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# Rules and Regulations

## Title 7—AGRICULTURE

### Chapter VII—Agricultural Stabilization and Conservation Service, (Agricultural Adjustment), Department of Agriculture

#### SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

#### PART 722—COTTON

#### Subpart—1965 Crop of Upland Cotton—National Marketing Quota; National Allotment and National Reserve and Apportionment to the States and Counties; National Domestic Acreage Allotment; Referendum Date

#### STATE RESERVE AND COUNTY ALLOTMENT

(a) Section 722.261 is issued pursuant to the Agricultural Adjustment Act of 1938, as amended (52 Stat. 31, as amended, 7 U.S.C. 1281 et seq.). This section establishes the State reserve and its allocation among uses for the 1965 crop of upland cotton. It also allocates the State's share of the national reserve among counties and establishes the county allotment. Such determinations were made initially by the respective State committees and are hereby approved and made effective by the Administrator pursuant to delegated authority (19 F.R. 74, 21 F.R. 1665, 25 F.R. 3925, 28 F.R. 4368).

(b) Notice that the Secretary was preparing to establish State and county allotments was published in the FEDERAL REGISTER on September 12, 1964 (29 F.R. 12878) in accordance with section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003). No written submissions were received in response to such notice.

(c) Since the allocations under this section require immediate action by the Agricultural Stabilization and Conservation State and county committees, it is essential that § 722.261 be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with the 30-day effective date requirement of section 4 of the Administrative Procedure Act is impracticable and contrary to the public interest and § 722.261 shall be effective upon filing this document with the Director, Office of the Federal Register.

§ 722.261 State reserve and county allotment for the 1965 crop of upland cotton.

(a) *State reserve.* The State reserve for each State shall be established and allocated among uses as shown in the following table for the 1965 crop of upland cotton pursuant to § 722.208 of the Acreage Allotment Regulations for the 1964 and Succeeding Crops of Upland Cotton (28 F.R. 11041):

State	Total State reserve	Allocations from State reserve for—			
		Trends	Small farms	Inequity and hardship cases	New farms and set-aside for errors
Alabama	125				125
Arizona	25				25
Arkansas	132,785	132,785			
California	50				50
Florida	300				300
Georgia	40,830	40,630			200
Illinois	50			40	10
Kansas					
Kentucky	697	547	100	50	
Louisiana	55,815	55,815			
Maryland					
Mississippi	153,031	153,006			25
Missouri	4,500			4,476	24
Nevada					
New Mexico	506			436	70
North Carolina	43,706			43,506	200
North Carolina	111,521			110,821	700
Oklahoma	66,620	66,120			500
South Carolina	53,151	53,021			130
Tennessee	679,990			678,990	1,000
Texas	465		225	225	15
Virginia					

(b) *Explanation of allocations of State reserve among uses—*(1) *State reserve for minimum farms.* It is hereby determined that the State's share of the national reserve will meet the requirements for additional acreage for establishing minimum farm allotments under section 344(f) (1) of the act and accordingly, the State committee is not required to establish a State reserve for minimum farm allotments.

(2) *State reserve for abnormal conditions.* It is hereby determined that no State reserve for abnormal conditions is required.

(3) *State reserve for trends.* It is hereby determined that State reserves in substantial amounts are required for trend adjustments in applicable counties of Arkansas, Georgia, Kentucky, Louisiana, Mississippi, South Carolina and Tennessee. Cotton producers in such counties generally plant the entire farm allotment each year and the size of available farm allotments is the limiting factor on the acreage planted to cotton in such counties. Cotton producers in other areas of these States fail to fully utilize farm allotments because of a trend away from cotton production. The following formulas for trend adjustments in county allotments in these States shall be used:

(i) *Arkansas.* An average decimal ratio shall be computed for each county by dividing the total preliminary county allotments for each of the three years, 1963, 1964 and 1965 by the preceding year's county allotment. Each county with a ratio of 0.98 or more shall be eligible for a trend adjustment from the State reserve. A trend base acreage for apportioning the State reserve for trend adjustments shall be determined for each eligible county by multiplying the 1961-1963 average history acreage for each eligible county according to the following weights:

County average decimal ratio:	Weight
0.98-0.986	1.00
0.987-0.996	1.25
0.997 and over	1.40

(ii) *Kentucky.* It is hereby determined that the entire State reserve for trend adjustments shall be allocated to Fulton County which is the only county in Kentucky where cotton allotments are a limiting factor on the acreage planted for cotton. Producers in all other counties of Kentucky are trending from cotton production.

(iii) *Georgia.* A decimal ratio shall be computed for each county by dividing the county total of the 1965 farm base acreages by the 1964 county allotment. Each county with a decimal ratio of 0.970 shall be eligible for a trend adjustment from the State reserve. A trend base acreage for each eligible county for apportioning the State reserve for trend shall be determined by multiplying the three year average, 1962-1964, of the total farm base acreages for the county by the following weights:

County decimal ratio:	Weight
0.970-0.974	1.00
0.975-0.979	1.10
0.980-0.984	1.20
0.985-0.989	1.30
0.990-0.994	1.40
0.995 and over	1.50

(iv) *Louisiana.* A decimal ratio shall be computed for each parish by dividing the parish total of the preliminary 1965 farm base acreages by the 1964 parish allotment for upland cotton, excluding released allotments allocated to the parish by the State committee. Each parish for which such ratio is 95.1 or more shall be eligible for a trend adjustment from the State reserve. The State reserve for trend adjustments shall be apportioned to eligible parishes in such manner that the 1965 allotments for such parishes shall be in the same relationship for such parishes as has been in effect since 1961.

(v) *Mississippi*. An average decimal ratio for the three years, 1963-1965, shall be computed for each county by dividing the county total of the farm base acreages for the respective years by the county allotment for the year preceding each of such three years. Each county for which a decimal ratio of 0.93 or more is determined shall be eligible for an adjustment from the State reserve for trends as follows:

(a) Each eligible county for which the decimal ratio is in the ratio range of 0.930 through 0.960 shall be given a preliminary trend adjustment equal to the additional acreage that the county would have received in the absence of a State reserve for trends.

(b) The acreage remaining in the State reserve for trends after preliminary adjustments have been made in accordance with (a) of this subdivision shall be apportioned to eligible counties for which the decimal ratio is in the ratio range of 0.970 and above for the county on the basis of county trend base acreages computed by multiplying the five-year (1959-1963) average history acreage for each eligible county according to the following range of county decimal ratios and weights:

County decimal ratio:	Weight
0.970-0.979	2.0
0.980 and up	5.0

(vi) *South Carolina*. A decimal ratio for each county shall be computed by dividing the total 1965 preliminary farm base acreage by the total 1964 county allotment. Each county with a decimal ratio of 0.970 or more shall be eligible for a trend adjustment from the State reserve. The State reserve for trends shall be apportioned to eligible counties on the basis of trend base acreages computed by multiplying the average county allotment base acreages for the three years, 1962-1964, by the following weights:

County decimal ratio:	Weight
0.97-0.979	1.0
0.980-0.987	2.0
0.988-0.995	3.0
0.996-1.000	3.5

(vii) *Tennessee*. Each county shall be allocated a portion of the State reserve for trends equal to an acreage resulting by subtracting the sum of the 1964 computed county allotment and the allocation to the county from the State's share of the national reserve from the county total of the 1965 preliminary farm allotment bases. A State total of such allocations to counties from the State reserve for trends shall be deducted from the State reserve for trends. Such remainder of the State reserve for trends shall be apportioned to those counties for which the sum of the computed county allotment and the allocation from the national reserve equals the county total of 1965 preliminary farm allotment bases on the basis of the computed county allotments for such counties.

(4) *State reserve to correct inequities and prevent hardship*. It is hereby determined that State reserves in substantial amounts are required to correct inequities in farm allotments and to prevent hardships on farms in applicable counties of North Carolina, Oklahoma,

and Texas as shown in paragraph (c) of this section. Cotton producers in such counties generally plant the entire farm allotment each year and the size of available farm allotments is the limiting factor on the acreage planted to cotton in such counties. Cotton producers in other areas of these States fail to fully utilize farm allotments. In addition, in certain areas of these States, the reduction of the number of farms eligible for allotments as old cotton farms has resulted in inequitable allotments on the remaining old cotton farms in such areas. Allocation of State reserves for inequities and hardships so as to reduce excessive farm allotments in such areas will also tend to eliminate inequities in farm allotments between areas of these States and between farms within the areas.

(5) *State reserve for new farms, missed and reconstituted farms and cor-*

*rection of errors*. It is hereby determined that a State reserve for new farms shall be established only for Oklahoma and Tennessee. Such reserve is included with the State reserve for missed and reconstituted farms and correction of errors.

(c) *County allotment*. The county allotment is established for the 1965 crop of upland cotton in accordance with § 722.209 of the Acreage Allotment Regulations for the 1964 and Succeeding Crops of Upland Cotton (28 F.R. 11041). The county allotment consists of the computed county allotment, allocation from the State's share of the national reserve and allocation from the State reserve for trends. The following table sets forth the county allotment, allocations from the State's share of the national reserve and allocations from the State reserve.

ALABAMA

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Autauga	8,664	241	0	8,905	0
Baldwin	2,714	89	0	2,803	0
Barbour	13,682	500	0	14,182	0
Bibb	3,657	85	0	3,742	0
Blount	16,445	303	0	16,748	0
Bullock	8,513	118	0	8,631	0
Butler	9,104	226	0	9,330	0
Calhoun	6,495	130	0	6,625	0
Chambers	8,896	223	0	9,119	0
Cherokee	19,978	852	0	20,830	0
Chilton	9,262	310	0	9,572	0
Choctaw	6,201	190	0	6,391	0
Clarke	5,783	60	0	5,843	0
Clay	4,138	0	0	4,138	0
Cleburne	2,667	0	0	2,667	0
Coffee	18,194	427	0	18,621	0
Colbert	20,616	488	0	21,104	0
Conecuh	11,973	354	0	12,327	0
Coosa	1,651	0	0	1,651	0
Covington	15,325	468	0	15,793	0
Crenshaw	10,543	241	0	10,784	0
Cullman	31,574	1,005	0	32,579	0
Dale	7,961	211	0	8,172	0
Dallas	25,521	760	0	26,281	0
DeKalb	30,189	1,541	0	31,730	0
Elmore	14,155	353	0	14,508	0
Escambia	10,028	304	0	10,332	0
Etowah	11,629	485	0	12,114	0
Payette	8,413	254	0	8,667	0
Franklin	12,621	275	0	12,896	0
Geneva	19,396	719	0	20,115	0
Greene	12,492	451	0	12,943	0
Hale	14,504	413	0	14,917	0
Henry	14,907	473	0	15,380	0
Houston	25,294	877	0	26,171	0
Jackson	23,220	993	0	24,213	0
Jefferson	3,633	0	0	3,633	0
Lamar	10,260	258	0	10,518	0
Lauderdale	26,455	620	0	27,075	0
Lawrence	36,513	1,632	0	38,145	0
Lee	9,018	174	0	9,192	0
Limestone	48,452	1,857	0	50,309	0
Lowndes	10,012	231	0	10,243	0
Macon	15,687	550	0	16,237	0
Madison	56,126	1,835	0	57,961	0
Marengo	15,524	291	0	15,815	0
Marion	12,388	320	0	12,708	0
Marshall	28,432	1,154	0	29,586	0
Mobile	3,212	118	0	3,330	0
Monroe	16,968	563	0	17,531	0
Montgomery	10,188	150	0	10,338	0
Morgan	26,918	836	0	27,754	0
Perry	10,553	296	0	10,849	0
Pickens	14,155	339	0	14,494	0
Pike	15,995	342	0	16,337	0
Randolph	9,152	321	0	9,473	0
Russell	9,618	254	0	9,872	0
St. Clair	5,214	0	0	5,214	0
Shelby	5,705	101	0	5,806	0
Sumter	13,366	294	0	13,660	0
Talladega	11,971	407	0	12,378	0
Tallapoosa	6,602	167	0	6,769	0
Tuscaloosa	15,586	329	0	15,915	0
Walker	6,767	0	0	6,767	0
Washington	2,327	97	0	2,424	0
Wilcox	10,980	241	0	11,221	0
Winston	6,867	198	0	7,065	0

ARKANSAS—Continued

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Polk	38	0	0	38	0
Pope	2,463	0	0	2,463	0
Prairie	9,019	61	0	9,080	0
Pulaski	14,579	0	0	14,579	0
Randolph	8,251	16	1,668	9,935	0
St. Francis	57,577	311	7,476	65,364	0
Saline	81	0	0	81	0
Scott	187	0	0	187	0
Searcy	146	0	0	146	0
Sebastian	298	0	0	298	0
Sevier	599	0	0	599	0
Sharp	2,184	0	0	2,184	0
Stone	2,153	0	0	2,153	0
Union	2,202	0	0	2,202	0
Van Buren	780	0	0	780	0
Washington	2	2	0	4	0
White	18,725	163	0	18,888	0
Woodruff	32,295	0	4,179	36,474	0
Yell	5,673	0	0	5,673	0

CALIFORNIA

Fresno	187,782	751.7	0	188,533.7	0
Imperial	46,773	122.2	0	46,895.2	0
Kern	173,136	118.1	0	173,254.1	0
Kings	93,630	191.5	0	93,821.5	0
Los Angeles	205	0	0	205.0	0
Madera	44,906	154.8	0	45,060.8	0
Merced	28,180	59.1	0	28,239.1	0
Riverside	19,255	77.4	0	19,332.4	0
San Benito	235	2.0	0	237.0	0
San Bernardino	383	4.1	0	387.1	0
San Diego	283	2.0	0	285.0	0
Stanislaus	80	6.1	0	86.1	0
Tulare	138,972	548.0	0	139,520.0	0

FLORIDA

Alachua	113	16.0	0	129.0	0
Baker	7	0	0	7.0	0
Bay	48	5.0	0	53.0	0
Calhoun	631	0	0	631.0	0
Clay	8	1.5	0	9.5	0
Columbia	294	57.8	0	351.8	0
Dade	6	37.5	0	43.5	0
Duval	1,397	69.6	0	1,466.6	0
Escambia	182	30.0	0	212.0	0
Gadsden	3	0	0	3.0	0
Hamilton	1,166	71.7	0	1,237.7	0
Holmes	4,522	504.7	0	5,026.7	0
Jackson	7,325	998.8	0	8,323.8	0
Jefferson	1,348	171.3	0	1,519.3	0
Lafayette	281	0	0	281.0	0
Leon	677	50.0	0	727.0	0
Levy	6	6.0	0	12.0	0
Liberty	14	3.6	0	17.6	0
Madison	2,739	364.1	0	3,103.1	0
Nassau	5	5.0	0	10.0	0
Okaloosa	1,374	35.9	0	1,410.9	0
Putnam	2	2.0	0	4.0	0
Santa Rosa	5,779	359.7	0	6,138.7	0
Suwannee	26,641	169.5	0	26,810.5	0
Taylor	26	14.0	0	40.0	0
Union	19	33.0	0	52.0	0
Walton	2,146	131.3	0	2,277.3	0
Washington	839	106.0	0	945.0	0

ARIZONA

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Cochise	13,860	80	0	13,940	0
Gila	8,377	0	0	8,377	0
Graham	8,805	55	0	8,860	0
Greenlee	1,672	32	0	1,704	0
Maricopa	120,885	262	0	121,147	0
Mohave	280	0	0	280	0
Pima	21,789	4	0	21,793	0
Pinal	130,768	32	0	130,800	0
Santa Cruz	1,887	0	0	1,887	0
Yavapai	1,812	0	0	1,812	0
Yuma	30,103	92	0	30,195	0

ARKANSAS

Arkansas	8,841	0	813	9,654	0
Ashley	22,043	89	2,529	24,661	0
Baxter	46	0	0	46	0
Benton	2	0	0	2	0
Bone	8	0	0	8	0
Bradley	4,849	0	0	4,849	0
Calhoun	3,444	0	0	3,444	0
Chicot	26,488	0	3,423	29,911	0
Clark	3,780	0	0	3,780	0
Clay	34,679	0	4,479	39,158	0
Cleburne	2,788	0	0	2,788	0
Cleveland	4,121	0	0	4,121	0
Columbia	10,094	0	0	10,094	0
Conway	5,883	0	0	5,883	0
Craighead	70,520	0	9,095	79,615	0
Crawford	301	4	0	305	0
Crittenden	83,525	605	10,826	94,956	0
Cross	32,655	39	4,238	36,932	0
Dallas	1,858	0	0	1,858	0
DeWitt	37,669	256	4,986	42,911	0
Drew	12,627	0	1,188	13,815	0
Faulkner	10,472	0	0	10,472	0
Franklin	418	0	0	418	0
Fulton	670	0	0	670	0
Garland	9	0	0	9	0
Grant	742	0	0	742	0
Greene	33,556	289	3,872	37,717	0
Hempstead	8,637	0	0	8,637	0
Hot Spring	2,011	0	0	2,011	0
Howard	5,848	0	0	5,848	0
Independence	1,985	0	0	1,985	0
Iber	37,825	225	4,897	42,947	0
Jackson	58,548	386	7,591	66,525	0
Johnson	797	65	0	862	0
Lafayette	12,715	83	1,168	13,966	0
Lawrence	17,904	0	2,055	19,959	0
Lee	50,736	69	6,545	57,350	0
Lincoln	29,119	0	3,767	32,886	0
Little River	4,778	103	0	4,881	0
Logan	1,375	0	0	1,375	0
Lonek	44,305	0	4,068	48,373	0
Marion	35	0	0	35	0
Miller	9,212	0	0	9,212	0
Mississippi	156,683	1,127	20,314	178,124	0
Monroe	33,799	227	4,372	38,398	0
Montgomery	4,058	0	0	4,058	0
Nevada	34	2	0	36	0
Newton	2,361	0	0	2,361	0
Ouachita	961	0	0	961	0
Perry	69,594	527	9,014	79,135	0
Phillips	358	0	0	358	0
Pike	74,198	271	8,615	84,084	0
Poinsett	0	0	0	0	0

