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FEDERAL REGISTER

VOLUME 29 NUMBER 85

Washington, Thursday, April 30, 1964

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Codification Guide

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears at the end of each issue beginning with the second issue of the month.

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1964, and specifies how they are affected.

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Rules and Regulations

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

ANTIOXIDANTS AND/OR STABILIZERS FOR POLYMERS

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition (FAP 1326) filed by Monsanto Chemical Company, 800 North Lindbergh Boulevard, St. Louis 66, Missouri, and other relevant material, has concluded that paragraph (b) of § 121.2566 *Antioxidants and/or stabilizers for polymers* should be amended by deleting the words "film" and "films" wherever they occur in limitation 2 for each of the substances "4,4'-Butylidenebis (6-*tert*-butyl-*m*-cresol)" and "4,4'-Thiobis(6-*tert*-butyl-*m*-cresol)" so as to permit the specified polymers containing these substances to be used in the manufacture of other forms of food-contact articles, such as sheeting, moldings, and tubing, in addition to films. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.90; 29 F.R. 471), paragraph (b) of § 121.2566 *Antioxidants and/or stabilizers for polymers* is amended by deleting the words "film" and "films" wherever they occur in limitation 2 for each of the substances "4,4'-Butylidenebis(6-*tert*-butyl-*m*-cresol)" and "4,4'-Thiobis(6-*tert*-butyl-*m*-cresol)."

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: April 24, 1964.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 64-4303; Filed, Apr. 29, 1964; 8:47 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

SUBCHAPTER D—NAVIGATION REQUIREMENTS FOR CERTAIN INLAND WATERS

[CGFR 64-21]

PART 80—PILOT RULES FOR INLAND WATERS

PART 84—TOWING OF BARGES

SUBCHAPTER F—NAVIGATION REQUIREMENTS FOR WESTERN RIVERS

PART 95—PILOT RULES FOR WESTERN RIVERS

Towing of Barges

Pursuant to the notice of proposed rule making published in the FEDERAL REGISTER of January 30, 1964 (29 F.R. 1572-1586), and the Merchant Marine Council Public Hearing Agenda, dated March 23, 1964 (CG-249), the Merchant Marine Council held a public hearing on March 23, 1964, for the purpose of receiving comments, views and data. The proposals considered were identified as Items I to XVI, inclusive. Item XI contained proposals regarding Rules of the Road. The Merchant Marine Council considered the proposals and comments submitted and recommended adoption of the proposals regarding towing of barges as set forth in the Agenda (Item XI), except for 33 CFR 84.10(a) which was revised in line with comments received. The proposals in Item XI, as revised, are adopted and set forth in this document, which is the fifth of a series covering regulations considered at this public hearing.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by section 632 of Title 14, U.S. Code, Treasury Department Orders 120, July 31, 1950 (15 F.R. 6521), and 167-33, September 23, 1958 (23 F.R. 7592), and the statutes cited with regulations below, the following amendments are prescribed and shall become effective 30 days after the date of publication of this document in the FEDERAL REGISTER.

In subchapter D—Navigation Requirements for Certain Inland Waters, Part 80—Pilot Rules for Inland Waters:

§ 80.16a [Amended]

In § 80.16a *Lights for barges, canal boats, scows and other nondescript vessels on certain inland waters on the Gulf Coast and the Gulf Intracoastal Waterway:*

1. The introductory sentence in paragraph (e) is amended by changing the phrase from "with an intermediate hawser" to "with a hawser length, between vessels, of 75 feet or more."

2. The introductory sentence in paragraph (f) is amended by changing the phrase from "close up" to "with a hawser, between vessels, of less than 75 feet."

(Sec. 2, 30 Stat. 102, as amended; 33 U.S.C. 157. Interpret or apply R.S. 4233A, as amended, sec. 1, 30 Stat. 98, as amended; 33 U.S.C. 353, 178. Treasury Department Orders 120, July 31, 1950, 15 F.R. 6521; and 167-33, September 23, 1958, 23 F.R. 7592)

§ 80.17 [Amended]

In § 80.17 *Lights for barges and canal boats in tow of steam vessels on the Hudson River and adjacent waters and Lake Champlain:*

3. Paragraph (b)(2) is amended by changing in the first sentence the phrase from "close up" to "with a hawser length, between vessels, of less than 75 feet" and by changing the heading preceding the illustration from "Tandem—Close up" to "Tandem (with a hawser length, between vessels, of less than 75 feet)."

4. Paragraph (e)(3) is amended by changing in the first sentence the phrase "with an intermediate hawser" to "with a hawser length of 75 feet or more," and by changing the heading preceding the illustration from "Tandem—with intermediate hawser" to "Tandem (with a hawser length, between vessels, of 75 feet or more)."

(Sec. 2, 30 Stat. 102, as amended; 33 U.S.C. 157. Treasury Department Order 167-33, September 23, 1958, 23 F.R. 7592)

In Part 84—Towing of Barges:

1. Section 84.10 is amended to read as follows:

§ 84.10 Hawser lengths for all tows on inland waters.

(a) The length of hawsers, between vessels, shall be limited to no more than 450 feet (75 fathoms). This length shall be the distance measured from the stern of one vessel to the bow of the following vessel. The distance between two vessels should in all cases be as much shorter as the weather or sea will permit: *Provided,* That where, in the opinion of the master of the towing vessel, it is dangerous or inadvisable, whether on account of the state of weather or sea or otherwise, to shorten the distance between vessels, the hawsers need not be shortened to the prescribed length when entering from sea.

(b) In any event the hawsers between vessels must be shortened to the pre-

scribed length of not more than 450 feet (75 fathoms) when the tows with inland or seagoing barges are operating in the following named localities:

(1) The James River and Hampton Roads westward of Thimble Shoal Light.

(2) The Chesapeake Bay north of the Chesapeake Bay Bridge.

(3) New York Harbor north of West Bank Light and west of Fort Schuyler.

(4) Delaware Bay north of Elbow of Cross Ledge Light.

(5) Narragansett Bay north of Brenton Reef Light.

(6) Puget Sound south of West Point.

§ 84.15 [Cancelled]

2. Section 84.15 *Hawser length exceptions,* is canceled. (The text has been transferred to § 84.10.)

§ 84.20 [Amended]

3. In § 84.20 *Bunching of tows,* paragraph (b) is amended by changing the name from "Robbins Reef Lighthouse" to "Robbins Reef Light."

(Sec. 2, 30 Stat. 102, as amended, sec. 14, 35 Stat. 428, as amended, 33 U.S.C. 157, 152. Treasury Department Orders 120, July 31, 1950, 15 F.R. 6521; and 167-33, September 23, 1958, 23 F.R. 7592)

In Subchapter F—Navigation Requirements for Western Rivers, Part 95—Pilot Rules for Western Rivers:

1. The introductory sentences only in § 95.31 (b) and (c) are amended to read as follows:

§ 95.31 Lights for barges towed astern.

* * * * *

(b) When two or more barges are being towed behind a steam vessel in tandem, with a hawser length, between vessels, of 75 feet or more, such vessels shall carry white lights as follows:

* * * * *

(c) When two or more barges are being towed behind a steam vessel in tandem, with a hawser length, between vessels, of less than 75 feet, such vessels shall carry white lights as follows:

* * * * *

(R.S. 4233A, as amended; 33 U.S.C. 353. Interpret or apply R.S. 4233, as amended (Rule 7); 33 U.S.C. 316. Treasury Department Orders 120, July 31, 1950, 15 F.R. 6521; and 167-33, September 23, 1958, 23 F.R. 7592)

2. Section 95.38 is amended to read as follows:

§ 95.38 Hawser lengths for all tows.

The length of hawsers, between vessels, shall be limited to no more than 450 feet (75 fathoms). This length shall be the distance measured from the stern of one vessel to the bow of the following vessel. The distance between two vessels should in all cases be as much shorter as the weather or sea will permit.

(R.S. 4233A, as amended; 33 U.S.C. 353). Treasury Department Order 167-33, September 23, 1958, 23 F.R. 7592)

Dated: April 24, 1964.

[SEAL] G. A. KNUDSEN,
Rear Admiral, U.S. Coast Guard,
Acting Commandant.

[F.R. Doc. 64-4307; Filed, Apr. 29, 1964; 8:48 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of International Commerce, Department of Commerce

SUBCHAPTER B—EXPORT REGULATIONS

[9th General Rev. of Export Regs., Amdt. 83]

PART 371—GENERAL LICENSES

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

PART 379—EXPORT CLEARANCE AND DESTINATION CONTROL

PART 382—DENIAL OF EXPORT PRIVILEGES

PART 385—EXPORTATIONS OF TECHNICAL DATA

Miscellaneous Amendments

§ 371.8 [Amended]

1. Section 371.8 *General License GRO; shipments of non-Positive List commodities,* paragraph (a) *Scope,* subparagraph (1) is amended by deleting subdivision (iii).

§ 371.51 [Amended]

2. Section 371.51 *Supplement 1; Commodities subject to General License GHK or GLSA* is amended by revising the present entries for Schedule B Nos. 66530 and 66540 to read as follows:

Commodity description	Schedule B No.	Symbol
Nonferrous metallic ores and concentrates, n.e.c., except lithium and rhenium	66530	H
Nonferrous metals and alloys in crude form, scrap and semifrabricated forms, n.e.c., except the following: boron metal and alloys containing 10 percent or more boron; calcium metal containing less than 0.01 percent by weight of impurities other than magnesium and less than 10 parts per million boron; columbium (niobium) bearing slag; crystalline silicon 99.9 percent silicon or over; dendritic forms of any semiconductor material, or combinations thereof, suitable for use in diodes or transistors; gallium metal, alloys, amalgams, and electronic grades of crystalline material containing 1 percent or more gallium; germanium metal; hafnium metal and alloys containing more than 15 percent hafnium by weight; lithium metal and alloys; electronic grades of monocrystalline materials containing 1 percent or more indium; all other grades of monocrystalline indium; polonium metal; rhenium metals and alloys; tantalum bearing slag; thermo bimetal, thermometal, and thermostatic metal; and yttrium metal and alloys	66540	H

§ 371.52 [Amended]

3. Section 371.52 *Supplement 2; Commodities destined to Poland (including Danzig) which are excepted from General License GRO* is amended by adding the following commodities:

Dept. of Commerce Schedule B No.	Commodity description
77046	Stationary positive displacement air and gas compressors, reciprocating, capable of recieving a power input of 500 horsepower or greater and specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77046	Stationary positive displacement air and gas compressors, reciprocating, over 125 horsepower, having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77063	Parts and accessories, n.e.c., specially fabricated for compressors included above under Schedule B No. 77046.
77073	Centrifugal air and gas compressors capable of receiving a power input of 500 horsepower or greater and specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77073	Centrifugal air and gas compressors having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77076	Axial flow and mixed flow air and gas compressors capable of receiving a power input of 500 horsepower or greater and specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77076	Axial flow and mixed flow air and gas compressors having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77078	Parts and accessories, n.e.c. specially fabricated for compressors included above under Schedule B Nos. 77073 and 77076.
77101	Centrifugal pumps specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77101	Centrifugal pumps having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77103	Turbine pumps specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77103	Turbine pumps having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77105	Rotary pumps specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77105	Rotary pumps having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77107	Reciprocating power pumps specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77107	Reciprocating power pumps having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77117	Pumps, n.e.c., specially designed for the use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77117	Pumps, n.e.c., having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77119	Parts and accessories, n.e.c., specially fabricated for pumps included above under Schedule B Nos. 77101, 77103, 77105, 77107, and 77117.
77125	Heat exchangers having all flow-contact surfaces made of or lined with any of the materials specified;[4] and specially fabricated parts and accessories, n.e.c.
77450	Pipe valves, iron or steel, specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.

See footnotes at end of table.

Dept. of Commerce Schedule B No.	Commodity description
77450	Pipe valves, iron or steel having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77455	Pipe valves, brass, bronze or other nonferrous metals, specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77455	Pipe valves, brass, bronze or other nonferrous metals, having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77460	Automatic control or regulating pipe valves specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77460	Automatic control or regulating pipe valves having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77465	Pipe valves, n.e.c., specially designed for use in the processing of petroleum, petrochemicals, natural gas or their fractions.
77465	Pipe valves, n.e.c., having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77516	Pipe assemblies (two or more pipe sections permanently affixed), having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77567	Nonelectric industria furnaces (heaters) of the following types: (a) cylindrical having a suspended deflecting cone, or (b) radiant wall employing multiple independently controlled ceramic cup burners.
77570	Parts and accessories, n.e.c., specially designed for the furnaces (heaters) included above under Schedule B No. 77567.
77582	Mixing and blending machines and specially fabricated parts and accessories, n.e.c., having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77585	Fractionating columns as follows: (a) having, or having provisions for, 25 or more trays, or (b) having all flow-contact surfaces made of or lined with any of the materials specified; [4] and specially fabricated parts and accessories, n.e.c.
77585	Other processing vessels, non-mixing, n.e.c., having all flow-contact surfaces made of or lined with any of the materials specified; [4] and specially fabricated parts and accessories, n.e.c.
77588	Separators and collectors, industrial process type, n.e.c., and specially fabricated parts and accessories, n.e.c., having all flow-contact surfaces made of or lined with any of the materials specified.[4]
77599	Pulsation dampeners, and specially fabricated parts and accessories, n.e.c., having all flow-contact surfaces made of or lined with any of the materials specified.[4]

[4] The materials applicable to the flow-contact surfaces of this equipment are: (a) 90 percent or more tantalum, titanium, or zirconium either separately or combined (b) 50 percent or more cobalt, molybdenum, nickel or tungsten either separately or combined, (c) 13 percent or more silicon, (d) steel alloys containing any combination of chromium, with either or both molybdenum or tungsten in which the sum of the alloying elements exceeds 3 percent of the total, (e) 2.5 percent or more nickel, (f) fluoro and/or silico resins, (g) glass (acid-, heat-, or shock-resistant), (h) ceramics, (i) carbon, (j) graphite, or (k) acid/heat resistant cement.

§ 373.66 [Revoked]

4. Section 373.66 *Republic of the Congo (Leopoldville)* is revoked.

5. Section 379.3 *Presentation of Shipper's Export Declaration* paragraph (c) *Number of copies to be presented,* subparagraph (3) *Additional copies of declaration* is amended to read as follows:

§ 379.3 Presentation of Shipper's Export Declaration.

* * * * * * *

(c) *Number of copies to be presented*— * * *

(3) *Additional copies of declaration.* The Office of Export Control, the Collector, or the Postmaster may require, for the purpose of export control, the presentation of additional copies of the declaration. In all cases where a declaration is required by the Export Regulations or the Foreign Trade Statistics Regulations, an additional copy of the declaration shall be presented for exportations described in (i), (ii), or (iii) of this subparagraph.

(i) Exportations made under a Project License. (See § 374.9(c)(2) of this chapter.)

(ii) Exportations from the United States to foreign countries made via Canada.

(iii) Exportations of any agricultural commodity moving under a validated license to a Subgroup A destination. The additional copy shall bear in the upper right corner the notation, "BIC–7320."

* * * * * * *

§ 379.10 [Amended]

6. Section 379.10 *Destination control,* paragraph (c) *Statement regarding ultimate destination on declaration, bill of lading, and commercial invoice,* subparagraph (2) is amended by deleting in (ii)(*a*) and (iii)(*a*) the last sentence starting with "Similarly, where commercial motor trucks, chassis, xxx."

§ 382.5 [Amended]

7. Section 382.5 *Answer and demand for oral hearing,* paragraph (a) *When to answer* is amended by substituting "30 days" for the existing "15 days."

8. Section 382.15 *Indefinite denials* is amended to read as follows:

§ 382.15 Indefinite Denials.

(a) Whenever the Office of Export Control finds it impracticable, during the course of an investigation or other proceeding or action, to subpoena a person or his books, records, and other writings, the Office of Export Control may serve upon such person interrogatories, requests for admissions of facts, and requests for the production of books, records and other writings, as therein specifically set forth. If such person, within 20 days after service thereof, fails or refuses to furnish responsive answers to such interrogatories or requests for admissions, or fails to produce the requested books, records and other writings, without good cause being shown, an order may be issued without prior notice, as provided in § 382.1, denying export privileges to such person. This order shall remain in effect until such person shall respond to the interrogatories or requests or shall give adequate reasons for his failure or refusal to so respond. Such interrogatories or requests may be served in the same manner as provided in § 382.3(b) for service of a charging letter.

(b) The procedure regarding applications for indefinite denial orders and motions to vacate or modify such orders shall conform substantially to that provided for temporary denial orders by §§ 382.11(b)(2) and 382.11(c).

9. Section 385.4 *Exportation under a validated license,* paragraph (c) *Completion of application form and application processing card,* subparagraph (2) *Special provisions for certain commodities* is amended by revising (iv) to read as follows:

§ 385.4 Exportations under a validated license.

* * * * * * *

(c) *Completion of application form and application processing card*— * * *

(iv) For all license applications covering technical data relating to any of the commodities in (i), (ii), or (iii) above for export to any destination other than Poland (including Danzig), a Subgroup A destination, or Cuba, an applicant shall attach to the license application a written statement of assurance from his foreign consignee that the technical data will not be reexported directly or indirectly to any country without prior authorization from the Office of Export Control. The statement shall also show that the direct product [1] produced by use of the technical data will not be exported directly or indirectly to Poland (including Danzig), a Subgroup A destination, or Cuba, without prior authorization from the Office of Export Control. However, if the United States exporter is not able to obtain the required statement, or the consignee is unwilling to furnish assurances with respect to all of the requirements, the exporter may attach an explanatory statement to his license application setting forth the reasons therefor.

* * * * * * *

This amendment except for item 2 shall become effective as of April 1, 1964. Item 2 of this amendment shall become effective as of April 8, 1964.

(Sec. 3, 63 Stat. 7; 50 U.S.C. App. 2023; E.O. 10945, 26 F.R. 4487; E.O. 11038, 27 F.R. 7003)

FORREST D. HOCKERSMITH,
Director, Office of Export Control.

[F.R. Doc. 64–4190; Filed, Apr. 29, 1964; 8:45 a.m.]

[1] The term "direct product" used in this sentence and in this context only, is defined to mean the immediate product (including processes and services) produced directly by use of the technical data. The coverage of the term does not extend to the results of the use of such "direct product." For example, if the technical data relate to the design of a new or improved airborne transmitter, the airborne transmitter produced from such data is a direct product of the data. However, if the technical data relate to the design of equipment which will be used for the production of airborne transmitters, then the equipment rather than the transmitter is the direct product of the technical data.

[9th General Rev. of Export Regs., Amdt. P.L. 46]

PART 399—POSITIVE LIST OF COMMODITIES AND RELATED MATTERS

Miscellaneous Amendments

1. Section 399.1 *Positive List of Commodities* is amended in the following particulars:

a. The following commodities are deleted from the Positive List:

Dept. of Commerce Schedule B No.	Commodity description
	Other Industrial Machines and Parts
77516	Other pipe assemblies (two or more pipe sections permanently affixed), specially fabricated for particular machines or equipment. (Specify machine or equipment.)
	Processing vessels, nonmixing, n.e.c., and specially fabricated parts and accessories, n.e.c.:
77585	Processing vessels, nonmixing, n.e.c., specially designed for use in the following unit operations: (a) solvent processing, (b) fractionating, rectifying and dephlegmatizing, (c) hydrogenation, (d) dehydrogenation, (e) isomerization, (f) polymerization, (g) aromatization, (h) alkylation, (i) desulphurization, (j) thermal or catalytic cracking, reforming or platforming; and specially fabricated parts and accessories therefor, n.e.c.
	Separators and collectors, industrial process type, n.e.c., and specially fabricated parts and accessories, n.e.c.:
77588	Dewaxing chillers, and specially fabricated parts and accessories, n.e.c.
77588	Drum filters, vapor-tight, and specially fabricated parts and accessories, n.e.c.
77588	Cyclone separators designed to operate at temperatures of 800° F. or over, and specially fabricated parts and accessories, n.e.c.
77588	Other separators and collectors, n.e.c., specially designed for use in the following unit operations: (a) solvent processing, (b) fractionating, rectifying and dephlegmatizing, (c) hydrogenation, (d) dehydrogenation, (e) isomerization, (f) polymerization, (g) aromatization (h) alkylation, (i) desulphurization, (j) thermal or catalytic cracking, reforming or platforming; and specially fabricated parts and accessories, n.e.c.

b. The following commodities are added to the Positive List:

Dept. of Commerce Schedule B No.	Commodity description	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required	Commodity lists
	Other nonmetallic minerals and products (precious included)					
	Other nonmetallic mineral products, except precious (Report piezo electric quartz crystals in 59506):					
59645	Monocrystals of ferrites, and monocrystals of garnets, synthetic.[1] [2]	Lb.	MINL 1	None	RO	A E-7
	Metal manufactures					
	Metal powders, except precious, n.e.c.:					
61987	Rhenium metal powders [2]	Lb.	MINL 2	None	RO	E-7
	Other nonferrous ores, concentrates, scrap and semifabricated forms (except precious)					
	Nonferrous metallic ores and concentrates, n.e.c. (Specify by name):					
66530	Rhenium concentrates [2] [3]	Lb.	MINL 2	None	RO	E-7
	Nonferrous metals and alloys in crude form, scrap, and semi-fabricated forms, n.e.c. (Specify by name) (See § 399.2, Interpretations 10 and 12):					
66540	Rhenium metals and alloys [2] [3]	Lb.	MINL 2	None	RO	E-7
	Electrical machinery and apparatus					
	Signal generators:					
70372	Pulse generators specially designed for use with magnetic core testers.[1]	No.	ELME 3	100	RO	A
	Office, accounting, and computing machines					
77622	Machines specially designed for use with electronic computers. (Specify by name and model number.)[1]	No.	SATE 1	100	RO	A
77624	Parts and accessories, n.e.c., specially fabricated for machines included on the Positive List under Schedule B No. 77622.	----------	SATE 1	100	RO	A
	Industrial chemicals (exclusive of medicinal chemicals, U.S.P. and N.F.)					
	Industrial chemicals, n.e.c. (Report thorium and uranium salts and compounds in 62510–62590):					
83990	Rhenium oxides and compounds	Lb.	SALT 2	None	RO	

[1] On or after May 18, 1964, an Import Certificate (or a Hong Kong Import License) will be required in support of a license application covering exports of these commodities to the countries specified in § 373.2 of this chapter.

[2] This commodity may be exported under the Periodic Requirements Licensing procedure (see Part 376 of this chapter).

[3] Section 371.51 is amended to reflect the removal of these commodities from the list of commodities exportable under General License GHK.

c. The following entries set forth below are substituted for entries presently on the Positive List. Where the Positive List contains more than one entry under a Schedule B number, the entry to be superseded is identified by a numerical reference in parentheses following the commodity description of the revised entry:

Dept. of Commerce Schedule B No.	Commodity description	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required	Commodity lists
	Electrical machinery and apparatus					
	Electrical and electronic characteristics testing instruments, n.e.c., and specially fabricated parts and accessories, n.e.c., for electrical and electronic quantity and characteristics measuring and testing instruments:					
70379	Parts and accessories, n.e.c. (including oscilloscope plug-in amplifiers and preamplifiers), specially fabricated for electrical and electronic quantity and characteristics measuring and testing instruments included on the Positive List under Schedule B Nos. 70362 through 70379 which are subject to the Import Certificate/Delivery Verification procedure. (Specify by name.) (18) [14] [15]	----------	ELME 3	100	RO	A
	Electronic equipment, n.e.c., and parts:					
	Electron tubes and parts (Report X-ray tubes in 70751):					N N
70824	Receiving type tubes, n.e.c., except nonmilitary versions of the types described or listed in § 399.2, Interpretation 13. (Specify type numbers and quantity of each type.) (Report television picture tubes in 70832.) (2) [1] [16]	No.	RARA 2	100	RO	
	Crystal diodes and transistors (semi-conductors, n.e.c.):					
70848	Other crystal diodes, n.e.c. except: (a) germanium point contact diodes designed for operation at frequencies below 250 megacycles, (b) germanium junction diodes designed for operation at frequencies of 50 megacycles or less and not designed for switching speeds (repetition frequency) greater than 1 megacycle, (c) silicon regulator (zener) diodes, (d) silicon junction power diodes (not including radio frequency or switching diodes) having a peak inverse voltage of 1,000 volts per junction or less. (Specify type number and quantity of each type.) (6 and 8) [1] [11]	No.	RARA 2	100	RO	
70848	Other transistors (semiconductors, n.e.c.), except types listed in §399.2, Interpretation 18. (Specify type numbers and quantity of each type.) (6 and 8) [1] [17]	No.	RARA 2	100	RO	
70883	Magnetic recording and/or reproducing equipment designed for electronic computers (specify by name and model number); and specially fabricated parts, accessories, and recording media (specify by name).[3] [13]	----------	SATE 1	100	RO	A
70883	Other recording and/or reproducing equipment, n.e.c., as follows: (a) using magnetic techniques, except those specifically designed for voice or music, or (b) using electrothermal and/or electrostatic recording techniques employing electron beams, operating in a vacuum, and/or employing other means to provide a charge pattern directly on the recording surface, and specialized equipment for the read-out material so recorded (specify by name and model number); and specially fabricated parts, accessories and recording media (specify by name). (See § 399.2, Int. 8.) [18]	----------	RARA 1	100	RO	A
	Insulated wire, cord, and cable:					
70995	Insulated tungsten and tungsten alloy wire [18]	Lb.	MINL 1	100	RO	A E-8
	Electrical apparatus, n.e.c., and parts n.e.c.:					
70999	Analog-to-digital and digital-to-analog converters as follows: (a) electrical-input types possessing (i) a peak conversion rate capability in excess of 50,000 complete conversions per second, (ii) an accuracy in excess of 1 part in more than 10,000 of full scale, or (iii) a figure of merit of 5 times 10^6 (derived from the number of complete conversions per second divided by the accuracy); (b) mechanical-input types (including but not limited to shaft-position encoders and linear displacement encoders, but excluding complex servo-follower system) (i) rotary types having an accuracy or maximum incremental accuracy better than plus or minus 1 part in 10,000 of full scale, or of size 11 (1.1 inches in diameter) and smaller, (ii) linear displacement types having an accuracy better than plus or minus 5 microns; (c) employing solid state Hall effect; or (d) designed to operate below minus 55° C. or above plus 125° C. (specify model or type number); and specially fabricated parts and accessories, n.e.c. (specify by name). (9) [3]	----------	ELME 1	100	RO	A

[1] The GLV dollar-value limit is increased.
[3] The processing code is changed or related commodity group number is changed (see §372.5(e) of this chapter).
[11] The commodity coverage is decreased.
[13] Two entries are substituted for an entry presently on the Positive List under the Schedule B number.
[14] On or after May 18, 1964, an Import Certificate (or a Hong Kong Import License) will be required in support of a license application covering exports to the countries specified in §373.2 of this chapter of parts and accessories specially fabricated for pulse generators added to the Positive List in item 1 of this amendment.
[15] The commodity coverage is increased, effective April 8, 1964. (Parts and accessories specially fabricated for pulse generators are added.)
[16] Interpretation 13, §399.2, is amended by adding tube type Nos. 2D21 and 3LF4 to the listed numbers, thereby removing these tube types from the Positive List.
[17] The description is revised with no change in controls.
[18] A new entry is established: Formerly included on the Positive List under Schedule B No. 66489.

2. Section 399.2 *Interpretation 13: Receiving-type tubes (Schedule B No. 70824) and electron tubes n.e.c. (Schedule B No. 70840)* is amended by adding to the list tube types Nos. 2D21 and 3LF4.

This amendment shall become effective as of April 8, 1964, unless otherwise specified in a footnote.

Shipments of commodities removed from general license to Country Group R and Country Group O destinations as a result of the changes set forth in this amendment which were on dock for lading, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to actual orders for export prior to 12:01 a.m., April 8, 1964, may be exported under the previous general license provisions up to and including May 1, 1964. Any such shipment not laden aboard the exporting carrier on or before May 1, 1964, requires a validated license for export.

(Sec. 3, 63 Stat. 7; 50 U.S.C. App. 2023; E.O. 10945, 26 F.R. 4487; E.O. 11038, 27 F.R. 7003)

FORREST D. HOCKERSMITH,
Director, Office of Export Control.

[F.R. Doc. 64-4191; Filed, Apr. 29, 1964; 8:45 a.m.]

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Peace Corps

Section 213.3360 is amended to show that the position of Deputy Associate Director for Planning, Evaluation, and Research, is excepted under Schedule C, and that the word Research is added to the titles of these three other Schedule C positions: The Associate Director, Office of Planning, Evaluation, and Research; The Director, Division of Planning, Office of Planning, Evaluation, and Research; The Director, Division of Evaluation, Office of Planning, Evaluation, and Research. Effective on publication in the FEDERAL REGISTER, paragraphs (i), (q), and (w) of § 213.3360 are amended, and paragraph (x) is added as set out below.

§ 213.3360 Peace Corps.

* * * * *

(i) Associate Director, Office of Planning, Evaluation, and Research.

* * * * *

(q) Director, Division of Planning, Office of Planning, Evaluation, and Research.

* * * * *

(w) Director, Division of Evaluation, Office of Planning, Evaluation, and Research.

* * * * *

(x) Deputy Associate Director, Office of Planning, Evaluation, and Research.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633; E.O. 10577, 19 F.R. 7521, 3 CFR, 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] MARY V. WENZEL,
Executive Assistant to the Commissioners.

[F.R. Doc. 64-4300; Filed, Apr. 29, 1964; 8:47 a.m.]

Title 7—AGRICULTURE

Chapter II—Agricultural Marketing Service (School Lunch Program), Department of Agriculture

PART 210—NATIONAL SCHOOL LUNCH PROGRAM

Appendix—Second Apportionment of Food Assistance Funds Pursuant to National School Lunch Act, as Amended, Fiscal Year 1964

The funds available for purposes of the National School Lunch Act (42 U.S.C., 1751–1760) for food assistance for the fiscal year ending June 30, 1964, are reapportioned as follows in order to effect a further apportionment of supplemental funds pursuant to section 4 of the Act.

State	Total	State agency	Withheld for private schools
Alabama	$3,704,540	$3,612,770	$91,770
Alaska	106,839	106,839	
Arizona	1,034,769	978,512	56,257
Arkansas	2,029,461	1,966,145	63,316
California	6,431,065	6,431,065	
Colorado	1,155,852	1,070,378	85,474
Connecticut	1,063,533	1,063,533	
Delaware	221,436	217,238	4,198
District of Columbia	186,433	186,433	
Florida	4,074,462	3,954,761	119,701
Georgia	4,421,297	4,421,297	
Guam	71,257	63,226	8,031
Hawaii	634,395	592,383	42,012
Idaho	584,907	569,897	15,010
Illinois	4,237,468	4,237,468	
Indiana	2,847,591	2,847,591	
Iowa	2,118,692	1,866,324	252,368
Kansas	1,462,500	1,462,500	
Kentucky	3,219,741	3,219,741	
Louisiana	4,316,038	4,316,038	
Maine	696,347	611,616	84,731
Maryland	1,633,241	1,551,972	81,269
Massachusetts	2,468,896	2,468,896	
Michigan	3,915,620	3,409,845	505,775
Minnesota	2,581,918	2,223,990	357,928
Mississippi	3,189,949	3,189,949	
Missouri	2,635,553	2,635,553	
Montana	443,710	411,146	32,564
Nebraska	893,318	742,262	151,056
Nevada	112,164	110,786	1,378
New Hampshire	353,987	353,987	
New Jersey	2,149,464	1,830,106	319,358
New Mexico	872,457	872,457	
New York	7,386,649	7,386,649	
North Carolina	5,257,525	5,257,525	
North Dakota	561,020	494,017	67,003
Ohio	5,290,391	4,608,621	681,770
Oklahoma	1,781,373	1,781,373	
Oregon	1,137,365	1,137,365	
Pennsylvania	5,690,426	4,869,243	821,183
Puerto Rico	3,593,185	3,593,185	
Rhode Island	352,464	352,464	
South Carolina	3,228,311	3,192,582	35,729
South Dakota	490,771	490,771	
Tennessee	3,521,401	3,449,144	72,257
Texas	6,431,165	6,161,430	269,735
Utah	846,640	841,963	4,677
Vermont	250,397	250,397	
Virginia	3,159,831	3,079,703	80,128
Virgin Islands	63,434	63,434	
Washington	1,688,983	1,621,556	67,427
West Virginia	1,544,473	1,503,851	40,622
Wisconsin	2,417,878	1,865,231	552,647
Wyoming	232,418	232,418	
Samoa, American	25,000	25,000	
Total	120,810,000	115,844,626	4,965,374

(Secs. 2–12, 60 Stat. 230–233, as amended, 76 Stat. 944, 42 U.S.C. 1751–1760, Public Law 87–823)

Dated: April 24, 1964.

ROY W. LENNARTSON,
Acting Administrator.

[F.R. Doc. 64-4288; Filed, Apr. 29, 1964; 8:46 a.m.]

Chapter III—Agricultural Research Service, Department of Agriculture

[P.P.C. 612]

PART 301—DOMESTIC QUARANTINE NOTICES

Subpart—Khapra Beetle

REGULATED AREAS

Pursuant to § 301.76–2 of the regulations supplemental to the Khapra Beetle Quarantine (7 CFR 301.76–2) under sections 8 and 9 of the Plant Quarantine Act of 1912, as amended (7 U.S.C. 161, 162), administrative instructions are hereby issued as follows, listing premises in which infestations of the khapra beetle have been determined to exist and designating such premises as regulated areas within the meaning of said quarantine and regulations.

§ 301.76–2a Administrative instructions designating certain premises as regulated areas under the khapra beetle quarantine and regulations.

Infestations of the khapra beetle have been determined to exist in the premises listed below. Accordingly, such premises are hereby designated as regulated areas within the meaning of the provisions in this subpart:

ARIZONA

Baxter Dees Farm, Route 3, Box 297, Yuma, located ½ mile south of Highway 95 on the east side of road going south from Gila Center Store.

Arlan Hall Chicken Pen, P.O. Box 1590, Yuma, located 1½ miles east of Gila Center Store and 9/10 mile north of Highway 95.

S & W Feed Lot, P.O. Box 1590, Yuma, located 1 mile east of Gila Center Store and 1/10 mile north of Highway 95.

Arthur Smart Hog Farm, Route 1, Box 642, Yuma, located ½ mile south of 13th on Avenue F–½.

(Sec. 9, 37 Stat. 318; 7 U.S.C. 162. Interprets or applies sec. 8, 37 Stat. 318, as amended; 7 U.S.C. 161. 19 F.R. 74, as amended; 7 CFR 301.76–2)

These administrative instructions shall become effective April 30, 1964.

These administrative instructions designate certain premises in Arizona, in which khapra beetle infestations have been determined to exist, as regulated areas under the khapra beetle quarantine and regulations.

These instructions impose restrictions supplementing khapra beetle quarantine regulations already in effect. They must be made effective promptly in order to carry out the purposes of the regulations. Accordingly, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause that notice and other public procedure with respect to the foregoing administrative instructions are impracticable and contrary to the public interest, and good cause is found for making the effective date thereof less than 30 days after publication in the FEDERAL REGISTER.

Done at Hyattsville, Md., this 24th day of April 1964.

[SEAL] E. D. BURGESS,
Director, Plant Pest Control Division.

[F.R. Doc. 64-4290; Filed, Apr. 29, 1964; 8:46 a.m.]

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

[Peach Order 1]

PART 918—FRESH PEACHES GROWN IN GEORGIA

Limitation of Shipments

§ 918.305 Peach Order 1.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 918, as amended (7 CFR Part 918), regulating the handling of fresh peaches grown in the State of Georgia, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendation of the Industry Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of peaches, as hereinafter provided, will establish and maintain such minimum standards of quality and maturity and such grading and inspection requirements as will tend to effectuate such orderly marketing of peaches as will be in the public interest; will tend to effectuate the declared policy of the act; 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 found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective time of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) 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; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than May 1, 1964. The committee held an open meeting on April 23, 1964, after giving due notice thereof, to consider supply and market conditions for fresh peaches grown in Georgia, 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 peaches. Shipments of the early varieties of the current crop of peaches are expected to begin on or before May 15, 1964, and this section should be applicable, insofar as practicable, to all shipments of such peaches in order to effectuate the declared policy of the act; and compliance with this section will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

(b) *Order.* During the period beginning at 12:01 a.m., e.s.t., May 1, 1964, and ending at 12:01 a.m., e.s.t, September 1, 1964, no handler shall ship (except peaches in bulk to destinations in the adjacent markets):

(1) Any peaches which do not meet the requirements of the U.S. No. 1 grade with respect to maturity, worms, worm holes, and decay; and

(2) Any peaches which are smaller than 1⅝ inches in diameter, except that not more than 10 percent, by count, of such peaches in any bulk lot or any lot of packages, and not more than 15 percent, by count, of such peaches in any container in any such lot, may be smaller than 1⅝ inches in diameter.

(c) The maturity regulations contained in § 918.400 of this part are hereby suspended with respect to shipments of peaches to destinations other than in the adjacent markets during the period specified in paragraph (b) of this section.

