, Ohio; Lexington, and Louisville, Ky.; Jackson, Memphis, and Nashville, Tenn.; Columbus, Jackson, and Laurel, Miss.; service to be performed under a continuing contract or contracts with the Sealtest Foods Division, of National Dairy Products Corp., for 180 days. Supporting shipper: Sealtest Foods Division, National Dairy Products Corp., 455 East Grand Boulevard, Chicago, Ill. 60611. Send protests to: District Supervisor Raymond E. Mauk, Interstate Commerce Commission, Bureau of Operations, U.S. Courthouse, Federal Office Building, Room 1086, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 129456 (Sub-No. 3 TA), filed February 14, 1968. Applicant: TRANS CANADIAN COURIERS, LTD., 119 Adelaide Street West (Ste. 106) Toronto, Ontario, Canada. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commercial papers, documents, written instruments, and business records* (except currency and negotiable securities) as are used in the business of banks and banking institutions, (1) from the port of entry on the international boundary line between the United States and Canada at or near Niagara Falls and Buffalo, N.Y., to Buffalo, N.Y., under a continuing contract or contracts with Canadian Imperial Bank of Commerce, Toronto, Canada; and (2) from Detroit, Mich., to the international boundary line between the United States and Canada at or near Detroit, Mich., and Windsor, Ontario, for furtherance into Canada, under a continuing contract or contracts with the National Bank of Detroit, Mich., for 180 days. Supporting shippers: Canadian Imperial Bank of Commerce International Department, Toronto 1, Canada; National Bank of Detroit, Detroit, Mich. 48232. Send protests to: George M. Parker, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 518 Federal Office Building, 121 Ellicott Street, Buffalo, N.Y. 14203.

No. MC 129612 (Sub-No. 1 TA), filed February 14, 1968. Applicant: I. BOWIE HALL, doing business as BOWIE HALL TRUCKING, Box 1, Upper Marlboro, Md. 20870. Applicant's representative: Daniel B. Johnson, Perpetual Building, Washington, D.C. 20004. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, from Newark, N.J., to Upper Marlboro and Leonardtown, Md.; (2) *used malt beverage containers*, from Upper Marlboro and Leonardtown, Md., to Newark, N.J., for 180 days. Supporting shippers: Guy Distributing Co., Inc., Leonardtown, Md.;

Bob Hall, Inc., Post Office Box 1, Upper Marlboro, Md. 20870. Send protests to: Robert D. Caldwell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 12th and Constitution Avenue NW., Washington, D.C. 20423.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 68-2236; Filed, Feb. 21, 1968;
8:50 a.m.]

[Notice 94]

MOTOR CARRIER TRANSFER PROCEEDINGS

FEBRUARY 19, 1968.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 279), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered pro-

ceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-70194. By order of February 15, 1968, the Transfer Board approved the transfer to Midwest Trucking, Inc., Billings, Mont., of certificate in No. MC-128053 (Sub-No. 2), issued August 15, 1967, to Morris J. Demaree, Jr. doing business as General Trucking, Billings, Mont., authorizing the transportation of beer, in containers, from St. Paul, Minn., and Milwaukee, Wis., to points in Montana. J. F. Meglen, Post Office Box 1581, Billings, Mont. 59103, attorney for applicants.

No. MC-FC-70246. By order of February 15, 1968, the Transfer Board approved the transfer to John Ferguson, Hardin, Mont., of the operating rights in certificate of registration No. MC-120931 (Sub-No. 1), issued August 13,

1964, to Richard Struck, Hardin, Mont., in the name of Ben Feller, transferred to James D. Zelka, doing business as James Zelka Trucking, pursuant to order entered April 25, 1966, in No. MC-FC-68623, and subsequently acquired by transferor herein pursuant to second corrected order entered in MC-FC-69091, on October 10, 1966. Robert H. Wilson, 10 West Fourth Street, Hardin, Mont. 59034, attorney for applicants.

No. MC-FC-70268. By order of February 14, 1968, the Transfer Board approved the transfer to L. A. Marine Transport, a corporation, Los Angeles, Calif., of certificate of registration in No. MC-69992 (Sub-No. 3), issued January 6, 1965, to Marine Transport Co., a corporation, Los Angeles, Calif., authorizing certain specified operations in California. Phil Jacobson, 510 West Sixth Street, Los Angeles, Calif. 90014, attorney for applicants.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 68-2294; Filed, Feb. 21, 1968;
8:51 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—FEBRUARY

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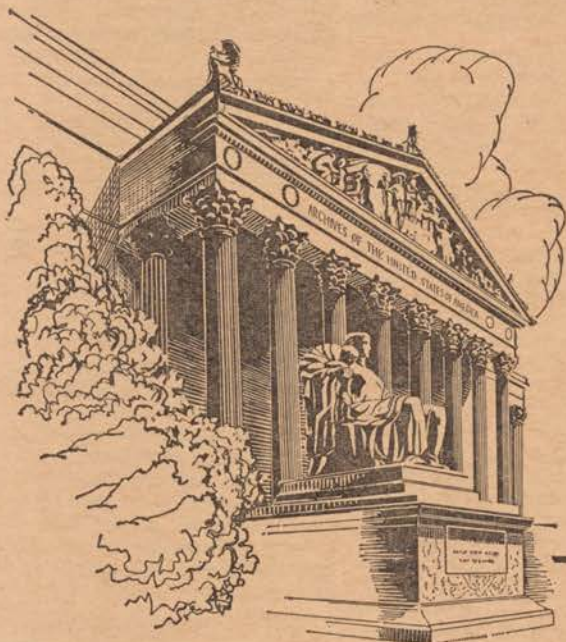
VOLUME 33 • NUMBER 37

Thursday, February 22, 1968 • Washington, D.C.

PART II

Federal Home Loan
Bank Board

Regulations for Savings and
Loan Holding Companies



Title 12—BANKS AND BANKING

Chapter V—Federal Home Loan Bank Board

SUBCHAPTER F—REGULATIONS FOR SAVINGS AND LOAN HOLDING COMPANIES

[No. 21,400]

PART 583—DEFINITIONS

PART 584—REGULATED ACTIVITIES

PART 585—AMENDMENT OF REGULATIONS; HEARINGS

FEBRUARY 14, 1968.