GEORGIA—Continued

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Appling	4,083	32.4	0	4,083.4	0
Atkinson	881	19.9	0	900.9	0
Beacon	2,085	40.5	0	2,125.5	0
Baker	2,935	112.9	318.5	3,366.4	0
Baldwin	2,193	55.9	0	2,248.9	0
Banks	2,828	7.4	0	2,835.4	0
Barrow	4,992	67.8	0	5,059.8	0
Bartow	14,972	383.6	1,265.5	16,621.1	0
Ben Hill	4,608	177.2	424.3	5,209.5	0
Berrien	3,135	165.1	288.7	3,588.8	0
Bibb	1,049	23.5	0	1,072.5	0
Bleckley	6,022	231.3	601.7	6,855.0	0
Bolton	30	0.1	0	30.1	0
Brunswick	8,136	368.2	0	8,504.2	0
Bryan	194	0	0	194.0	0
Bulloch	13,344	511.0	0	13,855.0	0
Burke	31,767	1,012.5	3,153.7	35,933.2	0
Butts	4,013	115.4	0	4,128.4	0
Calhoun	4,904	188.0	530.0	5,622.0	0
Candler	5,901	226.2	0	6,127.2	0
Carroll	5,593	6.3	0	5,599.3	0
Catoosa	1,204	0.2	0	1,204.2	0
Charlton	11	0	0	11.0	0
Chatham	42	2.5	0	44.5	0
Chatahoochee	119	1.0	0	120.0	0
Chattooga	4,089	32.9	0	4,121.9	0
Cherokee	637	0	0	637.0	0
Clarke	1,048	27.1	0	1,075.1	0
Clay	3,165	71.2	280.1	3,516.3	0
Clayton	3,973	2.3	0	3,975.3	0
Clinch	125	0.7	0	125.7	0
Cobb	888	0	0	888.0	0
Coffee	6,463	205.4	0	6,668.4	0
Colquitt	18,792	725.7	1,445.8	20,963.5	0
Columbia	1,696	13.6	0	1,709.6	0
Cook	3,598	175.2	0	3,773.2	0
Covetta	6,344	33.6	0	6,377.6	0
Crawford	1,572	55.4	0	1,627.4	0
Crisp	8,648	303.5	868.8	9,810.5	0
Dade	161	0.4	0	161.4	0
Dawson	161	0.3	0	161.3	0
Decatur	3,843	30.6	0	3,873.6	0
DeKalb	4,470	1.1	0	4,471.1	0
DeKalb	11,807	416.9	900.7	13,124.6	0
DeKalb	16,828	591.3	1,941.5	19,360.8	0
DeKalb	1,831	62.3	0	1,893.3	0
Dougherty	1,991	1.0	0	1,992.0	0
Douglas	12,217	470.0	1,128.1	13,815.1	0
Early	41	5.9	4.6	51.5	0
Echols	1,404	49.4	0	1,453.4	0
Emmett	7,941	228.7	0	8,169.7	0
Elbert	14,919	523.5	1,146.8	16,589.8	0
Emanuel	2,375	91.6	0	2,466.6	0
Evans	2,910	4.9	0	2,914.9	0
Fayette	6,483	103.5	0	6,586.5	0
Floyd	1,739	17.7	0	1,756.7	0
Forsyth	1,707	3.0	0	1,710.0	0
Franklin	4,367	138.6	334.2	4,840.8	0
Fulton	9,042	123.3	0	9,165.3	0
Gilmer	3,353	66.0	0	3,419.0	0
Glascock	2,539	20.3	0	2,559.3	0
Gordon	3,366	0.6	0	3,366.6	0
Grady	382	0.9	0	382.9	0
Greene	1,895	200.3	0	2,095.3	0
Gwinnett	7,825	2.2	0	7,827.2	0
Habersham	2,255	35.1	0	2,290.1	0
Hall	1,373	331.3	0	1,704.3	0
Hancock	10,417	0	0	10,417.0	0
Harris	1,408.1	0	0	1,408.1	0
Hart	1,436.7	0	0	1,436.7	0

GEORGIA

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Heard	2,309	3.5	0	2,312.5	0
Henry	9,664	216.4	0	9,880.4	0
Houston	4,739	166.2	487.9	5,393.1	0
Irwil	8,911	342.3	890.4	10,143.6	0
Jackson	3,311	113.6	0	3,424.6	0
Jasper	2,700	34.3	0	2,734.3	0
Jeff Davis	2,104	41.0	0	2,145.0	0
Jefferson	17,623	561.6	0	18,184.6	0
Jenkins	10,470	366.3	1,041.3	11,877.6	0
Johnson	14,148	451.2	1,194.6	15,793.8	0
Jones	408	1.1	0	409.1	0
Lamar	2,550	50.5	0	2,600.5	0
Lanier	592	13.8	0	605.8	0
Laurens	25,786	903.9	2,571.7	29,261.6	0
Lee	3,281	115.3	253.3	3,649.6	0
Liberty	121	0.2	0	121.2	0
Lincobl	2,042	10.7	0	2,052.7	0
Long	483	10.8	0	493.8	0
Lowndes	3,009	96.6	0	3,105.6	0
Lumpkin	5,695	145.5	0	5,840.5	0
McDuffie	2	0	0	2.0	0
Madison	10,474	368.8	1,042.9	11,885.7	0
Madison	9,090	205.3	0	9,295.3	0
Madison	3,390	130.2	316.5	3,846.7	0
Madison	10,253	262.0	877.1	11,392.1	0
Madison	5,332	187.7	454.5	5,974.2	0
Madison	11,214	353.3	891.6	12,468.9	0
Madison	1,261	24.6	0	1,285.6	0
Madison	3,572	125.3	0	3,697.3	0
Madison	12,404	398.3	1,343.3	14,145.6	0
Madison	3,258	4.9	0	3,262.9	0
Madison	1,175	1.0	0	1,176.0	0
Madison	6,614	128.5	0	6,742.5	0
Madison	7,115	204.4	0	7,319.4	0
Madison	6,671	213.0	0	6,884.0	0
Madison	2,308	0	0	2,308.0	0
Madison	2,074	66.2	208.2	2,348.4	0
Madison	3,368	0	0	3,368.0	0
Madison	2,569	3.7	598.9	3,171.6	0
Madison	5,519	177.2	0	5,696.2	0
Madison	7,832	29.1	0	7,861.1	0
Madison	1,351	273.9	781.1	2,406.0	0
Madison	1,382	7.1	0	1,389.1	0
Madison	1,382	3.2	0	1,385.2	0
Madison	5,065	196.2	392.9	5,654.1	0
Madison	2,132	68.2	0	2,200.2	0
Madison	2,608	6.8	0	2,614.8	0
Madison	3,463	121.4	319.9	3,704.3	0
Madison	14,802	473.2	1,361.9	16,637.1	0
Madison	2,180	148.8	455.2	2,784.0	0
Madison	819	62.2	169.7	1,050.9	0
Madison	2,549	0.1	0	2,549.1	0
Madison	9,476	81.2	221.1	9,778.3	0
Madison	1,227	333.3	873.1	2,433.4	0
Madison	1,430	9.9	0	1,439.9	0
Madison	4,668	212.3	0	4,880.3	0
Madison	6,319	221.7	630.7	7,171.4	0
Madison	4,232	162.5	395.9	4,790.4	0
Madison	10,752	379.6	994.2	12,126.8	0
Madison	5,369	171.3	414.3	5,954.6	0
Madison	6,289	263.3	0	6,552.3	0
Madison	6,901	265.4	0	7,166.4	0
Madison	3,057	97.6	0	3,154.6	0
Madison	1,632	27.0	0	1,659.0	0
Madison	7,106	273.1	603.7	7,982.8	0
Madison	3,112	109.2	0	3,221.2	0
Madison	1,110	11.9	0	1,121.9	0
Madison	2,239	0.1	0	2,239.1	0
Madison	17,041	490.9	1,436.7	18,968.6	0

LOUISIANA—Continued

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Jefferson	2	0	0	2	0
Jefferson Davis	365	0	0	365	0
LaSalle	11,720	19	116	11,855	0
Lincoln	2,880	0	0	2,880	0
Livingston	3,301	0	0	3,301	0
Madison	18,240	588	3,399	22,127	0
Morehouse	28,483	739	4,500	33,722	0
Natchitoches	20,064	284	1,729	22,077	0
Orleans	12,662	356	2,163	15,181	0
Pasadena	8,207	0	0	8,207	0
Poincane	16,636	497	3,024	20,157	0
Rapides	9,272	66	414	9,752	0
Red River	43,889	1,060	6,634	51,583	0
Richland	1,392	0	0	1,392	0
Sabine	1,769	0	0	1,769	0
St. Helena	4	0	0	4	0
St. James	1	0	0	1	0
St. John the Baptist	1	0	0	1	0
St. Landry	29,857	492	2,993	33,342	0
St. Martin	6,894	0	0	6,894	0
St. Tammany	6,269	0	0	6,269	0
Tangipahoa	1,143	0	0	1,143	0
Tensas	18,163	442	2,691	21,296	0
Texas	4,537	0	0	4,537	0
Union	4,062	0	0	4,062	0
Vermilion	4,921	0	0	4,921	0
Vernon	4,667	0	0	4,667	0
Washington	5,229	0	0	5,229	0
Webster	908	0	0	908	0
West Baton Rouge	23,728	597	3,633	27,958	0
West Carroll	1,968	0	0	1,968	0
West Feliciana	1,855	0	0	1,855	0
Winn	0	0	0	0	0

MARYLAND

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Adams	2,291	0	0	2,291	0
Alcorn	11,859	598	1,318	13,775	0
Armitage	7,478	0	0	7,478	0
Attala	11,526	449	1,281	13,256	0
Benton	10,247	437	1,461	12,145	0
Bolivar	104,041	290	14,833	119,164	0
Calhoun	14,011	576	1,557	16,144	0
Carroll	13,032	317	1,612	15,161	0
Chickasaw	12,097	622	1,344	14,063	0
Choctaw	3,943	0	0	3,943	0
Chalborne	4,031	0	0	4,031	0
Clarke	6,611	411	735	7,757	0
Clay	7,909	107	10,943	18,959	0
Coahoma	7,228	107	0	7,335	0
Copiah	8,008	820	0	8,828	0
Covington	28,189	0	4,019	32,208	0
DeSoto	1,052	0	0	1,052	0
Forrest	1,321	0	0	1,321	0
Franklin	968	0	0	968	0
Greene	10,172	239	1,268	11,679	0
Hancock	23	0	0	23	0
Harrison	22,285	51	0	22,336	0
Hinds	26,744	723	4,241	31,708	0
Holmes	41,146	285	5,868	47,299	0
Humphreys	0	0	0	0	0

GEORGIA—Continued

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Ware	725	20.7	0	745.7	0
Warren	9,940	224.3	0	10,164.3	0
Washington	16,359	490.3	1,535.1	18,384.4	0
Wayne	2,210	11.7	0	2,221.7	0
Webster	1,548	64.9	119.0	1,731.9	0
Wheeler	3,119	99.7	0	3,218.7	0
White	1,692	0.3	0	1,692.3	0
Whitfield	9,973	352.2	1,000.4	11,325.6	0
Wilcox	3,696	71.7	0	3,767.7	0
Wilkinson	2,205	84.7	0	2,289.7	0
Worth	16,885	649.4	1,683.6	19,218.0	0

  

ILLINOIS					
Alexander	1,728	6	0	1,734	22
Madison	3	0	0	3	0
Massac	1,193	15	0	1,208	18
Pulaski	0	0	0	0	0

  

KANSAS					
Cowley	20	2	0	22	0
Montgomery	0	0	0	0	0

  

KENTUCKY					
Ballard	13	0	0	13	0
Calloway	90	0	0	90	0
Carlisle	49	3.0	0	52	0
Fulton	5,071	236.0	547	5,854	50
Graves	146	4.0	0	150	0
Hickman	866	0	0	866	0
McCracken	4	6.0	0	10	0
Marshall	33	0	0	33	0

  

LOUISIANA					
Acadia	9,851	94	570	10,515	0
Allen	555	0	0	555	0
Assumption	412	0	0	412	0
Ascension	6	0	0	6	0
Assumption	20,831	149	910	21,940	0
Beauregard	3,993	0	0	3,993	0
Bienville	16,697	264	1,544	18,465	0
Bossier	29,999	460	2,804	33,263	0
Caddo	29,139	0	0	29,139	0
Calcasieu	6,983	0	1,219	8,202	0
Caldwell	6,138	200	0	6,338	0
Cameron	10,599	338	2,062	12,999	0
Catahoula	7,215	0	0	7,215	0
Chalborne	5,232	248	1,507	6,987	0
Concordia	7,751	0	0	7,751	0
DeSoto	526	0	0	526	0
East Baton Rouge	24,715	808	4,899	30,419	0
East Carroll	2,792	0	0	2,792	0
East Feliciana	14,226	104	631	14,961	0
Evangeline	50,701	1,256	7,645	58,602	0
Franklin	3,802	1,120	729	5,651	0
Grant	1,303	0	0	1,303	0
Iberia	1,470	0	0	1,470	0
Iberville	804	0	0	804	0
Jackson	0	0	0	0	0

RULES AND REGULATIONS

MISSISSIPPI—Continued

County	(1)	(2)	(3)	(4)	(5)
County	Computed county allotment	Allocation from State's share of national reserve	Adjustment from State reserve for trends	County allotment sum of columns (1), (2), and (3)	Allocation from State reserve for inequity and hardship cases
Issaquena.....	8,963	97	1,979	10,339	0
Iteawamba.....	9,199	366	1,022	10,587	0
Jackson.....	5,014	0	0	5,014	0
Jasper.....	4,227	0	0	4,227	0
Jefferson.....	13,121	557	0	13,678	0
Jefferson Davis.....	6,944	320	0	7,264	0
Jones.....	8,851	404	1,619	10,874	0
Kemper.....	14,868	0	0	14,868	0
Lafayette.....	3,209	0	0	3,209	0
Lamar.....	4,921	0	0	4,921	0
Lauderdale.....	6,387	0	0	6,387	0
Lawrence.....	14,596	413	0	15,009	0
Leake.....	23,109	118	2,874	26,101	0
Lee.....	63,305	1,118	9,026	74,449	0
LeFlore.....	4,710	0	0	4,710	0
Lincoln.....	13,897	496	0	14,393	0
Louisiana.....	28,218	63	3,490	31,771	0
Lowndes.....	8,224	0	0	8,224	0
Madison.....	30,017	712	4,278	35,007	0
Marion.....	26,472	712	2,783	29,967	0
Marshall.....	6,596	295	0	6,891	0
Monroe.....	12,442	0	0	12,442	0
Montgomery.....	7,241	450	1,549	9,240	0
Neshoba.....	13,941	0	4,903	18,844	0
Newton.....	3,852	641	0	4,493	0
Noxubee.....	34,385	0	0	34,385	0
Oktibbeha.....	20,299	0	0	20,299	0
Panola.....	1,602	0	0	1,602	0
Pearl River.....	4,873	1,261	1,993	7,127	0
Perry.....	17,040	1,019	1,023	19,082	0
Pike.....	14,611	1,209	7,400	23,220	0
Pontotoc.....	51,905	0	0	51,905	0
Prentiss.....	9,972	53	3,403	13,428	0
Quitman.....	9,201	80	0	9,281	0
Rankin.....	23,872	0	0	23,872	0
Scott.....	10,810	0	0	10,810	0
Sharkey.....	8,479	0	0	8,479	0
Shannon.....	8,140	0	0	8,140	0
Smith.....	108,421	84	15,030	123,535	0
Stone.....	60,757	285	7,259	68,301	0
Snowden.....	20,622	504	2,940	24,066	0
Tallahatchie.....	18,741	1,897	1,827	21,465	0
Tate.....	8,071	1,771	5,952	15,794	0
Tippecanoe.....	41,740	77	1,890	43,707	0
Tipton.....	16,298	669	0	16,967	0
Tunica.....	10,483	109	899	11,491	0
Union.....	6,322	286	10,267	16,875	0
Waltham.....	71,806	0	0	71,806	0
Washington.....	7,153	555	0	7,708	0
Wayne.....	3,358	480	1,172	5,010	0
Webster.....	10,779	488	289	11,556	0
Wilkinson.....	16,549	0	0	16,549	0
Winston.....	37,013	0	0	37,013	0
Yalobusha.....	0	0	0	0	0
Yazoo.....	0	0	0	0	0