(d) The inspection requirement contained in § 918.64 of this part is hereby suspended with respect to peaches in bulk shipped to destinations in the adjacent markets during the period specified in paragraph (b) of this section.

(e) When used herein, the terms "handler," "adjacent markets," "peaches," "peaches in bulk," and "ship" shall have the same meaning as when used in the aforesaid amended marketing agreement and order, and the terms "U.S. No. 1" and "diameter" shall have the same meaning as when used in the revised United States Standards for Peaches (7 CFR 51.1210–51.1223).

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

Dated: April 29, 1964.

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

[F.R. Doc. 64-4392; Filed, Apr. 29, 1964; 11:44 a.m.]

Chapter X—Agricultural Marketing Service (Marketing Agreement and Orders; Milk), Department of Agriculture

[Milk Order 35]

PART 1035—MILK IN THE COLUMBUS, OHIO, MARKETING AREA

Order Amending Order

Correction

In F.R. Doc. 64-4218 appearing in the issue for Wednesday, April 29, 1964, at page 5669, §§ 1035.71 and 1035.72 appear incorrectly. They should read as set forth below:

§ 1035.71 Payments to producer-settlement fund.

On or before the 12th day after the end of each month, each handler shall pay to the market administrator his obligation for milk for such month of which he is notified pursuant to § 1035.62(a), less (a) the amount of deductions authorized pursuant to § 1035.72(a)(4) and itemized on the handler's producer payroll: *Provided,* That such deductions for each individual producer shall not exceed the total value of the milk received from such producer during the month, and (b) an amount not to exceed the value of milk received from producers to whom the request to make payment pursuant to § 1035.72(c) applies computed at the rate of the uniform price adjusted by the butterfat and location differentials pursuant to §§ 1035.73 and 1035.74.

§ 1035.72 Payments to producers.

(a) Except as provided in paragraph (c) of this section, on or before the 16th day after the end of each month, the market administrator shall make payment to each producer for milk received from him during the month by each handler from whom the appropriate payments have been received pursuant to § 1035.71(a) at the uniform price computed pursuant to § 1035.61 subject to the following adjustments:

(1) The butterfat differential pursuant to § 1035.73;

(2) The location differential pursuant to § 1035.74;

(3) Less marketing service deductions pursuant to § 1035.77(a);

(4) Less proper deductions authorized in writing by the producer: *Provided,* That for producers who are members of a cooperative association which receives payment for milk pursuant to paragraph (b) of this section, such authorization for hauling and assignments shall be by the cooperative association; and

(5) Adjusted for any error in making payment to such producer for past months: *Provided,* That if the balance in the producer-settlement fund not otherwise obligated is insufficient to make all payments pursuant to this section, the market administrator shall reduce such payments pro rata and shall complete such payments on or before the next date for making payments pursuant to this section following that on which such balance of payment is received;

(b) In making payments to producers pursuant to paragraph (a) of this section, the market administrator shall pay on or before the 14th day after the end of the month to:

(1) A cooperative association qualified under § 1035.77(b) which is authorized to collect payment for milk of its members and from which a written request for such payment has been received, the aggregate of the payments calculated pursuant to paragraph (a) of this section for all producers certified to the market administrator by such cooperative association as having authorized such association to receive such payments, and

(2) Each handler an amount, if any, by which payments to producers for milk required pursuant to paragraph (c) of this section, before deductions for marketing services, exceeds the amount deducted pursuant to § 1035.71 (a) and (b) with respect to such milk.

(c) On or before the 16th day after the end of each month, each handler shall pay each producer, who is not a member of a cooperative association qualified pursuant to § 1035.77(b) and for whom a written request to make payments has been filed by the handler with the market administrator, for milk received from him during the month at not less than the uniform price as adjusted pursuant to paragraphs (a) (1), (2), (3), and (4) of this section; and

(d) In making the payments to producers pursuant to paragraphs (a), (b), and (c) of this section, the payer shall furnish each producer or cooperative association, as the case may be, with a supporting statement which shall show for each month:

(1) The month and the identity of the handler and the producer;

(2) The total pounds and the average butterfat content of milk received from such producer;

(3) The minimum rate or rates at which payment to such producer is required pursuant to this part;

(4) The amount or the rate per hundredweight of milk and nature of each deduction claimed by the handler; and

(5) The net amount of payment to such producer.

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[C.C.C. Grain Price Support Regulations, 1964 Crop Oats Supplement]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1964 Crop Oats Loan and Purchase Program

The General Regulations Governing Price Support for the 1964 and Subse-

quent Crops (29 F.R. 2686) issued by the Commodity Credit Corporation which contain regulations of a general nature with respect to price support loan and purchase operations are supplemented for the 1964 crop of oats as follows:

Sec.
1421.2620 Purpose.
1421.2621 Availability of price support.
1421.2622 Eligible oats.
1421.2623 Determination of quality.
1421.2624 Determination of quantity.
1421.2625 Warehouse receipts.
1421.2626 Service charges.
1421.2627 Warehouse charges.
1421.2628 Maturity of loans.
1421.2629 Support rates.

AUTHORITY: The provisions of this subpart issued under sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 105, 401, 63 Stat. 1051 as amended; 15 U.S.C. 714c, 7 U.S.C. 1421, 1441.

§ 1421.2620 Purpose.

This supplement contains additional program provisions which, together with the applicable provisions of the General Regulations Governing Price Support for the 1964 and Subsequent Crops and any amendments thereto, apply to loans and purchases for the 1964-crop oats. (Such regulations are referred to herein as "General Regulations".)

§ 1421.2621 Availability and disbursement.

Producers desiring price support must file an application not later than January 31, 1965. Loans shall be available through March 31, 1965, in States having a maturity date of April 30, and through January 31, 1965, in States having a maturity date of February 28.

§ 1421.2622 Eligible oats.

(a) *General.* The oats must be merchantable for use as food or feed or for other uses, as determined by CCC, and must not contain mercurial compounds or other substances poisonous to man or animals in order to be eligible for price support.

(b) *Warehouse stored loan grade requirements.* Oats to be placed under a warehouse storage loan also must meet the following requirements:

(1) The oats must grade No. 3 or better, except that (i) they may grade No. 4 on the factor of test weight, and because of being badly stained or materially weathered, and (ii) they may have the special grade designation "Garlicky".

(2) The oats must not grade "Weevily" or have moisture over 14 percent unless the warehouse receipt representing the oats is accompanied by a supplemental certificate which provides that the warehouseman shall deliver oats which are not "Weevily", do not contain in excess of 14 percent moisture, and are otherwise of an eligible grade and quality. The grade, quality and quantity shown on the supplemental certificate shall be as provided in § 1421.2625(b) of the regulations of this part.

(3) The oats must not grade Smutty, Ergoty, Bleached or Thin or otherwise of a distinctly low quality.

§ 1421.2623 Determination of quality.

The grade, grading factors and all other quality factors shall be based on the Official Grain Standards of the United States for Oats, whether or not the determination is made on the basis of an official inspection.

§ 1421.2624 Determination of quantity.

When the quantity is determined by weight, a bushel shall be 32 pounds of oats. In determining the quantity of sacked oats by weight, a deduction of ¾ of a pound for each sack shall be made.

(a) *In warehouse.* The quantity of oats on which a warehouse storage loan shall be made and the quantity delivered to or acquired by CCC in an approved warehouse shall be the net weight specified on the warehouse receipt or on the supplemental certificate, if applicable. If the oats have been dried or blended to reduce the moisture content, the quantity specified on the warehouse receipt or the supplemental certificate, if applicable, shall represent the quantity after drying or blending, and such quantity shall reflect a minimum shrink in the receiving weight of 1.2 times the percentage difference between the moisture content of the oats, when received, and 14 percent.

(b) *On farm.* The quantity eligible to be placed under farm-storage loan will be determined in accordance with § 1421.67. The quantity acquired by CCC from farm storage under a loan or purchase shall be determined by weight.

§ 1421.2625 Warehouse receipts.

Warehouse receipts tendered to CCC in connection with a loan or purchase must meet the requirements of this section.

(a) *Separate receipt.* A separate receipt must be submitted for each grade and class of oats.

(b) *Entries for weight and grade.* Each warehouse receipt, or the warehouseman's supplemental certificate properly identified with the warehouse receipt must show: (1) Net weight and bushels, (2) class, (3) grade (including special grades), (4) test weight, (5) moisture if in excess of 14 percent, (6) any other grading factor(s) when such factor(s) and not test weight determine the grade.

(c) *Where warehouse receipt shows "Weevily" or moisture over 14 percent.* If a warehouse receipt tendered for a warehouse storage loan indicates the oats grade "Weevily" or contain over 14 percent moisture the warehouse receipt must be accompanied by a supplemental certificate as provided in § 1421.2622. The grade, grading factors and the quantity to be delivered must be shown on the supplemental certificate as follows:

(1) When the warehouse receipt shows "Weevily" and the oats have been conditioned to remove the "Weevily" designation, the supplemental certificate must show the same grade without the "Weevily" designation and the same grading factors and quantity as shown on the warehouse receipt.

(2) When the warehouse receipt shows the oats contain more than 14 percent moisture and the oats have been dried or blended, the supplemental certificate must show the grade, grading factors and quantity after drying or blending the oats to a moisture content of not over 14 percent. The quantity shown on the supplemental certificate shall reflect a drying or blending shrink as specified in § 1421.2624.

(3) The supplemental certificate must state that no lien for processing will be claimed by the warehouseman from Commodity Credit Corporation or any subsequent holder of the warehouse receipt.

(4) In the case of conditions in subparagraphs (1) and (2) of this paragraph, the grade and grading factors and the quantity shown on the supplemental certificate shall supersede the entries for such items on the warehouse receipts.

(c) *Liens.* The warehouse receipts may be subject to liens for warehouse charges only to the extent indicated in § 1421.2627.

§ 1421.2626 Service charges.

A charge of one half cent per bushel will be made for the quantity acquired by CCC and shall be handled in accordance with § 1421.60(b).

§ 1421.2627 Warehouse charges.

(a) *Handling and storage liens.* Warehouse receipts and the oats represented thereby stored in approved warehouses operating under the Uniform Grain Storage Agreement may be subject to liens for warehouse handling and storage charges at not to exceed the Uniform Grain Storage Agreement rates from the date the oats are deposited in the warehouse for storage. Warehouse receipts and the oats represented thereby stored in approved warehouses operated by Eastern common carriers may be subject to liens for warehouse elevation (receiving and delivering) and storage charges from the date of deposit at rates approved by the Interstate Commerce Commission. In no event shall a warehouseman be entitled to satisfy the lien by sale of the oats when CCC is holder of the warehouse receipt.

(b) *Deduction of storage charges—UGSA warehouses.* The table shown below provides the deduction for storage charges to be made from the amount of the loan or purchase price in the case of oats stored in an approved warehouse operated under the Uniform Grain Storage Agreement. Such deduction shall be based on entries shown on the warehouse receipts. If written evidence is submitted with the warehouse receipt that all warehouse charges except receiving and loading out charges have been prepaid through the applicable loan maturity date, no storage deductions shall be made. If such written evidence is not submitted, the date to be used for computing the storage deduction on oats stored in warehouses operating under the Uniform Grain Storage Agreement shall be the latest of the following:

(1) The date of deposit
(2) The date storage charges start or
(3) The day following the date through which the storage charges have been paid.

If none of the foregoing dates is shown, the date of the warehouse receipt shall be used.

Maturity date of Feb. 28, 1965	Deduction (cents per bushel)	Maturity date of Apr. 30, 1965
(1)		(1).
	11	Prior to Apr. 28, 1964.
	10	Apr. 28 to June 2, 1964.
Prior to Apr. 25, 1964	9	June 3 to July 8, 1964.
Apr. 25 to May 30, 1964	8	July 9 to Aug. 14, 1964.
May 31 to July 5, 1964	7	Aug. 15 to Sept. 20, 1964.
July 6 to Aug. 11, 1964	6	Sept. 21 to Oct. 27, 1964.
Aug. 12 to Sept. 17, 1964	5	Oct. 28 to Dec. 3, 1964.
Sept. 18 to Oct. 24, 1964	4	Dec. 4, 1964 to Jan. 9, 1965.
Oct. 25 to Nov. 30, 1964	3	Jan. 10 to Feb. 15, 1965.
Dec. 1, 1964 to Jan. 6, 1965	2	Feb. 16 to Mar. 24, 1965.
Jan. 7 to Feb. 28, 1965	1	Mar. 25 to Apr. 30, 1965.

[1] Dates storage charges start, all dates inclusive.

(c) *Deduction of storage charges—Eastern common carriers.* In the case of oats stored in an approved warehouse operated by an Eastern common carrier, there shall be deducted in computing the loan or purchase price the amount of the approved tariff rate for storage (not including elevation), which will accumulate from the date of deposit through the applicable maturity date unless written evidence is submitted with the warehouse receipt that such charges have been prepaid. The county office shall request the ASCS commodity office to determine the amount of such charges. Where the producer presents evidence showing the elevation charges have been prepaid, the amount of the storage charges to be deducted shall be reduced by the amount of the elevation charges prepaid by the producer.

§ 1421.2628 Maturity of loans.

Unless demand is made earlier, loans on oats stored in the States of Alabama, Arkansas, Delaware, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, New Jersey, North Carolina, Pennsylvania, South Carolina, Tennessee, Virginia, and West Virginia, mature on February 28, 1965, and loans on oats stored in all other States mature on April 30, 1965.

§ 1421.2629 Support rates.

(a) *Basic support rates.* The basic county support rates for use in making loans and for use in settling loans and for purchases are listed below. Farm stored loans shall be made at the basic support rate for the county in which the oats were produced, adjusted by the Weed Control discount where applicable. Warehouse stored loans, farm storage loan settlements and purchases shall be made on the basis of the basic support rate for the county in which the oats were produced adjusted by the premiums and discounts shown in paragraph (b) of this section and any other discounts established by CCC, applicable to the grade and quality of the commodity on which the loan or settlement is made. The basic county support rate applies to oats grading No. 3, having moisture not in excess of 14 percent.

ALABAMA

County	Rate per bushel
All counties	$0.76

ALASKA

All counties	$1.20

ARIZONA

All counties	$0.81

ARKANSAS

All counties	$0.73

CALIFORNIA

County	Rate per bushel	County	Rate per bushel
Alameda	$0.77	Plumas	$0.73
Alpine	.75	Riverside	.77
Amador	.75	Sacramento	.75
Butte	.74	San Benito	.76
Calaveras	.75	San Bernardino	.77
Colusa	.75	San Diego	.77
Contra Costa	.77	San Francisco	.77
Del Norte	.73	San Joaquin	.76
El Dorado	.75	San Luis Obispo	.76
Fresno	.76	San Mateo	.77
Glenn	.74	Santa Barbara	.76
Humboldt	.75	Santa Clara	.77
Imperial	.77	Santa Cruz	.76
Inyo	.77	Shasta	.72
Kern	.77	Sierra	.73
Kings	.76	Siskiyou	.71
Lake	.75	Solano	.77
Lassen	.72	Sonoma	.76
Los Angeles	.78	Stanislaus	.76
Madera	.76	Sutter	.75
Marin	.77	Tehama	.73
Mariposa	.76	Trinity	.75
Mendocino	.75	Tulare	.76
Merced	.76	Tuolumne	.75
Modoc	.71	Ventura	.77
Mono	.76	Yolo	.76
Monterey	.76	Yuba	.74
Napa	.76		
Nevada	.73		
Orange	.77		
Placer	.74		

COLORADO

All counties	$0.68

CONNECTICUT

All counties	$0.76

DELAWARE

All counties	$0.75

FLORIDA

All counties	$0.80

GEORGIA

All counties	$0.76

IDAHO

County	Rate per bushel	County	Rate per bushel
Ada	$0.68	Gem	$0.68
Adams	.66	Gooding	.67
Bannock	.66	Idaho	.65
Bear Lake	.66	Jefferson	.64
Benewah	.66	Jerome	.67
Bingham	.64	Kootenai	.66
Blaine	.66	Latah	.67
Boise	.68	Lemhi	.64
Bonner	.64	Lewis	.66
Bonneville	.64	Lincoln	.67
Boundary	.64	Madison	.64
Butte	.64	Minidoka	.67
Camas	.67	Nez Perce	.67
Canyon	.68	Oneida	.66
Caribou	.65	Owyhee	.68
Cassia	.67	Payette	.68
Clark	.64	Power	.66
Clearwater	.66	Shoshone	.64
Custer	.64	Teton	.64
Elmore	.68	Twin Falls	.67
Franklin	.66	Valley	.66
Fremont	.64	Washington	.67

ILLINOIS

County	Rate per bushel	County	Rate per bushel
Adams	$0.66	Lee	$0.66
Alexander	.69	Livingston	.66
Bond	.67	Logan	.66
Boone	.66	McDonough	.66
Brown	.66	McHenry	.66
Bureau	.66	McLean	.66
Calhoun	.67	Macon	.66
Carroll	.66	Macoupin	.67
Cass	.66	Madison	.68
Champaign	.66	Marion	.68
Christian	.66	Marshall	.66
Clark	.67	Mason	.66
Clay	.68	Massac	.69
Clinton	.68	Menard	.66
Coles	.66	Mercer	.66
Cook	.68	Monroe	.69
Crawford	.68	Montgomery	.67
Cumberland	.67	Morgan	.66
De Kalb	.66	Moultrie	.66
De Witt	.66	Ogle	.66
Douglas	.66	Peoria	.66
Du Page	.66	Perry	.69
Edgar	.66	Piatt	.66
Edwards	.69	Pike	.66
Effingham	.67	Pope	.70
Fayette	.67	Pulaski	.69
Ford	.66	Putnam	.66
Franklin	.69	Randolph	.69
Fulton	.66	Richland	.68
Gallatin	.70	Rock Island	.66
Greene	.67	St. Clair	.69
Grundy	.66	Saline	.70
Hamilton	.69	Sangamon	.66
Hancock	.66	Schuyler	.66
Hardin	.70	Scott	.66
Henderson	.66	Shelby	.66
Henry	.66	Stark	.66
Iroquois	.66	Stephenson	.66
Jackson	.69	Tazewell	.66
Jasper	.68	Union	.69
Jefferson	.69	Vermilion	.66
Jersey	.67	Wabash	.69
Jo Daviess	.66	Warren	.66
Johnson	.69	Washington	.69
Kane	.66	Wayne	.69
Kankakee	.66	White	.69
Kendall	.66	Whiteside	.66
Knox	.66	Will	.67
Lake	.67	Williamson	.69
La Salle	.66	Winnebago	.66
Lawrence	.68	Woodford	.66

INDIANA

County	Rate per bushel	County	Rate per bushel
Adams	$0.67	Jackson	$0.69
Allen	.67	Jasper	.66
Bartholomew	.68	Jay	.67
Benton	.66	Jefferson	.70
Blackford	.67	Jennings	.70
Boone	.67	Johnson	.67
Brown	.69	Knox	.69
Carroll	.67	Kosciusko	.67
Cass	.67	Lagrange	.68
Clark	.69	Lake	.67
Clay	.67	La Porte	.68
Clinton	.67	Lawrence	.69
Crawford	.69	Madison	.67
Daviess	.69	Marion	.67
Dearborn	.70	Marshall	.67
Decatur	.68	Martin	.69
De Kalb	.67	Miami	.67
Delaware	.67	Monroe	.69
Dubois	.69	Montgomery	.67
Elkhart	.68	Morgan	.67
Fayette	.67	Newton	.66
Floyd	.69	Noble	.67
Fountain	.66	Ohio	.70
Franklin	.69	Orange	.69
Fulton	.67	Owen	.67
Gibson	.69	Parke	.66
Grant	.67	Perry	.69
Greene	.69	Pike	.69
Hamilton	.67	Porter	.67
Hancock	.67	Posey	.69
Harrison	.69	Pulaski	.67
Hendricks	.67	Putnam	.67
Henry	.67	Randolph	.67
Howard	.67	Ripley	.70
Huntington	.67	Rush	.67

INDIANA—Continued

County	Rate per bushel	County	Rate per bushel
St. Joseph	$0.68	Vanderburgh	$0.69
Scott	.70	Vermillion	.66
Shelby	.67	Vigo	.67
Spencer	.69	Wabash	.67
Starke	.67	Warren	.66
Steuben	.68	Warrick	.69
Sullivan	.68	Washington	.69
Switzerland	.70	Wayne	.67
Tippecanoe	.67	Wells	.67
Tipton	.67	White	.67
Union	.67	Whitley	.67

IOWA

Adair	$0.65	Jefferson	$0.66
Adams	.65	Johnson	.66
Allamakee	.66	Jones	.66
Appanoose	.65	Keokuk	.65
Audubon	.64	Kossuth	.64
Benton	.65	Lee	.66
Black Hawk	.65	Linn	.66
Boone	.64	Louisa	.66
Bremer	.65	Lucas	.65
Buchanan	.65	Lyon	.62
Buena Vista	.64	Madison	.65
Butler	.64	Mahaska	.65
Calhoun	.64	Marion	.65
Carroll	.64	Marshall	.64
Cass	.65	Mills	.65
Cedar	.66	Mitchell	.64
Cerro Gordo	.64	Monona	.63
Cherokee	.63	Monroe	.65
Chickasaw	.65	Montgomery	.65
Clark	.65	Muscatine	.66
Clay	.64	O'Brien	.63
Clayton	.66	Osceola	.62
Clinton	.66	Page	.65
Crawford	.63	Palo Alto	.64
Dallas	.64	Plymouth	.63
Davis	.66	Pocahontas	.64
Decatur	.65	Polk	.64
Delaware	.66	Pottawattamie	.65
Des Moines	.66	Poweshiek	.64
Dickinson	.63	Ringgold	.65
Dubuque	.66	Sac	.64
Emmet	.63	Scott	.66
Fayette	.66	Shelby	.64
Floyd	.64	Sioux	.62
Franklin	.64	Story	.64
Fremont	.65	Tama	.64
Greene	.64	Taylor	.65
Grundy	.64	Union	.65
Guthrie	.64	Van Buren	.66
Hamilton	.64	Wapello	.65
Hancock	.64	Warren	.65
Hardin	.64	Washington	.66
Harrison	.64	Wayne	.65
Henry	.66	Webster	.64
Howard	.65	Winnebago	.64
Humboldt	.64	Winneshiek	.66
Ida	.63	Woodbury	.63
Iowa	.65	Worth	.64
Jackson	.66	Wright	.64
Jasper	.64		

KANSAS

Allen	$0.68	Edwards	$0.69
Anderson	.68	Elk	.69
Atchison	.68	Ellis	.68
Barber	.71	Ellsworth	.68
Barton	.69	Finney	.70
Bourbon	.69	Ford	.70
Brown	.67	Franklin	.68
Butler	.70	Geary	.68
Chase	.69	Gove	.69
Chautauqua	.70	Graham	.68
Cherokee	.70	Grant	.70
Cheyenne	.68	Gray	.70
Clark	.71	Greeley	.69
Clay	.67	Greenwood	.69
Cloud	.67	Hamilton	.70
Coffey	.68	Harper	.71
Comanche	.71	Harvey	.69
Cowley	.70	Haskell	.70
Crawford	.69	Hodgeman	.69
Decatur	.67	Jackson	.68
Dickinson	.68	Jefferson	.68
Doniphan	.68	Jewell	.66
Douglas	.68	Johnson	.69

KANSAS—Continued

County	Rate per bushel	County	Rate per bushel
Kearney	$0.70	Rawlins	$0.68
Kingman	.70	Reno	.69
Kiowa	.70	Republic	.66
Labette	.70	Rice	.69
Lane	.69	Riley	.67
Leavenworth	.69	Rooks	.67
Lincoln	.67	Rush	.69
Linn	.68	Russell	.68
Logan	.69	Saline	.68
Lyon	.68	Scott	.69
McPherson	.69	Sedgwick	.70
Marion	.69	Seward	.71
Marshall	.67	Shawnee	.68
Meade	.71	Sheridan	.68
Miami	.68	Sherman	.68
Mitchell	.67	Smith	.66
Montgomery	.70	Stafford	.69
Morris	.68	Stanton	.70
Morton	.71	Stevens	.71
Nemaha	.67	Sumner	.71
Neosho	.69	Thomas	.68
Ness	.69	Trego	.68
Norton	.67	Wabaunsee	.68
Osage	.68	Wallace	.69
Osborne	.67	Washington	.66
Ottawa	.67	Wichita	.69
Pawnee	.69	Wilson	.69
Phillips	.66	Woodson	.68
Pottawatomie	.67	Wyandotte	.69
Pratt	.70		

KENTUCKY

All counties $0.76

LOUISIANA

All counties $0.75

MAINE

All counties $0.76

MARYLAND

All counties $0.75

MASSACHUSETTS

All counties $0.76

MICHIGAN

Alcona	$0.67	Keweenaw	$0.68
Alger	.69	Lake	.69
Allegan	.69	Lapeer	.67
Alpena	.67	Leelanau	.68
Antrim	.68	Lenawee	.68
Arenac	.67	Livingston	.68
Baraga	.68	Luce	.69
Barry	.69	Mackinac	.69
Bay	.67	Macomb	.68
Benzie	.68	Manistee	.69
Berrien	.68	Marquette	.68
Branch	.68	Mason	.69
Calhoun	.68	Mecosta	.68
Cass	.68	Menominee	.68
Charlevoix	.68	Midland	.67
Cheybogan	.68	Missaukee	.68
Chippewa	.69	Monroe	.68
Clare	.68	Montcalm	.68
Clinton	.68	Montmorency	.67
Crawford	.67	Muskegon	.69
Delta	.68	Newaygo	.69
Dickinson	.68	Oakland	.68
Eaton	.68	Oceana	.69
Emmet	.68	Ogemaw	.67
Genesee	.67	Ontonagon	.68
Gladwin	.67	Osceola	.68
Gogebic	.68	Oscoda	.67
Grand Traverse	.68	Otsego	.68
Gratiot	.68	Ottawa	.69
Hillsdale	.68	Presque Isle	.67
Houghton	.68	Roscommon	.67
Huron	.67	Saginaw	.67
Ingham	.68	St. Clair	.68
Ionia	.68	St. Joseph	.68
Iosco	.67	Sanilac	.67
Iron	.68	Schoolcraft	.69
Isabella	.68	Shiawassee	.67
Jackson	.68	Tuscola	.67
Kalamazoo	.69	Van Buren	.69
Kalkaska	.68	Washtenaw	.68
Kent	.69	Wayne	.68
		Wexford	.69

MINNESOTA

County	Rate per bushel	County	Rate per bushel
Aitkin	$0.61	Marshall	$0.54
Anoka	.63	Martin	.61
Becker	.57	Meeker	.61
Beltrami	.56	Mille Lacs	.61
Benton	.61	Morrison	.60
Big Stone	.58	Mower	.62
Blue Earth	.62	Murray	.59
Brown	.61	Nicollet	.62
Carlton	.62	Nobles	.60
Carver	.63	Norman	.55
Cass	.59	Olmsted	.62
Chippewa	.59	Otter Tail	.58
Chisago	.63	Pennington	.56
Clay	.56	Pine	.62
Clearwater	.57	Pipestone	.59
Cook	.63	Polk	.55
Cottonwood	.60	Pope	.59
Crow Wing	.60	Ramsey	.63
Dakota	.63	Red Lake	.56
Dodge	.62	Redwood	.60
Douglas	.59	Renville	.61
Faribault	.62	Rice	.62
Fillmore	.63	Rock	.60
Freeborn	.62	Roseau	.55
Goodhue	.62	St. Louis	.62
Grant	.58	Scott	.63
Hennepin	.63	Sherburne	.62
Houston	.63	Sibley	.62
Hubbard	.58	Stearns	.61
Isanti	.62	Steele	.62
Itasca	.59	Stevens	.58
Jackson	.61	Swift	.59
Kanabec	.62	Todd	.60
Kandiyohi	.61	Traverse	.57
Kittson	.54	Wabasha	.62
Koochiching	.58	Wadena	.59
Lac Qui Parle	.59	Waseca	.63
Lake	.63	Washington	.63
Lake of the Woods	.56	Watonwan	.61
Le Sueur	.62	Wilkin	.57
Lincoln	.59	Winona	.63
Lyon	.59	Wright	.62
McLeod	.62	Yellow Medicine	.59
Mahnomen	.56		

MISSISSIPPI

All counties $0.75

MISSOURI

Adair	$0.68	Gentry	$0.67
Andrew	.67	Greene	.69
Atchison	.66	Grundy	.67
Audrain	.67	Harrison	.67
Barry	.70	Henry	.68
Barton	.69	Hickory	.68
Bates	.68	Holt	.67
Benton	.68	Howard	.69
Bollinger	.70	Howell	.71
Boone	.69	Iron	.70
Buchanan	.69	Jackson	.68
Butler	.70	Jasper	.69
Caldwell	.69	Jefferson	.69
Callaway	.69	Johnson	.68
Camden	.69	Knox	.67
Cape Girardeau	.69	Laclede	.69
Carroll	.68	LaFayette	.68
Carter	.70	Lawrence	.69
Cass	.68	Lewis	.66
Cedar	.68	Lincoln	.68
Chariton	.68	Linn	.68
Christian	.70	Livingston	.68
Clark	.66	McDonald	.70
Clay	.69	Macon	.68
Clinton	.69	Madison	.70
Cole	.69	Maries	.70
Cooper	.69	Marion	.66
Crawford	.70	Mercer	.67
Dade	.68	Miller	.69
Dallas	.69	Mississippi	.69
Daviess	.68	Moniteau	.69
De Kalb	.68	Monroe	.67
Dent	.70	Montgomery	.69
Douglas	.70	Morgan	.69
Dunklin	.70	New Madrid	.70
Franklin	.70	Newton	.69
Gasconade	.70	Nodaway	.66
		Oregon	.71

MISSOURI—Continued

County	Rate per bushel	County	Rate per bushel
Osage	$0.70	St Louis	$0.69
Ozark	.71	Saline	.68
Pemiscott	.70	Schuyler	.67
Perry	.69	Scotland	.66
Pettis	.69	Scott	.69
Phelps	.70	Shannon	.70
Pike	.66	Shelby	.67
Platte	.69	Stoddard	.70
Polk	.68	Stone	.70
Pulaski	.69	Sullivan	.67
Putnam	.67	Taney	.71
Ralls	.66	Texas	.69
Randolph	.68	Vernon	.68
Ray	.69	Warren	.69
Reynolds	.70	Washington	.70
Ripley	.71	Wayne	.70
St. Charles	.68	Webster	.69
St. Clair	.68	Worth	.66
Ste. Genevieve	.69	Wright	.69
St. Francois	.70		

MONTANA

Beaverhead	$0.63	Madison	$0.61
Big Horn	.59	Meagher	.59
Blaine	.55	Mineral	.63
Broadwater	.59	Missoula	.62
Carbon	.59	Musselshell	.58
Carter	.58	Park	.59
Cascade	.59	Petroleum	.57
Chouteau	.56	Phillips	.55
Custer	.57	Pondera	.57
Daniels	.54	Powder River	.58
Dawson	.54	Powell	.61
Deer Lodge	.61	Prairie	.56
Fallon	.55	Ravalli	.62
Fergus	.57	Richland	.54
Flathead	.61	Roosevelt	.53
Gallatin	.59	Rosebud	.57
Garfield	.55	Sanders	.63
Glacier	.58	Sheridan	.53
Golden Valley	.58	Silver Bow	.61
Granite	.62	Stillwater	.59
Hill	.56	Sweet Grass	.59
Jefferson	.60	Teton	.57
Judith Basin	.58	Toole	.57
Lake	.62	Treasure	.59
Lewis and Clark	.60	Valley	.55
Liberty	.57	Wheatland	.58
Lincoln	.63	Wilbaux	.55
McCone	.55	Yellowstone	.59

NEBRASKA

Adams	$0.65	Garden	$0.63
Antelope	.62	Garfield	.62
Arthur	.63	Gosper	.65
Banner	.63	Grant	.62
Blaine	.62	Greeley	.63
Boone	.63	Hall	.64
Box Butte	.63	Hamilton	.64
Boyd	.61	Harlan	.65
Brown	.62	Hayes	.66
Buffalo	.64	Hitchcock	.67
Burt	.63	Holt	.62
Butler	.64	Hooker	.62
Cass	.65	Howard	.63
Cedar	.62	Jefferson	.65
Chase	.66	Johnson	.66
Cherry	.62	Kearney	.65
Cheyenne	.64	Keith	.64
Clay	.65	Keya Paha	.61
Colfax	.64	Kimball	.64
Cuming	.63	Knox	.61
Custer	.63	Lancaster	.65
Dakota	.63	Lincoln	.64
Dawes	.63	Logan	.63
Dawson	.64	Loup	.62
Deuel	.64	McPherson	.63
Dixon	.63	Madison	.63
Dodge	.64	Merrick	.63
Douglas	.65	Morrill	.63
Dundy	.67	Nance	.63
Fillmore	.65	Nemaha	.66
Franklin	.65	Nuckolls	.65
Frontier	.65	Otoe	.65
Furnas	.66	Pawnee	.66
Gage	.66	Perkins	.65

NEBRASKA—Continued

County	Rate per bushel	County	Rate per bushel
Phelps	$0.65	Sherman	$0.63
Pierce	.62	Sioux	.63
Platte	.63	Stanton	.63
Polk	.63	Thayer	.65
Red Willow	.66	Thomas	.62
Richardson	.66	Thurston	.63
Rock	.62	Valley	.63
Saline	.65	Washington	.64
Sarpy	.65	Wayne	.62
Saunders	.65	Webster	.65
Scotts Bluff	.63	Wheeler	.62
Seward	.64	York	.64
Sheridan	.63		

NEVADA

All counties $0.78

NEW JERSEY

All counties $0.76

NEW MEXICO

All counties $0.75

NEW YORK

All counties $0.75

NORTH CAROLINA

All counties $0.76

NORTH DAKOTA

Adams	$0.54	McKenzie	$0.52
Barnes	.56	McLean	.52
Benson	.54	Mercer	.52
Billings	.53	Mountrail	.51
Bottineau	.52	Morton	.53
Bowman	.54	Nelson	.55
Burke	.51	Oliver	.53
Burleigh	.54	Pembina	.54
Cass	.56	Pierce	.53
Cavalier	.54	Ramsey	.54
Dickey	.56	Ransom	.56
Divide	.51	Renville	.52
Dunn	.52	Richland	.56
Eddy	.55	Rolette	.52
Emmons	.54	Sargent	.56
Foster	.55	Sheridan	.53
Golden Valley	.53	Sioux	.54
Grand Forks	.55	Slope	.53
Grant	.53	Stark	.53
Griggs	.55	Steele	.55
Hettinger	.53	Stutsman	.56
Kidder	.55	Towner	.53
La Moure	.56	Traill	.55
Logan	.55	Walsh	.54
McHenry	.52	Ward	.52
McIntosh	.55	Wells	.54
		Williams	.51

OHIO

Adams	$0.73	Hamilton	$0.70
Allen	.69	Hancock	.69
Allen	.69	Hardin	.69
Ashland	.70	Harrison	.74
Ashtabula	.74	Henry	.69
Athens	.74	Highland	.72
Auglaize	.69	Hocking	.72
Belmont	.75	Holmes	.72
Brown	.72	Huron	.70
Butler	.69	Jackson	.73
Carroll	.74	Jefferson	.75
Champaign	.70	Knox	.70
Clark	.70	Lake	.73
Clermont	.71	Lawrence	.73
Clinton	.71	Licking	.70
Columbiana	.74	Logan	.70
Coshocton	.72	Lorain	.71
Crawford	.70	Lucas	.69
Cuyahoga	.72	Madison	.70
Darke	.68	Mahoning	.74
Defiance	.68	Marion	.70
Delaware	.70	Medina	.72
Erie	.70	Meigs	.74
Fairfield	.70	Mercer	.68
Fayette	.70	Miami	.69
Franklin	.70	Monroe	.75
Fulton	.69	Montgomery	.69
Gallia	.74	Morgan	.74
Geauga	.73	Morrow	.70
Greene	.70	Muskingum	.73
Guernsey	.74	Noble	.74

OHIO—Continued

County	Rate per bushel	County	Rate per bushel
Ottawa	$0.70	Stark	$0.73
Paulding	.68	Summit	.72
Perry	.72	Trumbull	.74
Pickaway	.70	Tuscarawas	.73
Pike	.73	Union	.70
Portage	.73	Van Wert	.68
Preble	.68	Vinton	.73
Putnam	.69	Warren	.70
Richland	.70	Washington	.75
Ross	.71	Wayne	.72
Sandusky	.70	Williams	.69
Scioto	.73	Wood	.69
Seneca	.70	Wyandot	.70
Shelby	.69		

OKLAHOMA

All counties $0.72

OREGON

Baker	$0.68	Lake	$0.70
Benton	.73	Lane	.72
Clackamas	.73	Lincoln	.73
Clatsop	.73	Linn	.72
Columbia	.73	Malheur	.68
Coos	.72	Marion	.73
Crook	.71	Morrow	.70
Curry	.72	Multnomah	.73
Deschutes	.71	Polk	.73
Douglas	.72	Sherman	.71
Gilliam	.71	Tillamook	.73
Grant	.70	Umatilla	.69
Harney	.69	Union	.69
Hood River	.73	Wallowa	.68
Jackson	.72	Wasco	.71
Jefferson	.71	Washington	.73
Josephine	.72	Wheeler	.71
Klamath	.70	Yamhill	.73

PENNSYLVANIA

All counties $0.75

RHODE ISLAND

All counties $0.76

SOUTH CAROLINA

All counties $0.76

SOUTH DAKOTA

Armstrong	$0.57	Jackson	$0.57
Aurora	.58	Jerauld	.58
Beadle	.58	Jones	.57
Bennett	.58	Kingsbury	.58
Bon Homme	.59	Lake	.58
Brookings	.59	Lawrence	.56
Brown	.56	Lincoln	.60
Brule	.58	Lyman	.57
Buffalo	.58	McCook	.58
Butte	.56	McPherson	.55
Campbell	.55	Marshall	.56
Charles Mix	.58	Meade	.56
Clark	.57	Mellette	.58
Clay	.61	Miner	.58
Codington	.57	Minnehaha	.59
Corson	.55	Moody	.59
Custer	.59	Pennington	.57
Davison	.58	Perkins	.55
Day	.57	Potter	.56
Deuel	.59	Roberts	.56
Dewey	.56	Sanborn	.58
Douglas	.58	Shannon	.59
Edmunds	.56	Spink	.57
Fall River	.59	Stanley	.57
Faulk	.56	Sully	.57
Grant	.58	Todd	.58
Gregory	.58	Tripp	.58
Haakon	.57	Turner	.60
Hamlin	.58	Union	.61
Hand	.57	Walworth	.56
Hanson	.58	Washabaugh	.58
Harding	.55	Washington	.57
Hughes	.57	Yankton	.60
Hutchinson	.59	Ziebach	.56
Hyde	.57		

TENNESSEE

All counties $0.76

TEXAS

All counties $0.74

UTAH

All counties $0.75

County	Rate per bushel
VIRGINIA	
All counties	$0.75
WASHINGTON	
Adams	$0.68
Asotin	.68
Benton	.70
Chelan	.71
Clallam	.73
Clark	.73
Columbia	.68
Cowlitz	.73
Douglas	.70
Ferry	.69
Franklin	.68
Garfield	.68
Grant	.69
Grays Harbor	.73
Island	.73
Jefferson	.73
King	.73
Kitsap	.73
Kittitas	.71
Klickitat	.71
Lewis	$0.73
Lincoln	.68
Mason	.73
Okanogan	.71
Pacific	.73
Pend Oreille	.66
Pierce	.73
San Juan	.73
Skagit	.73
Skamania	.73
Snohomish	.73
Spokane	.67
Stevens	.67
Thurston	.73
Wahkiakum	.73
Walla Walla	.68
Whatcom	.73
Whitman	.67
Yakima	.71
WEST VIRGINIA	
All counties	$0.76
WISCONSIN	
Adams	$0.66
Ashland	.66
Barron	.64
Bayfield	.65
Brown	.65
Buffalo	.64
Burnett	.64
Calumet	.65
Chippewa	.65
Clark	.65
Columbia	.66
Crawford	.67
Dane	.67
Dodge	.66
Door	.65
Douglas	.64
Dunn	.65
Eau Claire	.65
Florence	.67
Fond du Lac	.65
Forest	.67
Grant	.67
Green	.67
Green Lake	.66
Iowa	.68
Iron	.67
Jackson	.66
Jefferson	.67
Juneau	.66
Kenosha	.68
Kewaunee	.65
LaCrosse	.65
LaFayette	.68
Langlade	.66
Lincoln	.66
Manitowoc	.65
Marathon	$0.66
Marinette	.67
Marquette	.66
Milwaukee	.68
Monroe	.66
Oconto	.66
Oneida	.67
Outagamie	.65
Ozaukee	.67
Pepin	.64
Pierce	.64
Polk	.64
Portage	.66
Price	.66
Racine	.68
Richland	.67
Rock	.67
Rusk	.65
St. Croix	.64
Sauk	.67
Sawyer	.65
Shawano	.66
Sheboygan	.66
Taylor	.66
Trempealeau	.65
Vernon	.66
Vilas	.67
Walworth	.67
Washburn	.64
Washington	.67
Waukesha	.68
Waupaca	.66
Waushara	.66
Winnebago	.65
Wood	.66
WYOMING	
All counties	$0.65

(b) *Premiums and discounts.*

	Cents per bushel
Premiums: [2]	
Grade No. 2 or better	1
Test weight:	
Heavy	1
Extra Heavy	2
Discounts:	
Grade No. 4 on the factor of test weight only but otherwise No. 3 or better	3
Grade No. 4 because of being "badly stained or materially weathered" [2]	7
Grade No. 4 on the factor of test weight and because of being "Badly Stained" or "Materially Weathered"	10
Garlicky [1]	3
Weed control discount (where required by Section 1421.74) [1]	10

[1] These discounts shall be in addition to other applicable discounts.