Resolved that, for the purpose of providing initial regulations for savings and loan holding companies and subsidiary companies to implement the provisions of Section 408 of the National Housing Act (12 U.S.C. 1730a) as amended by Public Law 90-255, 90th Congress, 2d session, approved February 14, 1968, known as the Savings and Loan Holding Company Amendments of 1967, the Board hereby amends Chapter V of Title 12 of the Code of Federal Regulations by adding a new Subchapter F to read as follows, effective February 22, 1968:

Subchapter F—Regulations for Savings and Loan Holding Companies

PART 583—DEFINITIONS

Sec.	
583.1	Bank.
583.2	Board.
583.3	Corporation.
583.4	State.
583.5	Supervisory agent.
583.6	Insured institution.
583.7	Uninsured institution.
583.8	Person.
583.9	Company.
583.10	Parent company.
583.11	Savings and loan holding company.
583.12	Multiple savings and loan company.
583.13	Diversified savings and loan holding company.
583.14	Subsidiary.
583.15	Affiliate.
583.16	Debt security.
583.17	Outstanding debt.
583.18	Net worth.
583.19	Consolidated net worth.
583.20	Consolidated net earnings.
583.21	Consolidated net income available for interest.
583.22	Consolidated debt service requirements.
583.23	Registrant.
583.24	Officer.
583.25	Director.
583.26	Control.

AUTHORITY: The provisions of this Part 583 issued under Pub. Law 90-255; 12 U.S.C. 1730a.

§ 583.1 Bank.

The term "Bank" means a Federal Home Loan Bank.

§ 583.2 Board.

The term "Board" means the Federal Home Loan Bank Board or one or more of its officials who has been duly authorized by the Federal Home Loan Bank Board to act in its behalf.

§ 583.3 Corporation.

The term "Corporation" means the Federal Savings and Loan Insurance Corporation.

§ 583.4 State.

The term "State" includes the District of Columbia and the Commonwealth of Puerto Rico.

§ 583.5 Supervisory agent.

The term "Supervisory Agent" means (a) the President of the Bank of the Federal Home Loan Bank district in which the subsidiary insured institution of the registrant or applicant has its principal office, or in which the principal savings and loan business of the registrant or applicant is located (as indicated in the designation, if any, filed pursuant to § 584.1 of this subchapter), or (b) any other person who is specifically authorized by the Corporation to act in its behalf in the administration of this subchapter.

§ 583.6 Insured institution.

The term "insured institution" means a Federal savings and loan association, a building and loan, savings and loan, or homestead association or a cooperative bank, the accounts of which are insured by the Corporation.

§ 583.7 Uninsured institution.

The term "uninsured institution" means any building and loan, savings and loan, or homestead association, or a cooperative bank, the accounts of which are not insured by the Corporation.

§ 583.8 Person.

The term "person" means an individual or company.

§ 583.9 Company.

The term "company" means any corporation, partnership, trust, joint-stock company, or similar organization, but does not include (a) the Corporation, (b) any Bank, or (c) any company the majority of the shares of which is owned by (1) the United States or any State, (2) an officer of the United States or any State in his official capacity, or (3) an instrumentality of the United States or any State.

§ 583.10 Parent company.

The term "parent company" means any company which directly or indirectly controls any other company or companies.

§ 583.11 Savings and loan holding company.

The term "savings and loan holding company" means any company which directly or indirectly controls an insured institution or controls any other company which is a savings and loan holding company, but does not include:

(a) Any company by virtue of its ownership or control of voting shares of an insured institution or a savings and loan holding company acquired in connection with the underwriting of securities if such shares are held only for such period of time (not exceeding 120 days unless extended by the Corporation) as will permit the sale thereof on a reasonable basis; and

(b) Any trust (other than a pension, profit-sharing, shareholders', voting, or business trust) which controls an insured institution or a savings and loan

holding company if such trust by its terms must terminate within 25 years or not later than 21 years and 10 months after the death of individuals living on the effective date of the trust, and is (1) in existence on June 26, 1967, or (2) a testamentary trust created on or after June 26, 1967.

§ 583.12 Multiple savings and loan holding company.

The term "multiple savings and loan holding company" means any savings and loan holding company which directly or indirectly controls two or more insured institutions.

§ 583.13 Diversified savings and loan holding company.

The term "diversified savings and loan holding company" means any savings and loan holding company whose subsidiary insured institution and related activities listed below represented, on either an actual or a pro forma basis, less than 50 percent of its consolidated net worth at the close of its preceding fiscal year and of its consolidated net earnings for such fiscal year (or, during a 1-year period beginning Feb. 15, 1968, at such time as the holding company so qualifies):

(a) Furnishing or performing management services for a subsidiary insured institution;

(b) Conducting an insurance agency or an escrow business;

(c) Holding or managing or liquidating assets owned by or acquired from a subsidiary insured institution;

(d) Holding or managing properties used or occupied by a subsidiary insured institution;

(e) Acting as trustee under deed of trust; or

(f) Furnishing or performing such other services or engaging in such other activities as the Corporation may approve or may prescribe by regulation as being a proper incident to the operations of insured institutions and not detrimental to the interests of savings account holders therein.

§ 583.14 Subsidiary.

The term "subsidiary" of a person means any company which is controlled by such person, or by a company which is a subsidiary of such person.

§ 583.15 Affiliate.

The term "affiliate" of a specified insured institution means any person or company which controls, is controlled by, or is under common control with, such insured institution.

§ 583.16 Debt security.

The term "debt security" includes any note, draft, bond, debenture, certificate of indebtedness, or any other instrument commonly used as evidence of indebtedness, or any contract or agreement under the terms of which any party becomes, or may become, primarily or contingently liable for the payment of money, either in the present or at a future date.

§ 583.17 Outstanding debt.

The term "outstanding debt" means the aggregate of debt securities issued,

sold, renewed, or guaranteed, and any debt assumed, by a savings and loan holding company or any subsidiary thereof which is not an insured institution, which is unpaid at the date of computation.

§ 583.18 Net worth.

The term "net worth" means the aggregate of capital stock accounts, capital surplus and retained earnings accounts, and all other reserve accounts except valuation reserves and specific reserves which are in the nature of valuation reserves.

§ 583.19 Consolidated net worth.

The term "consolidated net worth" with respect to any company and its subsidiaries means the aggregate of the net worth of such company, including all subsidiaries, after eliminating all inter-company items and portions of net worth properly attributable to minority interests, if any, all computed in accordance with generally accepted accounting principles, except as otherwise required by the Corporation.