MISSISSIPPI

Bollinger.....	148	3	0	151	0
Butler.....	18,053	567	0	18,620	0
Cape Girardeau.....	12	0	0	12	0
Carter.....	78,021	27	636	78,924	0
Dunklin.....	2	18	0	20	0
Howell.....	25,603	48	0	25,651	0
Jefferson.....	84,387	108	0	84,495	0
Mississippi.....	84,108	18	1,079	85,215	0
New Madrid.....	14	15	0	29	0
Oregon.....	0	0	0	0	0
Ozark.....	0	0	0	0	0

[Acres]

County	(1)	(2)	(3)	(4)	(5)
County	Computed county allotment	Allocation from State's share of national reserve	Adjustment from State reserve for trends	County allotment sum of columns (1), (2), and (3)	Allocation from State reserve for inequity and hardship cases
Pemissot.....	88,702	133	0	88,835	1,539
Ripley.....	2,168	124	0	2,292	61
Scott.....	15,892	403	0	16,295	169
Stoddard.....	38,783	8	0	38,791	306
Vernon.....	0	0	0	0	0
Wayne.....	0	0	0	0	0
NEVADA					
Clark.....	72	29	0	101	0
Nye.....	2,450	971	0	3,421	0
NEW MEXICO					
Bernalillo.....	30,330	0	0	30,330	0
Chaves.....	1,489	42	0	1,531	0
Curry.....	1,481	10	0	1,491	0
DeBaca.....	38,007	13	0	38,020	0
Doña Ana.....	26,447	246	0	26,693	0
Eddy.....	26,109	46	0	26,155	0
Grant.....	13	0	0	13	0
Grady.....	6,248	0	0	6,248	0
Hidalgo.....	26,290	17	0	26,307	0
Hidalgo.....	13,271	8	0	13,279	0
Lea.....	2,151	7	0	2,158	0
Lea.....	18,623	24	0	18,647	0
Quay.....	2,439	23	0	2,462	0
Roosevelt.....	1,645	99	0	1,744	0
Santa Fe.....	1,27	32	0	1,300	0
Socorro.....	0	0	0	0	0
Valencia.....	0	0	0	0	0
NORTH CAROLINA					
Alamance.....	53	0	0	53	0
Alexander.....	11,719	638	0	12,357	88.1
Anson.....	1,000	41.9	0	1,041.9	17.7
Beaufort.....	5,911	191.8	0	6,102.8	1,798.7
Bertie.....	3,317	244.8	0	3,561.8	45.6
Bibb.....	0	0	0	0	0
Bladen.....	61	0	0	61	0
Brunswick.....	3,066	0	0	3,066	0
Burke.....	3,19	0	0	3,19	0
Cabarrus.....	278	0	0	278	0
Caldwell.....	49	0	0	49	0
Camden.....	121	0	0	121	0
Carteret.....	2,403	68.9	0	2,471.9	612.1
Catawba.....	2,123	0	0	2,123	268.3
Chatham.....	28,348	1,638.7	0	29,986.7	68.4
Chowan.....	2,848	0	0	2,848	0
Cleveland.....	398	0	0	398	214.0
Columbus.....	11,195	1,312.7	0	12,507.7	0
Craven.....	777	0	0	777	0
Cumberland.....	1,507	0	0	1,507	0
Currituck.....	3,541	0	0	3,541	0
Davidson.....	11,123	250.6	0	11,373.6	3.5
Davie.....	0	0	0	0	0
Duplin.....	11,111	0	0	11,111	0
Durham.....	0	0	0	0	0
Edgecombe.....	5,262	0	0	5,262	294.3
Forsyth.....	2,545	0	0	2,545	332.6
Franklin.....	2,889	42.7	0	2,931.7	98.3
Gaston.....	1,302	10.4	0	1,312.4	106.2
Gates.....	3,793	691.1	0	4,484.1	0
Granville.....	0	0	0	0	0
Greene.....	0	0	0	0	0





SOUTH CAROLINA—Continued

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Charterfield	26,455	569	1,546	28,670	0
Clarendon	28,295	1,124	5,009	34,028	0
Colleton	7,927	180	0	8,087	0
Darlington	25,705	280	5,144	31,129	0
Dillon	18,927	789	3,725	23,441	0
Dorchester	7,853	577	0	8,430	0
Edgefield	8,102	115	945	9,162	0
Fairfield	3,876	0	0	3,876	0
Furman	28,855	1,846	3,047	33,748	0
Georgetown	2,320	0	0	2,320	0
Greenville	11,408	21	0	11,409	0
Greenwood	3,315	0	8,336	11,651	0
Hampton	6,799	416	397	7,612	0
Horry	7,890	0	0	7,890	0
Isle of Palms	2,130	8	0	2,138	0
Jasper	16,041	1,526	0	17,567	0
Kershaw	6,719	11	0	6,730	0
Lancaster	14,060	670	0	14,730	0
Laurens	28,889	1,333	5,835	36,057	0
Lee	9,248	287	556	10,191	0
Lexington	2,908	0	0	2,908	0
McCormick	9,861	350	1,687	11,898	0
Marion	8,861	164	6,837	39,868	0
Marlboro	33,077	36	0	6,348	0
Newberry	6,822	0	0	6,822	0
Oconee	3,312	0	0	3,312	0
Orangeburg	48,667	1,091	8,347	58,105	0
Pickens	4,419	0	0	4,419	0
Richland	5,694	383	0	5,852	0
Saluda	6,509	183	387	7,079	0
Spartanburg	17,539	89	0	17,628	0
Sumter	33,297	864	5,718	39,889	0
Union	4,864	12	0	4,876	0
Williamsburg	28,080	1,487	5,545	35,092	0
York	12,787	1,196	762	13,675	0

TENNESSEE

Bedford	1,220	0	0	1,220	0
Benton	2,138	27	107	2,372	0
Breitel	728	0	0	728	0
Cannon	24	0	0	24	0
Carroll	16,553	607	2,106	19,266	0
Carter	9,490	373	1,287	11,150	0
Chattanooga	1,241	0	0	1,241	0
Coffee	27,544	1,112	3,828	32,484	0
Crockett	8	0	0	8	0
Cumberland	2,010	27	109	2,146	0
Davidson	28	0	0	28	0
De Kalb	27,412	1,096	3,775	32,283	0
Dyer	36,381	1,480	4,994	42,855	0
Fayette	4,455	0	0	4,455	0
Franklin	38,298	1,545	5,315	45,158	0
Gibson	7,216	0	0	7,216	0
Giles	1,136	0	0	1,136	0
Grundy	423	0	0	423	0
Hamilton	18,161	542	1,911	20,614	0
Hardeman	7,525	98	383	8,006	0
Hardin	36,323	1,481	5,095	42,899	0
Haywood	14,907	1,380	1,389	16,686	0
Henderson	4,121	59	230	4,410	0
Henry	16	0	0	16	0
Hickman	14	0	0	14	0
Humphreys	17,604	691	2,364	20,670	0
Lake	30,172	1,223	4,207	35,602	0
Leauderdale	16,390	1,284	1,063	17,737	0
Lawrence	286	0	0	286	0
Lewis	10,710	111	455	11,276	0
Loudon	4	0	1	5	0

TENNESSEE—Continued

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
McMinn	466	0	0	466	0
McNairy	16,515	417	1,494	18,426	0
Madison	27,927	1,113	3,885	32,875	0
Marion	244	0	0	244	0
Marshall	290	0	0	290	0
Maury	171	0	0	171	0
Meliss	475	0	0	475	0
Meigs	150	0	0	150	0
Meigs	62	0	0	62	0
Moore	8,400	237	839	9,476	0
Obion	144	0	0	144	0
Perry	558	0	0	558	0
Polk	10	0	0	10	0
Rhea	1	0	0	1	0
Rhea	1	0	0	1	0
Robertson	3,691	0	0	3,691	0
Roanoke	36,580	533	2,042	38,155	0
Shelby	39,456	1,574	5,424	46,454	0
Shelby	22	0	0	22	0
Van Buren	440	0	0	440	0
Warren	2,435	0	0	2,435	0
Wayne	8,591	588	748	9,927	0
Weakley	35	0	0	35	0
White	83	0	0	83	0
Williamson	59	0	0	59	0
Wilson	59	0	0	59	0

TEXAS

Anderson	9,540	4	0	9,544	0
Andrew	3,294	7	0	3,301	385
Angelina	1,014	1	0	1,015	118
Aransas	1,780	9	0	1,789	298
Archer	1,693	40	0	1,733	196
Armstrong	8,978	1,002	0	9,980	1,944
Austin	16,618	504	0	17,122	10,067
Bailey	86,011	34	0	86,045	0
Baldwin	2	0	0	2	0
Bandera	10,232	125	0	10,357	0
Bastrop	15,772	133	0	15,905	1,846
Baylor	12,282	120	0	12,402	1,437
Bee	69,946	209	0	70,155	7,017
Bell	3,487	7	0	3,494	408
Bell	3,487	19	0	3,506	12
Bell	101	17	0	118	0
Brewster	18,057	8	0	18,065	1,095
Brown	9,870	96	0	9,966	763
Brown	9,773	1,184	0	10,957	0
Brown	6,517	68	0	6,585	0
Brown	16,089	45	0	16,134	1,877
Brown	60	0	0	60	5
Brown	29,784	16	0	29,800	2,666
Brown	6,590	36	0	6,626	2,332
Brown	6,272	698	0	6,970	0
Brown	23,495	411	0	23,906	2,748
Brown	4,237	38	0	4,275	0
Brown	18,083	39	0	18,122	2,112
Brown	16,108	26	0	16,134	1,768
Brown	139,596	885	0	140,481	16,341
Brown	7,182	2,544	0	9,726	0
Brown	7,182	69	0	7,251	76
Brown	1,917	943	0	2,860	0
Brown	7,763	169	0	7,932	0
Brown	47,140	74	0	47,214	5,818
Brown	84	0	0	84	0
Brown	11,070	0	0	11,070	5,600
Brown	46,984	64	0	47,048	1,627
Brown	8,777	54	0	8,831	7,882
Brown	65,618	10	0	65,628	0
Brown	6,231	31	0	6,262	0

TEXAS—Continued

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Howard	64,186	0	0	64,186	7,813
Hudspeth	14,790	1	0	14,791	1,731
Hunt	78,260	573	0	78,833	9,161
Irion	1,667	6	0	1,673	69
Jack	15,737	130	0	15,867	1,842
Jackson	394	0	0	394	0
Jasper	21	0	0	21	0
Jeff Davis	19,919	93	0	20,012	2,321
Jefferson	30,800	68	0	30,868	3,605
Jim Wells	94,151	103	0	94,254	11,010
Jones	26,667	66	0	26,733	3,115
Karlsruhe	50,393	261	0	50,654	5,554
Kendall	17,757	11	0	17,768	2,060
Kent	47	0	0	47	0
Kerr	172	0	0	172	0
Kimble	8,327	4	0	8,331	975
King	7,997	0	0	7,997	47
Kinney	50,278	60	0	50,338	888
Kleberg	50,232	46	0	50,278	5,881
Knox	50,162	126	0	50,288	5,871
Lamar	169,577	28	0	169,605	19,499
Lamb	2,087	0	0	2,087	0
Lampasas	2,795	356	0	3,151	0
LaSalle	30,679	197	0	30,876	8,891
Lavaca	8,781	54	0	8,835	1,028
Lee	9,992	3	0	9,995	1,076
Leon	2,462	0	0	2,462	288
Liberty	59,582	214	0	59,796	6,874
Limestone	16,412	56	0	16,468	1,915
Live Oak	10,368	129	0	10,497	0
Llano	388	412	0	800	47
Loving	193,390	171	0	193,561	22,637
Lubbock	158,716	19	0	158,735	15,960
Lynn	14,597	607	0	15,204	1,704
McCulloch	74,021	149	0	74,170	8,968
McLennan	1,006	668	0	1,674	0
McMullen	8,983	0	0	8,983	0
Madison	3,128	0	0	3,128	0
Marion	78,183	19	0	78,202	9,148
Marin	1,622	6	0	1,628	0
Mason	5,431	152	0	5,583	1,812
Maverick	15,470	3	0	15,473	0
Mattaroka	5,431	37	0	5,468	178
Medina	1,524	0	0	1,524	0
Menard	23,229	21	0	23,250	2,319
Midland	41,667	221	0	41,888	5,229
Mills	2,398	39	0	2,437	0
Mitchell	56,966	35	0	57,001	7,019
Montague	3,618	45	0	3,663	411
Montgomery	1,046	169	0	1,215	0
Moore	1,283	0	0	1,283	33
Morris	568	0	0	568	0
Motley	26,818	29	0	26,847	3,491
Nacogdoches	6,274	0	0	6,274	0
Navarro	98,423	184	0	98,607	10,637
Newton	516	0	0	516	0
Nolan	37,190	41	0	37,231	4,245
Ochiltree	85,152	162	0	85,314	9,971
Oldham	325	79	0	404	38
Oldham	74	49	0	123	0
Palo Pinto	4,894	0	0	4,894	331
Panola	7,449	0	0	7,449	0
Parola	3,172	2	0	3,174	351
Parmer	98,619	307	0	98,926	4,821
Pecos	22,143	88	0	22,231	2,591
Polk	4,203	11	0	4,214	0

TEXAS—Continued

[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment, sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Coleman	27,736	106	0	27,842	3,247
Collin	71,255	597	0	71,852	8,341
Collingsworth	56,975	49	0	57,024	6,670
Colorado	8,716	18	0	8,734	1,090
Comal	8,034	244	0	8,278	0
Comanche	21,709	31	0	21,740	2,548
Cooke	6,159	37	0	6,196	7,721
Correll	16,749	200	0	16,949	1,960
Cottle	47,447	6	0	47,453	5,584
Crockett	55	0	0	55	0
Crosby	103,930	9	0	103,939	12,198
Culberson	4,438	0	0	4,438	519
Dallas	30,479	38	0	30,517	3,588
Dawson	173,514	44	0	173,558	20,313
De Witt	32,260	260	0	32,520	3,788
Delta	18,581	82	0	18,663	2,181
Denton	14,945	14	0	14,959	1,749
DeWitt	46,437	35	0	46,472	5,486
Dickens	1,811	0	0	1,811	3,001
Dimit	25,642	30	0	25,672	0
Dove	12,038	1,442	0	13,478	0
Duval	4,307	0	0	4,307	0
Eastland	113,207	189	0	113,396	13,252
Ector	21,695	448	0	22,143	2,540
El Paso	67,399	697	0	68,096	7,890
Erath	96,529	248	0	96,777	6,969
Falls	25,229	348	0	25,577	2,963
Fannin	71,390	66	0	71,456	8,356
Fayette	83,600	55	0	83,655	9,786
Fisher	10,965	1	0	10,966	6,460
Floyd	55,101	501	0	55,602	0
Forde	3,265	0	0	3,265	0
Fort Bend	18,042	19	0	18,061	2,002
Franklin	4,156	75	0	4,231	4,486
Freestone	67,915	24	0	67,939	7,947
Frio	34,601	7	0	34,608	4,049
Gaines	1,130	0	0	1,130	1,133
Galveston	8,849	1	0	8,850	1,493
Garza	3,947	36	0	3,983	374
Gillespie	12,873	386	0	13,259	3,464
Goliad	3,189	0	0	3,189	0
Gonzales	1,264	0	0	1,264	0
Gray	13,469	54	0	13,523	1,974
Grayson	16,862	97	0	16,959	16,512
Gregg	141,032	62	0	141,114	9,661
Grimes	82,534	0	0	82,534	3,661
Guadalupe	9,129	119	0	9,248	1,089
Hall	657	408	0	1,065	3,378
Hamilton	28,889	44	0	28,933	0
Hartley	37	0	0	37	0
Haskell	3,452	8	0	3,460	403
Harris	9,673	8	0	9,681	0
Harrison	80	123	0	203	0
Haskell	103,651	66	0	103,717	12,133
Hays	6,720	14	0	6,734	787
Hemphill	1,418	21	0	1,439	166
Henderson	8,076	1	0	8,077	0
Hidalgo	163,668	2,772	0	166,440	19,168
Hill	102,566	214	0	102,780	12,007
Hockley	159,924	39	0	159,963	18,720
Hood	2,981	15	0	2,996	0
Hopkins	23,359	2,621	0	26,980	0
Houston	21,774	76	0	21,850	0

VIRGINIA  
[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment sum of columns (1), (2), and (3) (4)	Allocation from State reserve for	
					Small farms (5)	Inequity and hardship cases (6)
Accomack	6	0.1	0	6.1	0.1	0.1
Appomattox	1	5.5	0	1.5	0	0
Brunswick	1,782	186.6	0	1,968.6	28.6	28.6
Caroline	1	0	0	1.0	0	0
Charlotte	6	4.3	0	10.3	1	1
Chesapeake	13	4.5	0	17.5	0	0
Chesterfield	4	2.4	0	6.4	0	0
Cumberland	211	28.9	0	239.9	3.1	3.1
Dinwiddie	10	2.7	0	12.7	0	0
Franklin	3,969	354.3	0	4,323.3	66.2	66.2
Greensville	1	1.2	0	2.2	0	0
Halifax	1	1.2	0	2.2	0	0
Henrico	239	43.3	0	282.3	3.5	3.5
Isle of Wight	200	18.6	0	218.6	3.0	3.0
Jamesburg	1,676	168.0	0	1,845.0	25.0	25.0
Mecklenburg	1,334	196.2	0	1,533.2	19.9	19.9
Nampanomund	1	1.7	0	1.7	0	0
Patrick	5	1.6	0	6.6	1	1
Prince Edward	42	9.7	0	51.7	0	0
Prince George	4,124	382.6	0	4,506.6	61.5	61.5
Southampton	6	1.4	0	7.4	0	0
Surry	1,453	160.5	0	1,613.5	21.7	21.7
Sussex	2	3.4	0	5.4	0	0
Virginia Beach	2	3.4	0	5.4	0	0

(Secs. 344, 375, 63 Stat. 670, as amended, 52 Stat. 66, as amended; 7 U.S.C. 1344, 1375)

Effective date: Date of filing this document with the Director, Office of the Federal Register.