[2] Premiums shall not be applicable to "badly stained or materially weathered oats".

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on April 24, 1964.

H. D. GODFREY,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 64-4252; Filed, Apr. 29, 1964; 8:45 a.m.]

PART 1427—COTTON

Subpart—1964 Cotton Domestic Allotment Program Regulations

Secs.

AUTHORITY: The provisions of this subpart issued under secs. 4 and 5, 62 Stat. 1070, as amended, secs. 103, 105 and 106, Public Law 88-297, secs. 101, 401, 63 Stat. 1051; 15 U.S.C. 714 (b) and (c); 7 U.S.C. 1421, 1441.

§ 1427.1901 General.

(a) The regulations in this subpart provide terms and conditions for the 1964 domestic allotment program for upland cotton (hereinafter referred to as "the program"). Under the program, additional price support payments are made to producers of upland cotton of the 1964 crop (hereinafter referred to as "cotton") based on the acreage planted to the 1964 crop of cotton on their farms if such acreage is not in excess of the 1964 farm domestic allotments for cotton established for their farms.

(b) The program is applicable in all of the upland cotton producing counties of the United States.

§ 1427.1902 Administration.

(a) The program will be administered under the general supervision of the Administrator, ASCS (Executive Vice President, CCC), and shall be carried out in the field by Agricultural Stabilization and Conservation State and county committees.

(b) State and county committees and representatives and employees thereof do not have authority to modify or waive any of the provisions of the regulations in this subpart, as amended or supplemented.

§ 1427.1903 Definitions.

In the regulations in this subpart and in all instructions, forms and documents in connection therewith, words and phrases shall have the meanings assigned to them in the Regulations Governing Reconstitution of Farms, Farm Allotments and Farm History and Soil Bank Base Acreages, Part 719 of Chapter VII of this title, as amended, and the Acreage Allotment and Marketing Quota Regulations for the 1964 and Succeeding Crops of Upland Cotton of Part 722 of Chapter VII of this title.

§ 1427.1904 Farm domestic allotments for 1964.

The county committee shall establish a farm domestic allotment for cotton for each farm for 1964 which shall be 67 percent of the smaller of (a) the 1964 farm acreage allotment for cotton for the farm after release and reapportionment or (b) the acreage actually planted or regarded as planted to cotton under the conservation programs on the farm in 1962 or 1963, whichever acreage was the higher, except that if the acreage actually planted or regarded as planted to cotton under the conservation programs on the farm in 1962 or 1963 was 90 percent or more of the farm acreage allotment for cotton for the farm for such year after release and reapportionment, the entire amount of such farm acreage allotment shall be deemed actually planted on the farm for purposes of this determination: *Provided,* That the minimum 1964 farm domestic allotment for cotton for any farm shall be the smaller of 15 acres or the farm acreage allotment for cotton for the farm after release and reapportionment.

§ 1427.1905 County normal yields, three-year average county yields, farm normal yields, farm productivity indexes, and farm payment rates.

(a) *County normal yields.* The normal yields for the 1964 crop of cotton for the various upland cotton producing counties of the United States have been determined and are published in § 722.252 of Chapter VII of this title.

(b) *Appraisal of farm normal yields.* Where a producer does not prove the actual yields of cotton for a farm for each of the years 1961, 1962, and 1963, as provided in § 1427.1907, the normal yield for the farm for the 1964 crop of cotton shall be appraised by the county committee by multiplying the normal yield for the county for the 1964 crop of cotton by the productivity index for cotton on the farm.

(c) *Farm productivity indexes.* The productivity index for cotton on a farm shall be a productivity index determined for the farm by the county committee on the basis of an index of 100 as the average for all cotton farms in the county. The farm productivity index for cotton on the farm shall represent, as nearly as it is practicable to establish, the farm's relationship in productivity to the average of the farms in the county. In arriving at such productivity index, the county committee shall take into

consideration the relative production capabilities of the farm for cotton in a normal crop year under usual production practices. The county committee shall make such adjustment as it considers necessary to provide equitable treatment for each farm.

(d) *Farm payment rates.* The farm payment rate per acre shall be the result obtained by multiplying the farm normal yield established under this subpart by the additional price support payment rate per pound of 3½ cents.

§ 1427.1906 Notice of farm domestic allotment, normal yield, and payment rates.

Each operator of a farm which has a 1964 farm acreage allotment for cotton after release and reapportionment shall be notified by the county committee of the farm domestic allotment, normal yield, and per acre payment rate established for his farm. This notice will be on Form MQ–24—Upland Cotton, 1964 Upland Cotton Notice, Farm Domestic Allotment, Normal Yield and Payment Rate.

§ 1427.1907 Appeals.

(a) A producer may request reconsideration of any determination made by a county committee concerning the normal yield and payment rate for his farm, and he may appeal such determination in accordance with the provisions of this paragraph. The producer shall first request reconsideration by the county committee. If the producer is dissatisfied with a determination of the county committee with respect to his request for reconsideration, he may then appeal the determination to the State committee. The producer may also request reconsideration of any determination of the State committee. If he is dissatisfied with a determination of the State committee with respect to his appeal from the determination of the county committee or with respect to his request for reconsideration by the State committee, he may appeal such determination to the Deputy Administrator, in which case the determination of the Deputy Administrator shall be final. Each request for reconsideration or appeal shall be in writing and shall be supported by a written statement of facts upon which it is based. Each request for reconsideration or appeal shall be filed within 15 days after notice of the determination is mailed to or is otherwise made available to the producer: *Provided,* That a request for reconsideration or appeal may be accepted and acted upon even though it is not filed within such time limit if, in the judgment of the committee or person to whom such request for reconsideration or appeal is made, the circumstances warrant such action. Nothing in this paragraph shall preclude the county committee or the State committee, on its own motion or upon request at any time, from revising or requiring revision of any determination for any farm to correct mechanical or clerical errors resulting solely from action by a county or State committee representative.

(b) If a producer proves the actual yields of cotton for a farm for each of the years 1961, 1962, and 1963, a revised normal yield for cotton shall be determined which shall be the three-year weighted average harvested yield for the farm: *Provided,* That the producer whose production records are used to prove yields on the farm shall be required to furnish production data for all other farms in the county or adjoining counties in which he had an interest in any of the years for which the yields are proven (unless there is conclusive evidence that the records presented are in fact for the specific farm), and such data shall be used in making determinations for such other farms in which the producer has an interest in the current year.

§ 1427.1908 Requirements for eligibility.

(a) *General.* A producer is eligible to participate in the program if he is a producer on a farm which meets the requirements of paragraph (b) of this section and he fulfills the requirements of paragraph (c) of this section and all of the other requirements of this subpart.

(b) *Farm-requirements.* (1) The acreage planted to the 1964 crop of cotton on the farm must not exceed the 1964 farm domestic allotment for cotton for the farm: *Provided,* That such allotment shall not be considered as having been exceeded in the following cases:

(i) In any case where through error in a county or State office the farm operator was officially notified in writing of a 1964 farm domestic allotment for cotton which was larger than the correct allotment, the farm operator or other producer on the farm acting solely in reliance on the information contained in the erroneous notice planted an acreage of cotton in excess of the correct allotment, and the farm operator or other producer on the farm is not notified that the correct allotment has been exceeded in time to adjust the acreage of cotton on the farm to the allotment within the time limit for such adjustments. Before the farm operator or any producer on the farm can be said to have relied upon the erroneous notice, the circumstances must have been such that he had no cause to believe that the allotment notice was in error. To determine this fact, the date of any corrected notice in relation to the time of planting, the size of the farm, the amount of cotton customarily planted, and all other pertinent facts shall be taken into consideration.

(ii) In any case where (*a*) the lack of compliance was caused by reliance in good faith by the farm operator on an erroneous notice of measured acreage issued in accordance with applicable regulations; (*b*) neither the farm operator nor any producer on the farm had actual knowledge of the error in time to adjust the acreage planted to cotton on the farm in accordance with this subpart; (*c*) the incorrect notice was the result of an error made by the performance reporter or by another employee of the county or State office in reporting, computing, or recording the cotton acreage for the farm; (*d*) neither the farm operator nor any producer on the farm was in any way responsible for the error; and (*e*) the extent of the error in the erroneous notice was such that the farm operator would not reasonably be expected to question the acreage of which he was erroneously notified.

(iii) In any case where (*a*) through no fault of the farm operator or any producer on the farm the cotton acreage was not measured or the farm operator was not notified of the measured acreage in time to adjust the acreage planted to cotton on the farm in accordance with this subpart; (*b*) the excess acreage was relatively small; and (*c*) the farm operator establishes that because of the relative smallness of the excess and the unavailability to him of any recent measurements of the field acreages on the farm, he had no reason to believe the cotton acreage was in excess of the farm domestic allotment.

(2) Even though a 1964 farm domestic allotment for cotton is established for a farm, if a producer is prohibited from planting cotton on the farm under other Federal farm programs, the farm is not eligible to receive payment under this subpart. Land owned by the Federal government which has been leased subject to restrictions prohibiting the production of cotton, or requiring the use of land for other purposes, or prohibiting the receipt of Federal payments for diversion of such acreage will not be eligible for participation in the program. Any other land owned by the Federal government which is being occupied without a lease, permit or other right of possession shall not be eligible for participation in the program.

(3) For purposes of compliance with the program, the acreage planted to cotton on the farm may be adjusted to the 1964 farm domestic allotment for the farm in the manner specified in the Acreage Allotment and Marketing Quota Regulations for the 1964 and Succeeding Crops of Upland Cotton of Part 722 of Chapter VII of this title within the applicable disposition dates specified in such regulations.

(4) If the 1964 farm acreage allotment for cotton after release and reapportionment is more than fifteen acres, (i) the farm must be eligible for a feed grain payment under the 1964 and 1965 Feed Grain Program Regulations, Part 775 of Chapter VII of this title, or (ii) the farm feed grain acreage as defined in such regulations must not exceed the total feed grain base as defined in such regulations by more than the larger of (*a*) 2 acres or (*b*) 5 percent of the total feed grain base but not to exceed 15 acres.

(c) *Producer eligibility requirements.* The producer must be a person who produces cotton on the farm in 1964 as landowner, landlord, tenant or sharecropper and is entitled to share in the cotton crop on the farm.

§ 1427.1909 Determinations of compliance.

(a) Determination of the acreage planted to cotton on a farm shall be made by a representative of the county committee or State committee in accordance with the regulations governing Determination of Acreage and Performance, Part 718 of Chapter VII of this title, as amended.

(b) A representative of the State or county committee or any authorized representative of the Secretary shall have the right at any reasonable time to enter a farm concerning which representations have been made on any forms filed under the program in order to measure the acreage planted to cotton, to examine any records pertaining thereto, and otherwise to determine the accuracy of a producer's representations and the performance of his obligations under this subpart.

§ 1427.1910 Additional price support payments.

(a) *Application for payment.* Payment of amounts due producers under this program shall be made after an application for payment, Form ASCS–363, is filed with the county committee, on which the farm operator has certified that the farm is in compliance with the requirements of the program by signing the application, and after the county committee determines that the farm is in compliance with such requirements. An application for payment may not be filed after July 31, 1965, except that an extension of such date will be granted by the State committee if it determines that the producer has been or will be delayed in submitting an application for payment by a cause occurring without his fault or negligence.

(b) *Division of payments.* The payment with respect to any farm shall be shared by all eligible producers on the farm on the same basis as they share in the cotton crop produced on the farm or the proceeds thereof, except that where there are two or more tenants or sharecroppers on the farm, the payment shall be divided in such a way that all eligible producers will share in the payment on a fair and equitable basis. The responsibility for determining the division of payment rests initially with the cotton producers on the farm, all of whom must be listed on the application for payment, Form ASCS–363. The division of payment shall also be shown on Form ASCS–363. The division of payment must be approved by the county committee, which will approve the division of payment if it meets the foregoing requirements, subject to the other provisions of this subpart. If there are two or more tenants or sharecroppers on the farm and the cotton producers on the farm cannot agree on the division of payment, or if the county committee does not approve the division agreed upon as being fair and equitable, the county committee will determine the payment shares to such producers on a fair and equitable basis. In determining what is a fair and equitable basis for division of a payment, the county committee shall consider the basis on which such producers share in the cotton crop produced on the farm or the proceeds thereof, the respective contribution of each producer in complying with the farm domestic allotment, and other pertinent factors. Payments of share amounts so determined shall be made to eligible producers who request payment by signing Form ASCS–363.

(c) *Refund of payments.* Payments which producers receive to which they are not entitled shall be refunded to CCC. If the county committee determines, on the basis of facts discovered after payments with respect to any farm have been made on an approved application for payment, that the division of the payments was not fair and equitable, any payments to which any of the producers were not entitled on the basis of a fair and equitable sharing shall be refunded.

(d) *Amount of payment.* The amount to be paid with respect to any farm on which a payment is earned under this subpart shall be determined by multiplying the farm payment rate per acre by the number of acres of cotton planted for harvest on the farm.

§ 1427.1911 Issuance of certificates.

Payments under this subpart will be made in the form of payment-in-kind certificates. Upon receipt by the county committee of a properly executed and acceptable application for payment, the county committee will, except where the producers have requested CCC's assistance in marketing their certificates, issue to each eligible producer on the farm a cotton payment-in-kind certificate (Form CCC 845) for the amounts to be paid to each producer, subject to the following terms and conditions:

(a) *Payee.* Each certificate will be issued only to the producer who is entitled to the payment, unless CCC consents in writing to the assignment by the producer of his right to payment.

(b) *Face value.* The face value of each certificate, which will be shown in the space provided, will be the amount determined to be payable to the payee. A certificate shall be accepted by CCC at face value, if within 30 days after the date of issuance, it is tendered to CCC for redemption in cotton or for marketing. If after such 30-day period, but not later than the expiration date of the certificate, the certificate is tendered to CCC for redemption in cotton or for marketing, the value at which the certificate is accepted shall be the face value minus one-hundredth of 1 percent of the face value for each day beginning on the 31st day after issuance thereof to but not including the day it is tendered to CCC for redemption or for marketing. Such reduction in value shall cover storage and carrying charges.

(c) *Date of issuance.* The date of issuance shown on each certificate shall be the date the certificate is issued. Substitute certificates issued to replace original certificates never received by the payee shall bear a current date of issuance. Substitute certificates issued to replace other original certificates shall bear the same date of issuance as the certificate being replaced.

(d) *Signature and countersignature.* To be valid, each certificate must be signed and countersigned by authorized representatives of CCC.

(e) *Transfer.* The certificate may be transferred to any person or firm, in which case the certificate must be endorsed by the named payee and by the holder who presents it to CCC.

(f) *Expiration date.* The certificate shall expire three years after date of issuance and thereafter will not be redeemable by CCC.

§ 1427.1912 Redemption of certificates.

Certificates shall be redeemable in cotton upon terms and conditions established by the Executive Vice President, CCC, by submitting an application to the New Orleans Agricultural Stabilization and Conservation Service Commodity Office, 120 Marais Street, New Orleans, Louisiana. If the full amount of the face value of a certificate tendered by the payee or a subsequent holder for redemption in cotton is not fully redeemed in cotton, a balance certificate shall be issued to the certificate holder for the unused amount. If the amount is $3.00 or less, no balance certificate will be issued unless requested. The date of the balance certificate shall be the date of issuance of the original certificate. Balance certificates may be tendered to CCC for redemption in cotton in the same manner as the original certificates. Balance certificates issued to the payee shown on the original certificate may be surrendered by the payee to CCC for marketing.

§ 1427.1913 Cash advances.

A cash advance shall be made by the county committee on behalf of CCC to any payee who requests CCC's assistance in marketing a certificate earned by him under this subpart. Only the payee shall have this option. If such request is made at the time the payee applies for payment, constructive delivery of the certificate to the payee will be made by making the cash advance and crediting a certificate pool with the value of the certificate earned by him. A payee who does not request CCC's assistance in marketing his certificate at such time may subsequently request CCC's assistance in marketing his certificate by delivering it to the county committee for marketing. Such certificate shall also be credited to a certificate pool. A cash advance to a payee shall be made in the form of a CCC sight draft for the face value of the certificate earned by him less any applicable reduction in value for storage and carrying charges.

§ 1427.1914 Marketing of certificates.

All certificates for which payees have requested CCC's assistance in marketing shall be pooled by CCC and shall lose their identity as individual certificates. The amount of the certificate pool shall be the total of the value of certificates of which CCC has made constructive delivery to the payees and the value of the certificates presented to the county offices by the payees for marketing by CCC. Such amount shall be equal to the amount of cash advances. CCC shall market the rights represented by pooled certificates upon terms and conditions established by the Executive Vice President, CCC, at such times and in such manner as it determines will best effectuate the purposes of the program.

§ 1427.1915 Additional provisions relating to tenants and sharecroppers.

Form ASCS–363 for a farm shall not be approved for payment by the county committee if the county committee determines that any of the following conditions exist, and if any of such conditions are discovered after approval of

Form ASCS–363, all, or such part as the State committee may determine, of the payments which have been received by such producers shall be refunded to CCC:

(a) The landlord or operator has, in anticipation of or because of participating in the program, reduced the number of tenants and sharecroppers on the farm (if a tenant or sharecropper leaves the farm voluntarily or for some reason other than being forced off the farm by the landlord or operator in anticipation of or because of participating in the program, the failure to replace such tenant or sharecropper shall not be considered as a reduction in anticipation of or because of participating in the program).

(b) There exists between the operator or landlord and any tenant or sharecropper, any lease, contract, agreement or understanding unfairly exacted or required by the operator or landlord which was entered into in anticipation of participating in the program, the effect of which is:

(1) To force the tenant or sharecropper to pay over to the landlord or operator any payment earned by him under the program;

(2) To change the status of any tenant or sharecropper so as to deprive him of any payment or right which he would otherwise have had under the program;

(3) To reduce the size of the tenant's or sharecropper's producer unit; or

(4) To increase the rent to be paid by the tenant or decrease the share of the crop or its proceeds to be received by the sharecropper; or

(c) Any other scheme or device has been adopted for the purpose of depriving any tenant or sharecropper of the payment to which he would otherwise be entitled to receive under this program.

§ 1427.1916 Successors-in-interest.

(a) In case of the death, incompetency, or disappearance of any producer whose name appears on Form ASCS–363, the price support payment due him shall be made to his successor, as determined in accordance with provisions of the regulations in ACP 122, as amended, issued by the Secretary, Part 707, Chapter VII, of this title, as amended, for payments made pursuant to section 8 of the Soil Conservation and Domestic Allotment Act, as amended.

(b) Notwithstanding any other provision of this section, (1) if any person who has or would have an interest as producer of cotton on the farm (herein called "predecessor") leaves the farm before the cotton on the farm is harvested and is succeeded on the farm by another producer (herein called "successor"), their share of the payment shall be divided on such basis as they agree is fair and equitable, and (2) if such persons are unable to agree to a division of the payment, the payment shall be issued to the producer who has the interest in the cotton crop at the time of harvest, and if the cotton crop is completely destroyed prior to harvest, the payment shall be made to the producer who had the interest at the time of destruction of the crop: *Provided*, That if the payment is made to the predecessor prior to notification to the county committee of such change of producers, payment shall not be made to the successor unless a refund of such payment is obtained by CCC.

§ 1427.1917 Scheme or device and fraudulent representation.

(a) A producer who is determined by the State committee, or by the county committee with the approval of the State committee, to have adopted any scheme or device which tends to defeat the purpose of the program shall refund any payment received by him.

(b) The making of a fraudulent representation by a person in the payment documents or otherwise for the purpose of obtaining a payment from the county committee shall render such person liable for a refund of the payments wrongfully received by him in addition to any liability under criminal and civil frauds statutes.

§ 1427.1918 Reconstitution of farms.

(a) Reconstitution of farms shall be made, where applicable in accordance with the regulations governing Reconstruction of Farms, Farm Allotments and Farm History and Soil Bank Base Acreages, 7 CFR Part 719, and any amendments thereto. Farm domestic allotment shall be recomputed on the basis of the allotment and history acreage for the farms as constituted for 1964. If, under such regulations, two or more farms as constituted at the time productivity indexes were established are combined into one farm, or if one farm as constituted at that time is later divided into two or more farms, the productivity index for such farm(s), as reconstituted, will be redetermined by the county committee.

(b) The productivity index established for a combined farm shall not, except for rounding, exceed the weighted average of the productivity indexes established for the component parts. When a parent farm is divided into two or more parts, the weighted average of the productivity indexes established for the component parts shall not, except for rounding, exceed the applicable productivity index established for the parent farm prior to being divided.

§ 1427.1919 Provision for handling exceptional cases.

Where a producer, in reasonable reliance upon any instruction or commitment of any member, employee, or representative of a county or State committee, in good faith, substantially performs under the program, the Deputy Administrator, ASCS, may review the requirements of any provision of the regulations in this subpart and if, in his judgment, relief from the requirements of such provision is justified under all the circumstances of the case to permit a proper disposition thereof, allow payment for such substantial performance in an amount not to exceed the amount which would have been due for the required performance, provided such action is not prohibited by statute.

§ 1427.1920 Supervisory authority of State committee.

The State committee may take any action required by this subpart which has not been taken by the county committee. The State committee may also (a) correct, or require a county committee to correct, any action taken by such county committee which is not in accordance with the regulations in this subpart, or (b) require a county committee to withhold taking any action which is not in accordance with the regulations in this subpart.

§ 1427.1921 Delegation of authority.

No delegation in this subpart to a State or county committee shall preclude the Administrator, ASCS, or his designee, from determining any question arising under the program or from reversing or modifying any determination made by a State or county committee.

Reporting requirements of these regulations have been approved by, and subsequent recordkeeping and reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Signed at Washington, D.C., on April 21, 1964.

H. D. GODFREY,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 64–4291; Filed, Apr. 29, 1964; 8:46 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 1—STATEMENT OF OGANIZATION, DELEGATIONS, AND GENERAL INFORMATION

Miscellaneous Amendments

Notice is hereby given of the amendment of the Statement of Organization, Delegations and General Information of the United States Atomic Energy Commission, 10 CFR Part 1, published in the FEDERAL REGISTER on December 29, 1961 (26 F.R. 12729–12745), as amended.

The present amendment sets out the delegations of authority of four recently created Divisions reporting to the Director of Regulation.

Because this amendment relates to matters of internal management, general notice of proposed rule making and public procedure thereon are unnecessary.

Pursuant to the Atomic Energy Act of 1954, as amended, the Administrative Procedure Act of 1946, and 1 CFR 13.2, the following amendments of 10 CFR Part 1 are published as a document subject to codification to be effective upon publication in the FEDERAL REGISTER.

1. Paragraph (c) of § 1.25 is amended to read as follows:

§ 1.25 Office of the Director of Regulation.

* * * * *

(c) Divisions reporting to the Director of Regulation are: Division of State and Licensee Relations, Division of Compliance, Division of Safety Standards, Division of Reactor Licensing, and Division of Materials Licensing.

2. Section 1.100 is deleted. The following new § 1.100 is added to 10 CFR Part 1:

§ 1.100 Division of State and Licensee Relations.

The Division of State and Licensee Relations develops and administers programs and policies for cooperation with States in their assumption of responsibility under section 274 of the Act, indemnification of licensees, enforcement actions, and export of nuclear facilities and materials.

(a) Specifically, the Division:

(1) Develops and directs the administration of programs to carry out Commission policy for cooperation with the States under section 274 of the Act, including arrangements for training provided for in section 274;

(2) Maintains liaison with and provides assistance to agencies of State and local governments and to other Federal agencies;

(3) Develops and administers policies and procedures relating to financial protection requirements for licensees and to the indemnification of licensees and others against public liability claims arising out of nuclear incidents;

(4) Compiles reports on radiation safety experience from information received from the General Manager and from licensees;

(5) Performs such other functions as may be assigned by the Director of Regulation.

(b) The Director, Division of State and Licensee Relations, is authorized and directed by the Director of Regulation, and has been delegated authority, to:

(1) Take such action as may be necessary to carry out the functions assigned by this or other official directives or communications, subject to the limitations described therein. The Director may redelegate, except where expressly prohibited, to others authority delegated to him by this or other official directives or communications, subject to such stipulations as he may deem necessary and to the limitations that such redelegations must be made in writing and that the Director must stipulate any limitations on further redelegation of authority which he redelegates;

(2) Issue, renew and amend licenses for export of reactors and source and byproduct materials, including the grant of exemptions and the imposition of special conditions, except where final decision rests with the presiding officer, atomic safety and licensing board, or the Commission, after hearing under the Act and Part 2 of this chapter;

(3) Issue, pursuant to Part 2 of this chapter, notices of the denial or the proposed denial of applications for licenses for export of reactors and source and byproduct materials or of applications for amendment or renewal of such licenses;

(4) Initiate enforcement proceedings, issue notices and enter into stipulations for settlement with respect to alleged violations, and issue orders for imposing requirements and orders relating to the modification, suspension and revocation of licenses, pursuant to the provisions of Part 2 of this chapter;

(5) Issue such orders to govern the possession and use of special nuclear material, source material, or byproduct material possessed by any person without a license as may be necessary or desirable to protect health or to minimize danger to life or property;

(6) Take necessary or appropriate action in accordance with decisions of the presiding officer, atomic safety and licensing board, or the Commission;

(7) Execute indemnification agreements with licensees pursuant to sections 170 c. and 170 k. of the Act.

3. Section 1.102 is deleted. The following new § 1.102 is added to 10 CFR Part 1:

§ 1.102 Division of Safety Standards.

The Division of Safety Standards develops and recommends radiation health and safety standards to protect employees and the public, including safety standards for the design, location, construction and operation of reactors and other nuclear facilities; provides technical advice and assistance to other AEC divisions, Federal agencies and other organizations, as appropriate, on matters involving radiation protection and nuclear safety; maintains liaison with the Federal Radiation Council, American Standards Association and other agencies and organizations involved in standards development; and coordinates the Director of Regulation's participation in the Commission's nuclear safety research program.

(a) Specifically, the Division:

(1) Develops and recommends proposed health and safety standards for the protection of employees and the public from atomic energy induced radiation, including standards covering possession and use of source, special nuclear and byproduct materials, transportation of radioactive materials, and nuclear safety standards and guides applicable to the design, location, construction, and operation of reactors and other nuclear facilities;

(2) Develops proposed rules and regulations and amendments thereto applicable to AEC licensees;

(3) Provides technical assistance to the Division of Reactor Licensing and the Division of Materials Licensing;

(4) Provides safety evaluation of nuclear devices for aerospace applications;

(5) Maintains liaison with AEC divisions conducting safety research programs;

(6) Provides a central point of contact through which AEC organizational units and other Federal agencies may obtain technical advice and information on radiation protection standards;

(7) Provides staff assistance to the Commission with respect to matters involving the Federal Radiation Council;

(8) Coordinates the review, evaluation and preparation of comments on publications dealing with nuclear safety;

(9) Performs such other functions as may be assigned by the Director of Regulation.

(b) The Director, Division of Safety Standards, is authorized and directed by the Director of Regulation, and has been delegated authority, to take such action as may be necessary to carry out the functions assigned by this or other official directives or communications, subject to the limitations described therein. The Director may redelegate, except where expressly prohibited, to others authority delegated to him by this or other official directives or communications, subject to such stipulations as he may deem necessary and to the limitations that such redelegations must be made in writing and that the Director must stipulate any limitations on further redelegation of authority which he redelegates.

4. The following new § 1.103 is added to 10 CFR Part 1:

§ 1.103 Division of Reactor Licensing.

The Division of Reactor Licensing administers the regulations governing the licensing and authorization of nuclear reactors, other than for export, and the issuance, renewal, amendment and denial of licenses and authorizations for reactors and facility operators.

(a) Specifically, the Division:

(1) Performs technical reviews and analyses of applications for licenses and authorizations for the construction and operation of reactors;

(2) Evaluates, as directed by the Director of Regulation, the potential nuclear hazards of each proposal to build or significantly modify an AEC-owned reactor exempt from licensing to determine that the nuclear hazards which the reactor presents are acceptable;

(3) Evaluates, as directed by the Director of Regulation, the nuclear safety aspects of the design of military power, testing, and research reactors exempt from licensing, and reviews and evaluates nuclear safety, operating principles, and general nuclear safety standards and instructions submitted by the Department of Defense;

(4) Provides advice and assistance in the development of licensing and regulatory policies incorporating nuclear health and safety standards, guides, and codes for possession, use and transfer of nuclear reactors licensed by the AEC;

(5) Determines and advises the Division of Materials Licensing of requirements of reactor licensees for special nuclear material;

(6) Cooperates with the Division of State and Licensee Relations in providing technical assistance to State and local governments and other Federal agencies;

(7) Maintains liaison for the Commission with the Advisory Committee on Reactor Safeguards;

(8) Performs such other functions as may be assigned by the Director of Regulation.

(b) The Director, Division of Reactor Licensing, is authorized and directed by the Director of Regulation, and has been delegated authority, to:

(1) Take such action as may be necessary to carry out the functions assigned by this or other official directives or communications, subject to the limitations described therein. The Director may redelegate, except where expressly prohibited, to others authority delegated to him by this or other official directives or communications, subject to such stipula-

tions as he may deem necessary and to the limitations that such redelegations must be made in writing and that the Director must stipulate any limitations on further redelegation of authority which he redelegates;

(2) Issue, renew and amend reactor licenses (which may include, pursuant to Parts 30, 40, and 70 of this chapter, byproduct, source and special nuclear material used or produced in the reactor) and authorizations, other than for export, and facility operator licenses, including the grant of exemptions, the imposition of special conditions and the allocation of special nuclear material, except where final decision rests with the presiding officer, atomic safety and licensing board, or the Commission, after hearing under the Act and Part 2 of this chapter;

(3) Issue, pursuant to Part 2 of this chapter, notices of the denial or the proposed denial of applications for reactor licenses and authorizations, other than for export, and facility operator licenses, or of applications for amendment or renewal of such licenses and authorizations;

(4) Authorize changes in the technical specifications for a reactor, changes in the reactor or the reactor procedures, or the conduct of tests and experiments, in accordance with the provisions of Parts 50 and 115 of this chapter;

(5) Take necessary or appropriate action in accordance with decisions of the presiding officer, atomic safety and licensing board, or the Commission.

(c) The Director, Division of Reactor Licensing, has redelegated, except where final decision rests with the presiding officer, atomic safety and licensing board, or the Commission, after hearing under the Act and Part 2 of this chapter:

(1) To the Assistant Director, Division of Reactor Licensing, and to the Chief, Research and Power Reactor Safety Branch, and the Chief, Test and Power Reactor Safety Branch, Division of Reactor Licensing, the authority (which may not be further redelegated) to (i) issue, renew and amend reactor licenses pursuant to Part 50 of this chapter (which may include, pursuant to Parts 30, 40 and 70 of this chapter, byproduct, source, and special nuclear material used or produced in the reactor)—other than for export, or for testing reactors and Class 103 and Class 104 b. reactors—including the grant of exemptions, the imposition of special conditions and the allocation of special nuclear material; and (ii) authorize, with respect to research reactors, changes in the technical specifications, changes in the reactor or the reactor procedures, or the conduct of tests and experiments;

(2) To the Assistant Director, Division of Reactor Licensing, and to the Chief, Operator Licensing Branch, Division of Reactor Licensing, the authority (which may not be further redelegated) to issue, renew and amend facility operators' licenses, including the grant of exemptions and the imposition of special conditions, pursuant to Part 55 of this chapter.

5. The following new § 1.104 is added to 10 CFR Part 1:

§ 1.104 Division of Materials Licensing.

The Division of Materials Licensing administers the regulations governing the licensing of possession, use, transfer and import of source, special nuclear, and byproduct materials, other than for export, and the issuance, renewal, amendment and denial of materials licenses and licenses of facilities for reprocessing irradiated source and special nuclear material.