§ 583.20 Consolidated net earnings.

The term "consolidated net earnings" with respect to any company and its subsidiaries means the aggregate of the net earnings of such company, including all subsidiaries, after eliminating all inter-company items and portions of earnings properly attributable to minority interests, if any, all computed in accordance with generally accepted accounting principles, except as otherwise required by the Corporation.

§ 583.21 Consolidated net income available for interest.

The term "consolidated net income available for interest" used with respect to a diversified savings and loan holding company for any given period means the consolidated net earnings of such company and its subsidiaries, excluding the subsidiary insured institution, computed in accordance with generally accepted accounting principles, except as otherwise required by the Corporation, deducting therefrom nonoperating income, and adding back amounts deducted during the period for (a) interest expense, (b) debt discount and expense, and (c) nonoperating expenses.

§ 583.22 Consolidated debt service requirements.

The term "consolidated debt service requirements" used with respect to a diversified savings and loan holding company for any given period means the aggregate of the maximum amounts to be accrued or paid during such period by such company and its subsidiaries, other than the insured institution, for (a) interest on all indebtedness, (b) amortization of debt discount and expense, and (c) any amounts payable or paid on principal on all indebtedness. The term "amounts payable or paid on principal" includes (1) required payments to a sinking fund or other analogous fund for the retirement of debt, (2) amounts payable on account of principal on any debt which matures serially, (3) demand debt,

and (4) amounts payable at maturity of any debt, whether or not renewed or extended, except that with respect to any long-term debt payable in full at maturity without provision for any sinking fund or serial payments, or, where the balance of the debt payable at maturity exceeds any required sinking fund or serial payments, the amount to be included shall be increased by the amount obtained by dividing the total outstanding balance of such debt at maturity by the aggregate remaining number of years to the final maturity date. Convertible debt securities may be excluded from the computation of "the amounts payable or paid on principal" provided that such securities are convertible at the date of computation, and the closing market price of the securities into which the debt may be converted, if traded on a National Securities Exchange, or the closing bid price of such securities, if traded in the over-the-counter market, on the last trading date of the month preceding such determination, exceeded 100 percent of the principal amount.

§ 583.23 Registrant.

The term "registrant" means a savings and loan holding company filing a registration statement with the Corporation pursuant to § 584.1 of this subchapter.

§ 583.24 Officer.

The term "officer" as used in any document specified in Part 584 of this subchapter means the chairman of the board, president, vice president, treasurer, secretary, or comptroller of any company, or any other person who participates in its major policy decisions.

§ 583.25 Director.

The term "director" as used in any document specified in Part 584 of this subchapter means any director of a corporation or any individual who performs similar functions in respect of any company, including a trustee under a trust.

§ 583.26 Control.

For purposes of this subchapter, a person shall be deemed to have control of

(a) An insured institution if the person directly or indirectly or acting in concert with one or more other persons, or through one or more subsidiaries, owns, controls, or holds with power to vote, or holds proxies representing, more than 25 percent of the voting shares of such insured institution, or controls in any manner the election of a majority of the directors of such institution;

(b) Any other company if the person directly or indirectly or acting in concert with one or more other persons, or through one or more subsidiaries, owns, controls, or holds with power to vote, or holds proxies representing, more than 25 percent of the voting shares or rights of such other company, or controls in any manner the election or appointment of a majority of the directors or trustees of such other company, or is a general partner in or has contributed more than 25 percent of the capital of such other company;

(c) A trust if the person is a trustee thereof; or

(d) An insured institution or any other company if the Corporation determines, after reasonable notice and opportunity for hearing, that such person directly or indirectly exercises a controlling influence over the management or policies of such institution or other company.

PART 584—REGULATED ACTIVITIES

Sec.	
584.1	Registration, examination, and reports.
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AUTHORITY: The provisions of this Part 584 issued under Public Law 90-255; 12 U.S.C. 1730a.

§ 584.1 Registration, examination, and reports.

(a) *Filing of statement.* On or before August 12, 1968, or within 90 days after becoming a savings and loan holding company, whichever is later, each savings and loan holding company shall register with the Corporation by filing a registration statement as specified in paragraph (a) of § 584.10. Copies of registration statements may be obtained from any Supervisory Agent. The filing of registration statement H-(b) 2 shall be deemed to effect the registration of all subsidiary savings and loan holding companies of the registrant. Registration statements are filed with the Corporation by transmitting the original and two copies thereof to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, and one copy to the Supervisory Agent.

(b) *Date of registration.* The date of registration of a savings and loan holding company shall be the date on which its registration statement is received by the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board.

(c) *Extension of time for registration.* For timely and good cause shown, the Corporation may extend the time within which a savings and loan holding company shall register.

(d) *Release from registration.* The Corporation may at any time, upon its own motion or upon application, release a registered savings and loan holding company from any registration theretofore made by such company, if the Corporation shall determine that such company no longer has control of any insured institution.

(e) *Designation of State.* Each multiple savings and loan holding company shall designate, by writing filed with the Corporation within 60 days after the date of its registration, the State in which the principal savings and loan business of such holding company is conducted.

(f) *Reports.* Each savings and loan holding company and each subsidiary thereof, other than an insured institution, shall file with the Corporation, and the Bank of the Federal Home Loan Bank district in which its principal office is located, such reports as may be required by the Corporation. Such reports shall be made under oath or otherwise, and shall be in such form and for such periods, as the Corporation may prescribe. Each report shall contain such information concerning the operations of such savings and loan holding company and its subsidiaries as the Corporation may require.

(g) *Books and records.* Each savings and loan holding company shall maintain such books and records as may be prescribed by the Corporation.

(h) *Examinations.* Each savings and loan holding company and each subsidiary thereof shall be subject to such examinations as the Corporation may prescribe. The cost of such examinations (other than examinations of insured institutions) shall be assessed against and paid by such holding company. Examination and other reports may be furnished by the Corporation to the appropriate State supervisory authority. The Corporation shall, to the extent deemed feasible, use for the purposes of this section reports filed with or examinations made by other Federal agencies or the appropriate State supervisory authority.

(i) *Appointment of agent.* The Corporation may require any savings and loan holding company, or persons connected therewith if it is not a corporation, to execute and file a prescribed form of irrevocable appointment of agent for service of process.