Signed at Washington, D.C., on November 27, 1964.

H. D. GODFREY,

Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 64-12359; Filed, Nov. 30, 1964; 2:28 p.m.]

Sec. 1600.2 Definitions.  
1600.3 Administration.  
1600.4 Coupons as obligations of the United States, crimes and offenses.  
1600.5 Miscellaneous provisions.

Authority: The provisions of this Part 1600 issued under Public Law 88-525, 78 Stat. 703.

§ 1600.1 General purpose and scope.

The Food Stamp Act of 1964 (P.L. 88-525, 78 Stat. 703) authorizes the Secretary of Agriculture to formulate and administer a food stamp program for the purpose of encouraging the increase of utilization of the nation's abundance of food by raising levels of nutrition among low-income households. The regulations in this chapter are issued for the purpose

Chapter XVI—Agricultural Marketing Service (Food Stamp Program), Department of Agriculture

PART 1600—GENERAL INFORMATION AND DEFINITIONS

PART 1601—PARTICIPATION OF STATE AGENCIES AND ELIGIBLE HOUSEHOLDS

Regulations are hereby issued for the operation of the Food Stamp Program pursuant to the authority contained in the Food Stamp Act of 1964 (P.L. 88-525, 78 Stat. 703, approved August 31, 1964).

Sec. 1600.1 General purpose and scope.

TEXAS—Continued  
[Acres]

County	Computed county allotment (1)	Allocation from State's share of national reserve (2)	Adjustment from State reserve for trends (3)	County allotment sum of columns (1), (2), and (3) (4)	Allocation from State reserve for inequity and hardship cases (5)
Presidio	2,755	46	0	2,801	322
Rains	7,241	12	0	847	847
Randall	1,407	1,388	0	2,795	166
Reagan	14	0	0	14	112
Real	23,641	49	0	23,690	2,766
Red River	50,776	33	0	50,809	5,885
Reeves	11,057	73	0	11,130	1,294
Refugio	11,164	124	0	11,288	10
Robertson	22,598	78	0	22,676	2,646
Rockwall	17,247	61	0	17,308	2,019
Rocky	73,088	72	0	73,130	8,552
Russell	10,689	0	0	10,689	0
Sabine	2,301	0	0	2,301	0
Sabin	5,462	0	0	5,462	0
San Augustine	3,520	132	0	3,650	8,078
San Jacinto	69,004	17	0	69,021	723
San Patricio	6,168	8	0	6,176	924
San Saba	7,892	43	0	7,935	6,883
Schleicher	58,764	24	0	58,788	3,380
Scot	3,339	7	0	3,346	0
Scurry	7,290	6	0	7,296	0
Schekelford	6,686	14	0	6,700	143
Smith	1,225	280	0	1,505	2,663
Somervell	27,753	29	0	27,782	130
Starr	1,136	8	0	1,144	2,723
Stephens	23,238	16	0	23,254	0
Sterling	15	0	0	15	5,346
Stonewall	45,676	51	0	45,727	5,991
Sutton	8,542	79	0	8,621	3,501
Swisher	8,493	112	0	8,605	1
Tarrant	29,911	7	0	29,918	14,799
Taylor	126,424	45	0	126,469	1,181
Terry	10,062	45	0	10,107	0
Terry	2,957	0	0	2,957	5,512
Throckmorton	47,111	19	0	47,130	3,624
Titus	30,966	60	0	31,026	0
Tom Green	30,337	0	0	30,337	0
Travis	4,412	0	0	4,412	0
Trinity	2,658	2	0	2,660	0
Tyler	1,025	19	0	1,044	120
Upshur	1,118	12	0	1,130	14
Upton	19,373	151	0	19,524	2,150
Val Verde	21,442	177	0	21,619	2,510
Van Zandt	5,389	20	0	5,409	0
Victoria	4,409	8	0	4,417	517
Waller	1,737	285	0	2,022	2,335
Washington	19,947	19	0	19,966	7,197
Ward	1,587	467	0	2,054	2,943
Webb	61,480	93	0	61,573	621
Wharton	24,288	76	0	24,364	5,114
Wheeler	5,307	84	0	5,391	9,181
Wichita	43,691	261	0	43,952	10,965
Wilbarger	78,435	188	0	78,623	0
Willacy	93,677	601	0	94,278	35
Williamson	5,238	10	0	5,248	280
Wilson	2,383	91	0	2,474	3,648
Winkler	3,648	0	0	3,648	3,461
Wise	29,569	22	0	29,591	1,200
Wood	29,569	46	0	29,615	0
Yoakum	10,249	35	0	10,284	875
Young	1,935	19	0	1,954	0
Zapala	7,468	0	0	7,468	0

of effectuating the provisions of the Act. These regulations prescribe the policies and procedures governing the participation in the Program of State agencies, eligible households, retail food stores, wholesale food concerns, banks and other persons concerned with the issuance, possession, negotiation and redemption of coupons under the Program. This Part 1600 contains general information, definitions, and other material applicable to the program as a whole. Part 1601 of this chapter sets forth policies and procedures governing the manner in which State agencies desiring to participate in the Program will carry out the administrative responsibilities assumed by them under the provisions of the Food Stamp Act of 1964, and further prescribes the manner in which eligible households can obtain and use coupons issued to them by such State agencies. Part 1602 of this chapter, to be published at a later date, will set forth additional terms and conditions relating to the participation of retail food stores, wholesale food concerns and banks.

#### § 1600.2 Definitions.

For the purpose of this chapter, the term:

(a) "AMS" means the Agricultural Marketing Service of the United States Department of Agriculture.

(b) "Application form" means AMS forms "Retailer Application for Authorization to Participate in the Food Stamp Program" or "Wholesaler Application for Authorization to Participate in the Food Stamp Program", or both as required by the context.

(c) "Authorization" means the approval by AMS of retail food stores and wholesale food concerns to participate in the Program.

(d) "Authorization card" means the AMS form which evidences approval of a retail food store or a wholesale food concern to participate in the Program.

(e) "Bank" means member and non-member banks of the Federal Reserve System.

(f) "Board" means the Food Stamp Appeals Board.

(g) "Coupon" means any coupon, stamp, or type of certificate issued pursuant to the provisions of this chapter for the purchase of eligible food.

(h) "Coupon allotment" means the total value of coupons issued to a household during each month or other time period not in excess of one month.

(i) "Department" means the United States Department of Agriculture.

(j) "Eligible food" means any food or food product for human consumption except alcoholic beverages, tobacco, those foods which are identified on the package as being imported, and meat and meat products which are imported.

(k) "Eligible household" means a household that lives in a project area and whose income and resources are determined to be a substantial limiting factor in the attainment of a nutritionally adequate low-cost diet.

(l) "Federal fiscal year" means a period of twelve calendar months beginning with July 1 of any calendar year

and ending with June 30 of the following calendar year.

(m) "Federally aided public assistance programs" means any of the following programs authorized in the Social Security Act of 1935, as amended: Old-age Assistance, Aid to Families with Dependent Children, Aid to the Blind, and Aid to the Permanently and Totally Disabled.

(n) "Federal reserve banks" means the 12 Federal Reserve Banks and their 24 branches.

(o) "Firm" means a retail food store or a wholesale food concern.

(p) "Food retailer" means any individual, partnership, corporation or other legal entity owning or operating a retail food store.

(q) "Food wholesaler" means any individual, partnership, corporation or other legal entity owning or operating a wholesale food concern.

(r) "Free coupon(s)" mean(s) that portion of the coupon allotment that is in excess of the amount paid by an eligible household for its coupon allotment.

(s) "Head of the household" means the member of the household in whose name application is made for participation in the Program.

(t) "Household" means a group of related or nonrelated individuals, who are not residents of an institution or boarding house, but who are living as one economic unit sharing common cooking facilities and for whom food is customarily purchased in common. It shall also mean a single individual living alone who has cooking facilities and who purchases and prepares food for home consumption.

(u) "Program" means the Food Stamp Program conducted under the Food Stamp Act of 1964 (Public Law 88-525, 78 Stat. 703) and the provisions of this chapter.

(v) "Project area" means the political subdivision within a State which has been approved for participation in the Program by the Department.

(w) "Purchase requirement" means the amount to be paid by an eligible household for its coupon allotment.

(x) "Redemption certificate" means AMS forms: "Retail Merchants Food Stamp Program Redemption Certificate"; or "Wholesalers Food Stamp Program Redemption Certificate", or both as required by the context.

(y) "Retail food store" means an establishment, including a recognized department thereof, or a house-to-house trade route which sells eligible food to households for home consumption.

(z) "State" means any one of the fifty States or the District of Columbia.

(aa) "State agency" means the agency of the State government, including the local offices thereof, which has the responsibility for the administration of the federally aided public assistance programs within the State, and, in those States where such assistance programs are operated on a decentralized basis, it includes the counterpart local agencies which administer such assistance programs for the State agency.

(bb) "State issuing agency" means another agency of the State government

to which the State agency delegates its Statewide administrative responsibilities in connection with the issuance of coupons.

(cc) "Wholesale food concern" means an establishment which sells eligible food to retail food stores for resale to households.

#### § 1600.3 Administration.

(a) Within the Department, AMS shall act on behalf of the Department in the administration of the Program.

(b) The State agency shall, except as provided in this chapter, be responsible for the administration of the Program within the State, including, but not limited to, the certification of applicant households; the acceptance, storage and protection of coupons after their delivery to receiving points within the State, and the issuance of coupons to eligible households and the control and accountability therefor: *Provided*, That the State agency may, subject to State law, and under agreement or contract, delegate its Statewide administrative responsibility in connection with the issuance of coupons to another agency of the State government. In the event such administrative responsibility in connection with the issuance of coupons is delegated as permitted by this paragraph, the provisions of this chapter applicable thereto shall be carried out by such other agency of the State government under the direction of the State agency and the State agency shall be responsible to the Department for the carrying out of the delegated responsibilities and for the payment of any claims arising out of any failure of the other agency of the State government to carry out any such delegated responsibilities.

#### § 1600.4 Coupons as obligations of the United States, crimes and offenses.

(a) Coupons are an obligation of the United States within the meaning of 18 U.S.C. 8. The provisions of Title 18 of the U.S. Code, "Crimes and Criminal Procedure," relative to counterfeiting and alteration of obligations of the United States and the uttering, dealing in, etc., of counterfeit obligations of the United States are applicable to coupons.

(b) Any unauthorized issuance, use, transfer, acquisition, possession or presentation of coupons may subject any individual, partnership, corporation, or other legal entity involved to prosecution under sections 14 (b) and (c) of the Food Stamp Act of 1964 (Public Law 88-525, 78 Stat. 703). These sections of the Act read as follows:

(b) Whoever knowingly uses, transfers, acquires, or possesses coupons in any manner not authorized by this Act or the regulations issued pursuant to this Act shall, if such coupons are of the value of \$100 or more, be guilty of a felony and shall, upon conviction thereof, be fined not more than \$10,000 or imprisoned for not more than five years, or both, or, if such coupons are of a value of less than \$100, shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not more than \$5,000 or imprisoned for not more than one year, or both.

(c) Whoever presents, or causes to be presented, coupons for payment or redemption of the value of \$100 or more, knowing the same to have been received, transferred,

or used in any manner in violation of the provisions of this Act or the regulations issued pursuant to this Act shall be guilty of a felony and shall, upon conviction thereof, be fined not more than \$10,000 or imprisoned for not more than five years, or both, or, if such coupons are of a value less than \$100, shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not more than \$5,000 or imprisoned for not more than one year, or both.

(c) All individuals, partnerships, corporations, or other legal entities including State agencies and their delegates (referred to in this paragraph as "persons") having custody, care and control of coupons, shall at all times use care and caution in receiving, storing, transmitting, or otherwise handling coupons to avoid acceptance, transfer, negotiation, or use of spurious, altered, or counterfeit coupons and to avoid any unauthorized transfer, negotiation, or use of coupons. Such persons shall also use care and caution in safeguarding coupons from theft, embezzlement, loss, damage or destruction. Any false statement made by any person, in any application of certification required by this chapter, by the Plan of Operation of any State agency, or by instructions of AMS, may subject such person to criminal prosecution under any applicable provision of federal law or to civil liability under the provisions of 31 U.S.C. 231 or either, or both, as well as to any legal action as may be maintained under State law.

#### § 1600.5 Miscellaneous provisions.

(a) AMS shall have the power to determine the amount of and settle and adjust any claim and to compromise or deny all or part of any such claim arising under the provisions of this chapter.

(b) Persons or agencies desiring information concerning the Program should write to the appropriate Area Office of the Food Distribution Division of AMS as follows:

(1) For project areas in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, West Virginia: U.S. Department of Agriculture, Food Distribution Division, AMS, 346 Broadway, Room 604, New York, N.Y., 10013;

(2) For project areas in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia: U.S. Department of Agriculture, AMS, Food Distribution Division, 50 Seventh Street NE., Room 252, Atlanta, Ga., 30323;

(3) For project areas in Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Wisconsin: U.S. Department of Agriculture, AMS, Food Distribution Division, 536 South Clark Street, Chicago, Ill., 60605;

(4) For project areas in Arkansas, Colorado, Kansas, Louisiana, New Mexico, Oklahoma, Texas: U.S. Department of Agriculture, AMS, Food Distribution Division, 500 South Ervay Street, Room 3-127, Dallas, Tex., 75201;

(5) For project areas in Alaska, Arizona, California, Hawaii, Idaho, Mon-

tana, Nevada, Oregon, Utah, Washington, Wyoming: U.S. Department of Agriculture, AMS, Food Distribution Division, Appraisers' Building, Room 734, 630 Sansome Street, San Francisco, Calif., 94111.

(c) *Saving Clause.* The Department reserves the right at any time to withdraw, modify or amend this chapter.

(d) *Effective date.* The provisions of this chapter shall become effective on publication thereof in the FEDERAL REGISTER: *Provided, however,* That in the case of those geographic areas in which Pilot Food Stamp Projects are presently operating under the provisions of 6 CFR Part 540 the provisions of this chapter shall not be operative or effective until further notice is published in the FEDERAL REGISTER specifying the effective date(s) for the provisions of this chapter for each such geographic area and until such notice(s) the provisions of 6 CFR Part 540 shall continue to govern the operation of the Pilot Food Stamp Program in such areas.

#### Sec.

- 1601.1 General terms and conditions for State agencies.
- 1601.2 Payments for certain costs of the State agency.
- 1601.3 Household eligibility.
- 1601.4 Certification of households.
- 1601.5 Basis for issuing coupons to eligible households.
- 1601.6 Methods of distributing and accounting for coupons and receipts.
- 1601.7 Financial liabilities of the State agency.
- 1601.8 Plans of operation.
- 1601.9 Use or redemption of coupons by eligible households.

**AUTHORITY:** The provisions of this Part 1601 issued under P.L. 88-525, 78 Stat. 703.

#### § 1601.1 General terms and conditions for State agencies.

(a) In project areas there shall be no distribution of federally owned foods to households under the authority of any other law except during emergency situations caused by a natural or other disaster as determined by the Secretary of Agriculture.

(b) In the certification of applicant households for the Program there shall be no discrimination against any household by reason of race, religious creed, national origin, or political beliefs.

(c) States or the governing officials of project areas shall not decrease welfare grants or other similar aid extended to any person or persons as a consequence of such person's or persons' participation in benefits made available under the provisions of this chapter.

(d) Free coupons provided to any eligible household shall not be considered to be income or resources for any purpose under the Social Security Act of 1935, as amended, or under any other Federal or State laws including, but not limited to, laws relating to taxation, welfare, and public assistance programs.

(e) Except as provided for in § 1601.2, each State shall finance, or cause to be financed, from funds available to the State or political subdivision thereof, the costs of carrying out the administrative responsibilities assigned to it under the provisions of this chapter.

(f) Each State agency shall establish specific standards to be used in determining the eligibility of applicant households. Such standards shall include maximum income limitations consistent with income standards used by the State agency in administration of its federally aided public assistance programs. Such standards also shall place a limitation on the resources to be allowed eligible households. The standards of eligibility to be used by each State for the Program shall be subject to the approval of AMS.

(g) Each State agency shall undertake the certification of applicant households in accordance with the general procedures and merit system personnel standards used by it in the certification of applicants for benefits under its federally aided public assistance programs.