(a) Specifically, the Division:

(1) Performs technical reviews and analyses of applications for materials licenses (including those involving transportation of special nuclear material and irradiated reactor fuel);

(2) Prepares forecasts of requirements for special nuclear materials for use in licensed activities;

(3) Allocates and authorizes the distribution of special nuclear material to AEC and agreement State[1] licensees, subject to concurrence by the Division of Reactor Licensing with respect to material required by reactor licensees;

(4) Performs technical reviews and analyses of applications for facility licenses for reprocessing irradiated source and special nuclear material;

(5) Provides advice and assistance in the development of licensing and regulatory policies incorporating nuclear health and safety standards, guides, and codes for possession, use, and transfer of materials and of facilities for reprocessing irradiated source and special nuclear material licensed by the AEC;

(6) Cooperates with the Division of State and Licensee Relations in providing technical assistance to State and local governments and other Federal agencies;

(7) Performs such other functions as may be assigned by the Director of Regulation.

(b) The Director, Division of Materials licensing, is authorized and directed by the Director of Regulation, and has been delegated authority, to:

(1) Take such action as may be necessary to carry out the functions assigned by this or other official directives or communications, subject to the limitations described therein. The Director may redelegate, except where expressly prohibited, to others authority delegated to him by this or other official directives or communications, subject to such stipulations as he may deem necessary and to the limitations that such redelegations must be made in writing and that the Director must stipulate any limitations on further redelegation of authority which he redelegates;

(2) Issue, renew and amend materials licenses, other than for export, and licenses of facilities for reprocessing irradiated source and special nuclear material, including the grant of exemptions and the imposition of special conditions, except where final decision rests with the presiding officer, atomic safety and licensing board, or the Commission after hearing under the Act and Part 2 of this chapter;

(3) Issue, pursuant to Part 2 of this chapter, notices of the denial or the proposed denial of applications for materials licenses, other than for export, and licenses of facilities for reprocessing irradiated source and special nuclear material, or of applications for amendment or renewal of such material or facility licenses;

(4) Take necessary or appropriate action in accordance with decisions of the presiding officer, atomic safety and licensing board, or the Commission.

(c) The Director, Division of Materials Licensing, has redelegated, except where final decision rests with the presiding officer, atomic safety and licensing board, or the Commission, after hearing under the Act and Part 2 of this chapter:

(1) To the Assistant Director, Division of Materials Licensing, and to the Chief, the Assistant Chief, and the Senior Reviewers, Isotopes Branch, Division of Materials Licensing, the authority (which may not be further redelegated) to issue, renew and amend byproduct materials licenses, other than for export, including the grant of exemptions and the imposition of special conditions, pursuant to Part 30 of this chapter.

(2) To the Assistant Director, Division of Materials Licensing, and to the Chief and the Senior Materials Engineers, Source & Special Nuclear Materials Branch, Division of Materials Licensing, the authority (which may not be further redelegated) to issue, renew and amend source material and special nuclear material licenses, other than for export, including the grant of exemptions and the imposition of special conditions, pursuant to Parts 40 and 70 of this chapter.

(Sec. 161, 68 Stat. 948; 42 U.S.C. 2201)

Dated at Washington, D.C., this 22d day of April 1964.

For the Atomic Energy Commission.

W. B. McCool,
Secretary.

[F.R. Doc. 64-4310; Filed, Apr. 29, 1964; 8:48 a.m.]

[1] "Agreement State" means any State with which the Commission has entered into an effective agreement under subsection 274b. of the Act.

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 6652]

PART 13—PROHIBITED TRADE PRACTICES

Borden Co.

Subpart—Acquiring corporate stock or assets: § 13.5 *Acquiring corporate stock or assets.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 18) [Cease and desist order, The Borden Company, New York, N.Y., Docket 6652, Apr. 15, 1964]

Consent order requiring the second largest company in the dairy products industry—which, beginning with 1928, had by 1950, prior to the time section 7 of the Clayton Act was amended, acquired over 500 concerns manufacturing and distributing fluid milk and milk

products, and which continued to acquire similar properties to the time complaint was issued—to divest itself absolutely within 18 months, subject to approval of the Commission and so as to restore them as going concerns, of all the assets, properties, rights and privileges, tangible and intangible, acquired as the result of the acquisition of eight regional dairy businesses operating in various towns and counties in Colorado, Nebraska and New Mexico; Kansas; Michigan; Ohio; Florida; the District of Columbia, Virginia and Maryland; and Oregon; and requiring it not to sell milk or milk products within the marketing areas of the divested concerns for a five year period; and to desist, for ten years, from acquiring dairy concerns.

The order of divestiture, including order requiring report of compliance therewith, is as follows:

It is ordered, That The Borden Company within a period not exceeding eighteen (18) months after the service upon it of this order, unless extended, shall divest itself absolutely and in good faith, subject to the prior approval of the Commission of:

A. All assets, properties, rights and privileges, tangible and intangible, including but not limited to, all plants, equipment, trade names, trademarks, and goodwill acquired by The Borden Company as a result of the acquisition of the capital stock of Carlson-Frink Company, which are now used in the business so acquired, together with all plants, machinery, buildings, improvements, equipment and other property of whatever description which have been added to the property of Carlson-Frink Company and are now used in the business so acquired, in such manner as to restore it as a going concern in the processing, distribution and sale of fluid milk, buttermilk, cream and cottage cheese, and in the manufacture, distribution and sale of ice cream, ice milk, sherbets and water ices in the following counties:

COLORADO

Adams.	Jefferson.
Arapahoe.	Kit Carson.
Baca.	Larimer.
Boulder.	Logan.
Clear Creek.	Morgan.
Custer.	Phillips.
Denver.	Prowers.
Douglas.	Pueblo.
El Paso.	Sedgwick.
Elbert.	Teller.
Fremont.	Washington.
Gilpin.	Weld.
Grand.	Yuma.

NEBRASKA

Cheyenne.	Deuel.

NEW MEXICO

Colfax.	Union.

B. All assets, properties, rights and privileges, tangible and intangible, including but not limited to, all plants, equipment, trade names, trademarks and goodwill acquired by The Borden Company as a result of the acquisition of the capital stock of Hyde Park Dairies, Inc., which are now used in the business so acquired, together with all plants, machinery, buildings, improvements, equipment and all other property of whatever description which have been added to the property of Hyde Park Dairies, Inc. and are now used in the business so acquired, in such manner as to restore it as a going concern in the processing, distribution and sale of fluid milk, buttermilk, half and half, cream and cottage cheese, and in the distribution and sale of ice cream, ice milk and sherbets in the following counties in Kansas:

Barber.	Pawnee.
Barton.	Reno.
Butler.	Rice.
Cowley.	Sedgwick.
Ellsworth.	Stafford.
Harper.	Sumner.
Harvey.	Rush.
Kingman.	Russell.

C. All assets, properties, rights and privileges, tangible and intangible, including but not limited to, all plants, equipment, trade names, trademarks and goodwill acquired by The Borden Company as a result of the acquisition of the assets of Sani-Seal Dairies, Inc., which are now used in the business so acquired, together with all plants, machinery, buildings, improvements, equipment and other property of whatever description which have been added to the property of Sani-Seal Dairies, Inc. and are now used in the business so acquired, in such manner as to restore it as a going concern in the processing, distribution and sale of fluid milk, butterfat, half and half and cream in the following towns and counties in Michigan:

TOWNS

Atlanta.	Lewiston.
Bell.	Marlette.
Bentley.	McGregor.
Birch Run.	Merrill.
Bridgeport.	Midland.
Carsonville.	Mount Pleasant.
Carrollton.	North Bradley.
Clifford.	North Branch.
Coleman.	North Point.
Columbiaville.	Pinconning.
Crump.	Port Sanilac.
Davison.	Presque Isle.
Deckerville.	Saginaw.
Easu Lake.	Sandusky.
Edenville.	Sanford.
Frankenmuth.	Snover.
Freeland.	St. Louis.
Hemlock.	Watertown.
Hillman.	Zilwaukee.
Lapeer.	

COUNTIES

Alcona.	Huron.
Alpena.	Iosco.
Arenac.	Ogemaw.
Bay.	Oscoda.
Clare.	Roscommon.
Gladwin.	Tuscola.

D. All assets, properties, rights and privileges, tangible and intangible, including but not limited to, all plants, equipment, trade names, trademarks, and goodwill acquired by The Borden Company as a result of the acquisition of the assets of Farmers Dairy Management, Inc., which are now used in the business so acquired, together with all plants, machinery, buildings, improvements, equipment and other property of whatever description which have been added to the property of Farmers Dairy Management, Inc. and are now used in the business so acquired, in such manner as to restore it as a going concern in the processing, distribution and sale of fluid milk, buttermilk, half and half, cream and cottage cheese in Hamilton County, Ohio and the following towns in Ohio:

Bethany.	Overpeck.
College Corner.	Oxford.
Fairfield.	Pisgah.
Hamilton.	Seven Mile.
Huntsville.	Somerville.
Mandville.	West Chester.
Millville.	Williamsdale.
New Miami.	

E. All assets, properties, rights and privileges, tangible and intangible, including but not limited to, all plants, equipment, trade names, trademarks and goodwill acquired by The Borden Company as a result of the acquisition of the assets of Dinsmore Dairy Company, which are now used in the business so acquired, together with all machinery, buildings, improvements, equipment and other property of whatever description which have been added to the property of Dinsmore Dairy Company and are now used in the business so acquired, in such manner as to restore it as a going concern in the distribution and sale of fluid milk, buttermilk, half and half and butter in the following towns in Florida:

Atlantic Beach.	Neptune Beach.
Fernandina Beach.	O'Neil.
Jacksonville.	Ponte Vedra Beach.
Jacksonville Beach.	Yulee.
Mayport.	

F. All assets, properties, rights and privileges, tangible and intangible, including but not limited to, all equipment, trade names, trademarks and goodwill acquired by The Borden Company, as a result of the acquisition of the assets of the Continental Frozen Desserts Company, which are now used in the business so acquired, together with all machinery, buildings, improvements, equipment and other property of whatever description which have been added to the property of Continental Frozen Desserts Company and are now used in the business so acquired, in such manner as to restore it as a going concern in the distribution and sale of ice cream, ice milk, sherberts and water ices in the District of Columbia, Arlington County, Virginia and the following towns in Maryland:

Andrews Air Force Base.	Glassmanor.
	Hyattsville.
Bethesda.	Langley Park.
Brentwood.	Morningside.
Camp Springs.	Mt. Rainier.
Cheltenham.	Oxon Hill.
Chevy Chase.	Rockville.
Clinton.	Silver Spring.
College Park.	Suitland.
East Pines.	Takoma Park.
Forest Heights.	Wheaton.

G. All assets, properties, rights and privileges, tangible and intangible, including but not limited to, all equipment, trade names, trademarks, and goodwill acquired by The Borden Company as a result of the acquisition of the assets of the unincorporated dairy business of David F. McCarter doing business as McCarter's Quality Dairy Products and Robert J. McCarter, Jr. (hereinafter referred to as "McCarter's"), which are now used in the busi-

ness so acquired, together with all machinery, buildings, improvements, equipment and other property of whatever description which have been added to the property of McCarter's and are now used in the business so acquired, in such manner as to restore it as a going concern in the distribution and sale of fluid milk in the following towns in Florida:

College Park.	St. Augustine.
Crescent Beach.	St. Augustine Beach.
Moultrie.	Vilano Beach.

H. All assets, properties, rights and privileges, tangible, and intangible, including but not limited to, all plants, equipment, trade names, trademarks and goodwill acquired by The Borden Company as a result of the acquisition of the assets of the unincorporated dairy business owned by John D. Eberhard and his wife, Nelda I. Eberhard, at Redmond, Oregon (hereinafter referred to as "Eberhard"), which are now used in the business so acquired, together with all plants, machinery, buildings, improvements, equipment and other property of whatever description which have been added to the property of Eberhard and are now used in the business so acquired, in such manner as to restore it as a going concern in the purchasing and processing of raw milk secured from producers located in the following counties in Oregon:

Crook.	Jefferson.
Deschutes.	

I. By such divestitures, under the terms set forth in paragraph A through H above, none of the stock, assets, rights or privileges, tangible or intangible, acquired or added by respondent, shall be sold or transferred, directly or indirectly, to anyone who, immediately following the respective divestitures, shall be a stockholder holding more than one-half of 1 percent of the outstanding stock of the respondent, an officer, director, representative, employee or agent or otherwise directly or indirectly connected with or under the control of the respondent.

II. Pending divestiture, respondent shall not make any changes in the plants, machinery, buildings, equipment or other property of whatever description which shall materially impair their present rate of capacity for the processing, distribution or sale of fluid milk or related products (such as, where applicable, buttermilk, half and half, cream, cottage cheese and butter), ice cream, ice milk, mellorine, sherbets or water ices, or their market value, unless said capacity or value is restored prior to divestiture.

III. Respondent shall divest itself of the above-identified assets of Carlson-Frink Company, Hyde Park Dairies, Inc., Sani-Seal Dairies, Inc., Farmers Dairy Management, Inc., Dinsmore Dairy Company, Continental Frozen Desserts Company, McCarter's and Eberhard in the following manner and subject to the following conditions:

A. Beginning promptly after the date of service of this order upon respondent by the Commission, respondent shall make diligent efforts in good faith to sell the above-identified assets of the above named eight concerns in the manner set forth in section I above and shall continue such efforts to the end that the sale thereof shall be effected within the aforesaid period of 18 months. Respondent shall submit to the Commission summary reports of the efforts made by respondent to obtain or discover purchasers or potential purchasers, and respondent shall submit to the Commission summaries of conversations of authorized representatives of respondent with potential purchasers or their representatives relating to the sale of such assets, and, subject to any legally recognized privilege, copies of all written communications pertaining to negotiations, offers to buy or indications of interest in the acquisitions of the whole or a part of the assets in question, within 15 days after the termination of the calendar month in which the conversations occurred or the communications were sent or received by respondent.

B. If complete divestiture shall not have been accomplished within the aforesaid period of 18 months or any extension of said period which the Commission may grant, the Commission will give respondent notice and afford it an opportunity to be heard before the Commission issues any further order or orders which the Commission may deem appropriate.

C. For the protection of the purchaser or purchasers of the Carlson-Frink Company assets, respondent shall not sell fluid milk, buttermilk, cream, cottage cheese, ice cream, ice milk, sherbets or water ices for a period of five years from the effective date of the sale of such assets in or for the purpose of resale in the counties listed in paragraph A in section I above.

D. For the protection of the purchaser or purchasers of the Hyde Park Dairies, Inc., assets, respondent shall not sell fluid milk, buttermilk, half and half, cream, cottage cheese, ice cream, ice milk or sherbets for a period of five years from the effective date of the sale of such assets in or for the purpose of resale in the counties listed in paragraph B in section I above.

E. For the protection of the purchaser or purchasers of the Sani-Seal Dairies, Inc., assets, respondent shall not sell fluid milk, buttermilk, half and half or cream for a period of five years from the effective date of the sale of such assets in or for the purpose of resale in any of the towns and counties listed in paragraph C in section I above.

F. For the protection of the purchaser or purchasers of the Farmers Dairy Management, Inc., assets, respondent shall not sell fluid milk, buttermilk, half and half, cream or cottage cheese for a period of five years from the effective date of the sale of such assets in or for the purpose of resale in the towns and county listed in paragraph D in section I above.

G. For the protection of the purchaser or purchasers of the Dinsmore Dairy Company assets, respondent shall not sell fluid milk, buttermilk, half and half or butter for a period of five years from the effective date of the sale of such assets in or for the purpose of resale in the towns listed in paragraph E in section I above.

H. For the protection of the purchaser or purchasers of the Continental Frozen Desserts Company assets, respondent shall not sell ice cream, ice milk, sherbets or water ices for a period of five years from the effective date of the sale of such assets in or for the purpose of resale in the District of Columbia and the county and towns listed in paragraph F in section I above.

I. For the protection of the purchaser or purchasers of the assets of McCarter's, respondent shall not sell fluid milk for a period of five years from the effective date of the sale of such assets in or for the purpose of resale in the towns listed in paragraph G in section I above.

J. For the protection of the purchaser or purchasers of the assets of Eberhard, respondent shall not sell cream or butter for a period of five years from the effective date of the sale of such assets in or for the purpose of resale in the counties listed in paragraph H in section I above, and shall not purchase raw milk for the same period from producers located in said counties.

K. Within sixty days after divestiture of the assets of each of the eight concerns listed about in paragraphs C through J, respondent shall file with the Commission a report in writing setting forth in detail the manner and form in which it shall have complied with the terms of this Order with respect thereto.

L. Respondent is not required by this Order to sell, license or in any way convey any rights to any of its trademarks or trade names including "Borden's", not acquired from the eight concerns listed above.

IV. *It is further ordered,* That for a period of ten years respondent shall cease and desist from acquiring, directly or indirectly, through subsidiaries, or otherwise, the whole or any part of the stock, share capital or assets (other than products sold in the course of business) of any domestic concern, corporate or noncorporate, engaged principally or as one of its major commodity lines at the time of such acquisition in any state of the United States or the District of Columbia in the business of manufacturing, processing or selling at wholesale or on retail milk routes (a) fluid milk, (b) ice cream, ice milk, mellorine, sherbets or water ices, (c) natural or processed cheese, or (d) butter, without the prior approval of the Federal Trade Commission.

By the Commission.

Issued: April 15, 1964.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 64-4267; Filed, Apr. 29, 1964; 8:45 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES [NEW]

[Reg. Docket No. 4090; Amdt. 371]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES [NEW]

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 [New] (14 CFR Part 97 [New]) is amended as follows:

1. By amending the following automatic direction finding procedures prescribed in § 97.11(b) to read:

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	
Annette Island LFR	GVN RBn	Direct	4000	T-dn*	300-1	300-1	200-½
Guard Island Int	GVN RBn (final)	Direct	4000	C-dn*	500-1½	500-2	500-2
				S-dn-12	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

#Procedure turn E side of crs, 303° Outbnd, 123° Inbnd, 4000′ within 10 miles. Nonstandard due to terrain.
Minimum altitude over facility on final approach crs, 3700′ after procedure turn only; over ANN LFR, 800′.
Crs and distance, facility to airport, 123°—9.6 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 9.6 miles after passing GVN RBn, turn right, climb to 4200′ on 155° bearing from ANN LFR within 20 miles.
CAUTION: Terrain 1000′ within 1.9 miles N through E. Davison Mountain 2382′, 2.9 miles E; Tamgas Mountain 3591′, 5.1 miles ENE of airport.
*Runway 2-20: Night operation not authorized. Runway 2: T-d restricted to 600-1 due to high terrain N through E, 1000′ within 2 miles. Make immediate left turn after takeoff.
#Procedure turn not required when approaching SE from Guard Island Intersection.

City, Annette Island; State, Alaska; Airport Name, Annette Island; Elev., 119′; Fac. Class., MHW/FM; Ident., GVN; Procedure No. 1, Amdt. 7; Eff. Date, 9 May 64; Sup Amdt. No. 6; Dated, 21 Mar. 64

				T-dn	500-1	NA	NA
				C-dn	800-1	NA	NA
				A-dn	NA	NA	NA

Procedure turn N side of crs, 092° Outbnd, 272° Inbnd, 2500′ within 10 miles.
Minimum altitude over facility on final approach crs, 1700′.
Crs and distance, facility to airport, 272°—4.4 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.4 miles after passing Athens RBn, make right climbing turn to 2500′ on 092° heading. Return to Athens RBn. Hold E, 1-minute, right turns, 272° Inbnd.
NOTES: Runway lights on request to Parkersburg, W. Va. radio. Communications with PKB radio at 1500′. UNICOM available.
MSA: 000°-360°—2200′.

City, Athens; State, Ohio; Airport Name, Ohio University; Elev., 632′; Fac. Class., MHW; Ident., UOA; Procedure No. 1, Amdt. Orig.; Eff. Date, 9 May 64

CRP VOR	LOM	Direct	1800	T-dn	300-1	300-1	200-½
CRP RBn	LOM	Direct	1800	C-dn*	400-1	500-1	500-1½
Robstown Int	LOM	Direct	1800	S-dn-13*	400-1	400-1	400-1
Sinton Int	San Pat Int%	Via R-040 ALI-VOR.	1800	A-dn	800-2	800-2	800-2
San Pat Int%	LOM (final)	Direct	1400				

Radar coverage extends from the radar site clockwise between the 230° to the 030° bearings.
Radar terminal transition altitude 1500′ within 20 miles. Radar control will provide 1000′ vertical clearance within a 3-mile radius, or 500′ vertical clearance within a 3- to 5-mile (inclusive) radius of tower 792′ 6 miles W of airport.
Procedure turn W side of NW crs, 307° Outbnd, 127° Inbnd, 1800′ within 10 miles. Beyond 10 miles not authorized.
Minimum altitude over facility on final approach crs, 1400′.
Crs and distance, facility to airport, 127°—4.8 miles; Tank Fix# to airport, 127°—1.6 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.8 miles, turn left, climb to 1500′ direct to CRP-VOR and proceed Outbnd on R-045 within 20 miles or, when directed by ATC, turn right, climb to 1800′ on CRP-VOR R-227 within 20 miles.
*Aircraft must be equipped with operating ADF and VOR receivers and Tank Fix received; if Tank Fix not received, ceiling minimum is 700′.
#Tank Fix: Bearing 127° from LOM and CRP-VOR R-210.
%San Pat Int: Int ALI VOR R-040 and 307° bearing from the LOM, or CRP ILS NW crs.

City, Corpus Christi; State, Tex.; Airport Name, Corpus Christi International; Elev., 43′; Fac. Class., LOM; Ident., CR; Procedure No. 1, Amdt. 9; Eff. Date, 9 May 64; Sup. Amdt. No. 8; Dated, 8 Sept. 62

PROCEDURE CANCELLED, EFFECTIVE 9 MAY 64.

City, Delta; State, Utah; Airport Name, Municipal; Elev., 4755′; Fac. Class., SABH; Ident., DTA; Procedure No. 1, Amdt. 1; Eff. Date, 30 June 62, or upon commissioning of DTA RBn facility; Sup. Amdt. No. Orig.; Dated, 30 Sept. 61

ADF 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	
Findlay VOR	FDY RBn	Direct	2500	T-dn	300-1	300-1	200-½
				C-dn	800-1	800-1	800-1½
				A-dn	800-2	800-2	800-2

Procedure turn E side of crs, 180° Outbnd, 360° Inbnd, 2100′ within 10 miles.
Minimum altitude over facility on final approach crs, 1600′.
Facility on airport.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile of Findlay RBn, make left climbing turn to 2200′, hold S Findlay RBn, right turns, 1-minute, 360° Inbnd.
MSA: 000°-090°—2200′; 090°-180°—2300′; 180°-270°—2200′; 270°-360°—2000′.

City, Findlay; State, Ohio; Airport Name, Findlay; Elev., 800′; Fac. Class., BMH; Ident., FDY; Procedure No. 1; Amdt. 2; Eff. Date, 9 May 64; Sup. Amdt. No 1; Dated, 29 Dec. 56

Dallas RBn	LOM	Direct	2200	T-dn	300-1	300-1	200-½
Fort Worth RBn	LOM	Direct	2200	C-dn	400-1	500-1	500-1½
Britton VOR	LOM	Direct	2800	S-dn-13	400-1	400-1	400-1
				A-dn	800-2	800-2	800-2

Radar vectoring authorized in accordance with approved patterns.
Procedure turn N side of crs, 309° Outbnd, 129° Inbnd, 2000′ within 10 miles. Beyond 10 miles not authorized. Nonstandard due to ATC requirements.
Minimum altitude over LOM Inbnd final, 2000′.
Crs and distance, LOM to airport, 129°—4.6 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.6 miles after passing LOM, turn right, climb to 2000′ on crs 190° within 15 miles.
CAUTION: 1221′ radio towers 5 miles N; 2349′ TV towers 14.0 miles SSE; 1743′ TV tower 12 miles WSW of airport.
MSA: 000°-090°—2300′; 090°-180°—3400′; 180°-270°—2800′; 270°-360°—2100′.

City, Fort Worth; State, Tex.; Airport Name, Greater Southwest International, Dallas-Fort Worth Field; Elev., 568′; Fac. Class., LOM; Ident., GS; Procedure No. 1, Amdt. 10; Eff. Date, 9 May 64; Sup. Amdt. No. 9; Dated, 28 Dec. 63

				T-dn	300-1	300-1	200-½
				C-dn	500-1	600-1	600-1½
				S-dn-32	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

Procedure turn E side of crs, 135° Outbnd, 315° Inbnd, 2400′ within 10 miles. Beyond 10 miles not authorized.
Minimum altitude over facility on final approach crs, 1300′.
Crs and distance, facility to airport, 315°—3.3 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.3 miles after passing RBn, turn left, climb to 3200′ on 301° bearing from LIT RBn within 20 miles.
Other change: Deletes transition from PBF RBn.

City, Little Rock; State, Ark.; Airport Name, Adams Field; Elev., 257′; Fac. Class., BH; Ident., LIT; Procedure No. 2, Amdt. 1; Eff. Date, 9 May 64; Sup. Amdt. No. Orig.; Dated, 21 Mar. 64

Lisbon Int	OGS RBn	Direct	2000	T-dn	300-1	300-1	NA
				C-dn	700-1	700-1	NA
				A-dn*	NA	NA	NA

Procedure turn S side of crs, 091° Outbnd, 271° Inbnd, 2000′ within 10 miles.
Minimum altitude over facility on final approach crs, 1000′.
Crs and distance, facility to airport, 271°—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 OGS RBn, make a climbing left turn to 2000′ direct to OGS RBn. Hold E of OGS RBn, 271° Inbnd, left turns, 1-minute.
NOTES: 1. Facility must be monitored aurally during approach. 2. Final approach from a holding pattern not authorized. Procedure turn required.
*Alternate weather minimums of 800-2 authorized for those who have approved arrangement for weather service at the airport.
MSA: 000°-090°—2000′; 090°-180°—2500′; 180°-270°—2100′; 270°-360°—1800′.

City, Ogdensburg; State, N.Y.; Airport Name, Ogdensburg Municipal; Elev., 293′; Fac. Class., MHW; Ident., OGS; Procedure No. 1, Amdt. Orig.; Eff. Date, 9 May 64

McClure Int	LOM	Direct	2000	T-dn	300-1	300-1	200-½
Waterville VOR	LOM	Direct	2000	C-dn	500-1	500-1	500-1½
Harbor View Int	LOM	Direct	2000	S-dn-7	500-1	500-1	500-1
Gerald Int	LOM	Direct	2000	A-dn	800-2	800-2	800-2

Radar vectoring authorized in accordance with approved patterns.
Procedure turn S side of crs, 249° Outbnd, 069° Inbnd, 2000′ within 10 miles.
Minimum altitude over facility on final approach crs, 1500′.
Crs and distance, facility to airport, 069°—3.8 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.8 miles after passing LOM, make climbing left turn to 2000′, proceed to Toledo LOM. Hold SW Toledo LOM, right turns, 1-minute, 069° Inbnd.
CAUTION: Tower 865′; 1¼ miles S of LMM.
Other change: Deletes transitions from Wauseon Int and Weston Int.
MSA: 000°-090°—2600′; 090°-180°—2000′; 180°-270°—2000′; 270°-360°—2500′.

City, Toledo; State, Ohio; Airport Name, Toledo Express; Elev., 684′; Fac. Class., LOM; Ident., TO; Procedure No. 1, Amdt. 7; Eff. Date, 9 May 64; Sup. Amdt. No. 6; Dated, 21 Mar. 64

TVC VOR	TVC RBn	Direct	2100	T-dn*	300-1	300-1	200-½
				C-dn	500-1	500-1	500-1½
				A-dn	800-2	800-2	800-2

Procedure turn E side of crs, 139° Outbnd, 319° Inbnd, 2100′ within 10 miles.
Minimum altitude over facility on final approach crs, 1600′.
Crs and distance, facility to airport, 319°—2.0 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.0 miles after passing RBn, make climbing right turn to 2100′ and return to TVC RBn.
CAUTION: *Several antennas from 1132′ to 1546′ between 3.0 to 4.5 miles W and NW of airport. Plan departure to avoid this area.

City, Traverse City; State, Mich.; Airport Name, Traverse City Municipal; Elev., 623′; Fac. Class., SABH; Ident., TVC; Procedure No. 1, Amdt. 1; Eff. Date, 9 May 64; Sup. Amdt. No. Orig.; Dated, 26 Jan. 63

2. By amending the following very high frequency omnirange (VOR) procedures prescribed in § 97.11(c) to read:

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	
Amarillo VOR	Buffalo VOR	Direct	5000	T-dn	300-1	300-1	200-½
Amarillo RBn	Buffalo VOR	Direct	5000	C-dn	500-1	500-1	500-1½
ILS LOM	Buffalo VOR	Direct	5000	S-dn-3	500-1	500-1	500-1
Canyon Int	Buffalo VOR	Direct	5000	A-dn	800-2	800-2	800-2
Claude Int	Buffalo VOR	Direct	5000				
Finley Int	Buffalo VOR	Direct	5000				
Palo Duro Int	Buffalo VOR	Direct	5000				
Plant Int	Buffalo VOR	Direct	5300				
Sam Int	Buffalo VOR	Direct	5300				
Tower Int	Buffalo VOR	Direct	5000				
West Side Int	Buffalo VOR	Direct	5000				

Radar transitions and vectoring using Amarillo radar authorized in accordance with approved radar patterns.
Teardrop procedure turn—procedure turn E side of crs, 195° Outbnd, 033° Inbnd, 5100′ within 10 miles.
Minimum altitude over facility on final approach crs, 5100′, and maintain 5000′ or above until passing OM/LOM.
Crs and distance, facility to airport, 033°—7.7 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 7.7 miles after passing ARO VOR, climb to 5000′ on R-033 ARO VOR within 20 miles.
CAUTION: Towers 3994′ 3.4 miles SW; 3886′ 2.1 miles SW; 3885′ 2.7 miles SW of airport. 3764′ grain elevator located adjacent to SW boundary of airport.
MSA: 000°-090°—4900′; 090°-180°—4800′; 180°-270°—5200′; 270°-360°—5400′.

City, Amarillo; State, Tex.; Airport Name, Amarillo AFB/Municipal; Elev., 3607′; Fac. Class., VORW; Ident., ARO; Procedure No. 2, Amdt. Orig.; Eff. Date, 9 May 64

PROCEDURE CANCELLED, EFFECTIVE 9 MAY 64.

City, Amarillo; State, Tex.; Airport Name, Amarillo AFB/Municipal; Elev., 3607′; Fac. Class., VORW; Ident., ARO; Procedure No. 3, Amdt. 1; Eff. Date, 4 May 63; Sup. Amdt. No. Orig.; Dated, 26 May 62

Delta RBn	DTA VOR	Direct	7300	T-dn	300-1	300-1	200-½
				C-dn	400-1	500-1	500-1½
				S-dn-34	400-1	400-1	400-1
				A-dn	800-2	800-2	800-2

Procedure turn W side crs, 180° Outbnd, 360° Inbnd, 7300′ within 10 miles. All turns to be made on W side of crs, high terrain to E.
Minimum altitude over facility on final approach crs, 6000′.
Crs and distance, facility to airport, 345°—4.3 miles.
If visual contact not established upon descent to authorized landing minimums, or if landing not accomplished within 4.3 miles after passing DTA VOR, climb to 7300′ on R-348 within 20 miles.

City, Delta; State, Utah; Airport Name, Delta Municipal; Elev., 4755′; Fac. Class., M-BVOR; Ident., DTA; Procedure No. 1, Amdt. 5; Eff. Date, 9 May 64; Sup. Amdt. No. 4; Dated, 30 Sept. 61

Fort Sill Int	LAW VOR	Direct	2700	T-dn	300-1	300-1	200-½
Duncan VOR	LAW VOR	Direct	2600	C-dn*	400-1	500-1	500-1½
Temple Int	LAW VOR	Direct	2600	S-dn-35*	400-1	400-1	400-1
Chattanooga Int	LAW VOR	Direct	2600	A-dn#	800-2	800-2	800-2
Apache Int	LAW VOR	Direct	2600				

Radar vectoring authorized in accordance with approved patterns.
Procedure turn not authorized due to ATC requirements.
Hold S of LAW VOR, 167° Outbnd, 347° Inbnd, left turns, 1-minute, 2600′.
Minimum altitude over facility on final approach crs, 2300′.
Crs and distance, facility to airport, 354°—8.8 miles; abeam PFL RBn to airport, 354°—2.3 miles.
If visual contact not established upon descent to authorized landing minimums of if landing not accomplished within 8.8 miles after passing LAW-VOR, or 2.3 miles after passing PFL RBn, turn right, climb to 2600′ and return to LAW-VOR on R-005 or, when directed by ATC, climb to 3500′ on LAW-VOR R-352 and proceed to Apache Int.
NOTE: Authorized for military use only except by prior arrangement.
*If PFL RBn or Z marker not received, descent below 1900′ not authorized and minimums are 700-2.
#Fort Sill approach control, at Post AAF (part-time control zone).
MSA: 000°-090°—2700′; 090°-180°—2300′; 180°-270°—3200′; 270°-360°—3500′.

City, Fort Sill, formerly Lawton (Fort Sill); State, Okla.; Airport Name, Post AAF; Elev., 1187′; Fac. Class., L-BVOR; Ident., LAW; Procedure No. 1, Amdt. 4; Eff. Date, 9 May 64; Sup. Amdt. No. 3; Dated, 22 Feb. 64

Int LIT R-130 and PBF R-359	LIT VOR (final)	Direct	1400	T-dn	300-1	300-1	200-½
				C-dn	500-1	600-1	600-1½
				S-dn-32	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

Procedure turn E side of crs, 134° Outbnd, 314° Inbnd 2400′ within 10 miles.
Minimum altitude over facility on final approach crs, 1400′.
Crs and distance, facility to airport, 314°—3.8 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.8 miles after passing LIT VOR, turn left, climb to 3200′ on R-301 within 20 miles or, when directed by ATC, turn right to 100°, intercept and climb to 2000′ on R-055 within 20 miles.

City, Little Rock; State, Ark.; Airport Name, Adams Field; Elev., 257′; Fac. Class., BVORTAC; Ident., LIT; Procedure No. 1, Amdt. 9; Eff. Date, 9 May 64; Sup. Amdt. No. 8; Dated, 12 Oct. 63

VOR 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	
Int Little Rock R-130 and PBF R-359	PBF-VOR (final)	Direct	1200	T-dn	300-1	300-1	200-½
				C-dn	400-1	500-1	500-1½
				S-dn-17	400-1	400-1	400-1
				A-dn	800-2	800-2	800-2

Procedure turn W side of crs, 359° Outbnd, 179° Inbnd, 1700′ within 10 miles. Beyond 10 miles not authorized.
Minimum altitude over facility on final approach crs, 1200′.
Crs and distance, facility to airport, 179°—3.9 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.9 miles after passing the PBF-VOR, make immediate right turn, climb to 2000′ on PBF R-208 within 20 miles.

City, Pine Bluff; State, Ark.; Airport Name, Grider Field; Elev., 205′; Fac. Class., BVOR; Ident., PBF; Procedure No. 1, Amdt. 6; Eff. Date, 9 May 64; Sup. Amdt. No. 5; Dated, 2 Nov. 63

RMG RBn	RMG VOR	Direct	3000	T-dn#	300-1	300-1	200-½
Dalton Int	RMG VOR	Direct	3000	C-d	1000-1	1000-1	1000-1½
Kennesaw Int	RMG VOR	Direct	3000	C-n#	1000-2	1000-2	1000-2
				S-d-36	1000-1	1000-1	1000-1
				S-n-36#	1000-2	1000-2	1000-2
				A-dn%#	1000-2	1000-2	1000-2
				If aircraft equipped with VOR and ADF and Shannon Int* received, minimums become:			
				C-dn#	800-2	800-2	800-2
				S-dn-36#	500-1	500-1	500-1

Procedure turn W side of crs, 168° Outbnd, 348° Inbnd, 3000′ within 10 miles. Beyond 10 miles not authorized.
Minimum altitude over VOR on final approach crs, 1700′; over Shannon Int, 1600′.
Crs and distance, VOR to airport, 348°—10.8 miles; Shannon Int to airport, 348°—3.0 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 10.8 miles after passing RMG VOR, climb to 3500′ on R-348 within 15 miles.
NOTE: Contact Atlanta FSS by transmitting on appropriate frequency and receive on RMG VOR frequency for IFR clearances.
CAUTION: Unlighted trees and terrain 1182′, 1½ miles WNW of airport. RMG RBn operating as unmonitored facility. Pilot must monitor facility during use.
*Shannon Int: Int RMG VOR R-348 and 112° bearing from RMG RBn.
#Night takeoffs and landing authorized for Runway 18-36 only.
%Alternate minimums authorized only when U.S. Weather Bureau weather service available from 0600-1400E except for air carriers, provided they have approval of their arrangement for weather service.
MSA: 000°-090°—4300′; 090°-180°—3800′; 180°-270°—4100′; 270°-360°—3800′.