§ 584.2 Prohibited holding company activities.

(a) *Evasion of law or regulation.* No savings and loan holding company or subsidiary thereof which is not an insured institution shall, for or on behalf of a subsidiary insured institution, engage in any activity or render any services for the purpose or with the effect of evading law or regulation applicable to such insured institution.

(b) *Unrelated business activity.* No multiple savings and loan holding company or subsidiary thereof which is not an insured institution shall commence, or continue for more than 2 years after February 14, 1968, or for more than 180 days after becoming a savings and loan holding company or subsidiary thereof (whichever is later), any business activity other than (1) furnishing or performing management services for a subsidiary insured institution, (2) conducting an insurance agency or an escrow business, (3) holding or managing or liquidating assets owned by or acquired from a subsidiary insured institution, (4) holding or managing properties used or occupied by a subsidiary insured institution, (5) acting as trustee under deed of trust, or (6) furnishing or performing such other services or engaging in such other activities as the Corporation may approve or may prescribe by regulation as being a proper incident to the operations of insured institutions and not detrimental to

the interests of savings account holders therein.

(c) *Extension of time.* The Corporation may, upon a showing of good cause, extend the time specified in paragraph (b) of this section from year to year, for an additional period not exceeding 3 years, if the Corporation finds such extension would not be detrimental to the public interest.

§ 584.3 Transactions with affiliates.

(a) *Prohibited transactions.* No subsidiary insured institution of a savings and loan holding company shall:

(1) Invest any of its funds in the stock, bonds, debentures, notes, or other obligations of any affiliate (other than a service corporation as authorized by law);

(2) Accept the stock, bonds, debentures, notes, or other obligations of any affiliate as collateral security for any loan or extension of credit made by such institution;

(3) Purchase securities or other assets or obligations under repurchase agreement from any affiliate;

(4) Make any loan, discount, or extension of credit to (i) any affiliate, except in a transaction authorized by subdivision (i) of subparagraph (6) of this paragraph, or (ii) any third party on the security of any property acquired from any affiliate, or with knowledge that the proceeds of any such loan, discount, or extension of credit, or any part thereof, are to be paid over to or utilized for the benefit of any affiliate;

(5) Guarantee the repayment of or maintain any compensating balance for any loan or extension of credit granted to any affiliate by any third party; and

(6) Except with the prior written approval of the Corporation—

(i) Engage in any transaction with any affiliate involving the purchase, sale, or lease of property or assets (other than participating interests in mortgage loans to the extent authorized in Subchapter D of this chapter) in any case where the amount of the consideration involved when added to the aggregate amount of the consideration given or received by such institution for all such transactions during the preceding 12-month period exceeds the lesser of \$100,000 or 0.1 percent of the institution's total assets at the end of the preceding fiscal year; or

(ii) Enter into any agreement or understanding, either in writing or orally, with any affiliate under which such affiliate is to (a) render management or advertising services for the institution, (b) serve as a consultant, adviser, or agent for any phase of the operations of the institution, or (c) render services of any other nature for the institution, other than those which may be exempted by regulation or order of the Corporation, unless the aggregate amount of the consideration required to be paid by such institution in the future under all such existing agreements or understandings cannot exceed the lesser of \$100,000 or 0.1 percent of the institution's total assets at the end of the preceding fiscal year; or

(iii) Make any payment to any affiliate under any agreement or understand-

ing hereinabove referred to in subdivision (ii) of this subparagraph where the institution has previously paid to affiliates during the preceding 12-month period, pursuant to any such agreements or understandings, an amount aggregating in excess of the lesser of \$100,000 or 0.1 percent of the institution's total assets at the end of the preceding fiscal year.

(b) *Basis of Corporation approval.* The Corporation will grant approval under subparagraph (6) of paragraph (a) of this section if, in the opinion of the Corporation, the terms of any such transaction, agreement or understanding, or any such payment by such institution, would not be detrimental to the interests of its savings account holders or to the insurance risk of the Corporation with respect to such institution.

(c) *Exclusion of consideration or payments in transactions with affiliates.* A subsidiary insured institution may, for purposes of computing the limitations provided in subparagraph (6) of paragraph (a) of this section, with respect to transactions, agreements or understandings with its affiliates, exclude from any such computation—

(1) The amount of the consideration given or received or the payments made by the institution prior to February 14, 1968, in connection with any such transactions, agreements, or understandings; and

(2) The amount of the consideration given or received or required to be paid in the future, or the payments made, by the institution in connection with any such transactions, agreements, or understandings given prior written approval by the Corporation on or after February 14, 1968.

(d) *Interim approval by the Corporation.* Until further notice or order with respect to any agreement or understanding referred to in subdivision (ii) of subparagraph (6) of paragraph (a) of this section, which is in existence on February 14, 1968, the Corporation hereby approves without application:

(1) Any payment to an affiliate by a subsidiary insured institution made on or before August 31, 1968, pursuant to any such agreement or understanding;

(2) The extension or renewal for not exceeding 1 year of any such agreement or understanding, which by its terms will terminate on or before August 31, 1968: *Provided*, That such extension or renewal does not impose a substantially greater financial burden upon the subsidiary insured institution than such agreement or understanding; and

(3) Any payment to an affiliate by a subsidiary institution made on or before August 31, 1968, pursuant to any such extension or renewal.

(e) *Approval by Supervisory Agent.* The Supervisory Agent shall have authority to give prior written approval on behalf of the Corporation to any transaction, agreement, or understanding, or payment, requiring such approval under subparagraph (6) of paragraph (a) of this section, and which is not given approval under this section.

(f) *Filing of applications.* Applications for Corporation approval under subparagraph (6) of paragraph (a) of this section shall be in letter form and shall contain a full and complete description of the subject matter of the application, including the consideration to be paid and the basis therefor. Copies of pertinent contracts, agreements or other documents shall be attached thereto. Applications shall be filed with the Corporation by transmitting the original and one copy to the Supervisory Agent, and one copy to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552.

§ 584.4 Acquisitions.