(h) Each State agency shall submit for the approval of AMS a Plan of Operation, prepared in accordance with the provisions of § 1601.8 and instructions issued by AMS. Such Plan shall cover a federal fiscal year and may be extended for succeeding federal fiscal years at the option of AMS unless sooner terminated or suspended in accordance with the provisions of this part.

(i) If AMS determines that, in the administration of the Program, a State agency has failed to comply substantially with the provisions of this chapter, with instructions issued pursuant to this chapter, or with the State Plan of Operation, AMS shall inform such State agency of such failure and shall allow the State agency a reasonable period of time, as determined by AMS, for the correction of such failure. If, prior to the expiration of such period, corrective action has not been taken, AMS shall direct that there be no further issuance of coupons in the project areas where such failure has occurred until such time as satisfactory corrective action has been taken.

#### § 1601.2 Payments for certain costs of the State agency.

(a) AMS shall make payments to State agencies for certain costs incurred by such agencies in the certification of the type of households described in § 1601.3(c). The amount of any such payment to any one State agency shall be 50 per centum of the sum of the following: (1) The direct salary costs (including the cost of such fringe benefits as are normally paid to its personnel by the State agency) of the personnel used to make such interviews and such post interview field investigations as are necessary to certify the eligibility of such households, and of the immediate supervisor of such personnel, for such periods of time as they are employed in certifying the eligibility of such households; (2) travel and related costs incurred by such personnel in post interview field investigations of such households; and (3) an amount equal to 25 per centum of the costs computed under subparagraphs (1) and (2) of this paragraph.

(b) The State agency shall submit claims to AMS for such payments in accordance with instructions issued by AMS.

**§ 1601.3 Household eligibility.**

(a) Eligibility for and participation in the Program shall be on a household basis.

(b) Households in which all members thereof are recipients of welfare assistance under (1) federally aided public assistance programs, or (2) State or local general assistance programs applying the criteria of need which are the same as, or similar to, those applied under any such federally aided programs, shall be determined to be low-income households and, therefore, eligible to participate in the Program while receiving such benefits.

(c) Other households, including those in which some members are recipients of the types of assistance set forth in paragraph (b) of this section, shall be determined to be low-income households and, therefore, eligible to participate in the Program if the economic status of the members who are not recipients of welfare assistance meet the standards of eligibility established in accordance with § 1601.1(f).

(d) Any other households meeting criteria of eligibility specifically approved by AMS may be determined to be low-income households and, therefore, eligible to participate in the Program while meeting such criteria.

**§ 1601.4 Certification of households.**

(a) In carrying out its responsibilities for the certification of applicant households the State agency shall:

(1) Provide for adequate documentation and verification of certification information obtained from applicant households.

(2) Make periodic reviews of certification of households to determine changes in status, which would affect the continued eligibility of the household, the amount of its coupon allotment, or its purchase requirement. In the case of households of the category described in § 1601.3(c) reviews shall be made at least on a quarterly basis, except that a Plan of Operation may be submitted for approval which provides a different schedule of review, but no less often than once every six months, for certain categories of such households based upon the probability of changes in the status of such households. Reviews for households of the category described in § 1601.3(b) shall be made whenever there is a re-determination of such household's assistance grant. The schedule of reviews for households of the category described in § 1601.3(d) shall be specifically approved by AMS.

(3) Issue an identification card to each household certified as eligible to participate in the Program.

(4) Issue written instructions to personnel responsible for the certification of applicant households. Such instructions shall be submitted to AMS for review and approval.

(b) If any eligible household is found to have failed to participate regularly, such household shall be eligible to continue to participate in the Program only if the State agency determines that such household failed to participate regularly

because of emergency circumstances of a temporary and substantial nature.

**§ 1601.5 Basis for issuing coupons to eligible households.**

(a) The face value of the coupon allotment which State agencies shall be authorized to issue to households certified as eligible to participate in the Program shall be in such amount as will provide such households with an opportunity more nearly to obtain a low-cost nutritionally adequate diet and the purchase requirement for such households shall be in such amount as is determined to be equivalent to their normal expenditures for food.

(b) AMS, after consultation with the State agency, shall establish various classes of eligible households according to such factors as income, and family size and composition, and shall prepare a schedule showing the coupon allotments to be provided the various classes established, and the purchase requirements for such classes.

**§ 1601.6 Methods of distributing, issuing and accounting for coupons and receipts.**

(a) AMS will distribute coupons, printed in such denominations as it may determine necessary, directly to the receiving points designated by the State agency in the Plan of Operation. While in the course of shipment to receiving points coupons shall be considered to be at the risk of the Department.

(b) The State agency shall arrange for the prompt verification of and receipting for the contents of each coupon shipment, in accordance with instructions issued by AMS. Thereafter, the State agency shall be accountable to AMS for the coupons distributed to it and for the sums authorized to be collected from households as payment for the coupon allotments issued to such households.

(c) The State agency shall arrange for: (1) The adequate safekeeping of its supplies of coupons; (2) the maintenance of a reasonable working inventory of coupons; (3) the ordering of coupons in accordance with AMS instructions; and (4) the maintenance of proper inventory and accounting controls for such coupons in accordance with instructions issued by AMS.

(d) The State agency shall arrange for the issuance of coupons to eligible households and for the collection of the sum required from eligible households as payment therefor. The frequency of the issuance of coupons shall be such as to encourage participation of eligible households, but, in any event, shall be no less often than monthly. The coupon allotment to be issued to any household, and the payments therefor, shall be in the amounts determined in accordance with § 1601.5.

(e) The State agency may authorize, under written agreement with public or private agencies, the acceptance of vouchers or warrants issued by such agencies in payment for coupon allotments issued to eligible households.

Such vouchers or warrants shall be converted into cash as soon as practicable thereafter in accordance with instructions issued by AMS.

(f) The State agency shall arrange for the reconciliation of coupon inventories, coupon issuances, sums collected from eligible households, vouchers, or warrants accepted from public or private agencies, or other receipts, in accordance with instructions issued by AMS. All such receipts shall be properly safeguarded at all times and deposited in accordance with instructions issued by AMS.

(g) The State agency shall issue written instructions to personnel responsible for the issuance of coupons. Such instructions shall be submitted to AMS for review and approval.

(h) Every official or employee who is responsible for receiving and issuing coupons or accepting cash or other receipts from eligible households shall be covered by an appropriate form of surety bond in favor of the State agency or the State issuing agency.

**§ 1601.7 Financial liabilities of the State agency.**

(a) If AMS determines that there has been gross negligence or fraud on the part of the State agency in the initial certification of applicant households, or in the periodic review of the eligibility of such households as provided in § 1601.4(a)(2) and the provisions of the Plan of Operation relating thereto, the State shall, on demand by AMS, deposit in accordance with instructions issued by AMS, a sum equal to the amount of any free coupons issued as a result of such negligence or fraud.

(b) If AMS determines that there has been a failure on the part of the State agency to account fully for coupons distributed to it, or the sums authorized to be collected by it in payment of the purchase requirement including the cash equivalent of any vouchers or warrants accepted by it in accordance with § 1601.6(c), the State agency shall, on demand by AMS, pay to AMS, in accordance with instructions issued by AMS, the amount due as a result of such failure.

(c) Upon a determination by the State agency that a participating household has fraudulently obtained coupons, the State agency, on behalf of AMS, shall make demand upon such household for repayment of the value of the free coupons issued to such household as a result of such fraud. Such actions shall be documented in the files of the State agency, and any funds collected as a result of such actions shall be deposited by the State agency in accordance with instructions issued by AMS. Demand and payment of any such amounts shall not relieve or discharge such household of any liability, either civil or criminal, for such additional amounts as may be due under any other applicable provisions of law.

**§ 1601.8 Plans of operation.**

(a) The State agency shall submit a Plan of Operation to AMS for its ap-

proval and there shall be no issuance of coupons prior to the date on which the Plan of Operation is approved by AMS.

(b) The proposed Plan of Operation of each State agency shall be prepared and submitted to AMS in accordance with instructions issued by AMS. Such AMS instructions shall, among other things, require that the State agency: (1) Agree to carry out the Program in accordance with the provisions of this chapter; (2) specify the standards to be used by it in determining the eligibility of applicant households and the policies, procedures, and methods it will follow, and the forms and records it will use in carrying out the administrative responsibilities assigned to it under the provisions of this chapter; (3) specify safeguards which restrict the use or disclosure of information obtained from applicant households to persons directly connected with the administration or enforcement of the provisions of the Food Stamp Act of 1964 or this chapter; (4) agree to keep such records and submit such reports and other information as may from time to time be required by AMS; (5) agree that such Program records shall be available for review or audit by the Department for a period of three years following the close of the federal fiscal year to which they pertain; and (6) specify the project areas within the State in which it desires to conduct the Program and the effective dates on which it proposes to begin operation of the Program in each such project area.

(c) No amendment to the Plan of Operation of any State agency shall be made without prior written approval of AMS, and AMS may require amendment of any agency's Plan of Operation as a condition of continuing approval.

#### § 1601.9 Use or redemption of coupons by eligible households.

(a) The head of the eligible household, or such other person as may be authorized to act on his behalf in accordance with instructions issued by AMS, shall sign each book of coupons provided to the head of the household in his coupon allotment. The coupons may be used only by the head of the household or other persons selected by him to purchase eligible food for such households. Except for those uncanceled and unendorsed coupons of fifty-cent denomination returned to him as change by authorized retail food stores, coupons shall be detached from the book only at the time such coupons are used for payment of eligible food purchased in or delivered by authorized retail stores.

(b) Upon request, the head of the eligible household or his selected representative shall present the identification card of the head of the household in the retail food store when exchanging food coupons for eligible food.

(c) Coupons shall not be used to pay for any eligible food purchased prior to the time at which the coupons are used to pay for eligible food purchased in or delivered by authorized retail food stores.

(d) If after investigation the State agency finds that any eligible household

has failed substantially to comply with the provisions of this part, the Plan of Operation, or any procedure or instructions issued by the State agency or AMS relating to the use of coupons issued to them, such household shall be disqualified from further participation by the State agency for such period as the State agency shall determine.

(e) In the event any eligible household which holds coupons properly issued to such household elects to discontinue participation in the Program, unused coupons may be returned for cash refund from AMS in the same ratio of cash to coupons as was applied by the State agency in the issuance of the coupons to the household. Application for such refund shall be made in accordance with instructions issued by AMS.

**NOTE:** The recordkeeping and reporting requirements herein specified have been approved by, and further such requirements that may be established will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

The provisions of this part shall become effective as provided in § 1600.5(f) of this chapter.

S. R. SMITH,  
Administrator.

Approved: December 3, 1964.

ORVILLE L. FREEMAN,  
Secretary.

[F.R. Doc. 64-12545; Filed, Dec. 7, 1964;  
8:40 a.m.]

## Title 14—AERONAUTICS AND SPACE

### Chapter I—Federal Aviation Agency

[Airspace Docket No. 64-CE-36]

#### PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS [NEW]

##### Designation of Federal Airway

On September 23, 1964, a notice of proposed rule making was published in the FEDERAL REGISTER (29 F.R. 13209) stating that the Federal Aviation Agency proposed to designate a Federal airway between Dunoir, Wyo., and Billings, Mont.

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

In consideration of the foregoing, Part 71 [New] of the Federal Aviation Regulations is amended, effective 0001 e.s.t., February 4, 1965, as hereinafter set forth.

In § 71.123 (29 F.R. 1009), V-465 is amended by adding to the beginning of the text "From Dunoir, Wyo., direct Billings, Mont."

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

Issued in Washington, D.C., on December 1, 1964.

D. E. BARROW,  
Chief, Airspace Regulations  
and Procedures Division.

[F.R. Doc. 64-12492; Filed, Dec. 7, 1964;  
8:45 a.m.]

[Airspace Docket No. 64-WA-44]

#### PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS [NEW]

##### Designation of Reporting Points

The purpose of this amendment to Part 71 [New] of the Federal Aviation Regulations is to designate the San Juan, Puerto Rico, VORTAC as a domestic reporting point at all altitudes and to designate the San Juan RBN and the Ramey AFB, Puerto Rico, RBN as high altitude reporting points.

The San Juan VORTAC is an integral part of the en route structure and is presently utilized extensively in the movement of IFR traffic within the San Juan domestic controlled area. Additionally, this facility is the basic approach and departure aid for San Juan approach control and is required as a compulsory reporting point at all altitudes for efficient air traffic control.

The San Juan and Ramey radio beacons are presently utilized as non-compulsory reporting points to facilitate the movement of IFR traffic in and about their respective areas. There is a requirement that they be made compulsory reporting points for the high altitude structure.

Designation of these reporting points do not involve the assignment of airspace and their use as compulsory reporting points in the San Juan area is presently required. Since the public is not particularly interested in this matter, the Administrator finds that compliance with the notice and public procedure provisions of the Administrative Procedure Act is unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, the following actions are taken, effective 0001 e.s.t., February 4, 1965.

In § 71.207 (29 F.R. 1223) the following is added.

Ramey AFB, P.R., RBN.  
San Juan, P.R., RBN.

In § 71.209 (29 F.R. 1226) the following is added.

San Juan, P.R.

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

Issued in Washington, D.C., on December 1, 1964.

D. E. BARROW,  
Chief, Airspace Regulations  
and Procedures Division.

[F.R. Doc. 64-12493; Filed, Dec. 7, 1964;  
8:45 a.m.]



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

[Reg. Docket No. 6299; Amdt. 402]

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		Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
From—	To—				2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
CID VOR.....	LOM.....	Direct.....	2000	T-dn.....	300-1	300-1	200-1/2
IOW VOR.....	LOM.....	Direct.....	2500	C-dn.....	400-1	500-1	500-1 1/2
Watkins Int.....	LOM (final).....	Direct.....	1900	S-dn-S.....	400-1	400-1	400-1
Belle Plaine Int.....	Watkins In.....	Direct.....	2500	A-dn.....	800-2	800-2	800-2
Vinton Int.....	LOM.....	Direct.....	2700				
Lisbon Int.....	LOM.....	Direct.....	2500				
Solon Int.....	LOM.....	Direct.....	2400				
Guernsey Int.....	LOM.....	Direct.....	2500				

Radar vectoring to final approach crs authorized in accordance with patterns. Procedure turn N side of crs, 265° Outbnd, 085° Inbnd, 2000' within 10 miles. Minimum altitude over facility on final approach crs, 1900'. Crs and distance, facility to airport, 058°—3.6 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.6 miles after passing CI LOM, climb to 2500' on crs 085° within 15 miles or, when directed by ATC, make right-climbing turn to 2000' and proceed to LOM. NOTE: Aircraft executing missed approach may be radar controlled after radar identification. Minimum radar altitudes from CI LOM: 0 to 10 miles OW, 235° to 300°—2000'; 10 to 20 miles OW, 235° to 300°—2500'; 0 to 10 miles CW, 300° to 060°—2900'; 0 to 25 miles CW, 060° to 210°—2500'; 0 to 20 miles CW, 210° to 235°—2500'. MSA within 25 miles of facility: 000°-090°—2900'; 090°-180°—2100'; 180°-270°—2200'; 270°-360°—3400'.

City, Cedar Rapids; State, Iowa; Airport Name, Cedar Rapids Municipal; Elev., 863'; Fac. Class., LOM; Ident., CI; Procedure No. 1, Amdt.1; Eff. Date, 5 Dec.64; Sup. Amdt. No. Orig.; Dated, 30 Nov. 63

Alberton FM.....	RBN (final).....	Direct.....	6500	T-dn%.....	2500-2	2500-2	2500-2
				C-dn.....	3000-2	3000-2	3000-2
				A-dn.....	3500-3	3500-3	3500-3

Procedure turn N side of crs, 276° Outbnd, 096° Inbnd, 8000' within 10 miles. Beyond 10 miles not authorized. Nonstandard due to terrain S. Minimum altitude over facility on final approach crs, 6500'. Crs and distance, facility to airport, 119°—1.6 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 1.6 miles after passing MSO RBN, turn right and climb to 9000' on a crs of 276° from MSO RBN within 10 miles. NOTE: Final approach from holding pattern at the RBN not authorized. Procedure turn required. MSA within 25 miles of facility: 045°-135°—8800'; 135°-225°—10,600'; 225°-315°—9000'; 315°-045°—11,000'. %Takeoff all runways: Aircraft departing via airways climb in a right-hand shuttle within 6 miles of the VOR on R-282 or within 5 miles of the RBN on 280° magnetic bearing from the RBN to depart the facility on crs at 7500' or above. All turns S of crs.

City, Missoula; State, Mont.; Airport Name, Missoula-County; Elev., 3203'; Fac. Class., H-SAB; Ident., MSO; Procedure No. 1, Amdt. 2; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 1; Dated, 24 Aug. 63

Manchester VOR.....	MHT RBN.....	Direct.....	2200	T-d.....	500-1	500-1	NA
				C-d.....	800-1	800-1	NA
				S-dn.....	NA	NA	NA
				A-dn.....	NA	NA	NA

Procedure turn N side of crs, 057° Outbnd, 237° Inbnd, 2200' within 10 miles. Minimum altitude over facility on final approach crs, 2000'. Crs and distance, facility to airport 238°—7.5 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 7.5 miles after passing MHT-RBN, make an immediate right-climbing turn to Manchester RBN at 2200'. Hold E of MHT RBN, 237° Inbnd, 1-minute right turns. NOTE: No weather reporting available. Facility owned and operated by State of New Hampshire. Facility must be monitored aurally during approach. MSA within 25 miles of facility: 000°-090°—2600'; 090°-180°—1800'; 180°-270°—2600'; 270°-360°—3400'.