City, Rome; State, Ga.; Airport Name, Russell Field; Elev., 644′; Fac. Class., L-BVOR; Ident., RMG; Procedure No. 1, Amdt. 2; Eff. Date, 9 May 64; Sup. Amdt. No. 1; Dated, 14 Dec. 63

TVC RBn	TVC VOR	Direct	2100	T-dn**	300-1	300-1	200-½
				C-dn	800-1	800-1	800-1½
				A-dn	800-2	800-2	800-2
				The following minimums apply if aircraft equipped with operative VOR and ADF and Hill Int received:			
				C-dn	400-1	500-1	500-1½

Procedure turn E side of crs, 160° Outbnd, 340° Inbnd, 2100′ within 10 miles.
Minimum altitude over facility on final approach crs, 1800′; over Hill Int,* 1400′.
Crs and distance, facility to airport, 340°—4.4 miles; Hill Int* to airport, 340°—2.0 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.4 miles after passing TVC VOR, make climbing right turn to 2100′ and return to VOR.
CAUTION: **Several antennas from 1132′ to 1546′ between 3 to 4.5 miles W and NW of airport. Plan departure to avoid this area.
*Hill Int: Int R-340 TVC-VOR and 250° bearing from TVC RBn.

City, Traverse City; State, Mich.; Airport Name, Traverse City Municipal; Elev., 623′; Fac. Class., BVOR; Ident., TVC; Procedure No. 1, Amdt. 4; Eff. Date, 9 May 64; Sup. Amdt. No. 3; Dated, 16 Feb. 63

				T-dn	300-1	300-1	200-½
				C-dn	500-1	500-1	500-1½
				A-dn	800-2	800-2	800-2

Radar vectoring to final approach crs authorized in accordance with approved patterns.
Procedure turn W side of crs, 350° Outbnd, 170° Inbnd, 3400′ within 10 miles.
Minimum altitude over facility on final approach crs, 2900′.
Crs and distance, facility to airport, 161°—4.3 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.3 miles after passing ICT VOR, turn right, climb to 3400′ on R-216 within 20 miles, or, when directed by ATC, turn right, climb to 3000′ on R-184 and proceed to Mayfield Int.
CAUTION: 2444′ TV tower 8.4 miles NNW.
NOTES: Approach from holding pattern not authorized. Procedure turn required. Aircraft executing missed approach may be radar controlled after radar identification.
MSA: 000°-090°—3400′; 090°-180°—2800′; 180°-270°—3400′; 270°-360°—4000′.

City, Wichita; State, Kans.; Airport Name, Municipal; Elev., 1332′; Fac. Class., BVOR; Ident., ICT; Procedure No. 1, Amdt. 4; Eff. Date, 9 May 64; Sup. Amdt. No. 3; Dated, 30 Apr. 64

3. By amending the following terminal very high frequency omnirange (TerVOR) procedures prescribed in § 97.13 to read:

TERMINAL 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	
Bowie Int	BAL VOR	Direct	2000	T-dn	300–1	300–1	200–½
				C-dn	800–1	800–1	800–1½
				S-dn-10	800–1	800–1	800–1
				A-dn	800–2	800–2	800–2
				If aircraft equipped with ADF or marker receiver and LOM received, the following minimums apply:			
				C-dn	500–1	500–1	500–1½

Radar vectoring authorized in accordance with approved patterns.
Procedure turn S side of crs, 284° Outbnd, 104° Inbnd, 2000′ within 10 miles. Beyond 10 miles not authorized.
Minimum altitude over facility on final approach crs, 900′, maintain 900′ until passing BAL LOM.
Crs and distance, breakoff point to approach end of runway, 102°—0.9 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile after passing BAL VOR, climb to 2000′ on R-105 BAL VOR, proceed to Bodkin Int, hold E 1-minute left turns.
CAUTION: 340′ tower 2.2 miles S of airport.
MSA: 000°–090°—2000′; 090°–180°—1900′; 180°–270°—2000′; 270°–360°—2100′.

City, Baltimore; State, Md.; Airport Name, Friendship International; Elev., 146′; Fac. Class., BVORTAC; Ident., BAL; Procedure No. TerVOR-10, Amdt. 4; Eff. Date, 9 May 64; Sup. Amdt. No. 3; Dated, 28 Sept. 63

Flat Rock VOR	Biltmore Int	Direct	2000	T-dn	300–1	300–1	200–½
Biltmore Int	RIC VOR (final)	Direct	600	C-dn	600–1	600–1	600–1½
Manakin RBn	RIC VOR	Direct	2000	S-dn-15	600–1	600–1	600–1
5-mile radar fix	RIC VOR (final)	Direct	600	A-dn	800–2	800–2	800–2
				If aircraft equipped with dual VOR receivers and Biltmore Int or 5-mile radar fix received, the following minimums apply:			
				S-dn-15	400–1	400–1	400–1

Radar vectoring authorized in accordance with approved patterns.
Procedure turn N side of crs, 347° Outbnd, 167° Inbnd, 1700′ within 10 miles.
Minimum altitude over Biltmore Int on final approach crs, 800′; over facility, 600′.
Crs and distance, breakoff point to approach end of runway, 154°—0.6 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile of RIC VOR, climb to 2000′ on R-167 RIC VOR within 10 miles, return to RIC VOR. Hold SW, 220° Outbnd, 040° Inbnd, 1-minute right turns.
MSA: 000°–090°—1500′; 090°–180°—1400′; 180°–270°—2000′; 270°–360°—2000′.

City, Richmond; State, Va.; Airport Name, Byrd Field; Elev., 167′; Fac. Class., BVOR; Ident., RIC; Procedure No. TerVOR-15, Amdt. 11; Eff. Date, 9 May 64; Sup. Amdt. No. 10; Dated, 7 Dec. 63

4. By amending the following very high frequency omnirange-distance measuring equipment (VOR/DME) procedures prescribed in § 97.15 to read:

VOR–DME 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	
10-mile DME fix R-017	5-mile DME fix R-017	Direct	1500	T-dn	300–1	300–1	200–½
5-mile DME fix R-017	Houston VOR (final)	Direct	500	C-dn	400–1	500–1	500–1½
				S-dn-21	400–1	400–1	400–1
				A-dn	800–2	800–2	800–2

Radar vectoring authorized in accordance with approved patterns.
Radar fix may be used in lieu of DME fix.
Procedure turn W side of crs, 017° Outbnd, 197° Inbnd, 1500′ within 10 miles. Beyond 10 miles not authorized.
Minimum altitude over facility on final approach crs, 500′.*
Crs and distance breakoff point to approach end Runway 21, 216°—0.7 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile HOU VOR, climb to 2500′ on R-218 within 20 miles.
CAUTION: 1540′ tower approximately 13 miles SW Houston International Airport. 1235′ tower approximately 9 miles SE of HOU VOR.
*Descent below 1500′ not authorized until passing 5-mile DME fix on final approach.

City, Houston; State, Tex.; Airport Name, Houston International; Elev., 50′; Fac. Class., H-BVORTAC; Ident., HOU; Procedure No. VOR/DME No. 2, Amdt. 1; Eff. Date, 9 May 64; Sup. Amdt. No. Orig.; Dated, 11 Apr. 64

VOR–DME 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	
10-mile DME fix R-231	5-mile DME fix R-231	Direct	1500	T-dn	300–1	300–1	200–½
5-mile DME fix R-231	Houston VOR (final)	Direct	500	C-dn	400–1	500–1	500–1½
				S-dn-3	400–1	400–1	400–1
				A-dn	800–2	800–2	800–2

Radar vectoring authorized in accordance with approved patterns.
Radar fix may be used in lieu of DME fix.
Procedure turn S side of crs, 231° Outbnd, 051° Inbnd, 2500′ within 10 miles. Beyond 10 miles not authorized.
Minimum altitude over facility on final approach crs, 500′.*
Crs and distance, breakoff point to approach end Runway 3, 036°—0.8 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile HOU VOR, climb to 1600′ on R–036 within 20 miles.
CAUTION: 1549′ tower approximately 13 miles SW Houston International Airport. 1235′ tower approximately 9 miles SE of HOU VOR.
*Descent below 2000′ not authorized until aircraft is Inbnd on final approach within 10 miles and descent below 1500′ not authorized until passing 5-mile DME fix on final.

City, Houston; State, Tex.; Airport Name, Houston International; Elev., 50′; Fac. Class., H–BVORTAC; Ident., HOU; Procedure No. VOR/DME No. 3, Amdt. 1; Eff. Date, 9 May 64; Sup. Amdt. No. Orig.; Dated, 11 Apr. 64

15-mile DME fix R-332	7.8-mile DME fix R-332	Direct	6000	T-dn	300–1	300–1	200–½
7.8-mile DME fix R-332	3.5-mile DME fix R-332	Direct	3900	C-dn	700–1	700–1	700–1½
3.5-mile DME fix R-332	0-mile DME fix R-332	Direct	3300	S-dn-14	500–1	500–1	500–1
15-mile DME fix R-315	8.7-mile DME fix R-315	Direct	6000	A-dn	1000–2	1000–2	1000–2
8.7-mile DME fix R-315	3.5-mile DME fix R-315	Direct	3900				
3.5-mile DME fix R-315	0-mile DME fix R-315	Direct	3300				
10-mile DME fix R-137	MFR VOR	Direct	6000				
10-mile DME fix R-156	MFR VOR	Direct	6000				

Procedure turn E side of crs, 332° Outbnd, 152° Inbnd, 5700′ within 12 miles.
Minimum altitude over 3.5-mile DME fix R–332 on final approach crs, 3900′; over MFR VOR, 3300′; over 2.5-mile DME fix R–145, 2500′.
Crs and distance, facility to airport, 145°—6.3 miles; 2.5-mile DME fix R–145 to airport, 145°—3.8 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.3 miles after passing MFR VOR or at the 6.3-mile DME fix R–145, make immediate right turn, climb to 6000′ direct to MFR VOR thence continue in a 1-minute right-turn holding pattern S of MFR VOR on R–156.
CAUTION: High terrain all quadrants.
NOTE: When authorized by ATC, DME may be used between R–215 MFR VOR clockwise to R–347 MFR VOR within 15 miles at 6500′ to position aircraft for straight-in approach with elimination of procedure turn.
MSA: 315°–045°—6400′; 045°–135°—10,000′; 135°–225°—8300′; 225°–315°—6300′.

City, Medford; State, Oreg.; Airport Name, Medford Municipal; Elev., 1330′; Fac. Class., H–BVORTAC; Ident., MFR; Procedure No. VOR/DME No. 1, Amdt. Orig. Eff. Date, 9 May 64

5. By amending the following instrument landing system procedures prescribed in § 97.17 to read:

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	
Annette Island LFR	GVN RBn	Direct	4000	T-dn*	300–1	300–1	200–½
Guard Island Int	GVN RBn (final)	Direct	4000	C-dn*	500–1½	500–2	500–2
				S-dn-12#	300–½	300–½	300–½
				A-dn	600–2	600–2	600–2

Procedure turn E side of crs, 303° Outbnd, 123° Inbnd, 4000′ within 10 miles of GVN RBn. Nonstandard due to terrain.
Minimum altitude at glide slope interception Inbnd, 3700′.
Altitude of glide slope and distance to approach end of runway at GVN RBn, 3521′—9.6 miles; at ANN LFR, 710′—1.6 miles at MM, 358′—0.5 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, turn right, climb to 4200′ on 155° bearing from ANN LFR within 20 miles.
CAUTION: Glide slope angle set at 3.27° to obtain obstruction clearance. Terrain 1000′ within 1.9 miles N through E. Davison Mountain 2882′, 2.9 miles E, Tamgas Mountain 3591′, 5.1 miles ENE of airport.
#If glide slope inoperative, minimums become 300–¾, descent below 519′ not authorized until past ANN LFR.
*Runway 2–20: Night operation not authorized. Runway 2: T-d restricted to 600–1 due to high terrain N through E, 1000′ within 2 miles. Make immediate left turn after takeoff.

City, Annette Island; State, Alaska; Airport Name, Annette Island; Elev., 119′; Fac. Class., ILS; Ident., I–ANN; Procedure No. ILS–12, Amdt. 8; Eff. Date, 9 May 64; Sup. Amdt. No. 7; Dated, 14 Mar. 64

CRP-VOR	LOM	Direct	1800	T-dn	300–1	300–1	200–½
CRP RBn	LOM	Direct	1800	C-dn	#400–1	500–1	500–1½
Robstown Int	LOM	Direct	1800	S-dn-13#	200–½	200–½	200–½
Sinton Int	LOM	Direct	1800	A-dn	600–2	600–2	600–2
Sinton Int	San Pat Int*	Via R–040 ALI–VOR.	1800				
San Pat Int*	LOM (final)	Direct	1400				

Radar vectoring authorized in accordance with approved patterns.
Procedure turn W side of crs, 307° Outbnd, 127° Inbnd, 1800′ within 10 miles. Beyond 10 miles not authorized.
Minimum altitude at glide slope interception Inbnd, 1400′.
Altitude of glide slope and distance to approach end of runway at LOM, 1370′—4.8 miles; at LMM, 244′—0.6 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished turn left, climb to 1500′ direct to CRP–VOR and proceed outbound on R–045 within 20 miles or, when directed by ATC, turn right, climb to 1800′ on CRP–VOR R–227 within 20 miles.
*San Pat Int: Int ALI–VOR R–040 and CRP ILS NW crs.
#500–¾ required if glide slope not utilized.
##500–1 required if glide slope not utilized.

City, Corpus Christi; State, Tex.; Airport Name, Corpus Christi International; Elev., 43′; Fac. Class., ILS; Ident., I–CRP; Procedure No. ILS–13, Amdt. 8; Eff. Date, 9 May 64; Sup. Amdt. No. 7; Dated, 18 Apr. 64

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	
Huntsville VOR	Harrison Int*	Via R-165	2500	T-dn	300-1	300-1	200-½
Decatur VOR	Harrison Int*	Via R-090	2500	C-dn#	900-1½	900-1½	900-2
				A-dn	1000-2	1000-2	1000-2

Procedure turn E side of S crs, 178° Outbnd, 358° Inbnd, 3000′ within 10 miles of Harrison Int.*
No glide slope.
Minimum altitude over Harrison Int* on final approach crs, 2500′.
Crs and distance, Harrison Int* to approach end of Runway 36, 358°—3.0 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.0 miles after passing Harrison Int, climb to 2600′ on N crs, ILS (358°) within 20 miles or, when directed by ATC, turn left, climb to 2600′ on R-157, proceed to HSV VOR.
#CAUTION: 1. Circling approaches avoid high terrain and trees 1100′, 1.3 miles E of airport. 2. Descent below 2500′ not authorized until past Harrison Int Inbnd due to R-2104.
*Harrison Int: Int HSV ILS S crs and DCU VOR R-090 or HUA VOR R-113.
MSA: 000°-090°—2900′; 090°-180°—2600′; 180°-270°—2400′; 270°-360°—2600′.

City, Huntsville; State, Ala.; Airport Name, Huntsville; Elev., 619′; Fac. Class., ILS; Ident., I-HSV; Procedure No. ILS-36(back course), Amdt. Orig.; Eff. Date, 9 May 64

Prior Int	LOM	Direct	2300	T-dn*	300-1	300-1	200-½
FGT-VOR	LOM	Direct	2300	C-dn	500-1	500-1	500-1½
St. Paul Int	LOM	Direct	2300	S-dn-4**$	200-½	200-½	200-½
MSP VOR	LOM	Direct	2500	A-dn	600-2	600-2	600-2
MSP RBn	LOM	Direct	2300				
Ketcham Int¢	LOM (final)	Direct	2200				

Radar vectoring to final approach crs authorized in accordance with approved patterns.
Procedure turn S side of crs, 219° Outbnd, 039° Inbnd, 2300′ within 10 miles.
Minimum altitude at glide slope interception Inbnd, 2200′.
Altitude of glide slope and distance to approach end of runway at OM, 2088′—4.5 miles; at MM, 1035′—0.6 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2500′ on NE crs ILS within 20 miles.
NOTE: Aircraft executing missed approach may be radar controlled after radar identification.
$400-¾ required when glide slope not utilized.
¢Ketcham Int: Int SW crs ILS and FGT VOR R-291.
*Runway visual range 2600′ also authorized for takeoff on Runway 4 in lieu of 200-½ when 200-½ authorized, providing high-intensity runway lights are operational.
**Runway visual range 2600′ is also authorized for landing on Runway 4; provided, that all components of the ILS high-intensity runway lights, approach lights with condenser-discharge flashers, outer compass locator, and all related airborne equipment are operating satisfactorily. Descent below 1040′ shall not be made unless visual contact with approached lights has been established or the aircraft is clear of clouds.

City, Minneapolis; State, Minn.; Airport Name, Minneapolis-St. Paul International; Elev., 840′; Fac. Class., ILS; Ident., I-APL; Procedure No. ILS-4, Amdt. 6; Eff. Date, 9 May 64; Sup. Amdt. No. 5; Dated, 4 Feb. 61

McClure Int	LOM	Direct	2000	T-dn	300-1	300-1	200-½
Waterville VOR	LOM	Direct	2000	C-dn	500-1	500-1	500-1½
Harbor View Int	LOM	Direct	2000	S-dn-7*	300-¾	300-¾	300-¾
Gerald Int	LOM	Direct	2000	A-dn	600-2	600-2	600-2

Radar vectoring authorized in accordance with approved patterns.
Procedure turn S side of crs, 249° Outbnd, 069° Inbnd, 2000′ within 10 miles.
Minimum altitude at glide slope interception Inbnd, 2000′.
Altitude of glide slope and distance to approach end of runway at OM, 1975′—3.8 miles; at MM, 1029′—0.6 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, make climbing left turn to 2000′ and proceed to Toledo LOM. Hold SW Toledo LOM, right turns, 1-minute, 069° Inbnd.
NOTE: ILS touchdown point approximately 2100′ in from approach end of runway.
CAUTION: Tower 865′, 1¼ miles S of LMM.
Major change: Deletes transitions from Wauseon Int and Weston Int.
*400-¾ if glide slope not utilized.

City, Toledo; State, Ohio; Airport Name, Toledo-Express; Elev., 684′; Fac. Class., ILS; Ident., I-TOL; Procedure No. ILS-7, Amdt. 8; Eff. Date, 9 May 64; Sup. Amdt. No. 7; Dated, 28 Mar. 64

These procedures shall become effective on the dates specified therein.

These amendments are made under the authority of sections 307(c), 313(a), and 601 of the 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 April 3, 1964.

G. S. MOORE,
Director, Flight Standards Service.

[F.R. Doc. 64-3505; Filed, Apr. 29, 1964; 8:45 a.m.]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

[Docket No. R-261; Order No. 283]

PART 3—ORGANIZATION

Delegation of Authority; Acceptance or Rejection of Journal Entry Filings

APRIL 23, 1964.

The Commission has delegated to the Chief Accountant the authority to accept or reject certain journal entry filings relating to the purchase or sale of electric or gas plant tendered by public utilities, licensees, or natural gas companies. This delegation of final authority should be reflected in the description of the Commission's organization as required by section 3 of the Administrative Procedure Act.

The Commission finds:

(1) The amendment to the Commission's general rules herein adopted is necessary and appropriate to carry out the provisions of the Federal Power Act and the Natural Gas Act.

(2) Since the amendment herein adopted involves matters of Commission organization and procedures, the notice, hearing and effective date provisions of section 4 of the Administrative Procedure Act are not applicable.

(3) The amendment herein adopted will effect economies, conserve manpower, and expedite the processing of journal entry filings, and should be made effective forthwith.

The Commission, acting pursuant to authority granted by the Federal Power Act, particularly section 309 thereof (49 Stat. 858, 16 U.S.C. 825h), and the Natural Gas Act, particularly section 16 thereof (52 Stat. 830, 15 U.S.C. 717o), and in accordance with section 3 of the Administrative Procedure Act (60 Stat. 238, 5 U.S.C. 1002), orders:

(A) Paragraph (b) of § 3.5 of Part 3—Organization, Subchapter A—General Rules, Chapter I of Title 18 of the Code of Federal Regulations, is amended to read as follows:

§ 3.5 Delegations of final authority.

The Commission has authorized:

* * * * *

(b) The Chief Accountant, or in his absence, the Acting Chief, to:

(1) Issue interpretations of the Uniform Systems of Accounts for Public Utilities, Licensees, and Natural Gas Companies.

(2) Accept for filing proposed journal entries relating to the purchase or sale of electric or gas plant tendered by a public utility, licensee, or natural gas company which he determines to be consistent with applicable statutory requirements and the Commission's rules, regulations or orders thereunder, including the Commission's Uniform Systems of Accounts for Public Utilities, Licensees, and Natural Gas Companies, or to reject any such proposed journal entries which do not conform therewith; provided that, where the proposed journal entries involve unusually large transactions or unique or controversial features, the Chief Accountant shall present same to the Commission for consideration.

* * * * *

(Sec. 309, 49 Stat. 858, U.S.C. 825h; sec. 16, 52 Stat. 830, 15 U.S.C. 717o; sec. 3, 60 Stat. 238, 5 U.S.C. 1002)

(B) The amendment herein adopted shall become effective upon the issuance of this order.

(C) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] GORDON M. GRANT, *Acting Secretary.*

[F.R. Doc. 64-4276; Filed, Apr. 29, 1964; 8:45 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. No. 948; Amdt. No. 1]

PART 95—CAR SERVICE

Chicago, Rock Island and Pacific Railroad Co. Authorized To Operate Over Trackage of Union Pacific Railroad; Expiration Date

At a Session of the Interstate Commerce Commission, Safety and Service Board No. 1, held in Washington, D.C., on the 23d day of April A.D. 1964.

Upon further consideration of Service Order No. 948 (29 F.R. 564) and good cause appearing therefor:

It is ordered, That § 95.948 *Service Order No. 948* be, and it is hereby amended by substituting the following paragraph (d) for paragraph (d) thereof:

§ 95.948 Service Order No. 948.

* * * * *

(d) *Expiration date.* This order shall expire at 11:59 p.m., December 31, 1964, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

Effective date. This amendment shall become effective at 11:59 p.m., April 30, 1964.

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

It is further ordered, That copies of this order and direction shall be served upon the State Corporation Commission of Kansas and 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, Safety and Service Board No. 1.

[SEAL] HAROLD D. MCCOY, *Secretary.*

[F.R. Doc. 64-4292; Filed, Apr. 29, 1964; 8:46 a.m.]

[S.O. No. 949; Amdt. No. 1]

PART 95—CAR SERVICE

Atchison, Topeka and Santa Fe Railway Co. Authorized To Operate Over Trackage of Union Pacific Railroad; Expiration Date

At a Session of the Interstate Commerce Commission, Safety and Service Board No. 1, held in Washington, D.C., on the 23d day of April A.D. 1964.

Upon further consideration of Service Order No. 949 (29 F.R. 564) and good cause appearing therefor:

It is ordered, That § 95.949 *Service Order No. 949* is hereby amended by substituting the following paragraph (d) for paragraph (d) thereof:

§ 95.949 Service Order No. 949.

* * * * *

(d) *Expiration date.* This order shall expire at 11:59 p.m., December 31, 1964, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

Effective date. This amendment shall become effective at 11:59 p.m., April 30, 1964.

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

It is further ordered, That copies of this order and direction shall be served upon the State Corporation Commission of Kansas and 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, Safety and Service Board No. 1.

[SEAL] HAROLD D. MCCOY, *Secretary.*

[F.R. Doc. 64-4293; Filed, Apr. 29, 1964; 8:46 a.m.]

[S.O. No. 950; Amdt. No. 1]

PART 95—CAR SERVICE

Chicago, Burlington & Quincy Railroad Co. Authorized To Operate Over Trackage of Union Pacific Railroad; Expiration Date

At a Session of the Interstate Commerce Commission, Safety and Service Board No. 1, held in Washington, D.C., on the 23d day of April A.D., 1964.

Upon further consideration of Service Order No. 950 (29 F.R. 565) and good cause appearing therefor:

It is ordered, That § 95.950 *Service Order No. 950* is hereby amended by substituting the following paragraph (d) for paragraph (d) thereof:

§ 95.950 Service Order No. 950.

* * * * *

(d) *Expiration date.* This order shall expire at 11:59 p.m., December 31, 1964, unless otherwise modified, changed, suspended, or annulled by the order of this Commission.

Effective date. This amendment shall become effective at 11:59 p.m., April 30, 1964.

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

It is further ordered, That copies of this order and direction shall be served upon the State Corporation Commission of Kansas and 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, Safety and Service Board No. 1.

[SEAL] HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 64–4294; Filed Apr. 29, 1964; 8:46 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

PART 33—SPORT FISHING

Missisquoi National Wildlife Refuge, Vermont

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

VERMONT

MISSISQUOI NATIONAL WILDLIFE REFUGE

Sport fishing on the Missisquoi National Wildlife Refuge, Vermont, is permitted only where designated by signs as open to fishing. This open area, comprising approximately two acres or one half of 1 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters and from the Bureau of Sport Fisheries and Wildlife, 59 Temple Place, Boston, Massachusetts. Sport fishing will be subject to the following conditions:

(a) Species permitted to be taken: Walleyed pike, black bass, pickerel, bullheads, yellow perch, carp and other rough fish, and other minor species.

(b) Open seasons and creel limits: In accordance with the following table:

Species	Open seasons	Creel limits	Length limits
Walleyed pike.	Anytime	10 fish per day; 20 fish in possession.	12" minimum.
Black bass	2d Saturday in June to November 30 inclusive.	10 fish per day; 20 fish in possession.	10" minimum.
Pickerel	Anytime	10 fish per day; 20 fish in possession.	12" minimum.
Yellow perch, and bullheads; carp, bowfin, suckers, and other rough fish.	Anytime	No limit	No limit.

(c) Methods of fishing:

(1) As prescribed by State regulations except as follows:

(2) Pickerel may not be taken on the refuge by shooting.

(d) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas as set forth in Title 50, Code of Federal Regulations, Part 33.

(2) A Federal permit is not required to enter the public fishing area.

(3) The provisions of this special regulation are effective through December 31, 1964.

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

APRIL 23, 1964.

[F.R. Doc. 64–4285; Filed, Apr. 29, 1964; 8:46 a.m.]

PART 33—SPORT FISHING

Montezuma National Wildlife Refuge, New York

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

NEW YORK

MONTEZUMA NATIONAL WILDLIFE REFUGE

Sport fishing on the Montezuma National Wildlife Refuge, New York, is permitted only in the area designated by signs as open to fishing. This open area, comprising three acres or less than one half of one percent of the total refuge area, is delineated on a map available at the refuge headquarters and from the Bureau of Sport Fisheries and Wildlife, 59 Temple Place, Boston, Massachusetts. Sport fishing shall be subject to the following conditions:

(a) Species permitted to be taken: Black bass, pikeperch, northern pike, pickerel, bullhead, whitefish, rock bass, white perch, white bass, crappie, sunfish, yellow perch, and sauger, and other minor species and rough fish.

(b) Open season: Black bass, July 1–November 30, 1964; pike perch, May 1–March 1, 1965; northern pike, May 1–March 1, 1965; pickerel, May 1–March 1, 1965; whitefish, April 1–September 1, 1964. No closed season for other minor species, or rough fish.

(c) Daily creel limits: Six black bass, 10 pike perch, 10 northern pike, and 10 pickerel. No creel limits for other minor species and rough fish.

(d) Methods of fishing:

(1) As prescribed by State regulations.

(e) Other provisions:

(1) The provisions of the special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33.

(2) A Federal permit is not required to enter the public fishing area.

(3) The provisions of this special regulation are effective through April 30, 1965.

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

APRIL 23, 1964.

[F.R. Doc. 64–4284; Filed, Apr. 29, 1964; 8:46 a.m.]

Title 35—PANAMA CANAL

Chapter I—Canal Zone Regulations

PART 24—SANITATION, HEALTH, AND QUARANTINE

Subpart C—Maritime and Aircraft Quarantine

REDUCTION OF QUARANTINE PERIOD AND PROVISION FOR MANDATORY IMMUNIZATION AGAINST RABIES

Effective on the thirtieth day after publication in the FEDERAL REGISTER, §§ 24.100a and 24.100e of Title 35 of the Code of Federal Regulations are amended to read as follows:

§ 24.100a Same; quarantine period.

Every dog or cat brought into the Canal Zone from off the Isthmus shall be held in quarantine, under official veterinary observation, for a period of not less than 30 days.

§ 24.100e Same; immunization against rabies.

Every dog or cat brought into the Canal Zone from off the Isthmus shall be immunized upon arrival with an approved anti-rabies vaccine by a veterinarian of the Health Bureau. Such immunization shall be performed regardless of previous vaccination against rabies and shall precede the discharge of the animal from quarantine by not less than 30 days. In the event that circumstances do not warrant the immunization of a dog or cat that is less than four months of age at the time of its arrival in the Canal Zone, the requirement may be waived in the discretion of the Health Bureau veterinarian.

[SEAL] DAVID S. PARKER, *Acting Governor.*

APRIL 15, 1964.

[F.R. Doc. 64–4279; Filed, Apr. 29, 1964; 8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR Part 41]

EXCISE TAXES

Use of Certain Highway Motor Vehicles; Notice of Proposed Rule Making

Notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to the final adoption of such regulations, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing, in duplicate, to the Commissioner of Internal Revenue, Attention: T:P, Washington, D.C., 20224, within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. Any person submitting written comments or suggestions who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his request, in writing, to the Commissioner within the 30-day period. In such case, a public hearing will be held, and notice of the time, place, and date will be published in a subsequent issue of the FEDERAL REGISTER. The proposed regulations are to be issued under the authority contained in section 7805 of the Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805).

MORTIMER M. CAPLIN,
Commissioner of Internal Revenue.

In order to conform the Highway Motor Vehicle Use Tax Regulations (26 CFR Part 41) to section 203 of the Federal-Aid Highway Act of 1961 (75 Stat. 124), to provide for a change in the meaning of the term "fully equipped for service" in the case of buses, and to provide certain technical and clarifying changes, such regulations are amended as follows:

PARAGRAPH 1. Paragraph (e) of § 41.0–2 is amended to read as follows:

§ 41.0–2 General definitions and use of terms.

As used in the regulations in this part, unless otherwise expressly indicated:

* * * * *

(e) District director means district director of internal revenue. The term also includes the Director of International Operations in all cases where the authority to perform the functions which may be performed by a district director has been delegated to the Director of International Operations.

* * * * *

PAR. 2. Section 41.0–3 is amended to read as follows:

§ 41.0–3 Scope of regulations.

The regulations in this part apply to the use after June 30, 1956, and before October 1, 1972, of certain highway motor vehicles on the public highways in the United States.

PAR. 3. Section 41.4481 is amended by revising section 4481 (a), (c), (d), and (e) and the historical note to read as follows:

§ 41.4481 Statutory provisions; imposition of tax.

SEC. 4481. *Imposition of tax*—(a) *Imposition of tax.* A tax is hereby imposed on the use of any highway motor vehicle which (together with the semitrailers and trailers customarily used in connection with highway motor vehicles of the same type as such highway motor vehicle) has a taxable gross weight of more than 26,000 pounds, at the rate of $3.00 a year for each 1,000 pounds of taxable gross weight or fraction thereof. In the case of the taxable period beginning on July 1, 1972, and ending on September 30, 1972, the tax shall be at the rate of 75 cents for such period for each 1,000 pounds of taxable gross weight or fraction thereof.

* * * * *

(c) *Proration of tax.* If in any taxable period the first use of the highway motor vehicle is after the first month in such period, the tax shall be reckoned proportionately from the first day of the month in which such use occurs to and including the last day in such taxable period.

(d) *One tax liability per period*—(1) *In general.* To the extent that the tax imposed by this section is paid with respect to any highway motor vehicle for any taxable period, no further tax shall be imposed by this section for such taxable period with respect to such vehicle.

(2) *Cross reference.* For privilege of paying tax imposed by this section in installments, see section 6156.

(e) *Period tax in effect.* The tax imposed by this section shall apply only to use before October 1, 1972.

[Sec. 4481 as added by sec. 206 (a), Highway Revenue Act 1956 (70 Stat. 389) and as amended by sec. 203 (a) and (b), Federal-Aid Highway Act 1961 (75 Stat. 124)]

PAR. 4. Section 41.4481–1 is amended to read as follows:

§ 41.4481–1 Imposition of tax.

(a) *In general.* A tax is imposed for each taxable period upon the use, at any time during such period, on the public highways in the United States of any highway motor vehicle which has a taxable gross weight in excess of 26,000 pounds. The tax is imposed upon the use of such a highway motor vehicle only if, at the time of the use of such vehicle, it is registered or required to be registered in the name of a person (whether or not such person is the person who uses the vehicle). See, however, §§ 41.4483–1 and 41.4483–2, relating, respectively, to exemption from the tax in the case of highway motor vehicles used by a State or any political subdivision thereof and in the case of certain transit-type buses. For definition of the terms "registered", "highway motor vehicle", "taxable gross weight", "taxable period", and "use", see §§ 41.4481–3, 41.4482(a)–1, 41.4482(b)–1, and paragraphs (b) and (c) of § 41.4482(c)–1, respectively.

(b) *Rate of tax.* The tax is computed on each 1,000 pounds of taxable gross weight or fraction thereof of each highway motor vehicle the use of which at any time during the taxable period is subject to the tax. Thus, any fraction of 1,000 pounds of taxable gross weight in excess of 26,000 pounds of taxable gross weight is treated as 1,000 pounds for purposes of the computation of the tax. Following are the rates of tax in effect for taxable periods after June 30, 1956:

Period of vehicle use	*Rate of tax per 1,000 pounds or fraction thereof of taxable gross weight*
For each taxable period commencing after June 30, 1956, and ending before July 1, 1961	$1.50
For each taxable period commencing after June 30, 1961, and ending before July 1, 1972	3.00
For the taxable period beginning July 1, 1972, and ending on September 30, 1972	.75

(c) *Computation of tax.* (1) Except as provided in subparagraph (2) of this paragraph, the tax on the use of a particular highway motor vehicle for the taxable period is computed by multiplying the number of units (1,000 pounds or fraction thereof) of taxable gross weight of the vehicle by the rate of tax applicable for such period as shown in paragraph (b) of this section.

(2) If the first taxable use of a particular highway motor vehicle is made after the first month of the taxable period, the tax on the use of such vehicle for such taxable period is computed by multiplying the amount of tax that would be due for a full taxable period as computed under subparagraph (1) of this paragraph, by a fraction. Such fraction shall have as its numerator the number of months, including the month of first taxable use, that remain in the taxable period and as its denominator the number of months in the taxable period. An alternative method for proration of the tax for taxable periods commencing after June 30, 1961, is to multiply the number of units (1,000 pounds or fraction thereof) of taxable gross weight of the vehicle by the rate of 25 cents and multiply the resulting figure by the number of months (including the month of first taxable use) remaining in the taxable period. (See example (2) of paragraph (d) of this section.)

(3) Since the tax is measured from the first day of the month in which the first taxable use of a highway motor vehicle is made, the fact that the vehicle

is later sold, destroyed, junked, or otherwise disposed of in the taxable period does not affect the computation of the tax on the use of such vehicle for such taxable period, or give rise to a right to refund or credit. Likewise, the fact that the use of a highway motor vehicle during the taxable period is discontinued or is of an exempt nature in a later part of the taxable period does not affect the computation of the tax or give rise to a right to refund or credit.

(d) *Examples.* The application of this section may be illustrated by the following examples:

Example (1). In the taxable period beginning July 1, 1960, the first taxable use of a particular highway motor vehicle, a bus, having a taxable gross weight of 29,400 pounds occurs on July 10, 1960, at which time the vehicle is registered in the name of X. A tax of $45 (30 x $1.50) is imposed on the use of such vehicle for such taxable period.

Example (2). On July 1, 1961, X has registered in his name a highway motor vehicle having a taxable gross weight of 30,000 pounds. The vehicle is in "dead storage" until August 10, 1961, at which time X starts using the vehicle on the public highways in carrying on his trucking business. On August 10, 1961, the vehicle is still registered in X's name. Since the first taxable use of this highway motor vehicle during the taxable period occurred on August 10, 1961, X is required to pay a tax of $82.50 (30 x $3.00 x 11/12 or, if computed by alternative method, 30 x 25 cents x 11) for such taxable period.

PAR. 5. Section 41.4481–2 is amended to read as follows:

§ 41.4481–2 Persons liable for tax.

(a) *In general.* (1) The person in whose name any highway motor vehicle is registered at the time of the first taxable use of such vehicle in any taxable period is liable for the tax on the use of the vehicle for such taxable period. This liability is for the total tax even though such person elects to pay the tax in installments. If thereafter in the same taxable period a taxable use of such vehicle is made while it is registered in the name of another person, such other person is also liable for the tax on the use of such vehicle for such taxable period to the extent that the tax or an installment payment of the tax has not previously been paid. In case more than one person is liable for the tax on the use of a particular highway motor vehicle for a taxable period, the liability of all persons for such tax is satisfied to the extent that the tax is paid by any person liable for the tax.

(2) The application of this paragraph may be illustrated by the following example:

Example. In the taxable period beginning July 1, 1961, the first taxable use of a particular highway motor vehicle having a taxable gross weight of 40,000 pounds occurs on July 10, 1961, at which time the vehicle is registered in the name of Y. On September 1, 1961, Y sells the vehicle to X who registers and uses the vehicle before the end of such taxable period. Since the vehicle was registered in the name of Y at the time of its first taxable use, Y is liable for the total tax of $120 (40 x $3) imposed on the use of the vehicle for the taxable period. X is also liable for $120 tax or any part thereof, but only to the extent that Y does not pay it. To the extent that either X or Y pays the tax the other party is relieved of such liability.