(a) *Acquisitions by a savings and loan holding company.* No savings and loan holding company, directly or indirectly, or through one or more subsidiaries or through one or more transactions, shall:

(1) Acquire, except with the prior written approval of the Corporation, the control of an insured institution or a savings and loan holding company, or retain the control of such an institution or holding company acquired or retained in violation of section 408 of the National Housing Act as heretofore or hereafter in effect;

(2) Acquire, except with the prior written approval of the Corporation, by the process of merger, consolidation, or purchase of assets, another insured or uninsured institution or a savings and loan holding company, or all or substantially all of the assets of any such institution or holding company;

(3) Acquire by purchase or otherwise, or retain for more than 1 year after February 14, 1968, any of the voting shares of an insured institution not a subsidiary, or of a savings and loan holding company not a subsidiary, or, in the case of a multiple savings and loan holding company, so acquire or retain more than 5 percent of the voting shares of any company not a subsidiary which is engaged in any business activity other than those specified in paragraph (b) of § 584.2; or

(4) Acquire the control of an uninsured institution, or retain for more than one year after February 14, 1968, or from the date on which such control was acquired, whichever is later, the control of any such institution.

(b) *Acquisition by any other company.* No company (not a savings and loan holding company) shall, without the prior written approval of the Corporation, directly or indirectly, or through one or more subsidiaries or through one or more transactions, acquire the control of one or more insured institutions, except that such approval shall not be required in connection with the control of an insured institution (1) acquired by devise under the terms of a will creating a trust which is excluded from the definition of "savings and loan holding company" under § 583.11 of this subchapter or (2) acquired in connection with a reorganization in which a person or group of persons, having had control of an insured institution for more than 3 years,

vents control of that institution in a newly formed holding company subject to the control of the same person or group of persons. The Corporation will approve an acquisition of an insured institution under this paragraph unless it finds the financial and managerial resources and future prospects of the company and institution involved to be such that the acquisition would be detrimental to the institution or the insurance risk of the Corporation, and will render its decision within 90 days after submission to the Board of the complete record on the application.

(c) *Decision by the Corporation.* The Corporation will not approve any acquisition under subparagraph (1) or (2) of paragraph (a) of this section, or of more than one insured institution under paragraph (b) of this section except in accordance with this paragraph. In every case, the Corporation will take into consideration the financial and managerial resources and future prospects of the company and institution involved, and the convenience and needs of the community to be served, and will render its decision within 90 days after submission to the Board of the complete record on the application. Before approving any such acquisition, the Corporation will request from the Attorney General and consider any report rendered within 30 days on the competitive factors involved. The Corporation will not approve any proposed acquisition—

(1) Which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the savings and loan business in any part of the United States; or

(2) The effect of which in any section of the country may be substantially to lessen competition, or tend to create a monopoly, or which in any other manner would be in restraint of trade, unless it finds that the anticompetitive effects of the proposed acquisition are clearly outweighed in the public interest by the probable effect of the acquisition in meeting the convenience and needs of the community to be served.

(d) *Limitations on approval.* No acquisition will be approved by the Corporation under this section which will:

(1) Results in the formation by any company, through one or more subsidiaries or through one or more transactions, of a multiple savings and loan holding company controlling insured institutions in more than one State; or

(2) Enable an existing multiple savings and loan holding company to acquire an insured institution the principal office of which is located in a State other than the State which such savings and loan holding company has designated pursuant to subparagraph (e) of § 584.1.

(e) *Nonapplicability.* The provisions of this section, paragraph (b) of § 584.2, and § 584.6, shall not apply to any savings and loan holding company which acquired the control of an insured institution or of a savings and loan holding company pursuant to a pledge or hypothecation to secure a loan, or in

connection with the liquidation of a loan, made in the ordinary course of business, but no such company shall retain such control for more than 1 year, after February 14, 1968, or from the date on which such control was acquired, whichever is later, except that the Corporation may upon application by such company extend such 1-year period from year to year, for an additional period not exceeding 3 years, if the Corporation finds such extension is warranted and would not be detrimental to the public interest.

(f) *Applications for approval under paragraph (b).* Any company (not a savings and loan holding company) acquiring an insured institution in a transaction requiring prior written approval of the Corporation under paragraph (b) of this section shall file an application for such approval. Such application shall contain the following information and supporting data concerning the applicant, any parent company or companies, the institution to be acquired, and the proposed transaction:

(1) *Method and details of acquisition.* A description of the proposed method by which the institution is to be acquired, including full and complete details of the proposed transaction.

(2) *Financial resources.* (i) Unconsolidated and consolidated financial statements of the applicant, any parent company or companies and all subsidiary companies thereof (which statements shall be certified statements if certified statements are available), consisting of:

(a) Statements of condition as of the close of the last quarter and as of the close of the preceding fiscal year.

(b) Statements of operation for the two preceding fiscal years and for the interim period ending as of the last quarter.

(c) Footnotes and schedules to the foregoing financial statements as prepared by certifying accountants or by the chief financial officer of the applicant, as may be necessary to avoid misleading financial statements.

(d) Pro forma financial statements as of the end of and for the preceding fiscal year, and as of the end of and for the interim period ending as of the last quarter.

(e) Copies of the applicant's latest stockholders' annual report, if any, and of any such reports issued by any parent companies.

(ii) Information as of the end of the month immediately preceding the date of filing with respect to scheduled items of the insured institution proposed to be acquired. Such information shall be in the same form and detail as required in the forms prescribed by the Corporation for the submission of semiannual reports by an insured institution.

(iii) A schedule showing the applicant's outstanding debt broken down as between long-term debt (maturing in more than 1 year) and short-term debt (maturing in 1 year or less or payable on demand), listing separately each series or class of debt (e.g., debentures, collateral bonds, notes, bank loans, etc.) together with explanatory footnotes

(e.g., nature of security for the debt, sinking fund requirements, serial payments, etc.).

(iv) A statement describing the means of financing the proposed acquisition; if debt is to be issued, such statement should include a projection showing the applicant's ability to service such debt, including repayment on or prior to maturity.

(3) *Managerial resources of acquiring company.* (i) Description of organization of executive management.

(ii) Names, positions and business experience of directors and executive officers.

(iii) Number of each class of shares of stock of the acquiring company owned of record and/or beneficially by individuals named in subdivision (ii) of this subparagraph.

(4) *Future prospects.* (i) Brief description of the pertinent economic and financial factors affecting the future of the major industries in the operating and service areas of the applicant, any parent company or companies, and subsidiaries thereof, and the insured institution to be acquired.

(ii) Projections of earnings and cash flow for the next succeeding year of the applicant, any parent company or companies, and subsidiaries thereof, and the insured institution to be acquired, on a pro forma basis giving effect to the proposed transaction.