City, Nashua; State, N.H.; Airport Name, Boire Field; Elev., 193'; Fac. Class., MHW; Ident., MHT; Procedure No. 1, Amdt. 2; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 1; Dated, 19 Nov. 60

RULES AND REGULATIONS

ADF STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition		Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
From—	To—				2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
NUN VOR.....	PNS RBN.....	Direct.....	1600	T-dn.....	300-1	300-1	200-1/4
Harold Int.....	PNS RBN.....	Direct.....	1700	C-dn.....	400-1	500-1	500-1 1/2
				S-dn-34.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Radar vectoring authorized in accordance with approved patterns.  
 Procedure turn E side of crs, 163° Outbd, 343° Inbd, 1600' within 10 miles. Beyond 10 miles not authorized due warning area.  
 Minimum altitude over facility on final approach crs, 700'.  
 Crs and distance, facility to airport, 343°—1.8 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 1.8 miles after passing RBN, climb to 2000' on 343° crs from RBN within 15 miles or, when directed by ATC, turn right, climb to 2000' on crs of 090° from Pensacola RBN within 15 miles.  
 CAUTION: Warnig area beyond 10 miles S of PNS RBN.  
 MSA within 25 miles of facility: 000°-090°—1400'; 090°-180°—1200'; 180°-270°—1500'; 270-360°—1900'.

City, Pensacola; State, Fla.; Airport Name, Pensacola Municipal (Hagler); Elev., 118'; Fac. Class., H-SAB; Ident., PNS; Procedure No. 2, Amdt. 4; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 3; Dated, 29 Aug. 64

RNO VOR.....	RNO RBN.....	Direct.....	9000	T-dn.....	1000-2	1000-2	1000-2
Mustang Int.....	RNO RBN.....	Direct.....	9000	C-dn.....	2000-2	2000-2	2000-2
Verdi Int.....	RNO RBN.....	Direct.....	10,500	A-dn.....	2500-3	2500-3	2500-3
Pyramid Int.....	Sparks RBN.....	Direct.....	9000				
Sparks RBN.....	Reno RBN (final).....	Direct.....	7000				

Procedure turn E side of crs, 341° Outbd, 161° Inbd, 9000' within 10 miles.  
 Procedure turn E side of crs, high terrain W.  
 Minimum altitude over facility on final approach crs, 7000'.  
 Crs and distance, facility to airport, 161°—2.3 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.3 miles after passing RNO RBN, turn right, climb to 9000' on 341° crs from RNO RBN within 15 miles.  
 AIR CARRIER NOTE: Reduction in visibility by sliding scale or local conditions not authorized for takeoff or landing.  
 # IFR departures must comply with published Reno SID's.  
 MSA within 25 miles of facility: 000°-090°—9400'; 090°-180°—11,000'; 180°-270°—11,800'; 270°-360°—9300'.

City, Reno; State, Nev.; Airport Name, Reno Municipal; Elev., 4411'; Fac. Class., SBH; Ident., RNO; Procedure No. 1, Amdt. 2; Eff. Date, 5 Dec 64; Sup. Amdt. No. 1; Dated, 26 Sept. 64

FSD RBN.....	LOM.....	Direct.....	2700	T-dn.....	300-1	300-1	200-1/4
FSD-VOR.....	LOM.....	Direct.....	2700	C-dn.....	500-1	500-1	500-1 1/2
Bestland INT.....	LOM.....	Direct.....	2700	S-dn-3.....	500-1	500-1	500-1
Lennox Int.....	LOM.....	Direct.....	2700	A-dn.....	800-2	800-2	800-2
Russell Int.....	LOM.....	Direct.....	2700				

Procedure turn S side of crs, 206° Outbd, 026° Inbd, 2700' within 10 miles.  
 Minimum altitude over facility on final approach crs, 2500'.  
 Crs and distance, facility to airport, 026°—3.8 miles. Within 3.8 miles after passing LOM, climb to 2900' on crs 026° bearing from LOM within 15 miles.  
 Other changes: Deletes caution note.  
 \*300-1 required for takeoff Runway 15.  
 MSA's within 25 miles of facility: 000°-090°—2800'; 090°-180°—3400'; 180°-360°—3000'.

City, Slour Falls; State, S. Dak.; Airport Name, Joe Foss Field; Elev., 1428'; Fac. Class., LOM; Ident., FS; Procedure No. 1, Amdt. 9; Eff. Date, 5 Dec 1964; Sup. Amdt. No. 8; Dated, 4 Jan. 1964

HUF VOR.....	HUF RBN.....	Direct.....	2000	T-dn.....	300-1	300-1	200-1/4
Clinton Int.....	HUF RBN.....	Direct.....	2200	C-dn.....	400-1	500-1	500-1 1/2
				S-dn-23.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn N side of crs, 045° Outbd, 225° Inbd, 2000' within 10 miles.  
 Minimum altitude over facility on final approach crs, 1700'.  
 Crs and distance, facility to airport, 225°—4.0 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.0 miles after passing HUF RBN, climb to 2000' on crs of 225° and return to HUF RBN or, when directed by ATC, make left turn and proceed to Lewis VOR at 2500'.  
 MSA within 25 miles of facility: 140°-230°—2600'; 230°-140°—2100'.

City, Terre Haute; State, Ind.; Airport Name, Hulman Field; Elev., 585'; Fac. Class., BH; Ident., HUF; Procedure No. 1, Amdt. 4; Eff. Date, 5 Dec 64; Sup. Amdt. No. 3; Dated, 20 June 64

HUF RBN.....	LOM.....	Direct.....	2000	T-dn.....	300-1	300-1	200-1/4
HUF VOR.....	LOM.....	Direct.....	2000	C-dn.....	400-1	500-1	500-1 1/2
LEU VOR.....	LOM.....	Direct.....	2200	S-dn-5.....	400-1	400-1	400-1
Fairbanks Int.....	LOM (final).....	Direct.....	2000	A-dn.....	800-2	800-2	800-2
Sanford Int.....	LOM.....	Direct.....	2200				
Clinton Int.....	LOM.....	Direct.....	2200				
Spencer Int.....	LOM.....	Direct.....	2200				

Procedure turn W side of crs, 225° Outbd, 045° Inbd, 2000' within 10 miles.  
 Minimum altitude over facility on final approach crs, 1900'.  
 Crs and distance, facility to airport, 045°—4.7 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.7 miles after passing LOM, proceed direct to HUF RBN, climbing to 2000' or, when directed by ATC, make climbing right turn to 2500' and proceed direct to LEU-VOR.  
 NOTE: 1. All turns to be made on W side of crs, high tower to S.  
 MSA within 25 miles of facility: 140°-230°—2600'; 230°-140°—2100'.

City, Terre Haute; State, Ind.; Airport Name, Hulman Field; Elev., 585'; Fac. Class., LOM; Ident., HU; Procedure No. 2, Amdt. 4; Eff. Date, 5 Dec 64; Sup. Amdt. No. 3; Dated, 20 June 64

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	
TUS VOR.....	TUS RBN.....	Direct.....	5000	T-dn%..... C-dn*..... A-dn*.....	300-1 700-2 800-2	300-1 700-2 800-2	200-1/2 700-2 800-2

Procedure turn N side of crs, 263° Outbnd, 063° Inbnd, 5000' within 10 miles.  
 Minimum altitude over TUS RBN on final approach crs, 5000'; over Mission FM, \*4200'.  
 Crs and distance TUS RBN to airport, 063°-10.6 miles; Mission FM, 063°-3.6 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 10.6 miles after passing TUS RBN (or 3.6 miles after passing Mission FM), turn right, climbing direct to TUS RBN. Cross TUS RBN at 5000' minimum.  
 MSA within 25 miles of facility: 000°-090°-9700'; 090°-180°-9100'; 180°-270°-7900'; 270°-360°-5700'.  
 \*If Mission FM not received, maintain 4200' and minimums are 1600-2.  
 %All directions (except V-16 and V-105 westbound) IFR departures must comply with published Tucson SID's.

City, Tucson; State, Ariz.; Airport Name, Tucson International; Elev., 2630'; Fac. Class., H5ABZ; Ident., TUS; Procedure No. 1, Amdt. 1; Eff. Date, 5 Dec. 64; Sup. Amdt. No. Orig.; Dated, 13 Oct 62

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	
Lisbon Int.....	Ely Int (final).....	Via crs 200°-1.9 miles to CID VOR R-087.	2500	T-dn..... C-dn..... S-dn-26#..... A-dn.....	300-1 400-1 400-1 800-2	300-1 500-1 400-1 800-2	200-1/2 500-1/2 400-1 800-2
Solon Int.....	Ely Int (final).....	Via crs 340°-1.8 miles to CID VOR R-087.	2500				
CID VOR.....	Ely Int.....	Direct.....	2500				
IOW VOR.....	Ely Int.....	Direct.....	2500				

Radar vectoring to final approach crs authorized in accordance with approved patterns.  
 Procedure turn N side of crs, 087° Outbnd, 267° Inbnd, 2500' within 10 miles of Ely Int.  
 Minimum altitude over facility on final approach crs, 2500'.  
 Crs and distance, Ely Int to airport 267°-5.3 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.3 miles after passing Ely Int, proceed to CID VOR via R-087, climbing to 2000' or, when directed by ATC, make right turn, climbing to 2500' and return to Ely Int.  
 NOTE: Aircraft executing missed approach may be radar controlled after radar identification. Operating dual VOR equipment required to execute this procedure.  
 Minimum radar altitudes from Ely Int: 0 to 25 miles CW, 060° to 290°-2500'; 0 to 15 miles CW, 290° to 310°-2500'; 0 to 10 miles CW, 310° to 060°-2900'.  
 #400-1/4 authorized, except for turbojet aircraft, with operative high-intensity runway lights.  
 MSA within 25 miles of facility: 000°-090°-2900'; 090°-180°-2100'; 180°-270°-2200'; 270°-360°-3400'.

City, Cedar Rapids; State, Iowa; Airport Name, Cedar Rapids Municipal; Elev., 863'; Fac. Class., BVORTAC; Ident., CID; Procedure No. 2, Amdt. 2; Eff. Date, 5 Dec 64; Sup. Amdt. No. 1; Dated, 30 Nov. 63

IOW VOR.....	CID VOR.....	Direct.....	2500	T-dn.....	300-1	300-1	200-1/2
Belle Plaine Int.....	Watkins Int.....	Direct.....	2500	C-dn.....	400-1	500-1	500-1/2
Watkins Int.....	CID VOR (final).....	Direct.....	1700	S-dn-8#..... A-dn.....	400-1 800-2	400-1 800-2	400-1 800-2

Radar vectoring to final approach crs authorized in accordance with approved patterns.  
 Procedure turn N side of crs, 260° Outbnd, 080° Inbnd, 2000' within 10 miles.  
 Minimum altitude over facility on final approach crs, 1700'.  
 Crs and distance, facility to airport 088°-2.8 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.8 miles after passing CID VOR, climb to 2500' on R-088 CID VOR within 15 miles or, when directed by ATC, make right turn, climbing to 2000' and proceed to CID VOR.  
 NOTE: Aircraft executing missed approach may be radar controlled after radar identification.  
 Minimum radar altitudes from CID VOR: 0 to 10 miles CW, 235° to 300°-2000'; 10 to 20 miles CW, 235° to 300°-2500'; 0 to 10 miles CW, 300° to 060°-2900'; 0 to 25 miles CW, 060° to 210°-2500'; 0 to 20 miles CW, 210° to 235°-2500'.  
 MSA within 25 miles of facility: 000°-090°-2900'; 090°-180°-2100'; 180°-270°-2200'; 270°-360°-3400'.  
 #400-1/4 authorized, except for turbojet aircraft, with operative high-intensity runway lights.  
 #400-1/2 authorized, except for turbojet aircraft, with operative ALS and high-intensity runway lights.

City, Cedar Rapids; State, Iowa; Airport Name, Cedar Rapids Municipal; Elev., 863'; Fac. Class., BVORTAC; Ident., CID; Procedure No. 1, Amdt. 7; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 6; Dated 30 Nov. 63

				T-dn.....	1000-2	1000-2	1000-2
				T-n.....	2000-2	2000-2	2000-2
				C-d.....	1300-2	1300-2	1300-2
				C-n.....	2000-2	2000-2	2000-2
				A-dn.....	2500-2	2500-2	2500-2

Procedure turn S side of crs, 067° Outbnd, 247° Inbnd, 4500' within 10 miles. Beyond 10 miles not authorized.  
 Minimum altitude over facility on final approach crs, 3300'.  
 Crs and distance, facility to airport 247°-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 LEB VOR, climb to 3000' on R-247. Make a climbing right turn within 10 miles and return to LEB VOR at 6000'. Hold on R-067, right turns, 1 minute, 247° Inbnd.  
 Sliding scale not authorized. No reduction in takeoff or landing visibility minimums authorized for local conditions.  
 CAUTION: High terrain in vicinity of airport and all directions from airport.  
 Other change: Deletes air carrier note.  
 MSA within 25 miles of facility: 000°-090°-5400'; 090°-180°-4200'; 180°-270°-4200'; 270°-360°-4700'.

City, Lebanon; State, N.H.; Airport Name, Lebanon Regional; Elev., 580'; Fac. Class., BVOR; Ident., LEB; Procedure No. 1, Amdt. 6; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 5; Dated, 18 Nov. 61

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	
Alberton FM	Primrose Int (final)	Direct	6500	T-dn%	2500-2	2500-2	2500-2
MSO RBN	VOR	Direct	8000	C-dn	3300-2	3300-2	3300-2
				A-dn	3500-3	3500-3	3500-3
				If aircraft equipped with VOR and ADF and Primrose Int received the following minimums apply:			
				C-dn	3000-2	3000-2	3000-2

Procedure turn N side of crs, 278° Outbnd, 098° Inbnd, 8000' within 10 miles. Beyond 10 miles not authorized. Nonstandard due to terrain S.  
 Minimum altitude over Primrose Int on final approach crs, 6500'.  
 Crs and distance, Primrose Int to airport, 098°—3.0 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile of VOR, turn right and climb to 9000' on R-278 MSO-VOR, within 15 miles.  
 CAUTION: High terrain SW of missed approach turn area.  
 NOTE: Final approach from holding pattern at the VOR not authorized. Procedure turn required.  
 % Takeoff all runways: Aircraft departing via airways climb in a right-hand shuttle within 6 miles of the VOR on R-282 or within 5 miles of the RBN on 280° magnetic bearing from the RBN to depart the facility on crs at 7500' or above. All turns S of crs.  
 MSA within 25 miles of the facility: 045°-135°-8800'; 135°-225°-10,600'; 225°-315°-9000'; 315°-045°-11,000'.  
 City, Missoula; State, Mont.; Airport Name, Missoula-County; Elev., 3203'; Fac. Class., BVORTAC; Ident., MSO; Procedure No. 1, Amdt. 4; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 3; Dated, 24 Aug. 63

				T-d	500-1	500-1	NA
				C-d	800-1	800-1	NA
				S-dn	NA	NA	NA
				A-dn	NA	NA	NA
				After passing 3.0-mile DME fix on MHT VOR R-245, the following minimums will apply:			
				C-dn	500-1	500-1	NA

Procedure turn N side of crs, 065° Outbnd, 245° Inbnd, 2200' within 10 miles.  
 Minimum altitude over facility on final approach crs, 2000'.  
 Crs and distance, facility to airport, 245°—8.2 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 8.2 miles after passing MHT VOR, make an immediate right-climbing turn to the Manchester VOR at 2200'. Hold N of MHT VOR, R-065, 1 minute, right turns, 245° Inbnd.  
 NOTES: No weather reporting available.  
 Other change: Deletes transition.  
 MSA within 25 miles of facility: 000°-090°-2600'; 090°-180°-1800'; 180°-270°-2600'; 270°-360°-3400'.  
 City, Nashua; State, N.H.; Airport Name, Boire Field; Elev., 193'; Fac. Class., BVORTAC; Ident., MHT; Procedure No. 1, Amdt. 2; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 1; Dated, 10 Nov. 60

				T-dn%	300-1	300-1	200-1½
				C-dn	1500-1	1500-1	1500-1½
				A-dn	1500-2	1500-2	1500-2

Procedure turn S side of crs, 070 Outbnd, 250 Inbnd, 3500 within 10 miles.  
 Minimum altitude over facility on final approach crs, 2400'.  
 Crs and distance, facility to airport, 250°—3.1 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.1 miles after passing OTH VOR, climb to 3500' on R-250 from OTH-VOR within 15 miles.  
 Shuttle on R-250 to 3500' within 10 miles.  
 CAUTION: Bridge tower 90°—0.2 mile E of airport and bridge tower 265°—0.8 mile E of airport.  
 Other changes: Procedure turn note deleted.  
 %Takeoffs Runways 31, 34, and 4 turn left: Takeoffs Runways 16, 22, and 13 turn right: intercept R-250 and climb westbound on R-250 OTH VOR to 500', thence return to OTH VOR via R-250 climbing to cross OTH VOR at or above 1000'.  
 MSA within 25 miles of facility: 000°-090°-3300'; 090°-180°-3600'; 180°-270°-2600'; 270°-360°-2000'.  
 City, North Bend; State, Ore.; Airport Name, North Bend Municipal; Elev., 14'; Fac. Class., L-BVOR; Indent., OTH; Procedure No. 1, Amdt 2; Eff. Date, 5 Dec 64; Sup. Amdt. No. 1; Dated, 2 July 55