(b) *Evidence of prior use of secondhand vehicle.* Every person who, at any time in the taxable period, acquires and has registered in his name a secondhand highway motor vehicle shall obtain and keep as a part of his records evidence, which he believes to be true, showing whether there was or was not a taxable use of such vehicle at any time in such taxable period prior to the time when the vehicle was registered in his name. The evidence may take the form of a written statement, signed and dated by the person from whom the vehicle was acquired, showing whether there was or was not a prior taxable use of the vehicle in the taxable period. If the vehicle is acquired from a dealer in highway motor vehicles, the statement may be obtained from such dealer or from the person from whom the dealer acquired such vehicle. If evidence is not obtained showing whether there was or was not a prior taxable use of such vehicle, such person shall keep as a part of his records a written statement of the reasons why he was unable to obtain such evidence.

(c) *Cross references.* (1) For provisions relating to interest on underpayments of tax, see § 301.6601–1 of this chapter (Regulations on Procedure and Administration).

(2) For records required to be kept, see § 41.6001–1.

(3) For rules applicable to installment payment of tax for highway use tax liability, see § 41.6156–1.

(4) For rules applicable to time of filing returns, see § 41.6071(a)–1.

PAR. 6. Paragraph (b) of § 41.4481–3 is amended to read as follows:

§ 41.4481–3 Registration.

* * * * *

(b) Any highway motor vehicle which, at any time in the taxable period, is registered both in the name of the owner of the vehicle and in the name of any other person, is considered, for purposes of the regulations in this part, to be registered, at such time, solely in the name of the owner of the vehicle.

PAR. 7. Paragraph (b)(2) of § 41.4482(b)–1 is amended to read as follows:

§ 41.4482(b)–1 Definition of taxable gross weight.

* * * * *

(b) *Meaning of terms.* * * *

(2) The term "fully equipped for service"—

(i) In the case of trucks and truck-tractors, includes body (whether or not designed and adapted primarily for transporting cargo, as for example, concrete mixers); all accessories; all equipment attached to or carried on such truck or truck-tractor for use in connection with the movement of the vehicle by means of its own motor or for use in the maintenance of the vehicle; and a full complement of lubricants, fuel, and water. The term does not include driver, any equipment (not including body) attached to or carried on the vehicle for use in handling, protecting, or preserving cargo; or any special equipment (such as an air compressor, crane, specialized oilfield machinery, etc.) mounted on the vehicle for use on construction jobs, in oilfield operations, etc.,

(ii) In the case of buses, for taxable periods beginning before July 1, 1964, includes body; all accessories; all equipment attached to or carried on such bus for use in connection with the movement of the vehicle by means of its own motor or for use in the maintenance of the vehicle; and a full complement of lubricants, fuel, and water. The term does not include driver or any equipment (not including body) attached to or carried on the vehicle for the accommodation of passengers or others (such as air-conditioning equipment and sanitation facilities, etc.), and

(iii) In the case of buses, for taxable periods beginning on or after July 1, 1964, includes body; all accessories; all equipment attached to or carried on such bus for use in connection with the movement of the vehicle by means of its own motor, for use in the maintenance of the vehicle, or for the accommodation of passengers or others (such as air-conditioning equipment and sanitation facilities, etc.); and a full complement of lubricants, fuel, and water. The term does not include driver.

* * * * *

PAR. 8. Section 41.4482(c) is amended by revising the heading, adding paragraph (4) to section 4482(c), and by revising the historical note to read as follows:

§ 41.4482(c) Statutory provisions; definitions; other definitions; State, year, use and taxable period.

Sec. 4482. *Definitions.* * * *

(c) *Other definitions.* For purposes of this subchapter—

* * * * *

(4) *Taxable period.* The term "taxable period" means any year beginning before July 1, 1972, and the period which begins on July 1, 1972, and ends at the close of September 30, 1972.

[Sec. 4482 (c) as added by sec. 206 (a), Highway Revenue Act 1956 (70 Stat. 390) and as amended by sec. 203(b)(2)(C) Federal-Aid Highway Act 1961 (75 Stat. 125)]

PAR. 9. Section 41.4482(c)–1 is amended by revising the heading and paragraph (b) to read as follows:

§ 41.4482(c)–1 Definition of State, taxable period and use.

* * * * *

(b) *Taxable period.* The term "taxable period", as used in the regulations in this part, means (1) any one-year period beginning with July 1 and ending with the following June 30 during the period after June 30, 1956, and before July 1, 1972, and (2) the three-month period beginning with July 1, 1972, and ending with September 30, 1972.

* * * * *

PAR. 10. Section 41.4483–2 is amended by revising paragraphs (a), (c), (e)(2), and (f) to read as follows:

§ 41.4483–2 Exemption for certain transit-type buses.

(a) *In general.* Use in any taxable period, or part thereof, of any bus of the

transit type by any person who is engaged in the operation of a transit system is exempt from the tax, if such person meets the 60-percent passenger fare revenue test provided for in section 6421(b)(2), as set forth in paragraph (e) of this section, for the applicable period prescribed in paragraph (c) of this section as the test period for such person for such system for such taxable period, or part thereof.

* * * * *

(c) *Test period.* (1) In the case of any person who is engaged in the operation of a transit system at any time in the calendar quarter immediately preceding July 1 of any taxable period, the test period for such system for such taxable period shall be such calendar quarter. However, if passenger fare revenue from scheduled service described in paragraph (e) of this section was derived on less than 30 days during such calendar quarter from operation of such system, the test period for such system for such taxable period shall be the last preceding test period for such system. If such system has no preceding test period, then the test period for such system for such taxable period shall be the calendar quarter beginning with July 1 of such taxable period.

(2) Except as otherwise provided in subparagraph (3) of this paragraph, in the case of any person who commences operation of a transit system at any time on or after July 1 of any taxable period, the test period for such system for that part of such taxable period beginning with the first day on which such operation was commenced shall be the calendar quarter in which falls such first day. However, if passenger fare revenue from scheduled service described in paragraph (e) of this section was derived on less than 30 days during such calendar quarter from operation of such system, the test period for such system for such taxable period shall be the following calendar quarter.

(3) In the case of any person who commences operation of a transit system at any time in the last calendar quarter to which the tax imposed by section 4481 applies, such last calendar quarter shall be the test period for such transit system regardless of the number of days in which passenger fare revenue is derived in such calendar quarter.

* * * * *

(e) *60-percent passenger fare revenue test.* * * *

(2) At least 60 percent of the total of such passenger fare revenue derived by such person during such test period was attributable to (i) amounts paid for transportation which do not exceed 60 cents, (ii) amounts paid for commutation or season tickets for single trips of less than 30 miles, or (iii) amounts paid for commutation tickets for one month or less (see section 4263(a)).

* * * * *

(f) *Examples.* Application of this section may be illustrated by the following examples:

Example (1). The X Transit Company is engaged in the operation of a transit system in the city of A and surrounding area throughout April, May, and June of 1962 and the taxable period beginning July 1, 1962. It derives passenger fare revenue from the operation of such system for 15 days in April and for the entire months of May and June of 1962. On July 1, 1962, the Company is using 60 buses of the transit type and 40 buses of the intercity type. Each of 20 of the transit-type buses and each of 10 of the intercity-type buses has a taxable gross weight of more than 26,000 pounds. (No tax is imposed on the use of either a transit-type bus or an intercity-type bus having a taxable gross weight of 26,000 pounds or less. See § 41.4481–1.) Use of the 10 intercity-type buses is subject to the tax for the taxable period beginning with July 1, 1962, since the exemption, if any, applies only to transit-type buses. Use of the 20 transit-type buses is not subject to the tax for such taxable period if at least 60 percent of the total passenger fare revenue (not including any tax on the transportation of persons imposed by section 4261) derived by the X Transit Company during April, May, and June of 1962 (the test period prescribed in paragraph (c)(1) of this section) from operation of such system was from fares attributable to (i) amounts paid for transportation which do not exceed 60 cents, (ii) amounts paid for commutation or season tickets for single trips of less than 30 miles, or (iii) amounts paid for commutation tickets for one month or less. If the X Transit Company does not meet the 60-percent passenger fare revenue test for April, May, and June of 1962, the tax attaches for the taxable period beginning with July 1, 1962, with respect to the use of each of the 20 transit-type buses having a taxable gross weight of more than 26,000 pounds.

Example (2). Assume the same facts as those stated in Example (1), except that the X Transit Company commences operation of the transit system on July 15, 1962, and derives passenger fare revenue from operation of the system throughout the following August and September. In such case, the test period is July, August, and September of 1962, and if the test is met for this period, no tax is imposed on the use by the Company of any bus of the transit type in the period July 15, 1962, through June 30, 1963.

Example (3). Assume the same facts as those stated in Example (1), except that the X Transit Company commences operation of the transit system on April 15, 1963, and derives passenger fare revenue from operation of the system throughout the following May and June. In such case the test period is April, May, and June of 1963, and if the test is met for this period, no tax is imposed on the use by the Company of any bus of the transit type in the period April 15 through June of 1963 or in the taxable period beginning on July 1, 1963.

PAR. 11. Section 41.4483–3 is amended to read as follows:

§ 41.4483–3 Application of exemptions.

Any exemption from the tax on the use of a highway motor vehicle has application only with respect to the use of such highway motor vehicle and not with respect to the highway motor vehicle as such. Furthermore, such exemption is subject to those provisions of paragraph (c) of § 41.4481–1 relating to proration of the tax and to the effect of an exempt use of a highway motor vehicle after a taxable use has been made. Thus, if a taxable use is made of a highway motor vehicle at any time in a taxable period, the tax is imposed on the use of such vehicle for such taxable period, computed from the first day of the month in which such taxable use occurred, even though at some time in the same taxable period, before or after such taxable use occurred, the use of the vehicle may have been, or may be, exempt. For example, if a highway motor vehicle is operated exclusively by a State in the period July 1 through September 10 of a taxable period, use of such vehicle in such period is exempt from the tax. However, if a taxable use of the vehicle is made on September 11 of such taxable period, the tax imposed on the use of such vehicle for such taxable period is computed from September 1. On the other hand, if a taxable use of the vehicle is made at any time in July of the taxable period, the tax imposed on the use of such vehicle for such taxable period is computed from July 1, even though the vehicle may be operated exclusively by a State in every other month of such period.

PAR. 12. Section 41.6001–1 is amended by revising the first sentence in paragraph (a), subparagraphs (3) and (6) of paragraph (a), and paragraph (b). These amended provisions read as follows:

§ 41.6001–1 Records.

(a) *Records to be kept.* Every person in whose name any highway motor vehicle having a taxable gross weight in excess of 26,000 pounds (see the schedule of taxable gross weights prescribed by § 41.4482(b)–1) is registered at any time in the taxable period shall keep records sufficient to enable the district director to determine whether such person is liable for the tax and, if so, the amount thereof. Such records shall show with respect to each such vehicle:

* * * * *

(3) The first month of each taxable period in which occurred a taxable use of each such vehicle while the vehicle was registered in the name of such person; information showing whether such vehicle was operated, while registered in the name of such person, in any prior month in such taxable period; and if such vehicle was so operated, evidence establishing that such operation was not a taxable use.

* * * * *

(6) In the case of a secondhand highway motor vehicle acquired at any time in the taxable period, evidence showing whether there was a prior taxable use in such taxable period of the highway motor vehicle (see paragraph (b) of § 41.4481–2). For filing requirements of purchaser of secondhand vehicle, see paragraph (b) of § 41.6011(a)–1.

* * * * *

(b) *Transit systems.* Every person engaged in the operation of a transit system who claims exemption from tax with respect to a transit-type bus shall keep records sufficient to show, with respect to each taxable period, whether he meets the 60-percent passenger fare revenue test (see paragraph (e) of § 41.4483–2) for the period prescribed as the test period (see paragraph (c) of § 41.4483–2) for such system for such taxable period.

* * * * *

PAR. 13. Paragraphs (a) and (b) of § 41.6011(a)–1 are amended to read as follows:

§ 41.6011(a)–1 Returns.

(a) Every person in whose name a highway motor vehicle is registered at the time of the first taxable use of such vehicle in any taxable period shall make a return of the tax on the use of such vehicle for such taxable period. Such return shall be made on Form 2290.

(b) Every person (other than a person required under paragraph (a) of this section to make a return) in whose name any highway motor vehicle is registered at a time during the taxable period when a taxable use of such vehicle occurs shall make a return of the tax on the use of such vehicle for such taxable period on Form 2290 if the district director notifies such person that such tax has not been paid in full. The amount to be reported as tax on such return with respect to the use of such vehicle shall be the unpaid portion of the tax on the use of such vehicle for such taxable period, measured from the first day of the month in which occurred the first taxable use of such vehicle in such taxable period. The district director shall advise such person of the amount of such unpaid tax. For provisions relating to the highway use tax liability for a taxable period of each person, where more than one person is liable for such tax, see § 41.4481–2. For provisions relating to the payment of tax in installments, see § 41.6156–1.

* * * * *

PAR. 14. Paragraphs (b), (c), (d), and (e) of § 41.6071(a)–1 are amended to read as follows:

§ 41.6071(a)–1 Time for filing returns.

* * * * *

(b) *Use after June 1957.* Except as otherwise provided in paragraph (c) of this section:

(1) In the case of any highway motor vehicle the first taxable use of which in any taxable period beginning on or after July 1, 1957, occurs in July of such taxable period, the person in whose name such vehicle is registered at the time of such use shall, after July and on or before August 31 of such taxable period, make a return of the tax on the use of such vehicle for such taxable period.

(2) In the case of any highway motor vehicle the first taxable use of which in any taxable period beginning on or after July 1, 1957, occurs in a month of such taxable period after July, the person in whose name the vehicle is registered at the time of such use shall, after such month and on or before the last day of the following month, make a return of the tax on the use of such vehicle for such taxable period.

(c) *Certain transit-type buses.* In the case of any bus of the transit type, the first taxable use of which in any taxable period occurs prior to the close of the test period (see paragraph (c) of § 41.4483–2) with reference to which liability for the tax on the use of such transit-type bus for such taxable period is determined, the person in whose name the bus is registered at the time of such use shall, after such test period and on or before the last day of the following month (but in no event earlier than the time prescribed in paragraph (a)(1) of this section for filing a return) make a return of such tax for such taxable period on the use of such transit-type bus.

(d) *Prior taxable use.* Every person who, pursuant to paragraph (b) of § 41.6011(a)–1, is required to make a return of the tax on the use of any highway motor vehicle for any taxable period shall make such return on or before the last day of the month following the month in which such person is notified by the district director that such return is required.

(e) *Combined return.* In the case of any person who, pursuant to paragraph (a), (b), or (c) of this section, is required to report the tax on the use of two or more highway motor vehicles within a prescribed time after the close of a particular month, such person shall report the tax for the taxable period on the use of all such vehicles in a single return.

* * * * *

PAR. 15. Section 41.6091–1 is amended to read as follows:

§ 41.6091–1 Place for filing returns.

(a) *Persons other than corporations.* Each return of a person other than a corporation shall be filed with the district director for the internal revenue district in which is located the principal place of business or legal residence of such person. If a person has no principal place of business or legal residence in any internal revenue district, the return shall be filed with the district director at Baltimore, Maryland; except that if such person has a residence, a place of business, an office, or an agency outside of the United States, he shall file his return with the Director of International Operations.

(b) *Corporations.* Each return of a corporation shall be filed with the district director for the district in which is located the principal place of business or principal office or agency of the corporation. If a corporation has no principal place of business or principal office or agency in any internal revenue district, the return shall be filed with the district director at Baltimore, Maryland; except that if such corporation has a place of business, an office, or an agency outside the United States, it shall file its return with the Director of International Operations.

PAR. 16. Section 41.6101–1 is amended to read as follows:

§ 41.6101–1 Period covered by returns.

Each return shall cover a taxable period as defined by paragraph (b) of § 41.4482(c)–1.

PAR. 17. Section 41.6151(a)–1 is amended to read as follows:

§ 41.6151(a)–1 Time and place for paying tax.

The tax imposed by § 41.4481–1 required to be reported on any return is due and payable to the district director with whom the return is required to be filed. Such tax shall be paid in full at the time prescribed in § 41.6071(a)–1 for filing the return, unless the person required to file the return elects to pay the tax shown on the return in installments. For provisions relating to payment of tax in installments, see § 41.6156–1. For provisions relating to interest on underpayments, see the regulations under section 6601 in Part 301 of this chapter (Regulations on Procedure and Administration). For provisions relating to credits and refunds, see §§ 301.6402–1, 301.6402–2, and 301.6402–4 of this chapter (Regulations on Procedure and Administration). For provisions relating to abatements, see § 301.6404–1 of this chapter (Regulations on Procedure and Administration). For provisions relating to limitations on credits or refunds, see §§ 301.6511(a)–1 and 301.6511(b)–1 of this chapter (Regulations on Procedure and Administration).

PAR. 18. There is inserted after § 41.6151(a)–1, the following new sections:

§ 41.6156 Statutory provisions; installment payments of tax on use of highway motor vehicles.

Sec. 6156. *Installment payments of tax on use of highway motor vehicles*—(a) *Privilege to pay tax in installments.* If the taxpayer files a return of the tax imposed by section 4481 on or before the date prescribed for the filing of such return, he may elect to pay the tax shown on such return in equal installments in accordance with the following table:

If liability is incurred in—	*The number of installments shall be*—
July, August, or September	4
October, November, or December	3
January, February, or March	2

(b) *Dates for paying installments.* In the case of any tax payable in installments by reason of an election under subsection (a)—

(1) The first installment shall be paid on the date prescribed for payment of the tax,

(2) The second installment shall be paid on or before the last day of the third month following the calendar quarter in which the liability was incurred,

(3) The third installment (if any) shall be paid on or before the last day of the sixth month following the calendar quarter in which the liability was incurred, and

(4) The fourth installment (if any) shall be paid on or before the last day of the ninth month following the calendar quarter in which the liability was incurred.

(c) *Proration of additional tax to installments.* If an election has been made under subsection (a) in respect of tax reported on a return filed by the taxpayer and tax required to be shown but not shown on such return is assessed before the date prescribed for payment of the last installment, the additional tax shall be prorated equally to the installments for which the election was made. That part of the additional tax so prorated to any installment the date for payment of which has not arrived shall be collected at the same time as and as part of such installment. That part of the additional tax so prorated to any installment the date for payment of which has arrived shall be paid upon notice and demand from the Secretary or his delegate.

(d) *Acceleration of payments.* If the taxpayer does not pay any installment under this section on or before the date prescribed for its payment, the whole of the unpaid tax shall be paid upon notice and demand from the Secretary or his delegate.

(e) *Section inapplicable to certain liabilities.* This section shall not apply to any liability for tax incurred in—

(1) April, May, or June of any year, or
(2) July, August, or September of 1972.

[Sec. 6156 as added by sec. 203(c)(1), Federal-Aid Highway Act 1961 (75 Stat. 125)]

§ 41.6156–1 Installment payments of tax on use of highway motor vehicle.

(a) *Privilege to pay tax in installments.* Except as provided in paragraph (f) of this section, the liability shown on each return on Form 2290 may be paid in equal installments, rather than by a single payment if the return is timely filed and the person filing the return elects in the return, in accordance with the instructions contained therein, to pay the tax in installments. For the tax liabilities of the parties to a transfer, where a vehicle has been transferred during the taxable period and there has been an election to pay tax in installments, see § 41.4481–2.

(b) *Dates for paying installments.* In the case of any tax payable in installments by reason of the election described in paragraph (a) of this section, the installments must be paid in accordance with the following table:

If the liability was incurred in—	1st installment is due on or before the last day of—	2d installment is due on or before the last day of—	3d installment is due on or before the last day of—	4th installment is due on or before the last day of—
July	Aug.	Dec.	Mar.	June.
Aug.	Sept.	Dec.	Mar.	June.
Sept.	Oct.	Dec.	Mar.	June.
Oct.	Nov.	Mar.	June.	
Nov.	Dec.	Mar.	June.	
Dec.	Jan.	Mar.	June.	
Jan.	Feb.	June.		
Feb.	Mar.	June.		
Mar.	Apr.	June.		

(c) *Proration of additional tax to installments.* If an election has been made under paragraph (a) of this section to pay the tax imposed by section 4481 in installments, and additional tax is assessed on a return for such tax before the date prescribed for payment of the last installment, the additional tax shall be prorated equally to all the installments, whether paid or unpaid. That part of the additional tax so prorated to any installment which is not yet due shall be collected at the same time and as part of such installment. The part of the additional tax so prorated to any installment, the date for payment of which has arrived, shall be paid upon notice and demand from the district director.

(d) *Acceleration of payment.* If any person elects under the provisions of this section to pay the tax in installments, any installment may be paid prior to the date prescribed for its payment. If an installment is not paid in full on or before the date fixed for its payment, the whole amount of the unpaid tax shall be paid upon notice and demand from the district director.

(e) *Interest in respect of installment payments.* Interest on an underpayment of an installment accrues from the due date for the installment. Where the installment privilege has been terminated and the time for payment of remaining installments has been accelerated by the issuance of a notice and demand, interest on these installments accrues from the date of such notice and demand. Interest on additional tax prorated as described in paragraph (c) of this section accrues from the date prescribed for the payment of the first installment. For provisions generally applicable to interest on delinquent taxes and installment payments, see section 6601 and § 301.6601–1 of this chapter (Regulations on Procedure and Administration).

(f) *Liabilities to which election does not apply.* The privilege to pay tax in installments provided by section 6156, shall not apply to any liability for tax incurred in

(1) Any taxable period ending prior to July 1, 1961, and

(2) April, May, or June of any taxable period, or

(3) July, August, or September of 1972.

(g) *Cross references.* For provisions relating to overpayment of installments, see § 301.6403–1 of this chapter (Regulations on Procedure and Administration).

PAR. 19. Section 41.7701 is amended by revising section 7701(a)(12) and the historical note to read as follows:

§ 41.7701 Statutory provisions; definitions.

Sec. 7701. *Definitions.* (a) * * *

(12) *Delegate*—(A) *In general.* The term "Secretary or his delegate" means the Secretary of the Treasury, or any officer, employee, or agency of the Treasury Department duly authorized by the Secretary (directly, or indirectly by one or more redelegations of authority) to perform the function mentioned or described in the context, and the term "or his delegate" when used in connection with any other official of the United States shall be similarly construed.

* * * * *

[Sec. 7701 as amended by sec. 22(g), Alaska Omnibus Act (73 Stat. 146); sec. 18(1), Hawaii Omnibus Act (74 Stat. 416); sec. 103 (t) of the Social Security Amendments 1960 (74 Stat. 941)]

[F.R. Doc. 64–4352; Filed, Apr. 29, 1964; 8:48 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 1125]

[Docket No. AO–226–A10]

MILK IN PUGET SOUND MARKETING AREA

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

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held in the Federal Courthouse Building, 1010 Fifth Street, Seattle, Washington, beginning at 10:00 a.m., local time, on May 6, 1964, with respect to proposed amendment to the tentative marketing agreement and to the order, regulating the handling of milk in the Puget Sound marketing area.

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

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

Proposed by United Dairymen's Association:

Proposal No. 1. Amend the table in § 1125.53 to read as follows:

§ 1125.53 Location adjustments on Class I milk.

* * * * *

Plant Location	*Class I price differential (cents per hundredweight)*
District No. 1 or Kitsap, Mason or Pierce Counties	0
District No. 4	15
Districts No. 2, No. 3, and Kittitas County	20
Other locations outside the marketing area	40

Proposed by the Milk Marketing Orders Division, Agricultural Marketing Service:

Proposal No. 2. Make such changes as may be necessary to make the entire marketing agreement and the order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and the order may be procured from the Market Administrator, Nicholas L. Keyock, 200 Bigelow Building, Fourth Avenue and Pike Streets, Seattle, Washington, 98101, or from the Hearing Clerk, Room 112, Administration Building, United States Department of Agriculture, Washington, D.C., 20250, or may be there inspected.

Signed at Washington, D.C., on April 24, 1964.

CLARENCE H. GIRARD,
Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 64–4289; Filed, Apr. 29, 1964; 8:46 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR Part 603]

[Administrative Order 580]

FABRIC AND LEATHER GLOVE INDUSTRY IN PUERTO RICO

Minimum Wage Rates; Notice of Proposed Rule Making

Pursuant to section 5 of the Fair Labor Standards Act of 1938 (29 U.S.C. 205), Reorganization Plan No. 6 of 1950 (3 CFR 1949–53 Comp., p. 1004), and paragraph (C) of Proviso (1) of section 6(c) of the aforementioned Act, I hereby appoint Review Committee 7 for the fabric and leather glove industry in Puerto

Rico (as defined in 29 CFR 603.1), to recommend the minimum wage rate or rates to be paid under paragraph (C) of Proviso (1) of subsection 6(c) of the aforementioned Act in lieu of those provided under paragraph (B) of Proviso (1) to employees in the industry.

Pursuant to sections 6 and 8 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206, 208), and Reorganization Plan No. 6 of 1950, I hereby:

(1) Convene the review committee appointed above;

(2) Refer to it the question of the minimum rate or rates of wages to be fixed for the fabric and leather glove industry.

(3) Give notice of the hearing to be held by the review committee at the time and place indicated below. The committee shall investigate conditions in the industry, and the committee, or any authorized subcommittee thereof, shall hear such witnesses and receive such evidence as may be necessary or appropriate to enable the committee to perform its duties and functions under the aforementioned Act. The committee shall recommend to the Administrator the highest minimum wage rate or rates which it determines, having due regard to economic and competitive conditions, will not substantially curtail employment in the industry, and will not give any industry in Puerto Rico a competitive advantage over any industry in the United States outside of Puerto Rico, the Virgin Islands, and American Samoa.

Review Committee 7 shall meet in executive session to commence its investigation at 10:00 a.m. on May 19, 1964, in the office of the Wage and Hour and Public Contracts Divisions, United States Department of Labor, seventh floor, Condominio San Alberto Building, 1200 Ponce de Leon Avenue, Santurce, Puerto Rico, and shall commence its hearing at 1:30 p.m. on the same date at the same place.

If the review committee finds that a higher minimum wage may be determined for employees engaged in certain activities or in the manufacture of certain products in the industry than may be determined for other employees in it, the committee shall recommend such reasonable classifications within the industry as it determines to be necessary for the purpose of fixing for each classification the highest minimum wage rate that can be determined for it under the principles set forth herein which will not give a competitive advantage to any group in the industry. No classification shall be made, however, and no minimum wage rate shall be fixed solely on a regional basis or on the basis of age or sex. In determining whether there should be classifications within the industry, in making such classifications, and in determining the minimum wage rates for such classifications, the review committee shall consider, among other relevant factors, the following: (1) Competitive conditions as affected by transportation, living, and production costs; (2) wages established for work of like or comparable character by collective labor agreements negotiated between employers and employees by representatives of their own choosing; and (3) wages paid for work of like or comparable character by employers who voluntarily maintain minimum wage standards in the industry.

The Administrator shall prepare an economic report for the committee containing such data as he is able to assemble pertinent to the matters referred to it. Copies of the report may be obtained at the National and Puerto Rican Offices of the United States Department of Labor as soon as it is completed and prior to the hearing. The committee will take official notice of the facts stated in the economic report to the extent they are not refuted by evidence received at the hearing.

The procedure for the review committee shall be governed by Parts 511 and 512 of Title 29, Code of Federal Regulations (28 F.R. 5644, June 8, 1963).

As a prerequisite to participation in the hearing of Review Committee 7, interested persons shall file prehearing statements containing the data specified in 29 CFR 511.8 not later than May 14, 1964.

Signed at Washington, D.C., this 27th day of April 1964.

W. WILLARD WIRTZ,
Secretary of Labor.

[F.R. Doc. 64-4308; Filed, Apr. 29, 1964; 8:48 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Parts 3, 4b, 6, 7, 40, 41, 42, 43, 46, 91 [New]]

[Reg. Docket No. 1617; Reference Draft Release 63-7; SR-392D]

AIRCRAFT AIRWORTHINESS AND OPERATION

Exterior Lighting; Withdrawal and Termination of Proposed Rule Making Proceedings

The Flight Standards Service of the Federal Aviation Agency has had under consideration a proposal to amend the exterior lighting provisions in the various airworthiness and operating parts of the Agency's regulations. The proposed amendments were described, and the reasons therefor were set forth, in a notice of proposed rule making that was published in the FEDERAL REGISTER (28 F.R. 1879) and circulated as Draft Release 63-7 dated February 20, 1963.

The numerous comments received in response to DR 63-7 indicated a wide diversity of views concerning the proposed rules. Among those who supported the proposal, a number considered the proposed anticollision light system an improvement over the one prescribed; others recommended that it be adopted as an "interim" system pending development of an "optimum" system.

Of those who apposed adoption of the proposed rules, some contended that the proposed anticollision light system offers little, if any, improvement over the currently prescribed system, and certainly not enough to warrant regulatory action. Others felt that the need for any change whatever in current lighting standards had not been conclusively demonstrated. Several persons stated that anticollision light systems that emit white light exclusively transmit signals over considerably greater distances, and are more effective during day operations, than the anticollision light system proposed, which requires color filters for certain of the lights. Some commented that the hoped-for standardization would be only partial, and even that would not be attained for many years; further, the proposed standard would be contrary to international exterior lighting standards. There were also those who felt that by excluding supplementary lights (lights in addition to those prescribed) the proposal would inhibit further development of exterior lighting systems, since the installation and evaluation of possibly superior systems would be prevented. Finally, some persons commented that improvements in exterior lighting were possible without changing the current standards.

A detailed review of the comments received, and of other available information, has persuaded the Agency that the service record in night operations does not adequately support the need for the proposed amendments; that the measure of standardization attainable was not sufficient to warrant their adoption; and that there was still no conclusive evidence that any known anticollision light system (including the one proposed in DR 63-7) is superior to the one currently prescribed, at comparable intensity levels. The last of these findings is based, in part, on the analysis contained in the Agency's research report titled "The Role of Exterior Lights in Mid-Air Collision Prevention" and dated July 1962. For these reasons, the Agency has concluded that adoption of the amendments proposed in DR 63-7 is not justifiable. Accordingly, the notice of proposed rule making titled "Proposed Revision of the Exterior Lighting Regulations in the Airworthiness Parts and the Operating Parts of the Civil Air Regulations" (28 F.R. 1879) and circulated as Draft Release 63-7, dated February 20, 1963, is hereby withdrawn. This withdrawal does not preclude the Agency from issuing another notice in the future or commit it to any course of action in the future.

Concerning its program for the development of an "optimum" exterior lighting system to replace the currently prescribed standard, the Agency, on the basis of extensive research to date, does not believe that standardization on any known new lighting configuration would provide sufficiently superior collision-avoidance capability (relative to that provided by the currently prescribed standard) to justify the heavy expenditure of public funds necessary to obtain conclusive research data.

By withdrawing the notice circulated as DR 63-7, the Agency also gives notice, in relation to the provisions of Special Civil Air Regulation No. SR-392D, that rule making action to revise exterior lighting systems will not be adopted. In accordance with paragraph (1)(ii) of SR-392D, experimental exterior lighting systems which do not comply with the

Civil Air Regulations, and which were installed for the purposes of experimentation on aircraft with standard airworthiness certificates under the provisions of SR–392B or SR–392C, may be displayed not later than six months after April 30, 1964, the date of publication of this notice in the FEDERAL REGISTER. Thereafter, experimentation will be permitted only on aircraft with experimental certificates.

(Sec. 313(a) of the Federal Aviation Act of 1958 (72 Stat. 752; 49 U.S.C. 1354))

Issued in Washington, D.C., on April 24, 1964.

W. LLOYD LANE,
Acting Director,
Flight Standards Service.

[F.R. Doc. 64–4306; Filed, Apr. 29, 1964; 8:48 a.m.]

[14 CFR Part 507]

[Reg. Docket No. 5024]

AIRWORTHINESS DIRECTIVE

Douglas Model DC–6 Series Aircraft

The Federal Aviation Agency has under consideration a proposal to amend Part 507 of the regulations of the Administrator to include an airworthiness directive for Douglas Model DC–6 Series aircraft. Instances of fatigue cracks and corrosion damage in the wing and wing fuselage joint structure have occurred. To correct this condition, this AD requires inspection of the wing structure for evidence of cracks or corrosion and repair of any found defective.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket number and be submitted in duplicate to the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C., 20553. All communications received on or before June 1, 1964, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments in the Rules Docket for examination by interested persons.

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

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

DOUGLAS. Applies to all Models DC–6, DC–6A and DC–6B aircraft.

Compliance required as indicated.

As a result of fatigue cracks and corrosion damage in the wing and wing fuselage joint structure, accomplish the following:

(a) On airplanes which have 30,000 or more hours' time in service on the effective date of this AD, conduct the inspection and rework in accordance with paragraphs (c) and (d) within the next 3,000 hours' time in service unless already accomplished within the last 3,000 hours' time in service prior to the effective date of this AD.

(b) On airplanes which have less than 30,000 hours' time in service on the effective date of this AD, conduct the inspection and rework in accordance with paragraphs (c) and (d) prior to the accumulation of 33,000 hours' total time in service.

(c) Inspect the entire wing structure by visual means, or by any other FAA-approved inspection procedure, for evidence of cracks or corrosion in accordance with the instructions contained in Paragraph 2, "Accomplishment Instructions", of Douglas Service Bulletin No. 857 dated November 20, 1963.

(d) Rework those parts which are found to contain cracks or corrosion with a permanent repair in accordance with Table I of Figure 1, 2, or 3 as applicable in Douglas Service Bulletin No. 857 dated November 20, 1963, or by an FAA engineering approved equivalent repair, before further flight.

(e) Repeat the inspections and rework specified in paragraphs (c) and (d) at intervals of 6,000 hours' time in service following the initial inspections and rework. This repetitive inspection and rework may be accomplished on a progressive basis.

(f) Upon the request of an operator, an FAA maintenance inspector, subject to prior approval of the Chief, Engineering and Manufacturing Branch, FAA Western Region, may adjust the repetitive inspection intervals specified in this AD to permit compliance at an established inspection period of the operator if the request contains substantiating data to justify the increase for said operator.

NOTE: ADs 53–8–2, 56–13–1, 59–13–6, 60–2–5, 61–4–2, 61–23–4, and 63–20–3 cover inspections and rework of portions of the aircraft that are also the subject of this AD and are not modified or superseded.

(Douglas Service Bulletin No. 857, dated November 20, 1963, pertains to the same subject.)

Issued in Washington, D.C., on April 23, 1964.

W. LLOYD LANE,
Acting Director,
Flight Standards Service.

[F.R. Doc. 64–4265; Filed, Apr. 29, 1964; 8:45 a.m.]

Notices

DEPARTMENT OF JUSTICE

Office of Alien Property

[Vesting Order No. 7641, Amdt.; (File No. D-28-6623; E. T. Sec. 5293)]

TRUSTS UNDER WILL OF GUSTAV SCHIRMER, DECEASED

Dorothy and Eva Marie Barth

Vesting Order No. 7641, dated September 18, 1946, is hereby amended as follows:

By deleting the name of Dorothy Barth from the list designated enemy nationals contained therein and inserting in lieu thereof the name of Eva Marie Barth.

All other provisions of said Vesting Order No. 7641 and all actions taken by or on behalf of the Alien Property Custodian or by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

(40 Stat. 411, 50 U.S.C. App. 1; 55 Stat. 839, 50 U.S.C. App. Sup. 616; Pub. Law 322, 79th Cong., 60 Stat. 50; Public 671, 79th Cong.; 60 Stat. 925; E.O. 9193, July 6, 1942, 7 F.R. 5205, 3 CFR Cum. Supp.; E.O. 9567, June 8, 1945, 10 F.R. 6917, 3 CFR 1945, Supp.; E.O. 9788, October 14, 1946, 11 F.R. 11981)

Executed at Washington, D.C., on April 24, 1964.

For the Attorney General.

[SEAL] ANTHONY L. MONDELLO,
Deputy Director,
Office of Alien Property.

[F.R. Doc. 64-4264; Filed, Apr. 29, 1964; 8:45 a.m.]

POST OFFICE DEPARTMENT

REGIONAL DIRECTOR ET AL.

Delegation of Authority for Local Procurement

The Deputy Assistant Postmaster General, Bureau of Facilities (20 F.R. 7399), has delegated the following authority for local procurement subject to the regulations presently applicable to the purchasing of supplies and equipment, except that any transaction relating to rental funds shall not exceed the authority granted the Chief, Real Estate Branch:

Regional Director	$10,000
Director, Engineering and Facilities Division	10,000
Procurement and Supply Officer	10,000
Chief, Vehicle Maintenance Branch	1,000
Chief, Real Estate Branch	1,000
Chief, Plant Maintenance Branch	1,000
Postal Inspector in Charge	1,000
Offices with adjusted gross annual receipts:	
Over $7,000,000	2,500
Over 1,000,000	500
Over 250,000	250
Over 40,000	100
Area Supply Manager	$500
Superintendent, Mail Bag Repair Centers and/or Depositories	100

This delegation of authority shall be effective April 23, 1964.