(g) *Applications for approval under paragraphs (a) and (b).* Any company (not a savings and loan holding company) acquiring more than one insured institution in a transaction requiring prior written approval of the Corporation under paragraph (b) of this section, and any savings and loan holding company or subsidiary thereof acquiring an insured or uninsured institution or a savings and loan holding company in a transaction requiring such approval under subparagraph (1) or (2) of paragraph (a) of this section shall file an application for such approval. Such application shall contain the following information concerning the applicant, any parent company or companies, the institution or savings and loan holding company to be acquired, and the proposed transaction:

(1) *General.* The information required in support of an application filed under paragraph (f) of this section.

(2) *Convenience and needs of the community to be served.* The applicant shall submit a statement detailing any improvements in services which it believes will accrue to any community or area affected by the proposed acquisition. The statement shall include but not necessarily be limited to:

(i) The extent to which community needs for thrift and lending services are unserved.

(ii) The extent to which new services not currently available are to be provided.

(iii) Any contemplated plans for strengthening the financial resources of the institution to be acquired.

(iv) Relationship, if any, between the business of the applicant, any parent company or companies, and subsidiaries thereof, and the institution to be acquired.

(v) Personnel changes, if any, contemplated by the applicant with respect to directors and/or principal officers of the institution to be acquired; and information with respect to the name, business background, and shareholdings in the applicant of each proposed new director and principal officer.

(vi) Any additional data that the applicant believes would show that the proposed acquisition would provide other material benefits to the convenience and needs of any community to be served.

(3) *Competitive factors.* (i) Information relative to the competitive aspects of the proposed acquisition as to the applicant, any parent company or companies, and subsidiaries thereof, and the institution or savings and loan holding company to be acquired. The information submitted shall, to the extent applicable and feasible, include the data specified in the schedules prescribed by the Board in connection with merger applications, which are referred to in § 571.5(c) (3) of this chapter.

(ii) The applicant may submit any additional data that it believes would be of assistance to the Corporation in properly evaluating the competitive aspects of the proposed acquisition.

(h) *Further information in connection with applications.* The Corporation may request such further information and data in support of any application filed pursuant to this section as in its opinion may be required in order that the Corporation may be fully informed as to all relevant factors concerning the subject matter of the application.

(i) *Confidential information.* Should the applicant desire to submit any information it deems to be of a confidential nature in connection with any application, such information shall be separately bound and labeled "confidential." Only general reference thereto shall be made in the portions of application for which the applicant does not claim confidential status. Pursuant to Part 505 of Subchapter A of this chapter, the application shall be made available for inspection by the public except where disclosure, in the opinion of the Board, would not be in the public interest. The Board shall determine whether information furnished by the applicant as confidential will be so considered. The applicant will be advised of any decision by the Board to make public information designated as confidential by the applicant. Even though sections of the application are determined to be confidential, as far as public inspection thereof is concerned, the Board may comment on such confidential submissions, to the extent it deems necessary, in any public statement in connection with its decision on the application, without prior notice to the applicant.

(j) *Filing of applications.* Applications under this section shall be filed with the Corporation by transmitting the original and one copy to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, and one copy to the Supervisory Agent.

(k) *Procedure on applications.* Upon receipt of an application filed pursuant to this section, other than in an acquisition instituted for supervisory reasons, the Corporation will publish in the FEDERAL REGISTER a notice of such receipt, stating the names and addresses of the applicant and the institution or other company involved, indicating the nature of the proposed acquisition and allowing 30 days (or a shorter period in exceptional circumstances) for the submission of written comments or views. Such comments or views shall be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552. Notice of receipt of any such application will also be given to the appropriate State supervisory authority.

§ 584.5 Advance notice of proposed dividend declarations.

No subsidiary insured institution of a savings and loan holding company may declare any dividend on its guaranty, permanent, or other nonwithdrawable stock without first giving to the Corporation not less than 30 days' advance notice of the proposed declaration by its directors of any such dividend. Such notice shall be in form prescribed by the Corporation in paragraph (b) of § 584.10 and filed with the Corporation by transmitting the original and one copy to the Supervisory Agent and by transmitting one copy to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552. The 30-day notice period begins to run from the date of receipt of such notice by the Supervisory Agent, who will promptly acknowledge such receipt in writing. Any such dividend declared within the 30-day notice period, or declared without first giving the notice required hereunder, is invalid and confers no rights or benefits upon any holder of such stock.

§ 584.6 Holding company indebtedness.

(a) *Limitation on holding company indebtedness.* Except as otherwise provided in this paragraph, no savings and loan holding company or any subsidiary thereof which is not an insured institution may issue, sell, renew, or guarantee any debt security of such company or subsidiary, or assume any debt, without the prior written approval of the Corporation. The restrictions imposed by this section do not apply to:

(1) A diversified savings and loan holding company or any subsidiary thereof; or

(2) The issuance, sale, renewal, or guaranty of any debt security, or the assumption of any debt, by any other savings and loan holding company or any subsidiary thereof (other than an

insured institution), if such security or debt aggregates, together with all such other outstanding debt as to which such holding company or any such subsidiary is primarily or contingently liable, not more than 15 percent of the consolidated net worth of such holding company at the end of the preceding fiscal year.

(b) *Interim approval by the Corporation.* Until further notice by order or regulation, the Corporation hereby approves without application the issuance, sale, renewal, or guaranty of any debt security, or the assumption of any debt, incurred:

(1) In the ordinary course of business in connection with a purchase or acquisition of goods or services, or the execution of an employment contract or lease, for which a savings and loan holding company or any subsidiary thereof (other than an insured institution) is primarily or contingently liable;

(2) In connection with the extension or renewal for not exceeding 1 year of any outstanding debt for which a savings and loan holding company or any subsidiary thereof (other than an insured institution) is primarily or contingently liable as of February 14, 1968: *Provided*, That such extension or renewal does not impose a substantially greater financial burden upon such holding company or such subsidiary than the debt being extended or renewed;

(3) By a mortgage banking subsidiary of a savings and loan holding company which is fully secured by a first mortgage insured or guaranteed by any Federal agency; and

(4) By a savings and loan holding company's subsidiary bank which is an insured bank of the Federal Deposit Insurance Corporation.