				T-dn	300-1	300-1	NA
				C-dn	600-1	600-1	NA
				A-dn	NA	NA	NA

Procedure turn W side of crs, 326° Outbnd, 146° Inbnd, 1700' within 10 miles.  
 Minimum altitude over facility on final approach crs, 700'.  
 Crs and distance, facility to airport, 146°—2.6 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.6 miles after passing PCU-VOR, climb to 1700', turn right and return direct to PCU-VOR. Hold NW on R-326, 146° Inbnd, 1-minute right turns.  
 NOTES: 1. No weather service available at this airport. 2. Flight plan must be closed with MSY FSS when visual contact established.  
 Major change: Deletes Caution Note.  
 MSA within 25 miles of facility: 000°-090°-1500'; 090°-180°-1400'; 180°-270°-1400'; 270°-360°-1700'.  
 City, Picaune; State, Miss; Airport Name, Picaune Municipal; Elev., 60'; Fac. Class., BVOR; Ident., PCU; Procedure No. 1; Amdt. 3; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 2; Dated, 10 Oct. 64

VOR STANDARD INSTRUMENT APPROACH PROCEDURES—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	
Pyramid Int/DME fix	RNO VOR	Direct	9000	T-dn	1000-2	1000-2	1000-2
Wadsworth Int/DME fix	RNO VOR	Direct	9500	C-dn	2000-2	2000-2	2000-2
Verdi Int/DME fix	RNO VOR	Direct	10,500	A-dn	2500-3	2500-3	2500-3
Steamboat Int/DME fix	RNO VOR	Direct	9000				
Mustang Int/DME fix	RNO VOR (final)	Direct	7900				

Procedure turn S side crs, 049° Outbnd, 229° Inbnd, 9000' within 10 miles.  
 Procedure turn S side of crs, high terrain N.  
 Minimum altitude over facility on final approach crs, 7900'.  
 Crs and distance, facility to airport, 229°—5.1 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.1 miles after passing RNO VOR, turn right, climb to 9000' on RNO VOR R-039 to Mustang Int.  
**CAUTION:** If contact not established at minimums, missed approach must be started immediately due to high terrain W.  
**AIR CARRIER NOTE:** Reduction in visibility by sliding scale or local conditions not authorized for takeoff and landing.  
**NOTE:** When authorized by ATC, DME may be used within 10 to 15 miles at 10,000 between RNO R-330 clockwise to RNO R-117 to position aircraft for straight-in approach with the elimination of procedure turn.  
 \*9000' authorized if DME used to identify Verdi DME fix.  
 #IFR departures must comply with published Reno SID's.  
 MSA within 25 miles of facility: 000°-180°-9500'; 180°-270°-11,800'; 270°-360°-9200'.  
 City, Reno; State, Nev.; Airport Name, Reno Municipal; Elev., 4411'; Fac. Class., BVORTAC; Ident., RNO; Procedure No. 1, Amdt. 13; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 12; Dated, 19 Sept. 64

Brazil Int	HUF VOR (final)	Direct	1500	T-dn	300-1	300-1	200-1/2
HUF RBN	HUF VOR	Direct	2000	C-dn	400-1	500-1	500-1 1/2
Clinton Int	HUF VOR	Direct	2200	S-dn-23°	400-1	400-1	400-1
Spencer Int	HUF VOR	Direct	2200	A-dn	800-2	800-2	800-2

Procedure turn N side of final approach crs, 049° Outbnd, 229° Inbnd, 2000' within 10 miles.  
 Minimum altitude over facility on final approach crs, 1500'.  
 Crs and distance, facility to airport, 229°—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 HUF VOR, make climbing left turn to 2500' and proceed direct to Lewis VOR or, when directed by ATC, make climbing right turn and return to HUF VOR, at 2000'.  
**NOTES:** 1. Final approach from holding pattern not authorized. Procedure turn required. 2. When authorized by ATC, DME may be used to position aircraft on final approach crs at 2200' via 10-mile DME arc, 329° clockwise to 180° from HUF VOR with the elimination of the procedure turn.  
 \*400-1/2 authorized, except for turbojet aircraft, with operative high-intensity lights.  
 MSA within 25 miles of facility: 140°-230°-2600'; 230°-140°-2100'.  
 City, Terre Haute; State, Ind.; Airport Name, Hulman Field; Elev., 585'; Fac. Class., BVORTAC; Ident., HUF; Procedure No. 1, Amdt. 6; Eff. Date, 5 Dec 64; Sup. Amdt. No. 5; Dated, 10 Oct. 64

HUF RBN	HUF VOR	Direct	2000	T-dn	300-1	300-1	200-1/2
LEU VOR	Riley Int	Direct	2200	C-dn	400-1	500-1	500-1 1/2
HUF VOR	Riley Int	Direct	2000	S-dn-5°	400-1	400-1	400-1
Sanford Int	Riley Int	Direct	2200	A-dn	800-2	800-2	800-2

Procedure turn W side of crs, 228° Outbnd, 048° Inbnd, 2000' within 10 miles of Riley Int.  
 Minimum altitude over Riley Int on final approach crs, 1700'.  
 Crs and distance, Riley Int to airport, 048°—4.8 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.8 miles after passing Riley Int, climb to 2500' and proceed to Manhattan Int or, when directed by ATC, make climbing right turn to 2500' and proceed direct to LEU VOR.  
**NOTES:** 1. Procedure restricted to aircraft equipped with dual omal. 2. When authorized by ATC, DME may be used to position aircraft on final approach crs at 2500' via 13-mile DME arc; 180° clockwise to 280° from HUF VOR with the elimination of the procedure turn. 3. All turns to be made W side of crs, high tower to S.  
 \*400-1/2 authorized, except for turbojet aircraft, with operating high-intensity runway lights.  
 MSA within 25 miles of facility: 140°-230°-2600'; 230°-140°-2100'.  
 City, Terre Haute; State, Ind.; Airport Name, Hulman Field; Elev., 585'; Fac. Class., BVORTAC; Ident., HUF; Procedure No. 2, Amdt. 4; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 3; Dated, 10 Oct. 64

Cashmere VHF Int	EAT VOR	Direct	7300	T-dn	1000-1	1000-1	1000-1
Beehive Mountain VHF Int	EAT VOR	Direct	6000	C-dn	1900-1	1900-1	1900-1 1/2
				A-dn	2000-2	2000-2	2000-2
				If Malaga FM received the following minimums apply:			
				C-d	1000-1	1000-1	1000-1 1/2
				C-n	1000-1 1/2	1000-1 1/2	1000-2

Procedure turn N side of crs, 102° Outbnd, 282° Inbnd, 4500' within 10 miles.  
 Minimum altitude over Malaga FM on final approach crs, 3100'; over EAT VOR 2200'.  
 Crs and distance, Malaga FM to airport, 282°—3.5 miles, EAT VOR on airport.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile of EAT VOR, make an immediate left climbing turn, climb to 4500' on R-102 within 15 miles of EAT VOR.  
**CAUTION:** High terrain in all quadrants.  
 \*Terrain to 1800' 1.7 miles NW through NE of airport. All circling and maneuvering S of Runway 11-29.  
 %Takeoffs all runways: Climb visually over the airport to 2200'. Then climb southeastbound on EAT VOR R-102 to 3300; thence return to EAT VOR climbing to cross VOR at: 4000' eastbound V-2N; 4500' southbound V-2S; 4500' westbound V-2N.  
 All turns N side of R-102. Upon reaching 3300' on R-102, eastbound aircraft may proceed to intercept V-2N via magnetic heading 060°.  
 MSA within 25 miles of facility: 000-090°-4700'; 090-180°-6900'; 180-270°-9700'; 270-360°-8900'.  
 City, Wenatchee; State, Wash.; Airport Name, Pangborn Field; Elev., 1245'; Fac. Class., L-BVOR; Ident., EAT; Procedure No. 1, Amdt. 4; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 3; Dated, 14 Nov. 64

3. 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	
19.0-mile DME fix R-087.....	9.0-mile DME fix R-087.....	Direct.....	2500	T-dn.....	300-1	300-1	200-1/2
9.0-mile DME fix R-087.....	6.0-mile DME fix R-087.....	Direct.....	1400	C-dn.....	400-1	500-1	500-1 1/2
				S-dn-26f.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Radar vectoring to final approach crs authorized in accordance with approved patterns.  
 Procedure turn N side of crs, 087° Outbd, 267° Inbd, 2500' between 9.0 and 19.0 miles.  
 Minimum altitude over 6.0-mile DME fix on final approach crs 1400'.  
 Crs and distance, 6.0-mile DME fix to airport 087°—2.1 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at 3.9-mile DME fix R-087 proceed to CID VOR via R-087 climbing to 2000' or, when directed by ATC, make right turn climbing to 2500' and return to 9.0-mile DME fix R-087.  
 NOTE: When authorized by ATC, DME may be used to position aircraft for final approach at 2500' between radials 060° clockwise to 160° via 19.0-mile DME arc, with elimination of procedure turn.  
 Minimum radar altitudes from 9.0-mile DME fix: 0 to 25 miles CW, 060° to 290° 2500'; 0 to 15 miles CW, 290° to 310° 2500'; 0 to 10 miles CW, 310° to 060° 2900'.  
 MSA within 25 miles of facility: 000°-090°-2900'; 090°-180°-2100'; 180°-270°-2200'; 270°-360°-3400'.  
 #400-3/4 authorized, except for turbojet aircraft with operative high-intensity runway lights.

City, Cedar Rapids; State, Iowa; Airport Name, Cedar Rapids Municipal; Elev., 863'; Fac. Class., BVORTAC; Ident., CID; Procedure No. VOR/DME No. 1, Amdt. 3; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 2; Dated, 30 Nov. 63

MSO VOR.....	6 mile-DME fix R-282.....	Direct.....	8300	T-dn %.....	1500-2	1500-2	1500-2
MSO RBn.....	MSO VOR.....	Direct.....	8300	C-dn**.....	1500-2	1500-2	1500-2
				A-dn.....	2000-3	2000-3	2000-3

Procedure turn W side of crs, 282° Outbd, 102° Inbd, 6300' between 6- and 16-mile DME fix R282.  
 Minimum altitude over 6-mile DME fix R-282 on final approach crs 6300'.  
 Crs and distance, 6-mile DME fix R-282 to airport, 102°—5.1 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at 0.9-mile DME fix R-282, make right shuttle climb to 8300' between the 6-mile DME fix R-282 and the VOR, all turns S of crs.  
 NOTES: 1. When authorized by ATC, DME may be used to position aircraft on final approach crs at 8300' between radials 270° CW to 282° via 16-mile DME arc with the elimination of procedure turn. 2. Final approach from holding pattern at the 6-mile DME fix R-282 NA. Procedure turn required.  
 %Takeoff all runways: Aircraft departing via airways climb in a right-hand shuttle within 6 miles of the VOR on R-282 or within 5 miles of the RBn on 280° magnetic bearing from the RBn to depart the facility on crs at 7500' or above. All turns S of crs.  
 \*\*Circling N of airport not authorized.  
 MSA within 25 miles of the facility: 045-135°-8800'; 135-225°-10,600'; 225-315°-9000'; 315-045°-11,000'.

City, Missoula; State, Mont.; Airport Name, Missoula County; Elev., 3203'; Fac. Class., BVORTAC; Ident., MSO; Procedure No. VOR/DME No. 1, Amdt. Orig; Eff. Date, 5 Dec. 64

4. 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	
Shafter Int.....	Int of FLW R-029 and BFL localizer B. C.	Direct.....	4000	T-dn%.....	300-1	300-1	200-1/2
PVT VOR.....	Int of PTV R-183 and BFL localizer B. C.	Direct.....	3000	C-dn.....	500-1	500-1	500-1 1/2
Int of BFL R-322 and PVT R-183.....	Int of PTV R-183 and BFL localizer B. C.	Direct.....	3000	S-dn-12L.....	400-1	400-1	400-1
Int of FLW R-029 and BFL localizer B. C.	Lerdo Int (final).....	Direct.....	2000	A-dn.....	800-2	800-2	800-2
Int of PTV R-183 and BFL localizer B. C.	Lerdo Int (final).....	Direct.....	2000				

Procedure turn not authorized.  
 Minimum altitude over Lerdo Int on final approach crs 2000'.  
 Crs and distance, Lerdo Int to airport 119°—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 Lerdo Int, climb straight ahead to 1500' within 6 miles, turn right, climb via localizer crs to Lerdo Int, at 3000'.  
 NOTE: When authorized by ATC, DME may be used at 9 miles from BFL VOR at 3000' from BFL R-121 CW R-352 to position aircraft on BFL R-296/localizer back crs for a straight-in approach with the elimination of the procedure turn.  
 %Eastbound and southbound (015° through 210°) IFR departures must comply with published Bakersfield SID's.

City, Bakersfield; State, Calif.; Airport Name, Meadows Field; Elev., 488'; Fac. Class., ILS; Ident., I-BFL; Procedure No. ILS-12L, Amdt. Orig; Eff. Date, 5 Dec. 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	
CID VOR.....	LOM.....	Direct.....	2000	T-dn.....	300-1	300-1	200-1/2
IOW VOR.....	LOM.....	Direct.....	2500	C-dn.....	400-1	500-1	500-1 1/2
Watkins Int.....	LOM (final) via loc, crs.....	025°-0.5.....	1900	S-dn-6#.....	200-1/2	200-1/2	200-1/2
Belle Plaine Int.....	Watkins Int.....	Direct.....	2500	A-dn.....	600-2	600-2	600-2
Vinton Int.....	LOM.....	Direct.....	2700				
Lisbon Int.....	LOM.....	Direct.....	2500				
Solon Inlet.....	LOM.....	Direct.....	2400				
Guernsey Int.....	LOM.....	Direct.....	2500				

Radar vectoring to final approach crs authorized in accordance with approved patterns.

Procedure turn N side of crs 265° Outbnd, 085° Inbnd, 2000' within 10 miles.

Minimum altitude at glide slope interception Inbnd 1900'.

Altitude of glide slope and distance to approach end of runway at OM 1838'-3.6 miles at MM 1047'-0.6 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished climb to 2500' on 085° bearing from CI LOM within 15 miles or, when directed by ATC, make right climbing turn to 2000' and proceed to LOM.

NOTE: Aircraft executing missed approach may be radar controlled after radar identification.

Minimum radar altitudes from CI LOM: 0 to 10 miles CW, 235° to 300°-2000'; 10 to 20 miles CW, 235° to 300°-2500'; 0 to 10 miles CW, 300° to 060°-2900'; 0 to 25 miles CW, 060° to 210°-2500'; 0 to 20 miles CW, 210° to 235°-2500'.

#400-3/4 required when glide slope inoperative.

City, Cedar Rapids; State, Iowa; Airport Name, Cedar Rapids Municipal; Elev., 863'; Fac. Class., ILS; Ident., I-CID; Procedure No. ILS-8, Amdt. 4; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 3; Dated, 30 Nov. 63

SVM VOR.....	DW LOM.....	Direct.....	2700	T-dn.....	300-1	300-1	200-1/2
YIP VOR.....	DW LOM.....	Direct.....	2700	C-dn.....	400-1	500-1	500-1 1/2
CRL VOR.....	DW LOM.....	Direct.....	2700	S-dn-21R#.....	200-1/2	200-1/2	200-1/2
QG VOR.....	DW LOM.....	Direct.....	2700	A-dn.....	700-2	700-2	700-2
Royal Int.....	DW LOM (final).....	Direct.....	2300				

Radar vectoring authorized in accordance with approved patterns.

Procedure turn N side of NE crs, 032° Outbnd, 212° Inbnd, 2700' within 10 miles. Final approach from holding pattern at LOM not authorized. Procedure turn required.

Minimum altitude at glide slope interception Inbnd, 2300'.

Altitude of glide slope and distance to approach end of runway at OM, 2289'-5.2 miles; at MM, 869'-0.6 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished make right climbing turn to 2400' and proceed to YI LOM or as directed by ATC, climb to 2200', proceed direct to DT LOM.

NOTE: Aircraft executing missed approach may after being reidentified, be radar controlled.

#400-3/4 required when glide slope not utilized.

City, Detroit; State, Mich.; Airport Name, Detroit Metropolitan Wayne Co.; Elev., 639'; Fac. Class., ILS; Ident., I-DWC; Procedure No. ILS-21R, Amdt. 2; Eff. Date, 5 Dec 64; Sup. Amdt. No. 1; Dated, 1 Feb 64

FI LFR.....	Cache INT.....	Direct.....	2400	T-dn.....	300-1	300-1	200-1/2
AI LMM.....	Cache INT.....	Direct.....	2400	C-dn*.....	400-1	500-1	500-1 1/2
Alder RBn.....	Cache INT.....	Direct.....	3500	S-dn-1.....	400-1	400-1	400-1
Beaver INT.....	Hadley INT.....	Direct.....	2200	A-dn.....	800-2	800-2	800-2
Hadley INT.....	Cache INT (final).....	Direct.....	1500				

Radar transitions to final approach crs authorized. Radar transitions and vectoring using Fairbanks Radar authorized in accordance with approved radar patterns.