(R.S. 161, as amended; 5 U.S.C. 22, 39 U.S.C. 309, 501)

LOUIS J. DOYLE,
General Counsel.

[F.R. Doc. 64-4297; Filed, Apr. 29, 1964; 8:47 a.m.]

DEPARTMENT OF THE TREASURY

Bureau of Customs

[T.D. 56162]

SCHLUMBERGER WELL SURVEYING CORP.

Qualification as Citizen of United States

APRIL 24, 1964.

This is to give notice that pursuant to § 3.21, Customs Regulations, issued under the provisions of section 27A of the Merchant Marine Act, 1920, as added by the Act of September 2, 1958 (46 U.S.C. 883-1), the Schlumberger Well Surveying Corporation of Post Office Box 2175, Houston, Texas, incorporated under the laws of the State of Texas, did on April 20, 1964, file with the Commissioner of Customs in duplicate an oath for qualification of a corporation as a citizen of the United States following the form of oath prescribed in customs Form 1260.

The oath shows that:

(a) A majority of the officers and directors of the corporation are citizens of the United States (list of names, home addresses, and citizenship attached to the oath);

(b) Not less than 90 percent of the employees of the corporation are residents of the United States;

(c) The corporation is engaged primarily in a manufacturing or mineral industry in the United States, or in a Territory, District, or possession thereof;

(d) The aggregate book value of the vessels owned by the corporation does not exceed 10 percent of the aggregate book value of the assets of the corporation; and

(e) The corporation purchases or produces in the United States, its Territories or possessions not less than 75 percent of the raw materials used or sold in its operations.

The Commissioner of Customs having found this oath to be in compliance with the law and regulations, on April 24, 1964, issued to the Schlumberger Well Surveying Corporation a certificate of compliance on customs Form 1262 as provided in § 3.21(i) of the regulations. The certificate and any authorization granted thereunder will expire three years from the date thereof unless there first occurs a change in the corporate status requiring a report under § 3.21(h) of the regulations.

[SEAL] N. G. STRUB,
Acting Commissioner of Customs.

[F.R. Doc. 64-4302; Filed, Apr. 29, 1964; 8:47 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Arizona 033503]

ARIZONA

Notice of Proposed Withdrawal and Reservation of Lands

The Bureau of Land Management, Department of the Interior, has filed an application, Serial Number Arizona 033503 for the withdrawal of the land described below, from all forms of location, sale, or entry under the mineral and nonmineral public land laws, except the mineral leasing laws, subject to valid existing rights.

The Bureau of Land Management desires the land to establish an addition to the existing town of Mammoth for residential and recreational use and development. Natural expansion of the town would be to the west on the public lands listed below. The proposed townsite will complete a disposal program to meet the legitimate demands for lands created by the increased mining activity in the community.

Grazing will continue to be administered by the Bureau of Land Management until such time as the lands are actually needed for development.

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, 3022 Federal Building, Phoenix, Arizona, 85025.

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

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.

The lands involved in this application are:

GILA AND SALT RIVER BASE AND MERIDIAN, ARIZONA

T. 8 S., R. 17 E.,
Sec. 19, E½SW¼.

The area described above aggregates 80.00 acres.

The subject lands are situated on the southwestern edge of the town of Mam-

moth, Arizona, and are readily accessible from State Highway 77.

Dated: April 23, 1964.

RAYMOND C. CLEGHORN,
Acting State Director.

[F.R. Doc. 64-4280; Filed, Apr. 29, 1964; 8:46 a.m.]

IDAHO

Notice of Hearing on Proposed Withdrawal of Public Lands

APRIL 23, 1964.

Notice is hereby given that a public hearing will be held at 10:00 a.m., Wednesday, May 27, 1964, in the District Courtroom, Bonneville County Courthouse, Idaho Falls, Idaho, pertaining to the request of the Forest Service, Department of Agriculture (Idaho 014480), for the withdrawal from all forms of appropriation and location under the mining laws, except the mineral leasing laws, of the national forest lands described hereafter for use by the Forest Service for public purposes as campgrounds, picnic areas, and an archery range as set forth in the Notice of Proposed Withdrawal and Reservation of Lands published in the FEDERAL REGISTER on September 11, 1963, Vol. 24, page 9884. The lands are described as follows:

BOISE MERIDIAN, IDAHO

CARIBOU NATIONAL FOREST

Trail Canyon Recreation Site

T. 8 S., R. 43 E.,
Sec. 29, NW¼NE¼NE¼, N½NW¼NE¼, NE¼NE¼NW¼, and S½NE¼NW¼.

CHALLIS NATIONAL FOREST

Joes Gulch-Four Aces Campground

T. 11 N., R. 13 E.,
Sec. 35, lot 1 except north 30 acres, lot 3 except north 10 acres, and lot 5 except south 20 acres.

Salmon River Camping Area

T. 11 N., R. 14 E.,
Sec. 30, lot 1 except west 15 acres, lot 4 except west 10 acres, lot 5, lot 6 except south 20 acres, lots 7, 8, lot 9 except northwest 10 acres, lot 11, and lot 13 except southeast 10 acres.

Snowslide Campground

T. 11 N., R. 14 E.,
Sec. 20, lots 3 and 6.

Cove Campground

T. 11 N., R. 14 E.,
Sec. 22, lot 3 except north 30 acres.

Sunny Gulch Campground

T. 10 N., R. 13 E.,
Sec. 23, lots 4 and 5;
Sec. 26, lot 3, lot 4 except south 20 acres, and lot 5 except south 20 acres.

The areas described aggregate 491.93 acres.

The hearing will be open to attendance of opponents to the withdrawal who may state their views and to proponents of the withdrawal who may explain its purpose, intent, and extent; and to all interested persons who desire to be heard on the subject. Those who desire to be heard in person at the hearing and those who desire to submit written statements should file notice thereof not later than May 22, 1964, with the State Director, Bureau of Land Management, P.O. Box 2237, Boise, Idaho, 83701.

WINFRED G. GLOVER,
Acting State Director.

[F.R. Doc. 64-4281; Filed, Apr. 29, 1964; 8:46 a.m.]

NEVADA

Notice of Proposed Withdrawal and Reservation of Lands

APRIL 23, 1964.

The U.S. Forest Service has filed an application, Serial Number Nevada 063429, for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including the mining laws, but not the mineral leasing laws nor the disposals of materials under the Act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended. The applicant desires the land for an administrative site.

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, P.O. Box 1551, Reno, Nevada.

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 U.S. Forest Service.

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:

MOUNT DIABLO MERIDIAN, NEVADA

T. 16 N., R. 63 E.,
Sec. 22, NE¼NE¼SW¼, N½NW¼SE¼, W½NW¼NE¼SE¼.

The land described above contains 35 acres.

DONALD I. BAILEY,
Acting Chief, Division of Lands and Minerals Management.

[F.R. Doc. 64-4282; Filed, Apr. 29, 1964; 8:46 a.m.]

NORTH DAKOTA

Notice of Proposed Withdrawal and Reservation of Lands

APRIL 17, 1964.

The Bureau of Sport Fisheries and Wildlife has filed an application Serial Number Montana 064834(ND) for the withdrawal of the lands described below, from all forms of appropriation.

The proposed withdrawal is desired in aid of legislation.

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, 1245 North 29th Street, Billings, Montana.

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 Bureau of Sport Fisheries and Wildlife.

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:

FIFTH PRINCIPAL MERIDIAN

T. 158 N., R. 50 W.,
Sec. 18, lot 1.
T. 160 N., R. 50 W.,
Sec. 28, lot 1.
T. 129 N., R. 52 W.,
Sec. 2, lot 1.
T. 151 N., R. 52 W.,
Sec. 13, SE¼SW¼.
T. 161 N., R. 56 W.,
Sec. 3, SE¼NE¼.
T. 162 N., R. 56 W.,
Sec. 26, SE¼NW¼.
T. 162 N., R. 58 W.,
Sec. 9, NW¼NE¼.
T. 163 N., R. 58 W.,
Sec. 6, SW¼NE¼;
Sec. 25, SE¼NW¼.
T. 164 N., R. 58 W.,
Sec. 31, SE¼NE¼, NE¼SE¼;
Sec. 32, W½SE¼, E½NW¼, SW¼NW¼, and N½SW¼.
T. 164 N., R. 59 W.,
Sec. 35, NE¼NE¼.
T. 143 N., R. 60 W.,
Sec. 12, lots 1, and 2.
T. 151 N., R. 62 W.,
Sec. 34, SW¼NE¼, S½NW¼.

T. 155 N., R. 62 W.,
Sec. 22, lot 1.
T. 150 N., R. 63 W.,
Sec. 26, NE¼SW¼.
T. 153 N., R. 63 W.,
Sec. 8, SE¼SE¼.
T. 129 N., R. 66 W.,
Sec. 6, N½SE¼, SW¼SE¼;
Sec. 7, NW¼NE¼.
T. 154 N., R. 66 W.,
Sec. 20, lot 2;
Sec. 21, lot 4.
T. 130 N., R. 67 W.,
Sec. 12, N½SE¼.
T. 138 N., R. 67 W.,
Sec. 8, NE¼NW¼.
T. 139 N., R. 67 W.,
Sec. 30, SE¼NW¼.
T. 129 N., R. 68 W.,
Sec. 12, NW¼NE¼.
T. 130 N., R. 68 W.,
Sec. 24, lot 6, NW¼SE¼, and SW¼NE¼.
T. 132 N., R. 68 W.,
Sec. 20, NE¼NE¼.
T. 135 N., R. 68 W.,
Sec. 28, NE¼NW¼, S½NW¼.
T. 136 N., R. 68 W.,
Sec. 30, NW¼NE¼.
T. 133 N., R. 68 W.,
Sec. 10, SW¼SE¼.
T. 141 N., R. 68 W.,
Sec. 6, lot 11.
T. 134 N., R. 69 W.,
Sec. 14, NW¼NW¼, W½SW¼;
Sec. 34, NW¼NE¼, NE¼NW¼.
T. 135 N., R. 69 W.,
Sec. 28, N½NE¼;
Sec. 32, NE¼.
T. 136 N., R. 69 W.,
Sec. 8, SW¼NE¼;
Sec. 24, SW¼NW¼.
T. 139 N., R. 69 W.,
Sec. 6, lot 12;
Sec. 24, NE¼SW¼, NW¼SE¼.
T. 153 N., R. 69 W.,
Sec. 23, SE¼SE¼.
T. 155 N., R. 69 W.,
Sec. 18, SE¼SW¼;
Sec. 19, E½NE¼, NE¼SW¼, N½SE¼, and SE¼SE¼;
Sec. 29, NW¼, SW¼NE¼;
Sec. 30, E½NE¼.
T. 135 N., R. 70 W.,
Sec. 8, SE¼NW¼, E½SW¼, N½SW¼SW¼, SE¼SW¼SW¼, N½SW¼SW¼SW¼, and W½SE¼.
T. 139 N., R. 70 W.,
Sec. 10, lot 4;
Sec. 12, NE¼NE¼.
T. 144 N., R. 70 W.,
Sec. 28, SW¼SW¼.
T. 155 N., R. 70 W.,
Sec. 18, E½NE¼;
Sec. 19, lot 4.
T. 137 N., R. 71 W.,
Sec. 24, lot 5.
T. 140 N., R. 71 W.,
Sec. 6, SE¼NE¼, SE¼.
T. 143 N., R. 71 W.,
Sec. 12, N½NE¼.
T. 154 N., R. 71 W.,
Sec. 8, NW¼NW¼;
Sec. 10, W½SW¼, SW¼NW¼;
Sec. 27, lot 1.
T. 155 N., R. 71 W.,
Sec. 6, lot 7;
Sec. 9, lots 4, 5, and 6.
T. 156 N., R. 71 W.,
Sec. 29, NW¼NE¼, E½NW¼, NE¼SW¼;
Sec. 32, lot 5.
T. 158 N., R. 71 W.,
Sec. 34, lot 3;
Sec. 35, SE¼SE¼.
T. 159 N., R. 71 W.,
Sec. 21, NE¼NW¼.
T. 138 N., R. 72 W.,
Sec. 4, lots 1, and 2, S½NE¼, S½NW¼, SW¼;
Sec. 8, NE¼NE¼;
Sec. 18, lots 1, 2, and E½NW¼.
T. 140 N., R. 72 W.,
Sec. 14, lots 1, and 2;
Sec. 22, SE¼NE¼, SE¼.
T. 141 N., R. 72 W.,
Sec. 22, lot 1;
Sec. 26, SE¼SW¼.
T. 142 N., R. 72 W.,
Sec. 34, NE¼SE¼.
T. 143 N., R. 72 W.,
Sec. 6, lot 3.
T. 153 N., R. 72 W.,
Sec. 3, lot 4.
T. 154 N., R. 72 W.,
Sec. 1, SE¼SE¼;
Sec. 2, lot 4;
Sec. 4, lot 4;
Sec. 33, SE¼;
Sec. 34, W½SW¼;
Sec. 3, lot 1.
T. 156 N., R. 72 W.,
Sec. 25, SW¼NE¼, NW¼, W½SW¼;
Sec. 26, SE¼NE¼, NE¼SE¼.
T. 161 N., R. 72 W.,
Sec. 34, SE¼SE¼.
T. 162 N., R. 72 W.,
Sec. 11, lot 4.
T. 163 N., R. 72 W.,
Sec. 7, lot 7;
Sec. 28, lot 11;
Sec. 33, lots 1, and 9.
T. 138 N., R. 73 W.,
Sec. 12, NW¼NE¼, SE¼SE¼;
Sec. 14, S½N½.
T. 143 N., R. 73 W.,
Sec. 10, SW¼SW¼.
T. 152 N., R. 73 W.,
Sec. 5, lot 7;
Sec. 6, lot 2;
Sec. 19, lots 1, and 2, E½NW¼, lot 4;
Sec. 21, NW¼NW¼;
Sec. 31, lots 5, and 6, SE¼SW¼;
Sec. 32, lot 5;
Sec. 33, lot 2.
T. 153 N., R. 73 W.,
Sec. 33, E½NW¼.
T. 154 N., R. 73 W.,
Sec. 18, lot 4, SE¼SW¼;
Sec. 19, lot 1, NE¼NW¼;
Sec. 31, lot 4.
T. 155 N., R. 73 W.,
Sec. 33, NW¼SW¼.
T. 163 N., R. 73 W.,
Sec. 21, lot 1;
Sec. 22, lot 2.
T. 135 N., R. 74 W.,
Sec. 6, lot 1.
T. 136 N., R. 74 W.,
Sec. 32, S½N½, S½.
T. 143 N., R. 74 W.,
Sec. 4, lots 1, and 2.
T. 144 N., R. 74 W.,
Sec. 12, lot 4.
T. 145 N., R. 74 W.,
Sec. 26, SE¼NE¼, NE¼SE¼.
T. 152 N., R. 74 W.,
Sec. 8, lots 1, 5, and 6.
T. 154 N., R. 74 W.,
Sec. 7, lot 6;
Sec. 18, lot 1;
Sec. 30, NE¼SW¼.
T. 155 N., R. 74 W.,
Sec. 23, NW¼NE¼;
Sec. 24, NW¼SE¼, NW¼NE¼, and SW¼NE¼.
T. 157 N., R. 74 W.,
Sec. 7, E½SW¼, NE¼SE¼, S½SE¼;
Sec. 8, W½SW¼, SE¼SW¼;
Sec. 18, N½NE¼, NE¼NW¼, SE¼SW¼, SW¼SE¼, lots 1, 2, and 3;
Sec. 29, SE¼SE¼;
Sec. 31, SW¼SE¼.
T. 162 N., R. 74 W.,
Sec. 19, lot 4.
T. 164 N., R. 74 W.,
Sec. 25, lot 6;
Sec. 33, lot 4;
Sec. 34, lot 1.
T. 142 N., R. 75 W.,
Sec. 12, S½SW¼;
Sec. 14, E½SE¼, S½SW¼;
Sec. 22, N½NE¼;
Sec. 26, NE¼NW¼, NW¼NE¼.
T. 149 N., R. 75 W.,
Sec. 7, N½SE¼;
Sec. 20, SW¼NE¼.
T. 150 N., R. 75 W.,
Sec. 14, S½NW¼.
T. 153 N., R. 75 W.,
Sec. 3, lot 6;
Sec. 31, lots 2, and 4.
T. 155 N., R. 75 W.,
Sec. 23, S½NW¼, NE¼SW¼, and NW¼SE¼.
T. 135 N., R. 77 W.,
Sec. 30, NE¼NE¼.
T. 144 N., R. 77 W.,
Sec. 22, NE¼.
T. 148 N., R. 77 W.,
Sec. 34, NE¼SE¼.
T. 149 N., R. 77 W.,
Sec. 2, lot 7.
T. 150 N., R. 77 W.,
Sec. 13, lot 1;
Sec. 17, SW¼SW¼;
Sec. 20, lots 1, and 2;
Sec. 28, lot 2;
Sec. 35, lot 2.
T. 153 N., R. 77 W.,
Sec. 23, SW¼SE¼;
Sec. 25, E½SW¼.
T. 154 N., R. 77 W.,
Sec. 1, SE¼SW¼, SE¼.
T. 156 N., R. 77 W.,
Sec. 21, SW¼NE¼, NW¼SE¼;
Sec. 28, N½SW¼, SW¼SW¼, and NW¼SE¼.
T. 135 N., R. 78 W.,
Sec. 33, lot 2.
T. 151 N., R. 78 W.,
Sec. 23, NE¼SE¼;
Sec. 24, NW¼NW¼;
Sec. 35, lot 1.
T. 152 N., R. 78 W.,
Sec. 15, SE¼SW¼, SW¼SE¼;
Sec. 22, S½NE¼, NW¼, and N½SE¼.
T. 153 N., R. 78 W.,
Sec. 2, SE¼SE¼.
T. 147 N., R. 79 W.,
Sec. 20, lot 7.
T. 139 N., R. 81 W.,
Sec. 4, lot 1 and
Sec. 14, lots 1, and 2 (as shown on survey plat of 2–5–1875).
T. 141 N., R. 81 W.,
Sec. 24, lot 4.
T. 142 N., R. 81 W.,
Sec. 4, lot 4.
T. 143 N., R. 81 W.,
Sec. 18, lot 3.
T. 144 N., R. 84 W.,
Sec. 8, lots 1, 2, and 3.
T. 149 N., R. 84 W.,
Sec. 11, E½SW¼.
T. 150 N., R. 84 W.,
Sec. 27, NW¼SE¼.
T. 151 N., R. 84 W.,
Sec. 29, NE¼SW¼.
T. 150 N., R. 85 W.,
Sec. 1, lot 1.
T. 150 N., R. 86 W.,
Sec. 22, S½NW¼, NW¼SW¼.
T. 153 N., R. 86 W.,
Sec. 4, lot 4;
Sec. 5, lots 1 and 5.
T. 152 N., R. 87 W.,
Sec. 1, lot 6;
Sec. 4, SE¼SW¼;
Sec. 9, NE¼NW¼.
T. 155 N., R. 88 W.,
Sec. 20, lot 4;
Sec. 24, lot 4;
Sec. 25, lots 1, 2, and 4.
T. 157 N., R. 89 W.,
Sec. 32, lot 1.
T. 156 N., R. 91 W.,
Sec. 5, lot 4;
Sec. 13, W½NE¼.
T. 157 N., R. 91 W.,
Sec. 13, SE¼NW¼;
Sec. 34, lot 2.
T. 163 N., R. 95 W.,
Sec. 25, SW¼SW¼;
Sec. 26, SE¼SE¼.

T. 159 N., R. 100 W.,
Sec. 22, SE¼NE¼, SE¼NW¼, E½SW¼, SW¼SW¼, N½SE¼, and SW¼SE¼.
T. 160 N., R. 100 W.,
Sec. 22, SW¼NE¼, NW¼SE¼.
T. 163 N., R. 102 W.,
Sec. 13, SE¼SW¼;
Sec. 24, N½NE¼, NE¼NW¼, SE¼NE¼;
Sec. 26, SE¼NE¼, SW¼NW¼.

The areas described aggregate approximately 12,873 acres.

R. PAUL RIGTRUP,
Manager, Land Office.

[F.R. Doc. 64-4283; Filed, Apr. 29, 1964; 8:46 a.m.]

CALIFORNIA

Notice of Termination of Proposed Withdrawal and Reservation of Land and Correction

APRIL 21, 1964.

The United States Department of Agriculture has cancelled its Proposed Withdrawal Application Serial No. Sacramento 050595 for withdrawal and reservation of lands as published in F.R. Doc. 62-11996 on pages 12004, 12005, and 12006 of the issue for December 5, 1962. Therefore, pursuant to the regulations contained in 43 CFR 2311.1-2(b), such lands will be at 10:00 a.m. on May 28, 1964, relieved of the segregative effect of the above-mentioned application. The lands involved in this notice of termination are:

MOUNT DIABLO MERIDIAN, CALIFORNIA

TAHOE NATIONAL FOREST

Indian Valley No. 1

T. 19 N., R. 9 E.,
Sec. 17, NE¼SE¼.

Indian Valley No. 2

T. 19 N., R. 9 E.,
Sec. 8, S½S½SW¼;
Sec. 17, N½NW¼, SW¼SW¼.

McGuire

T. 15 N., R. 14 E.,
Sec. 31, W½ Lot 1.

The above described area aggregates 218.63 acres.

The Notice of Proposed Withdrawal Sacramento 050595 as published in the FEDERAL REGISTER listed the lands desired under Cold Springs in the Tahoe National Forest, Mount Diablo Meridian, as:

T. 17 N., R. 13 E.,
Sec. 25, N½N½ except 23 acres of patented land in NE¼NE¼, whereas the tract intended to be withdrawn was T. 17 N., R. 13 E., sec. 25, N½N½ excepting 0.23 acre in Forest Exchange Survey 361, and the NE¼NE¼NE¼ in order that conflicting Forest Exchange Application Serial No. Sacramento 077624 may be processed.

JOHN E. CLUTE,
Acting Manager, Land Office, Sacramento.

[F.R. Doc. 64-4286; Filed, Apr. 29, 1964; 8:46 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

NEW DRUGS

Approval of Applications, February 1964

As provided in § 130.33 of the new-drug regulations (21 CFR 130.33; 28 F.R. 6377), notice is given of the following new drugs for which applications have been approved during the month of February 1964:

Established name (if any) or active ingredients	Trade name	Class of compound	Applicant	Date approved	How dispensed[1]
DRUGS FOR HUMAN USE					
Ascorbic acid; p-aminosalicylic acid.	PASC (Pascorbic).	Vitamin; antibacterial.	Hellwig, Inc., Chicago, Ill.	Feb. 3, 1964	R_x
Meprobamate		Tranquilizer	West-Ward, Inc., 745 Eagle Ave., New York, N.Y.	Feb. 12, 1964	R_x
Zinc pyridinethione	Head & Shoulder Lotion Shampoo.	Antiseborrheic	Procter & Gamble Company, Cincinnati, Ohio.	Feb. 14, 1964	OTC
Chlorpheniramine maleate; phenylpropanolamine hydrochloride; dextromethorphan hydrobromide.	C 3, Cold Cough Capsules.	Antihistamine; sympathomimetic; antitussive.	Menley & James Labs., Philadelphia, Pa.	Feb. 24, 1964	OTC
Acetohexamide	Dymelor Tablets No. 1843.	Antidiabetic	Eli Lilly and Co., 740 South Alabama St., Indianapolis 6, Ind.	Feb. 25, 1964	R_x
DRUGS FOR VETERINARY USE					
Liothyronine	Cytobin Tablets LT_3.	Hormone	Norden Labs., Inc., Lincoln, Nebr.	Feb. 8, 1964	R_x

[1] The abbreviation "R_x" means restricted by law to prescription only; the abbreviation "OTC" applies to drugs that by law are not required to be sold on prescription.

Dated: April 24, 1964.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 64-4304; Filed, Apr. 29, 1964; 8:48 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-221]

GENERAL ELECTRIC COMPANY

Notice of Application for and Proposed Issuance of Facility Export License

Please take notice that General Electric Company acting through International General Electric Company, a Division of General Electric Company, 159 Madison Avenue, New York, New York, 10016, has submitted an application dated April 1, 1964, for a license to authorize the export of a 237 megawatt electrical, boiling water nuclear power reactor to Kernkraftwerk RWE Bayernwerk G.m.b.H., Gundremmingen, Landkreis Gunburg, Bavaria, Federal Republic of Germany.

Upon finding that the reactor proposed for export is within the scope of the Agreement for Cooperation between the Government of the United States of America and the European Atomic Energy Community (EURATOM) signed November 8, 1958, as amended, and unless within fifteen days after the publication of this notice in the FEDERAL REGISTER, a request for a formal hearing is filed with the U.S. Atomic Energy Commission by the applicant or an intervener as provided by the Commission's rules of practice (Title 10, CFR, Chapter I, aPrt 2), the Commission proposes to issue to General Electric Company a facility export license on Form AEC-250 containing the authority set forth in the text below authorizing export of the reactor described in the application.

Pursuant to the Atomic Energy Act of 1954, as amended, and Title 10, Chapter I, Code of Federal Regulations, the Commission has found that:

(a) The application complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in Title 10, Chapter I, Code of Federal Regulations, and

(b) The reactor proposed to be exported is a utilization facility as defined in said Act and regulations.

In its review of applications solely to authorize the export of production or utilization facilities, the Commission does not evaluate the health and safety characteristics of the facility to be exported.

A copy of the application, dated April 1, 1964, is on file in the Atomic Energy Commission's Public Document Room located at 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 22d day of April 1964.

For the Atomic Energy Commission.

EBER R. PRICE,
Director, Division of State and Licensee Relations.

PROPOSED EXPORT LICENSE

Pursuant to the Atomic Energy Act of 1954, as amended, and the regulations of the U.S.

Atomic Energy Commission issued pursuant thereto, and in reliance on statements and representations heretofore made, General Electric Company, represented by International General Electric Company, 159 Madison Avenue, New York, New York, 10016, is authorized to export a 237 megawatt electrical, boiling water power reactor to Kernkraftwerk RWE Bayernwerk G.m.b.H., Gundremmingen, Landkreis Gunzburg, Bavaria, Federal Republic of Germany, subject to the terms annd provisions herein. The license to export extends to the licensee's duly authorized shipping agent.

Neither this license nor any right under this license shall be assigned or otherwise transferred in violation of the provisions of the Atomic Energy Act of 1954.

This license is subject to the right of recapture or control reserved by section 108 of the Atomic Energy Act of 1954, and to all other provisions of said Act, now or hereafter in effect and to all valid rules and regulations of the U.S. Atomic Energy Commission. This license is effective as of the date of issuance and shall expire on December 31, 1968.

For the Atomic Energy Commission.

[F.R. Doc. 64-4301; Filed, Apr. 29, 1964; 8:47 a.m.]

DEPARTMENT OF COMMERCE

Bureau of International Commerce

[File 23-836]

JOSEF FELIX

Order Denying Export Privileges for an Indefinite Period

In the matter of Josef Felix, Baeckerstrasse 18, Vienna I, Austria; File 23-836; respondent.

The Director, Investigations Division, Office of Export Control, Bureau of International Commerce, U.S. Department of Commerce, has applied for an order denying to the above named respondent all export privileges for an indefinite period because the said respondent failed to furnish answers to interrogatories and failed to furnish certain records and other writings specifically requested, without good cause being shown. This application was made pursuant to § 382.15 of the Export Regulations (Title 15, Chapter III, Subchapter B, Code of Federal Regulations).

In accordance with the usual practice, the application for an indefinite denial order was referred to the Compliance Commissioner, Bureau of International Commerce, who after consideration of the evidence has recommended that the application be granted.

The report of the Compliance Commissioner and the evidence in support of the application have been considered.

The evidence presented shows that Josef Felix is engaged in the freight forwarding business and has a place of business in Vienna, Austria; that the aforesaid Investigations Division is conducting an investigation into the disposition of certain strategic commodities of U.S. origin which were exported from the United States to Austria; that the respondent participated in a transaction involving one of such commodities and was the consignee named in the air waybill under which said commodity was exported from the United States. It is impracticable to subpoena the respondent and relevant and material interrogatories and request to furnish certain specific documents relating to said transaction were served on him pursuant to § 382.15 of the Export Regulations. Said respondent has failed to furnish answers to said interrogatories or to furnish the documents requested, as required by said section, and he has not shown good cause for such failure. I find that an order denying export privileges to said respondent for an indefinite period is reasonably necessary to protect the public interest and to achieve effective enforcement of the Export Control Act of 1949, as amended.

Accordingly, it is hereby ordered,

I. All outstanding validated export licenses in which respondent appears or participates in any manner or capacity are hereby revoked and shall be returned forthwith to the Bureau of International Commerce for cancellation.

II. The respondent, his successors or assigns, partners, representatives, agents, and employees hereby are denied all privileges of participating, directly or indirectly, in any manner or capacity, in any transaction involving commodities or technical data exported from the United States in whole or in part, or to be exported, or which are otherwise subject to the Export Regulations. Without limitation of generality of the foregoing, participation prohibited in any such transaction, either in the U.S. or abroad, shall include participation, directly or indirectly, in any manner or capacity, (a) as a party or as a representative of a party to any validated export license application, (b) in the preparation or filing of any export license application or reexportation authorization, or any document to be submitted therewith, (c) in the obtaining or using of any validated or general export license or other export control document, (d) in the carrying on of negotiations with respect to, or in the receiving, ordering, buying, selling, delivering, storing, using, or disposing of any commodities or technical data in whole or in part exported or to be exported from the United States, and (e) in the financing, forwarding, transporting, or other servicing of such commodities or technical data.

III. Such denial of export privileges shall extend not only to the respondent, but also to his agents and employees and to any successor and to any person, firm, corporation, or business organization with which he now or hereafter may be related by affiliation, ownership, control, position of responsibility, or other connection in the conduct of trade or services connected therewith.

IV. This order shall remain in effect until the respondent provides responsive answers, written information and documents in response to the interrogatories heretofore served upon him or gives adequate reasons for failure to do so, except insofar as this order may be amended or modified hereafter in accordance with the Export Regulations.

V. No person, firm, corporation, partnership or other business organization, whether in the United States or elsewhere, without prior disclosure to and specific authorization from the Bureau of International Commerce, shall do any of the following acts, directly or indirectly, or carry on negotiations with respect thereto, in any manner or capacity, on behalf of or in any association with the respondent or any related party, or whereby the respondent or related party may obtain any benefit therefrom or have any interest or participation therein, directly or indirectly: (a) Apply for, obtain, transfer, or use any license, shipper's export declaration, bill of lading, or other export control document relating to any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States, by, to, or for any such respondent or related party denied export privileges; or (b) order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate in any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States.

VI. A copy of this order shall be served on respondent.

VII. In accordance with the provisions of § 382.15 of the Export Regulations, the respondent may move at any time to vacate or modify this indefinite denial order by filing with the Compliance Commissioner, Bureau of International Commerce, U.S. Department of Commerce, Washington, D.C., 20230, an appropriate motion for relief, supported by substantial evidence, and may also request an oral hearing thereon, which, if requested shall be held before the Compliance Commissioner at Washington, D.C., at the earliest convenient date.

This order shall become effective on April 24, 1964.

Dated: April 18, 1964.

FORREST D. HOCKERSMITH,
Director,
Office of Export Control.

[F.R. Doc. 64-4266; Filed, Apr. 29, 1964; 8:45 a.m.]

Maritime Administration

MOORE-McCORMACK LINES, INC.

Notice of Application for Change in Cruise Schedules

Notice is hereby given that Moore-McCormack Lines, Inc. has requested certain changes in its schedule of cruises for calendar year 1964 as previously published in the FEDERAL REGISTER of May 15, 1963 (28 F.R. 4860), and of December 14, 1963 (28 F.R. 13553), and approved by the Maritime Subsidy Board on July 25, 1963, and on February 3, 1964. The cruises now proposed for the period commencing September 16, 1964, are as follows:

Ship	Commences	Terminates	Itinerary
	1964	1964	
"Brasil"	Sept. 16	Sept. 22	New York, Bermuda, New York.
"Brasil"	Sept. 23	Sept. 30	New York, San Juan, St. Thomas, New York.
"Brasil"	Oct. 1	Oct. 10	New York, San Juan, St. Thomas, Guadeloupe, New York.
"Brasil"	Oct. 11	Oct. 17	New York, Bermuda, Nassau, New York.
"Brasil"	Oct. 18	Oct. 25	New York, San Juan, St. Thomas, New York.
"Brasil"	Oct. 26	Nov. 6	New York, Port Everglades, Nassau, San Juan, St. Thomas, Bermuda, New York.
"Brasil"	Nov. 7	Nov. 11	New York, Bermuda, New York.
"Argentina"	Nov. 17	Nov. 27	New York, San Juan, St. Thomas, Bermuda, New York.
"Argentina"	Nov. 28	Dec. 4	New York, Bermuda, Norfolk, New York.
"Argentina"	Dec. 5	Dec. 16	New York, San Juan, St. Thomas, Guadeloupe, Barbados, Curacao, New York.
"Argentina"	Dec. 17	1965 Jan. 4	New York, Port Everglades, Cristobal, Curacao, Trinidad, Barbados, Martinique, St. Thomas, San Juan, Port Everglades, New York.

Any person, firm or corporation having any interest, within the meaning of Public Law 87–45, in the foregoing who desires to offer data, views or arguments should submit the same in writing, in triplicate, to the Secretary, Maritime Subsidy Board, Washington, D.C., 20235, by close of business on May 15, 1964. In the event an opportunity to present oral argument is also desired, specific reason for such request should also be included. The Maritime Subsidy Board will consider these comments and views and take such action with respect thereto as in its discretion it deems warranted.

Dated: April 27, 1964.

JAMES S. DAWSON, Jr.,
Secretary.

[F.R. Doc. 64–4298; Filed, Apr. 29, 1964; 8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket 15054; Order No. E–20744]

BRANIFF AIRWAYS, INC.

Petition for Equalization of International Service Mail Rate

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 27th day of April 1964.

The Board, on April 10, 1964, adopted Order E–20678 (Order) directing American Airlines, Inc., Braniff Airways, Inc., and the Postmaster General to show cause why the Board should not adopt the proposed findings and conclusions and fix, determine, and publish the rate proposed therein for the mail transportation described.

The time designated for filing notice of objection has elapsed and no notice of objection or answer to the Order has been filed by any party.

All parties have therefore waived the right to a hearing and all other procedural steps short of a final decision of the Board fixing the final rate.

The Board, upon consideration of the record, hereby reaffirms and makes final the findings set forth in the said Order.

Accordingly, pursuant to the Federal Aviation Act of 1958 and particularly sections 204(a) and 406 thereof,

It is ordered, That

1. The fair and reasonable service mail rate applicable to all priority mail carried by Braniff between San Antonio and Mexico City is 39.66 cents per mail ton-mile;

2. Such service mail rate of 39.66 cents per priority mail ton-mile shall be paid in its entirety by the Postmaster General pursuant to section 406(c) of the Federal Aviation Act of 1958, and no part of such amount shall be paid by the Board;

3. The mail ton-miles to be used by the Post Office in determining service mail payments pursuant to this order shall be computed on the basis of the direct airport-to-airport mileage between San Antonio, Texas, and Mexico City, Mexico;

4. This order shall be served upon American Airlines, Inc., Braniff Airways, Inc., and the Postmaster General; and

5. This order shall be effective as of this date.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 64–4299; Filed, Apr. 29, 1964; 8:47 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G–18346]

AMERADA PETROLEUM CORP.

Declaratory Order With Respect to Prepayments and Make-Ups

APRIL 22, 1964.

On January 30, 1964, Amerada Petroleum Corporation (Amerada) filed a letter with the Secretary requesting the Commission's informal opinion as to the effect of our order of October 29, 1963, conditionally approving Amerada's settlement of Docket No. G–18346,[1] on the future administration of Amerada's FPC Gas Rate Schedule No. 82, particularly in regard to prepayments and subsequent make-ups.

On February 10, 1964, Florida Gas Transmission Company (Florida Gas), the pipeline purchaser under Amerada's Rate Schedule No. 82 filed a letter with the Commission concerning the same matter. Florida Gas and Amerada agree as to the facts stated below, but disagree as to what our opinion should be as to Florida Gas' make-up rights.

Although both parties to the dispute have agreed to abide by our informal decision on the basis of their letters, we are of the view that this matter would more properly be handled in a formal Commission order. Accordingly, we shall treat Amerada's letter, supra, as a petition for a declaratory order under § 1.7(c) of the rules of practice and procedure and Florida Gas' letter as an answer to such petition under § 1.9 thereof.

The facts are as follows: [2]

(1) Under Article V, section 2, of the contract, as amended, the purchaser was required to begin receiving gas not later than July 1, 1962. If it did not do so, it was required to pay the seller each month thereafter and until deliveries commenced for a quantity of gas equal to the daily contract quantity times the number of days in each month at the prices provided in the contract (21.5 cents per Mcf exclusive of tax reimbursement), as if the gas were actually delivered, provided the seller's facilities were installed and the gas was available.