(c) *Filing of applications.* Applications for prior written approval of the Corporation for the issuance, sale, renewal, or guaranty of any debt security, or the assumption of any debt, shall be in letter form and contain the following information:

(1) A description of the proposed debt transaction, including the terms and conditions thereof, the name of the creditor, and any collateral securing the debt;

(2) A statement showing the proposed application and use of any funds to be received;

(3) A schedule of the applicant's capitalization as of the close of the applicant's most recently completed quarter, unconsolidated and consolidated, actual and pro forma, giving effect to the proposed debt transaction;

(4) Earnings statements of the applicant for the 12-month period ending as of its most recently completed quarter, unconsolidated and consolidated;

(5) Balance sheets of the applicant, unconsolidated and consolidated, as of the close of its most recently completed quarter;

(6) A statement describing, in reasonable detail, plans for discharging or liquidating the debt on or prior to maturity;

(7) A statement setting forth the basis for requested approval by the Corporation, including compliance by the applicant with applicable statutory standards; and

(8) The name of any other Federal agency or any State authority having jurisdiction over the proposed debt transaction, and information as to any action which may have been taken in connection therewith by such agency or authority.

The application shall be filed with the Corporation by transmitting the original and one copy to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, and one copy to the Supervisory Agent.

(d) *Approval by the Corporation.* (1) The Corporation will, upon application, approve any act or transaction not exempted from the application of paragraph (a) of this section, if the Corporation finds that:

(i) The proceeds of any such act or transaction will be used for either (a) the purchase of permanent, guaranty, or other nonwithdrawable stock to be issued by a subsidiary insured institution, or (b) the purpose of making a capital contribution to a subsidiary insured institution; or

(ii) Such act or transaction is required for the purpose of refunding, extending, exchanging, or discharging an outstanding debt security, or for other necessary or urgent corporate needs, and would not impose an unreasonable or imprudent financial burden on the applicant.

(2) The Corporation may also approve any application under this section if it finds that the act or transaction would not be injurious to the operation of any subsidiary insured institution in the light of its financial condition and prospects.

(3) The Corporation will not approve any application for approval of any such act or transaction if a State authority or any other agency of the United States, having jurisdiction thereof, has informed the Corporation that any laws applicable thereto have not been compiled with. In such case, approval will be withheld until the Corporation is satisfied that compliance has been effected.

§ 584.7 Payment of dividends to a diversified savings and loan holding company.

(a) *Prohibitions.* Except as provided in paragraph (b) of this section, no diversified savings and loan holding company or any subsidiary thereof may accept, use, or receive the benefit of any dividend on stock from a subsidiary insured institution, and such insured institution may not declare or pay any dividend on its stock to such holding company or subsidiary if the Corporation, within the 30-day notice period specified in § 584.5, objects to such dividend as being injurious to the insured institution in the light of its financial condition and prospects.

(b) *Nonapplicability.* The prohibition of paragraph (a) of this section does not

apply to a diversified savings and loan holding company or any subsidiary thereof if the Corporation finds that, excluding such company's subsidiary insured institution, such company's consolidated net income available for interest for its preceding fiscal year was twice its consolidated debt service requirements for the 12-month period next succeeding such fiscal year.

§ 584.8 Claim of diversified savings and loan holding company status.

(a) *Claim of diversified status.* Any savings and loan holding company desiring to claim status as a diversified savings and loan holding company shall file with the Corporation a statement asserting such claim, supported by completed schedules in the form set forth below. Such claim shall be filed with the Corporation by transmitting the original and one copy of such statement, together with the supporting schedules, to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, and one copy thereof to the Supervisory Agent.

A. Net Worth Requirement

1. The portion of consolidated net worth at the close of its last preceding fiscal year (or as of any date subsequent thereto and prior to Feb. 15, 1969) represented by:

- (a) The subsidiary insured institution \$-----
- (b) Other related business activities specified in § 583.13 of Part 583 of this subchapter -----
- 2. Total [Line 1(a) plus Line 1(b)] -----
- 3. Consolidated net worth as of same date -----
- 4. Ratio of Line 2 to Line 3 ----- %

B. Net Earnings Requirement

1. Net earnings for the last preceding fiscal year (or for any 12-month period thereafter ending not later than Feb. 14, 1969) as follows:

- (a) Total net earnings which the subsidiary insured institution contributed to consolidated net earnings \$-----
- (b) Total net earnings which other related business activities specified in § 583.13 of Part 583 of this subchapter contributed to consolidated net earnings -----
- 2. Total [Line 1(a) plus Line 1(b)] -----
- 3. Total consolidated net earnings for the last preceding fiscal year -----
- 4. Ratio of Line 2 to Line 3 ----- %

Instructions. 1. If the books and records of the registrant and its subsidiaries do not permit a definitive segregation of consolidated net worth for the foregoing purposes, the registrant shall furnish a statement to

that effect and shall make reasonable estimates thereof, setting forth in an exhibit in reasonable detail the basis for the estimates.

2. In separate exhibits, designate and state separately the amounts of net worth or net earnings attributable to each category of services and activities specified in § 583.13 of Part 583 of this subchapter, including the names of subsidiaries and the registrant, where applicable.

3. The data required by schedules A and B above and supporting exhibits are to be prepared in accordance with generally accepted accounting principles, except as otherwise required by the Corporation. All subsidiaries, however, shall be consolidated, and consolidating statements shall be furnished as exhibits.

(b) *Determination by the Corporation.* Any savings and loan holding company which files a bona fide statement of claim, supported by the required schedules, containing reasonable supporting information, pursuant to paragraph (a) of this section, will be presumed to have status as a diversified savings and loan holding company until such time as notice of a determination to the contrary is given by the Corporation. Any savings and loan holding company which does not file such a claim will be presumed not to have status as a diversified savings and loan holding company.

§ 584.9 Prohibited acts.

(a) *Control of mutual insured institution.* No savings and loan holding company or any subsidiary thereof, or any director, officer, or employee of a savings and loan holding company or subsidiary thereof, or person owning, controlling, or holding with power to vote, or holding proxies representing, more than 25 percent of the voting shares of such holding company or subsidiary, may hold, solicit, or exercise any proxies in respect of any voting rights in a mutual insured institution.