(2) Article V, section 2 also provided that the buyer shall have a right to make up such prepaid-for gas in accordance with paragraph 8 of Article VII of the contract. That paragraph provides that the make-up period is two years (now extended to four years) and that "* * * [a]ny payment which buyer has previously made for gas not received and which is being made up shall be credited against payment due hereunder for such make-up gas at the time of actual deliveries thereof."

(3) The purchaser, Florida Gas, did not begin taking deliveries until November 12, 1962, and accordingly paid Amerada for daily contract quantities totalling 402,000 Mcf, as contemplated by Article V, section 2 of the contract.

(4) Amerada contends that Florida Gas is entitled to make up 402,000 Mcf of gas while Florida Gas contends that, since it paid for 402,000 Mcf of gas at the rate of 21.25 cents per Mcf inclusive of tax reimbursement (conditioned in the temporary certificate from the 21.5 cents plus tax reimbursement contract price) and the rate in effect during the rate settlement moratorium period (April 1, 1963, through March 31, 1968) is 20.625 cents per Mcf, Florida Gas should be allowed to recoup such prepaid-for gas during the moratorium

[1] Union Texas Petroleum, et al., Docket Nos. G–13221, et al. 30 F.P.C.—.

[2] The facts and controversy are practically identical to the facts and controversy considered in our declaratory order issued this date in Phillips Petroleum Company, Docket No. G–18375.

period at the moratorium period price of 20.625 cents per Mcf.

The Amerada-Florida Gas contract, the pertinent terms of the Amerada settlement proposal and the pertinent terms of our order approving the Amerada settlement proposal are for all practical purposes identical to the comparable documents and terms described in detail in our declaratory order in Docket No. G–18375, supra, so we shall not repeat such description here.

Upon consideration of the facts and arguments presented by Amerada and Florida Gas and for the same reasons expressed in our declaratory order in Docket No. G–18375, we conclude that Florida Gas is entitled to make-up during the make-up period for gas paid for but not taken prior to April 1, 1963, the same amounts of gas which it stored with Amerada under the take-or-pay and make-up provisions of the contract.

The Commission finds: Under the terms of the contract dated March 23, 1959, between Amerada Petroleum Corporation and Coastal Transmission Corporation (predecessor of Florida Gas Transmission Company), as amended by the settlement proposal filed by Amerada Petroleum Corporation on August 5, 1963, and conditionally approved by the Commission on October 29, 1963, Florida Gas Transmission Company is entitled to receive during the four year make-up period as make-up gas for gas paid for prior to April 1, 1963, but not received, a quantity of gas which, when multiplied by 21.25 cents per Mcf, will equal the amount of money paid by Florida Gas Transmission Company and its predecessor under Article V, section 2 of such contract, as amended, for gas not taken.

The Commission orders: It is hereby declared and ordered that, under the terms of the contract, dated March 23, 1959, between Amerada Petroleum Corporation and Coastal Transmission Corporation (predecessor of Florida Gas Transmission Company), as amended by the settlement proposal filed by Amerada Petroleum Corporation on August 5, 1963, and conditionally approved by the Commission on October 29, 1963, Florida Gas Transmission Company is entitled to receive during the four year make-up period as make-up gas for gas paid for prior to April 1, 1963, but not received, a quantity of gas which, when multiplied by 21.25 cents per Mcf, will equal the amount of money paid by Florida Gas Transmission Company and its predecessor under Article V, section 2 of such contract, as amended, for gas not taken.

By the Commission.

[SEAL] GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 64–4270; Filed, Apr. 29, 1964; 8:45 a.m.]

[Docket Nos. CP64–154, CP64–155]

AMERICAN LOUISIANA PIPE LINE CO. AND MICHIGAN WISCONSIN PIPE LINE CO.

Notice of Applications

APRIL 24, 1964.

Take notice that on January 6, 1964, American Louisiana Pipe Line Company (American Louisiana), One Woodward Avenue, Detroit, Michigan, filed in Docket No. CP64–154 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain facilities necessary to expand its system capacity by approximately 88,000 Mcf per day in order to meet the increased demands of existing customers for the 1964–65 heating season, all as more fully set forth in the application on file with the Commission and open to public inspection.

Specifically, American Louisiana proposes to construct and operate the following facilities:

(1) A total of 50,000 additional horsepower on Applicant's main line as follows:

(a) 10,000 horsepower at each of three new compressor stations to be known as Station Nos. 1, 7, and 10;

(b) 12,000 horsepower at one new compressor station to be known as Station No. 4;

(c) 2,000 horsepower at each of two existing compressor stations—Station Nos. 5 and 9, and

(d) 4,000 horsepower at existing compressor Station No. 2;

(2) 77.7 miles of 12 to 20-inch diameter gas supply lines in Louisiana, and

(3) Two new purchase meter stations—one each in the Jeanerette and Bayou Fields, St. Mary Parish, Louisiana.

The application indicates that increases in the contract demands of Michigan Consolidated Gas Company and Michigan Wisconsin Pipe Line Company (Michigan Wisconsin) are proposed in the amounts of 50,000 Mcf per day and 35,000 Mcf per day, respectively. The increase in contract demands of certain other customers is proposed in the total amount of 2,670 Mcf per day.

American Louisiana states that the gas supply required to meet the proposed increases in sales will come from reserves connected to its system since its last expansion and from supplies American Louisiana has contracted to purchase from The Atlantic Refining Company, Jeanerette and Bayou Fields, St. Mary Parish, Louisiana, at an initial price of 20.625 cents per Mcf.[1]

The application indicates the total estimated cost of the proposed facilities to be $25,107,000, which cost will be financed with funds presently available and which will be generated internally.

Take further notice that on January 6, 1964, as supplemented on April 9, 1964, Michigan Wisconsin, One Woodward Avenue, Detroit, Michigan, filed in Docket No. CP64–155 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain facilities necessary to expand its system capacity by approximately 70,000 Mcf per day in order to meet the increased demands of existing customers for the 1964–65 heating season, all as more fully set forth in the application on file with the Commission and open to public inspection.

[1] The Atlantic Refining Company has filed an application in Docket No. CI64–781 for authorization to make said sale.

Michigan Wisconsin states that its customers have requested it to supply increases in maximum daily quantities aggregating 71,994 Mcf. To meet these increased demands, Michigan Wisconsin proposes to purchase an additional 35,000 Mcf per day from American Louisiana and to expand utilization of storage. The application shows that to expand the utilization of storage it will be necessary to complete the second stage of development of the North Hamilton storage field and to provide additions and improvements to facilities in the Austin storage field. The application shows further that these fields are owned by Michigan Consolidated Gas Company (Consolidated) and leased to Michigan Wisconsin. The additional facilities for the two fields will be constructed by Consolidated at an estimated cost of $2,571,000. Further, Michigan Wisconsin will lease said facilities and proposes herein to operate same.

Further, Michigan Wisconsin states that to accommodate normal load growth in various segments of its system, it proposes to construct and operate the following facilities:

(1) 8.2 miles of 30-inch loop line between Stations 10 and Wisconsin A and an additional 2500 horsepower at the latter station;

(2) 9.8 miles of 12-inch loop line on the line extending to Two Rivers, Wisconsin;

(3) 5.5 miles of 10-inch loop line on the line extending to Columbus, Wisconsin, and

(4) 8.7 miles of 12-inch and 12.7 miles of 8-inch loop lines on the line extending to Tomahawk, Wisconsin.

The application shows the total estimated cost of these facilities to be $3,712,000, which cost will be financed by bank loans and funds generated internally; however, it is contemplated that financing will ultimately be part of an overall financing program involving the issuance of First Mortgage Pipe Line Bonds.

These matters should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that preliminary staff analysis has indicated that there are no problems which would warrant a recommendation that the Commission designate these applications for formal hearing before an examiner and 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 may be held without further notice before the Commission on these applications provided no protest or petition to intervene is filed within the time required herein. 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 Applicants to appear or be represented at the hearing.

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 May 15, 1964.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 64-4271; Filed, Apr. 29, 1964; 8:45 a.m.]

[Docket No. G-7329 etc.]

GEORGE A. BUTLER ET AL.

Issuance of Certificate of Public Convenience and Necessity; Filing of Gas Rate Schedule

APRIL 22, 1964.

George A. Butler, et al., Docket No. G-7329; Pan American Petroleum Corp. (successor to George Mitchell and Associates, Inc., Agent), Docket No. CI63-1488; Christie, Mitchell & Mitchell Co. and Pan American Petroleum Corp., Docket No. RI61-123.[1]

On May 29, 1963, as supplemented on July 18, 1963, and September 10, 1963, Pan American Petroleum Corporation (Applicant) filed in Docket No. CI63-1488 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce to Tennessee Gas Transmission Company for resale from the La Sal Vieja Field, Willacy County, Texas, all as more fully set forth in the application, as supplemented.

Applicant proposes to sell natural gas as successor in interest to George Mitchell and Associates, Inc., Agent, pursuant to a contract heretofore designated as George Mitchell and Associates, Inc., Agent for J. A. Gray, et al., FPC Gas Rate Schedule No. 7, which will also be designated as a rate schedule of Applicant. The subject service was authorized, inter alia, in Docket No. G-7329. The order issuing a certificate in said docket will be amended to delete authorization to make the sale proposed by Applicant.

The presently effective rate under the contract is in effect subject to refund in Docket No. RI61-123. Applicant has agreed to be made corespondent in said proceeding and has submitted an agreement and undertaking which has heretofore been accepted for filing.

After due notice petitions to intervene were filed and withdrawn by Long Island Lighting Company, Philadelphia Gas Works Division of The United Gas Improvement Company, The Brooklyn Union Gas Company, and Public Service Electric and Gas Company. A notice of intervention was filed and withdrawn by the Public Service Commission of the State of New York. No protest to the granting of the application has been filed.

At a hearing held on April 17, 1964, the Commission on its own motion received and made part of the record in this proceeding all evidence, including the application and exhibits thereto, submitted in support of the authorization sought herein, and upon consideration of the record,

The Commission finds:

(1) Applicant, Pan American Petroleum Corporation, is engaged in the sale and delivery of natural gas in interstate commerce for resale for ultimate public consumption, subject to the jurisdiction of the Commission, and is, therefore, a "natural-gas company" within the meaning of the Natural Gas Act.

(2) The sale of natural gas hereinbefore described, as more fully described in the application in this proceeding, will be made in interstate commerce subject to the jurisdiction of the Commission, and such sale by Applicant, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, is subject to the requirements of subsections (c) and (e) of section 7 of the Natural Gas Act.

(3) Applicant is able and willing properly to do the acts and to perform the service proposed and to conform to the provisions of the Natural Gas Act and the requirements, rules, and regulations of the Commission thereunder.

(4) The sale of natural gas by Applicant, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, is required by the public convenience and necessity and a certificate therefor should be issued as hereinafter ordered and conditioned.

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Applicant should be joined as a co-respondent in the rate proceeding pending in Document No. RI61-123 and that said proceeding be redesignated accordingly.

(6) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the order issuing a certificate in Docket No. G-7329 to George A. Butler, et al., should be amended by deleting therefrom authorization to sell natural gas from the properties assigned to Pan American Petroleum Corporation.

(7) The FPC gas rate schedule, as supplemented, submitted by Pan American Petroleum Corporation, should be accepted for filing.

The Commission orders:

(A) A certificate of public convenience and necessity be and the same is hereby issued, upon the terms and conditions of this order, authorizing the sale by Applicant 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 therefor, all as hereinbefore described and as more fully described in the application and exhibits in this proceeding.

(B) The certificate granted in paragraph (A) above is not transferable and shall be effective only so long as Applicant continues 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 certificate 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 proceeding now pending or hereafter instituted by or against Applicant. 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 contract herein involved. Nor shall the grant of the certificate aforesaid for service to the particular customer involved imply approval of all of the terms of the contract, particularly as to the cessation of service upon termination of said contract, as provided by section 7(b) of the Natural Gas Act. Nor shall the grant of the certificate 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 sale of natural gas subject to said certificate.

(D) Pan American Petroleum Corporation be and is hereby joined as a corespondent with Christie, Mitchell & Mitchell Company in the pending rate proceeding in Docket No. RI61-123 and said proceeding is hereby redesignated accordingly.

(E) Applicant shall comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, and Applicant's agreement and undertaking submitted in Docket No. RI61-123, heretofore accepted for filing, shall remain in full force and effect until discharged by the Commission.

(F) The order issuing a certificate in Docket No. G-7329 to George A. Butler, et al. be and the same is hereby amended by deleting therefrom authorization to sell natural gas from the properties assigned to Pan American Petroleum Corporation, and in all other respects said order shall remain in full force and effect.

(G) The following FPC gas rate schedule, as supplemented, is accepted for filing, effective as of the date of the acquisition of the properties involved, and is designated as follows:

Description and date of instrument	Designation	
	Rate schedule	Supplement
Contract 10-1-52	379	
Letter Agreement 2-26-53	379	1
Letter 2-18-54	379	2
Letter Agreement 9-15-54	379	3
Letter Agreement 11-11-55	379	4
Letter Agreement 4-16-59	379	5
Letter Agreement 3-10-60	379	6
Assignment 3-30-62	379	7
Assignment 11-6-62	379	8

By the Commission.

[SEAL] GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 64-4272; Filed, Apr. 29, 1964; 8:45 a.m.]

[1] Consolidated with Docket No. AR64-2, et al.

[Docket No. RI61-475]

SHELL OIL CO. ET AL.

Findings and Order Making Successor in Interest Co-Respondent, Redesignating Proceeding, and Requiring Filing of Agreement and Undertaking

APRIL 22, 1964.

Shell Oil Company and Tenneco Oil Company (Operator), et al.; Docket No. RI61-475.

On March 24, 1964, the Commission issued an order in Docket No. G-7004, et al., granting a certificate of public convenience and necessity to Tenneco Oil Company (Operator), et al. (Tenneco), in Docket No. CI64-858 authorizing the sale and delivery of natural gas to El Paso Natural Gas Company from the Monahans Field, Ward County, Texas, as a partial successor in interest to Shell Oil Company (Shell) which was theretofore authorized to render the subject service in Docket No. G-5010. The contract between Shell and El Paso Natural Gas Company, on file with the Commission as Shell Oil Company FPC Gas Rate Schedule No. 17, was also accepted for filing as a rate schedule of Tenneco and designated as Tenneco Oil Company (Operator), et al., FPC Gas Rate Schedule No. 138. The presently effective rate under said contract is in effect subject to refund in Docket No. RI61-475.

The Commission finds: It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Tenneco Oil Company (Operator), et al., be joined as a co-respondent with Shell Oil Company in the rate suspension proceeding in Docket No. RI61-475, that said proceeding be redesignated accordingly, and that Tenneco Oil Company (Operator), et al., be required to file an agreement and undertaking to assure refund of amounts found by the Commission not justified with respect to the acreage acquired by Tenneco Oil Company (Operator), et al.

The Commission orders:

(A) Tenneco Oil Company (Operator), et al., be and it is hereby joined as co-respondent with Shell Oil Company in the rate suspension proceeding in Docket No. RI61-475, and said proceeding is redesignated accordingly.

(B) Within 30 days from the issuance of this order, Tenneco Oil Company (Operator), et al., shall execute, in the form set out below,[1] and shall file with the Secretary of the Commission, an acceptable agreement and undertaking in Docket No. RI61-475 to assure refund of any amounts, together with interest at the rate of seven percent per annum, collected in excess of the amount found to be just and reasonable in said docket, insofar as said proceeding concerns sales from the properties acquired by Tenneco Oil Company (Operator), et al., from Shell Oil Company. Unless notified to the contrary by the Secretary of the Commission within 30 days from the date of submission, such agreement and undertaking shall be deemed to have been accepted for filing.

[1] Filed as part of the original document.

(C) Tenneco Oil Company (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 shall remain in full force and effect until discharged by the Commission.

By the Commission.

[SEAL] GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 64-4274; Filed, Apr. 29, 1964; 8:45 a.m.]

[Docket No. RI64-563 etc.]

CONSOLIDATED OIL & GAS, INC., ET AL.

Order Providing for Hearing on and Suspension of Proposed Changes in Rates; Correction

APRIL 21, 1964.

Consolidated Oil & Gas, Inc. (Operator), et al., et al., Docket Nos. RI64-563, et al.; Jay Kornfeld (Operator), et al., Docket No. RI64-572.

In the order providing for hearing on and suspension of proposed changes in rates, issued January 24, 1964, and published in the FEDERAL REGISTER February 1, 1964 (F.R. Doc. 64-963; 29 FR-1661-1663), correct the price after Docket No. RI64-572 to read "12.5 [14] [21]" and "11.0 [14] [22]" in lieu of "12.5 [14]."

Add footnotes number 21 and 22:

[21] Applicable to the interest of Jay Kornfeld, Simon Lebow Corporation, and Sierra Petroleum Co., Inc.

[22] Applicable to the interest of Nathan Appleman, H. Lawrence Herring, Morton M. Rosenfeld, and Jerome A. Siegal.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 64-4273; Filed, Apr. 29, 1964; 8:45 a.m.]

[Project No. 2351]

CABIN CREEK PUMPED STORAGE HYDROELECTRIC PROJECT, PUBLIC SERVICE COMPANY OF COLORADO

Notice of Land Withdrawal; Colorado

APRIL 24, 1964.

Conformable to the provisions of section 24 of the Act of June 10, 1920, as amended, notice is hereby given that the lands hereinafter described, insofar as title thereto remains in the United States are included in power Project No. 2351 (Cabin Creek Pumped Storage Hydroelectric Project) for which an application for major license was filed March 7, 1963, by the Public Service Company of Colorado, Public Service Company Building, Denver, Colorado. This application has been supplemented by the filing of additional and amended exhibits on July 8 and 25, 1963, and February 26, 1964. Under said section 24 the lands described below are from the date of filing of revised exhibits on February 26, 1964, reserved from entry, location, or other disposal under the laws of the United States until otherwise directed by the Commission or by Congress.

The area of United States lands reserved by the filing of this application is approximately 710 acres; all of which are within the Arapaho National Forest.

SIXTH PRINCIPAL MERIDIAN, COLORADO

All of the following described subdivisions lying within the boundaries of the project as delimited on map exhibit J (FPC No. 2351-12) entitled "General Map, Cabin Creek Pump Storage Hydroelectric Project, South Clear Creek, Colorado, Public Service Company of Colorado" filed in the Federal Power Commission on February 26, 1964:

T. 4 S., R. 74 W.,
Sec. 31: E½NE¼, S½SW¼, SE¼;
Sec. 32: NW¼NW¼NW¼, S½NW¼NW¼, SW¼NW¼, W½SW¼.
T. 5 S., R. 74 W.,
Sec. 6: N½NE¼, NW¼ (unsurveyed).

Copies of the project's J and K map exhibits (FPC Nos. 2351-12 and 13) have been transmitted to the Bureau of Land Management, Geological Survey, and Forest Service.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 64-4275; Filed, Apr. 29, 1964; 8:45 a.m.]

GENERAL SERVICES ADMINISTRATION

MOLYBDENUM HELD IN NATIONAL STOCKPILE

Proposed Disposition

Pursuant to the provisions of section 3(e) of the Strategic and Critical Materials Stock Piling Act, 50 U.S.C. 98b(e), notice is hereby given of a proposed disposition of approximately 11,000,000 pounds of molybdenum contained in molybdenum disulphide now held in the national stockpile.

The Office of Emergency Planning has made a revised determination pursuant to section 2(a) of the Strategic and Critical Materials Stock Piling Act, 50 U.S.C. 98a(a), of the quantity of molybdenum to be stockpiled. As a result of that revised determination, said quantity of molybdenum is no longer needed for the stockpile.

Since the revised determination is not by reason of obsolescence of the molybdenum for use in time of war, this proposed disposition is being referred to the Congress for its express approval, as required by section 3(e) of the Strategic and Critical Materials Stock Piling Act.

General Services Administration proposes to make said molybdenum available for transfer to other Government agencies, to offer the material for sale on a competitive basis, or otherwise to dispose of it in the best interest of the Government, upon the express approval by the Congress of this proposed disposition, but not prior to the expiration of six months after the date of publication of this notice in the FEDERAL REGISTER unless earlier disposal may be authorized by law.

The 11,000,000 pounds of molybdenum will be disposed of for domestic consumption only. The initial quantity to be offered for sale will be approximately 2,000,000 pounds. The quantity and the timing of subsequent offerings will be determined after an evaluation has been

made of earlier sales and of existing market conditions. The disposal program will be subject to continuous scrutiny throughout the year, and the Administrator of General Services will consult with other agencies at any time he considers such consultation is advisable, or at any time consultation is requested by other responsible agencies. If any major modification of the program appears to be necessary or advisable as a result of such consultation, the changes will be publicly announced.

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

Dated: April 24, 1964.

BERNARD L. BOUTIN,
Administrator of General Services.

[F.R. Doc. 64-4305; Filed, Apr. 29, 1964; 8:48 a.m.]

OFFICE OF EMERGENCY PLANNING

OHIO

Amendment to Notice of Major Disaster

Notice of Major Disaster for the State of Ohio, dated March 25, 1964, and published April 1, 1964 (29 F.R. 4691), is hereby amended to include the following counties among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of March 24, 1964:

Carroll.	Lake.
Harrison.	Pike.
Highland.	Tuscarawas.

Dated: April 22, 1964.

EDWARD A. MCDERMOTT,
Director,
Office of Emergency Planning.

[F.R. Doc. 64-4277; Filed, Apr. 29, 1964; 8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 2-13523 (22-2175)]

EL PASO NATURAL GAS CO.

Notice of Application and Opportunity for Hearing

APRIL 24, 1964.

Notice is hereby given that El Paso Natural Gas Company (the "Company") has filed an application pursuant to clause (ii) of section 310(b)(1) of the Trust Indenture Act of 1939 (hereinafter referred to as the Act) for a finding by the Commission that the trusteeship of First National City Bank under an indenture dated as of September 12, 1957 (the "1957 Indenture"), which was heretofore qualified under the Act, and the proposed trusteeship by First National City Bank under a new indenture to be dated as of April 1, 1964 (the "1964 Indenture"), which will not be qualified under the Act, is not so likely to involve any material conflict of interest as to make it necessary in the public interest or for the protection of investors to disqualify First National City Bank from acting as Trustee under the 1957 Indenture and under the 1964 Indenture.

Section 310(b) of the Act, which is included in section 9.08 of the 1957 Indenture, provides, in part, that if a trustee under an indenture qualified under the Act has or shall acquire any conflicting interest (as defined in the section), it shall within ninety days after ascertaining that it has such conflicting interest, either eliminate such conflicting interest or resign. Subsection (1) of this section provides, with certain exceptions stated therein, that a trustee is deemed to have a conflicting interest if it is acting as trustee under a qualified indenture and becomes trustee under another indenture of the same obligor. However, pursuant to clause (ii) of subsection (1), there may be excluded from the operation of this provision another indenture or indentures under which other securities of such obligor are outstanding, if the issuer shall have sustained the burden of proving, on application to the Commission and after opportunity for hearing thereon, that trusteeship under a qualified indenture and another indenture is not so likely to involve a material conflict of interest as to make it necessary in the public interest or for the protection of investors to disqualify such trustee from acting as trustee under one of such indentures.

The Company alleges that:

1. It has outstanding

(a) $59,944,200 principal amount of its 5¼ percent Convertible Debentures due September 1, 1977 (1957 Indenture) under an indenture between the Company and City Bank Farmers Trust Company (which was converted into a national banking association named First National City Trust Company), Trustee. The 1957 Indenture has been qualified under the Act (File No. 2-13523, 22-2175);

(b) $44,600,000 principal amount of its 5⅛ percent Sinking Fund Debentures due November 1, 1975 (the "1958 Indenture") under an indenture between the Company and First National City Bank, Trustee. The 1958 Indenture has not been qualified;

(c) $44,700,000 principal amount of its 5⅜ percent Sinking Fund Debentures due May 1, 1979 (the "1959 Indenture") under an indenture between the Company and First National City Bank, Trustee. The 1959 Indenture has not been qualified.

2. The 1958 Indenture and the 1959 Indenture are substantially identical, differing only in the addition of two provisions to the 1959 Indenture, one requiring an annual certificate as to default in the performance of covenants (section 5.15(b)) and the other requiring the Trustee to give notice of the occurrence of a default (section 7.07).

3. At the close of business on January 15, 1963, First National City Trust Company was merged with First National City Bank. By virtue of said merger First National City Bank became successor Trustee under the 1957 Indenture.

4. Pursuant to the Company's application therefor (File No. 2-13523 (22-2175)), the Securities and Exchange Commission issued its Order, dated April 8, 1963, granting said application and finding that the trusteeship of First National City Bank under the 1957 Indenture and the 1958 and 1959 Indentures is not so likely to involve a material conflict of interest as to make it necessary in the public interest or for the protection of investors to disqualify said Bank from acting as trustee under any of said Indentures. Since the issuance of said Order, First National City Bank has continued to act as Trustee under the 1957, 1958, and 1959 Indentures.

5. It proposes to issue and sell on or about May 14, 1964, to institutional investors purchasing for investment, such transactions not involving any public offering, $40,000,000 aggregate principal amount of its 5¼ percent Sinking Fund Debentures due April 1, 1984 under a trust indenture, dated as of April 1, 1964 (the "1964 Indenture") to be entered into between the Company and First National City Bank, Trustee.

6. The 1959 Indenture and the 1964 Indenture are substantially identical, differing only (a) in the deletion from the 1964 Indenture of a provision authorizing the sale or other disposition by the Company or any subsidiary or controlled corporation of all or any of its properties (section 5.06, as amended by the Second Supplemental Indenture to the 1959 Indenture dated as of September 15, 1961) and a covenant obligating the Company to complete the Third Permian San Juan Project (section 5.14), and (b) in the addition of a provision in the 1964 Indenture permitting the Company to transfer to a subsidiary or controlled corporation any of the properties acquired by the Company upon the merger into it of Pacific Northwest Pipeline Corporation and any improvements or additions to such properties and to dispose of the capital stock of any such subsidiary or controlled corporation if such disposition shall be ordered by judgment or decree of a court of competent jurisdiction (section 5.16).

7. The 1957, 1958, and 1959 Indentures are, and the 1964 Indenture will be, wholly unsecured.

8. The differences in the provisions of the 1957 Indenture and the 1964 Indenture are unlikely to cause any conflict of interest between the respective trusteeships of First National City Bank under the said Indentures.

9. The Company waives notice of hearing, and waives hearing, in connection with the matter.

For a more detailed statement of the matters of fact and law asserted, all persons are referred to said application which is on file in the offices of the Commission at 425 Second Street NW., Washington, D.C.

Notice is further given that an order granting the application may be issued

by the Commission at any time after May 8, 1964, unless prior thereto a hearing upon the application is ordered by the Commission, as provided in clause (ii) of section 310(b)(1) of the Trust Indenture Act of 1939. Any interested person may, not later than May 6, 1964 at 5:30 p.m., eastern daylight time, in writing, submit to the Commission his views or any additional facts bearing upon this application or the desirability of a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington, D.C., 20549, and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reason for such request, and the issues of fact and law raised by the application which he desires to controvert.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 64-4268; Filed, Apr. 29, 1964; 8:45 a.m.]

[File No. 70-4207]

NEW JERSEY POWER & LIGHT CO.

Notice of Proposed Charter Amendment, Acquisition of Shares of Preferred Stock by Tender, and Related Transactions

APRIL 23, 1964.

Notice is hereby given that New Jersey Power & Light Company ("NJP&L"), Madison Avenue at Punch Bowl Road, Morristown, N.J., an electric utility subsidiary company of General Public Utilities Corporation ("GPU"), a registered holding company, has filed an application-declaration with this Commission, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 7, 12(c), and 12(e) of the Act and Rules 42, 62, and 65 thereof as applicable to the proposed transactions. All interested persons are referred to the application-declaration, on file at the office of the Commission, for a statement of the transactions therein proposed which are summarized below:

NJP&L proposes to amend its Certificate of Incorporation so as to authorize an increase (from 10 percent to 20 percent of the aggregate of NJP&L's secured indebtedness, capital and surplus) of securities representing unsecured indebtedness which NJP&L may have outstanding at any one time, such amendment being in conformity with the relevant provisions of the Commission's Statement of Policy Relating to Preferred Stock (Holding Company Act Release No. 13106, February 16, 1956). The securities of NJP&L entitled to vote in respect of such amendment consist of 30,000 shares of 4 percent series and 20,000 shares of 4.05 percent series cumulative preferred stock of the par value of $100 per share and 103,500 shares of common stock. The affirmative vote of two-thirds of NJP&L's preferred stock, all publicly held, and two-thirds of the shares of NJP&L's common stock, all owned by GPU, is required to effectuate such amendment. At a special meeting of stockholders GPU intends to cast all of its votes in favor of the amendment, and the filing states that the proposed amendment will not give rise to appraisal rights to dissenting preferred stockholders. NJP&L proposes to solicit proxies from its preferred stockholders in connection with such amendment and to pay certain expenses in connection with such solicitation.

NJP&L also proposes, at its discretion, to purchase in 1964, through an invitation for tenders, shares of its preferred stock of both series in an aggregate amount not exceeding 5,000 shares. The tender period will be not less than 20 and not more than 40 days, and the invitation for tenders, which will be sent to all record holders of NJP&L's preferred stock, will specify the maximum price at which tenders will be accepted. The maximum tender price, to be determined by NJP&L's Board of Directors, will be disclosed by post-effective amendment to this application-declaration, such amendment to become effective only upon Commission approval by supplemental order. Tenders by preferred stockholders will be accepted by NJP&L on the basis which will result in the lowest cost to NJP&L. It is stated that no shares will be purchased from officers, directors, or affiliates of NJP&L or from any other person (whether an individual or a company) with which any of the foregoing are affiliated or from any members of the immediate families of said officers, directors or affiliates.

NJP&L states that all shares of preferred stock acquired through the tender proposal will be retired and cancelled and that it has no present intention of issuing any additional preferred stock. NJP&L further states that it contemplates the use of debenture financing and, to the extent feasible, the gradual retirement of all of its preferred stock so that its security structure may ultimately consist solely of mortgage bonds, unsecured debentures, common stock and short-term promissory notes to banks. The present tender proposal is intended as an experimental step in order to provide a foundation upon which NJP&L may determine whether, subject to further authorization of the Commission, similar purchases should be undertaken after 1964. NJP&L, within a reasonable time after the tender period terminates, will submit a confidential report to the Commission disclosing, in such detail as the Commission may reasonably request, the results and surrounding circumstances of the proposed tender transaction.

NJP&L proposes to credit to Gain on Cancellation of Reacquired Capital Stock the difference between the cost of the reacquired shares (including expenses of reacquisition) and the par value of such shares plus the original issuance premium applicable thereto. The filing states that no State commission has jurisdiction over the proposed transactions and that, upon approval by this Commission of the proposed transactions, including the proposed accounting, no other Federal commission has jurisdiction over the proposed transactions by reason of the provisions of section 318 of the Federal Power Act.

The fees and expenses to be incurred by NJP&L in connection with the proposed transactions are estimated not to exceed $18,000, including $6,500 counsel fees, $3,000 as expenses in connection with the solicitation and acceptance of tenders, and $5,500 as expenses in connection with the solicitation of proxies relating to the proposed charter amendment.

Notice is further given that any interested person may, not later than May 11, 1964, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration, which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant-declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed contemporaneously with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof, or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 64-4269; Filed, Apr. 29, 1964; 8:45 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

APRIL 27, 1964.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 38984: *Joint motor-rail rates—Southern Motor Carriers.* Filed by Southern Motor Carriers Rate Conference, agent (No. 87), for interested carriers. Rates on various commodities moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in Southern territory, on the one hand, and, points in Southwestern territory, on the other.

Grounds for relief: Motortruck competition.

FSA No. 38985: *Liquid caustic soda from Geismar, La., to Rome, Ga.* Filed by O. W. South, Jr., agent (No. A4504), for interested rail carriers. Rates on liquid caustic soda, in tank carloads, from Geismar, La., to Rome, Ga.

Grounds for relief: Market competition.

Tariff: Supplement 13 to Southern Freight Association, agent, tariff I.C.C. S-397.

FSA No. 38986: *Liquid caustic soda to Cartersville, Ga.* Filed by O. W. South, Jr., agent (No. A4505), for interested rail carriers. Rates on liquid caustic soda, in tank carloads, from Baton Rouge and North Baton Rouge, La., to Cartersville, Ga.

Grounds for relief: Market competition.

Tariff: Supplement 13 to Southern Freight Association, agent, tariff I.C.C. S-397.

By the Commission.

[SEAL] HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 64-4295; Filed, Apr. 29, 1964; 8:47 a.m.]

[Notice 975]

MOTOR CARRIER TRANSFER PROCEEDINGS

APRIL 27, 1964.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. 85——7

No. MC-FC 66670. By order of April 23, 1964, the Transfer Board approved the transfer to N & N Transportation Co., Inc., North Brunswick, N.J., of permit in No. MC 21563 and MC 21563 (Sub-No. 3), issued July 26, 1944 and July 12, 1961, to Andrew J. Kovacs, Edison, N.J., authorizing the transportation of: Such products as are manufactured, reclaimed, or distributed, by the manufacturers of heat resisting materials, and, in connection therewith, equipment, materials, and supplies used in the manufacture thereof, between Fords, N.J., and points within 5 miles of Fords, on the one hand, and, on the other, points in Connecticut, Delaware, Maryland, Massachusetts, New York, Pennsylvania, Rhode Island, and the District of Columbia; and brick, flue lining, sewer pipe, tile, and wall coping, uncrated, from Port Murray, N.J., to points in Connecticut, Delaware, Massachusetts, New Hampshire, New York, Rhode Island, Vermont, and the District of Columbia, and those points as specified in Maine, Maryland, and Pennsylvania. Leroy Danziger, 334 King Road, North Brunswick, N.J., attorney for applicants.

No. MC-FC 66680. By order of April 23, 1964, the Transfer Board approved the transfer to Julian C. Hutchins, doing business as Evergreen Stage Line, Vancouver, Wash., of the operating rights in certificates in Nos. MC 29839 and MC 29839 (Sub No. 2), issued October 12, 1949 and September 10, 1954, to Leonard McKee, doing business as Yacolt Stage Company, Vancouver, Wash., authorizing the transportation, over irregular routes, of: Passengers and their baggage, and express, newspapers, and mail in the same vehicle, between specified points in Washington, and between designated points in Washington and Oregon. Fred Mason, 215 Medical Arts Building, Vancouver, Wash., attorney for applicants.

No. MC-FC 66743. By order of April 23, 1964, the Transfer Board approved the transfer to Clyde Owens Kestner, doing business as Clyde O. Kestner, War, W. Va., of the operating rights in certificates in Nos. MC 105651 (Sub-No. 1) and MC 105651 (Sub-No. 2), issued by the Commission August 30, 1946, and October 20, 1950, respectively, to Walter Herman Case, authorizing the transportation, over irregular routes, of coal and wood, from the sites of Pocahontas Corporation Mines Nos. 33 and 34 within 2 miles of Bishop, Va., to points in Virginia and West Virginia within 25 miles of Bishop, and of rock and sand, between Bishop, Va., and points within 10 miles of Bishop, on the one hand, and, on the other, Cucumber, W. Va., and points within 10 miles of Cucumber, and coal and wood, between points in Tazewell County, Va., on the one hand, and, on the other, points in McDowell County, W. Va. John R. Boggess, Tazewell, Va., attorney for applicants.

No. MC-FC 66764. By order of April 23, 1964, the Transfer Board approved the transfer to Original New Jersey Motor Lines, Inc., Plainview, L.I., N.Y., of the operating rights issued by the Commission January 14, 1963, under certificate in No. MC 39161, to Jacob Steinman and Charles Melemed, a partnership, doing business as New Jersey Motor Lines, New York, N.Y., authorizing the transportation, over irregular routes, of such general merchandise as is usually dealt in by wholesale and retail chain variety stores, between New York, N.Y., on the one hand, and, on the other, Perth Amboy, N.J., and points in Essex, Hudson, and Union Counties, N.J. Morris Honig, 150 Broadway, New York 38, N.Y., attorney for applicants.

No. MC-FC 66774. By order of April 23, 1964, the Transfer Board approved the transfer to Grand Rapids Transfer and Storage, Inc., Grand Rapids, Minn., of the operating rights issued by the Commission October 18, 1949, under certificate in No. MC 110888, to Bert Roy, doing business as Grand Rapids Transfer, Grand Rapids, Minn., authorizing the transportation of household goods, as defined by the Commission, over irregular routes, between places in Itasca County, Minn., on the one hand, and, on the other, points in Iowa, Minnesota, North Dakota, South Dakota, and Wisconsin. John P. Weber, Rooms 1-5, Coast to Coast Building, Grand Rapids, Minn., attorney for applicants.

[SEAL] HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 64-4296; Filed, Apr. 29, 1964; 8:47 a.m.]

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