(b) *Management interlocks.* No director or officer of a savings and loan holding company, or any person owning, controlling, or holding with power to vote, or holding proxies representing, more than 25 percent of the voting shares of such holding company may:

(1) Continue, after May 15, 1968, to serve at the same time as a director, officer, or employee of an insured institution or another savings and loan holding company, not a subsidiary of such holding company, except with the prior written approval of the Corporation. The Corporation will grant such approval if, in its opinion, the continuance of such service would be in the public interest.

(2) Acquire control, or retain control for more than 2 years after February 14, 1968, of any insured institution not a subsidiary of such holding company.

(c) *Convicted persons.* No individual who has been convicted of any criminal offense involving dishonesty or breach of trust may serve or act as a director, officer, or trustee of, or become a partner in, any savings and loan holding company, except with the prior written approval of the Corporation.

(d) *Applications for approval.* Applications for Corporation approval re-

quired by this section, shall contain a full statement of the reasons in support thereof. Such applications shall be filed with the Corporation by transmitting the original and one copy to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, and one copy to the Supervisory Agent.

§ 584.10 Statements and notices to be filed.

(a) *Registration statement for savings and loan holding companies under § 584.1—(1) H-(b)1. Single-tier holding company system.* This statement shall be used for registration by any savings and loan holding company which controls one or more insured institutions but which is not itself a subsidiary of a savings and loan holding company.

(2) *H-(b)2. Multiple-tier holding company system.* This statement shall be used for registration by any savings and loan holding company which controls one or more subsidiary savings and loan holding companies but which is not itself a subsidiary of a savings and loan holding company and elects to file on behalf of itself and subsidiary savings and loan holding companies.

(3) *H-(b)3. Bank as trustee of a trust.* This statement (rather than H-(b)1 or H-(b)2) may be used for registration by any bank which is a savings and loan holding company only by virtue of its control, in a trustee capacity, of an insured institution.

(4) *H-(b)4. Creditor as savings and loan holding company.* This statement (rather than H-(b)1 or H-(b)2) may be used for registration by any company which is a creditor and is a savings and loan holding company only by virtue of the acquisition of control of an insured institution or another savings and loan holding company pursuant to a pledge or hypothecation to secure a loan, or in connection with the liquidation of a loan, made in the ordinary course of business.

(b) *H-(f). Notice of proposed dividend declaration under § 584.5.* This notice shall be filed by a subsidiary insured institution for the purpose of giving the Corporation advance notice of the proposed declaration of any dividend on its guaranty, permanent, or other nonwithdrawable stock.

(c) *General instructions—(1) Preparation of statements and notices.* The statements and notices required by this section are intended to serve as outlines of information to be submitted hereunder and to be used for guidance in the preparation and organization of such information.

(2) *Requirements as to paper and printing.* (i) Material filed with the Corporation should be prepared, insofar as practicable, on good quality, unglazed, white paper 8½ inches in width and not more than 13, nor less than 11, inches in length. However, financial statements may be on larger paper if folded to that size.

(ii) Insofar as practicable, such material, including all papers and documents filed with the Corporation, should

be printed, lithographed, mimeographed, or typewritten. However, such material may be prepared or reproduced by any process which produces clear and easily readable copies suitable for a permanent record. Debits in credit categories and credits in debt categories shall be clearly designated as such.

(iii) The text of such material should be in roman type not smaller than 10-point modern type. However, to the extent necessary for convenient presentation, financial statements and other statistical or tabular data and the notes thereto may be in type no smaller than 8-point modern type.

(3) *Riders; inserts.* Riders should not be used. If the material is typed on a printed form, and the space provided for the answer to any given item is insufficient, reference should be made in such space to a full insert page or pages on which the item number, caption, and required information are furnished.

(4) *Binding of material.* Each copy of such material filed with the Corporation should be bound in one or more parts, without stiff covers. Each copy of such material should also be bound on the left side in such a manner as to leave the reading matter legible.

(5) *Amendments.* All amendments to any material submitted should be clearly identified as amendments, numbered consecutively, and should comply with all requirements applicable to the original material, including a signature page.

(6) *Additional information.* In addition to information expressly required, material submitted should include such qualifications or further information as may be necessary under the circumstances to prevent such required information from being misleading.

(7) *Incorporation by reference.* (i) Information contained in any part of a form, application, statement, notice, or report previously or concurrently filed with the Corporation or the Board (other than in exhibits) may be incorporated by reference in connection with any item of information required hereunder.

(ii) Information incorporated by reference shall be clearly identified by an express reference in the material submitted at the place where such information is required. Information should not be incorporated by reference in any case where such incorporation would render the material submitted incomplete, unclear, or confusing.

PART 585—AMENDMENT OF REGULATIONS; HEARINGS

Sec.
585.1 Amendment of regulations.
585.2 Hearings.

AUTHORITY: The provisions of this Part 585 issued under Public Law 90-255; 12 U.S.C. 1730a.

§ 585.1 Amendment of regulations.

The regulations in this subchapter, subject to any specific provision contained in this subchapter, may be amended in whole or in part at any time in accordance with the provisions set forth in Subchapter A of this chapter.

§ 585.2 Hearings.

Any person who has made an application or petition to the Board pursuant to any provision of this subchapter may request a hearing thereon: *Provided*, That such application or petition has been denied or disapproved, in whole or part, by the Board. At any time after the filing of any such application or petition and before consideration thereof by the Board, any interested person may request a hearing upon such application or petition. The Board may order a hearing in connection with the consideration of any matter arising under any provision of the regulations in this subchapter and under section 408 of the National Housing Act, as amended, whether or not

any request therefor has been made by any person. The Board may deny any request for, or dispense with, any hearing for which this section provides when, in its judgment, no need therefor exists.

Resolved further that, since the Board deems that savings and loan holding companies and subsidiary companies need to be advised as promptly as possible after approval of Public Law 90-255, 90th Congress, 2d session, approved February 14, 1968, of the contents of the initial regulations implementing said Act and that uncertainties attendant upon notice of proposed regulations and public rule making proceedings could unnecessarily impede the operations of said companies, the Board finds that

notice and public procedure with respect to the initial regulations under said Act are impracticable and, for the same reasons, the Board finds that the regulations shall be effective upon publication in the FEDERAL REGISTER.

NOTE: The reporting and recordkeeping requirements of the regulations in this document have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

By the Federal Home Loan Bank Board.

[SEAL]

JACK CARTER,
Secretary.

[F.R. Doc. 68-2247; Filed, Feb. 21, 1968;
8:51 a.m.]