Procedure turn E side of crs, 189° Outbnd, 009° Inbnd 2400' within 10 miles of Cache INT.

No glide slope, outer marker, or middle marker.

Minimum altitude over Hadley Int on final approach crs 2200'; over Cache INT, 1500'; over Ester INT, 1000'.

Crs and distance, Hadley INT to airport 009°-8.8 miles; Cache INT to airport; 009°-4.7 miles; Ester INT to airport, 009°-1.9 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 1.9 miles after passing Ester INT, turn right, climb to 2400' proceeding direct to FI LFR, then on E crs (060°) to Chena INT.

NOTE: This procedure authorized only for aircraft equipped with both ADF and ILS receivers.

\*All maneuvering E of airport: 800' terrain within 1 1/2 miles W of airport rising to 1000' within 2 miles.

City, Fairbanks; State, Alaska; Airport Name, Fairbanks International; Elev., 434'; Fac. Class., ILS; Ident., IFAI; Procedure No. ILS-1, Amdt. 2; Eff. Date, 21 Oct. 64; Sup. Admt. No. 1; Dated, 21 Oct. 61

Sioux Falls RBn.....	LOM.....	Direct.....	2700	T-dn*.....	300-1	300-1	200-1/2
Sioux Falls VORTAC.....	LOM.....	Direct.....	2700	C-dn.....	500-1	500-1	500-1 1/2
Bestland Int.....	LOM.....	Direct.....	2700	S-dn-3**#.....	200-1/2	200-1/2	200-1/2
Lennox Int.....	LOM.....	Direct.....	2700	A-dn.....	600-2	600-2	600-2
Russell Int.....	LOM.....	Direct.....	2700				

Procedure turn S side of crs, 206° Outbnd, 026° Inbnd, 2700' within 10 miles.

Minimum altitude at glide slope Int Inbnd, 2600'.

Altitude of glide slope and distance to approach end of runway at OM, 2528'-3.8 miles; at MM, 1623'-0.5 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished climb to 2900' on NE crs of ILS within 15 miles.

NOTE: When authorized by ATC, FSD DME may be used to position aircraft for straight-in approach at 3000' between R-200 clockwise to R-300 via 14-mile DME arc with the elimination of procedure turn.

\*300-1 required for takeoff Runway 15.

#500-1 required when glide slope not utilized. \*\*400-3/4 authorized for aircraft equipped to receive ILS and VOR simultaneously and R-168 FSD identified on final when glide slope not utilized.

City, Sioux Falls; State, S. Dak.; Airport Name, Joe Foss Field; Elev., 1428'; Fac. Class., ILS; Ident., I-FSD; Procedure No. ILS-3, Amdt. 10; Eff. Date, 5 Dec. 64, or upon commissioning of approach lights; Sup. Amdt. No. 9; Dated, 29 Feb. 64

ILS STANDARD INSTRUMENT APPROACH PROCEDURE

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	
HUF RBN	LOM	Direct	2000	T-dn	300-1	300-1	200-1/2
HUF VOR	LOM	Direct	2000	C-dn	400-1	500-1	500-1 1/2
LEU VOR	LOM	Direct	2200	S-dn-54	300-1 1/4	300-1 1/4	300-1 1/4
Fairbanks Int.	LOM	Direct	2000	A-dn	600-2	600-2	600-2
Sanford Int.	LOM	Direct	2200				
Int R-248 LEU-VOR and HUF ILS SW crs.	Prairie Creek Int.	Direct	2400				
Prairie Creek Int.	LOM (final)	Direct	1900				
Spencer Int.	LOM	Direct	2200				
Clinton Int.	LOM	Direct	2200				

Procedure turn W side crs, 225° Outbnd, 045° Inbnd, 2000' within 10 miles.  
 Minimum altitude at glide slope Int. Inbnd, 1900'.  
 Altitude of glide slope and distance to approach end of runway at LOM 1848', 4.7 miles, at LMM 761', 0.6 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished climb to 2100' on NE crs HUF ILS and proceed direct to Carbon Int or, when directed by ATC, make climbing right turn to 2500' and proceed direct to LEU-VOR.  
 NOTES: 1. No approach lights. 2. When authorized by ATC, DME may be used to position aircraft on final approach crs at 2500' via 13-mile DME arc, 180° clockwise to 280° from HUF VOR with the elimination of the procedure turn. 3. All turns to be made on W side of crs, high tower to S.  
 #400-1 required when glide slope not utilized.

City, Terre Haute; State, Ind.; Airport Name, Hulman Field; Elev., 585'; Fac. Class., ILS; Ident., I-HUF; Procedure No. ILS-5, Amdt. 6; Eff. Date, 5 Dec. 64; Sup. Amdt. No. 5; Dated, 10 Oct. 64

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 HUF R-009 and SCJ R-339	Carbon Int.	Via SCJ R-339	2000	T-dn	300-1	300-1	200-1/2
Carbon Int.	HUF RBN (final)	Direct	1500	C-dn	400-1	500-1	500-1 1/2
Carbon Int.	HUF VOR (final)	Direct	1500	S-dn-23°	400-1	400-1	400-1
Clinton Int.	HUF VOR or HUF RBN	Direct	2200	A-dn	800-2	800-2	800-2
Spencer Int.	HUF VOR or HUF RBN	Direct	2200				
Sanford Int.	HUF VOR or HUF RBN	Direct	2200				
Fairbanks Int.	HUF VOR or HUF RBN	Direct	2500				
Manhattan Int.	HUF VOR or HUF RBN	Direct	2200				
LEU VOR	HUF VOR or HUF RBN	Direct	2200				
HUF LOM	HUF VOR or HUF RBN	Direct	2000				

Procedure turn N side localizer crs, 045° Outbnd, 225° Inbnd, 2000' within 10 miles of HUF RBN or HUF VOR.  
 Minimum altitude over HUF RBN, 1500'; over HUF VOR, 1500'.  
 Crs and distance, HUF RBN to airport, 225°-4 miles; HUF VOR to airport, 220°-3 miles.  
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4 miles after passing HUF RBN or 3 miles after passing HUF VOR, climb to 2200' southwestbound on SW crs HUF ILS to Prairie Creek Int or, when directed by ATC, make climbing left turn to 2500' and proceed direct to LEU VOR.  
 \*400-1/4 authorized, except for turbojet aircraft, with operative high-intensity runway lights.  
 NOTE: When authorized by ATC, DME may be used to position aircraft on final approach crs at 2200' via 10-mile DME arc, 320° clockwise to 180° from HUF VOR, with elimination of the procedure turn.  
 NOTES: 1. No glide slope. 2. No approach lights. 3. This procedure not authorized unless aircraft equipped to receive ILS and ADF or ILS and VOR simultaneously. 4. Final approach from holding pattern not authorized. Procedure turn required.

City, Terre Haute; State, Ind.; Airport Name, Hulman Field; Elev., 585'; Fac. Class., ILS; Ident., I-HUF; Procedure No. ILS-23, Amdt. 6; Eff. Date, 5 Dec. 64 (Back Course); Sup. Amdt. No. 5; Dated, 10 Oct. 64

5. By amending the following radar procedures prescribed in § 97.19 to read:

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE

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

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Within 20 miles of Houston radar site	Within 5 miles of LaPorte Airport	Direct	*1600	T-dn	300-1	300-1	200-1/2
Within 5 miles of LaPorte Airport	LaPorte Airport (final)	Direct	**700				
Surveillance approach							
				C-dn	700-1	700-1	700-1 1/2
				A-dn	NA	NA	NA

Procedure turn not authorized.  
 If visual contact not established upon descent to authorized landing minimums at radar fix over LaPorte Airport, climb to 1500' on V-20S and proceed to LaPorte Int, hold E; or when directed by ATC, climb to 2800' and proceed direct to Houston VOR.  
 \*Houston radar control must provide 1000' vertical clearance or 3-mile lateral clearance from 1549' tower 13.7 miles SW; 1051' tower 11.0 miles SW; and 1235' tower 10.7 miles SSE of HOU radar site.  
 \*\*HOU radar control must provide 300' vertical clearance or restrict descent to 900' until 1 mile past 610' monument, 4.5 miles NNW of LaPorte Airport, on final approach from 5-mile radar fix.

City, LaPorte; State, Tex.; Airport Name, LaPorte Municipal; Elev., 30'; Fac. Class., and Ident., Radar HOU; Procedure No. 1, Amdt. Orig.; Eff. Date, 5 Dec. 64

These procedures shall become effective on the dates specified therein.

(Secs. 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 October 29, 1964.

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



**Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT**

**Chapter 101—Federal Property Management Regulations**  
**SUBCHAPTER B—ARCHIVES AND RECORDS ADDITION OF SUBCHAPTER**

Subchapter B is added to Chapter 101 of Title 41 of the Code of Federal Regulations, reading as follows:

- Part 101-7 National Archives.
- 101-8 National Historical Publications Commission. [Reserved]
- 101-9 Federal records centers.
- 101-10 Presidential libraries.
- 101-11 Records management.
- 101-12 Current records created by General Services Administration.
- 101-13 [Reserved]

**PART 101-7—NATIONAL ARCHIVES**

Subpart 101-7.1—Public Use of Records and Facilities of the National Archives

- Sec. 101-7.100 Scope of subpart.
- 101-7.101 General provisions.
- 101-7.101-1 Meaning of terms.
- 101-7.101-2 Availability of records in general.
- 101-7.101-3 Access to classified and restricted records.

- Sec. 101-7.101-5 Photography in the National Archives Exhibition Hall. [Reserved]
- 101-7.102 [Reserved]
- 101-7.103 Admission to research rooms.
- 101-7.104 Application for admission to research rooms.
- 101-7.104-1 Granting and withdrawal of admission card to research rooms.
- 101-7.104-2 Hours of admission to research rooms.
- 101-7.104-3 Admission and use of the National Archives Theater.
- 101-7.105 Research room rules.
- 101-7.105-1 Register of researchers.
- 101-7.105-2 Researcher's responsibility.
- 101-7.105-3 Protection of records.
- 101-7.105-4 Keeping records in order.
- 101-7.105-5 Night and Saturday use.
- 101-7.105-6 Removal or mutilation of records.
- 101-7.105-7 Disturbances.
- 101-7.105-8 Smoking and eating.
- 101-7.106 Reproduction services.
- 101-7.106-1 Reproduction fees.
- 101-7.106-2 Reproduction equipment and personnel.
- 101-7.106-3 Authentication and attestation.
- 101-7.107 Information service.
- 101-7.107-1 Information about records.
- 101-7.107-2 Information derived from records.
- 101-7.108 Legal demands.
- 101-7.108-1 Service of subpoena or other legal demand; compliance.

**AUTHORITY:** The provisions of this Part 101-7 issued under sec. 205(c), 63 Stat. 390, 40 U.S.C. 496(c).

**Subpart 101-7.1—Public Use of Records and Facilities of the National Archives**

**§ 101-7.100 Scope of subpart.**

The provisions of this subpart apply to the public use of records deposited with the National Archives of the United States.

**§ 101-7.101 General provisions.**

**§ 101-7.101-1 Meaning of terms.**

As used in this part, unless the context otherwise requires, terms shall have the meaning ascribed in the Federal Property and Administrative Services Act of 1949, as amended (63 Stat. 377; 40 U.S.C. 472, 44 U.S.C. 391).

**§ 101-7.101-2 Legal custody.**

The Administrator has legal custody of all records deposited with the National Archives of the United States.

**§ 101-7.101-3 Availability of records in general.**

(a) Records deposited with the National Archives of the United States will be made available for use subject to restrictions and limitations imposed by law, by Executive order, by the regulations in this Part 101-7, by the agency from which they have been transferred, or by the Archivist of the United States.

(b) The following general practices will be observed:

- (1) Records will not ordinarily be made available for purposes that can be as well served by a public library.
- (2) Persons wishing to examine records will, as a rule, be required to do so in the research rooms of the National Archives Building.
- (3) The National Archives and Records Service will also render services with regard to reproductions, information, motion pictures, and sound recordings in accordance with the provisions of this Part 101-7.

**§ 101-7.101-4 Access to classified and restricted records.**

Access to records bearing security classification will be governed by the terms of Executive Order 10501 of November 5, 1953 (3 CFR) as amended. Access to records subject to other forms of restriction will be governed by the

conditions set forth by the Archivist in the pertinent Restriction Statements.

**§ 101-7.101-5 Photography in the National Archives Exhibition Hall.**

Visitors are permitted to take photographs in the National Archives Exhibition Hall without restriction if flash equipment or other special photolighting devices are not used and if the photographs are not intended for commercial use. Persons desiring to take photographs requiring the use of photolighting devices or for commercial purposes must obtain special permission from the Archivist. Application for such permission should be made to the Exhibits and Publications Division.

**§ 101-7.102 [Reserved]**

**§ 101-7.103 [Reserved]**

**§ 101-7.104 Admission to research rooms.**

**§ 101-7.104-1 Application for admission to research rooms.**

Persons desiring permission to examine records in the National Archives Building must make application on a form provided for that purpose, on which they will clearly state the subject or nature of their research. The application must show a definite and serious purpose. Permission to examine records will not be given to persons under the age of 16 years unless accompanied by an adult who will undertake in writing to remain with the applicant while records are in use and to be responsible for the applicant's compliance with all National Archives and Records Service regulations. Officers or employees of foreign governments who wish to examine records must apply for permission through the Department of State. Forms will be provided and applications received at the Central Research Room Branch, National Archives Building, Eighth and Pennsylvania Avenue, NW., Washington, D.C. 20408, or the World War II Reference Branch Research Room, Federal Records Center, Building 10, Alexandria, Va. 22314.

**§ 101-7.104-2 Granting and withdrawal of admission card to research rooms.**

(a) If an application is approved, a card of admission to research rooms will be issued. This card will be valid for

a period not longer than one year, but may be renewed upon application. It is not transferable and must be produced when required. Possession of this card does not entitle a researcher to examine records whose use is restricted. The Archivist of the United States may withdraw the privilege of admission to research rooms from any one who violates the regulations in this Part 101-7 or disregards the instructions of a research room supervisor.

(b) A person whose application for admission to research rooms has been approved and who has been issued a card of admission described in this § 101-7.104-2 shall be considered a researcher for the purpose of regulations in this part.

#### § 101-7.104-3 Hours of admission to research rooms.

The research rooms and the library will be open to persons authorized to use them from 8:45 a.m. to 5:00 p.m. Monday through Friday, Federal holidays excepted. The central research room will also remain open from 5:00 to 9:50 p.m. Monday through Friday, and from 8:45 a.m. to 5:00 p.m. on Saturdays, Federal holidays excepted. In special circumstances, by direction of the Archivist of the United States, the research rooms may be closed during any of the hours specified in this section or may be opened at other times.

#### § 101-7.104-4 Admission and use of the National Archives Theater.

(a) Applications for admission to the National Archives Theater for the purpose of viewing motion pictures or hearing sound recordings deposited with the National Archives and Records Service shall be made to the Chief, Audio-Visual Branch. Applications should be made long enough in advance to permit the completion of necessary arrangements. A group of persons must be represented by an authorized spokesman, who in making application for their admission, must identify the group he represents. On approval of the application, a time will be fixed for the rendering of the service, and the applicant will be notified.

(b) As indicated in paragraph (a) of this section, the theater in the National Archives Building was designed to be used for the furnishing of reference serv-

ices on the motion picture holdings of the National Archives, and its facilities are utilized primarily for that purpose. Assignments to any other agencies of the Federal Government, to agencies of the Government of the District of Columbia, or to private organizations may be made, but only when the theater is not required for the furnishing of reference services on those motion picture films or for other official use of the National Archives and Records Service. No application for the use of the theater by either a Federal or District of Columbia agency or a private organization will be approved unless the purpose for which use is requested is related to the work of the National Archives and Records Service. Meetings in the theater shall not in any event be sponsored by profitmaking organizations, promote commercial enterprises or commodities, or have a political, sectarian, or similar nature or purpose. The National Archives Theater will not be authorized for use by any organization or group of individuals which practices discrimination as defined in the Civil Rights Act of 1964 (P.L. 88-352).

(c) Each application for the use of the theater will be submitted in writing by the head of the requesting agency or organization, or his duly authorized representative, at least one week in advance of the use for which the assignment is requested. Each application for use should be addressed and delivered to General Services Administration, National Archives and Records Service, Administrative Officer, The National Archives Building, Washington, D.C. 20408, and shall include the following information:

- (1) The name of the governmental agency or private organization requesting the assignment.
- (2) The date on which assignment is requested, and the hours of contemplated use.
- (3) A brief description of the program of the scheduled meeting or performance.
- (4) The approximate number of persons expected to attend the meeting or performance (the capacity of the National Archives Theater is 216 persons).
- (5) A statement as to whether it is the intention to exhibit at the meeting or performance motion pictures or lantern slides and, if so, the size of the film (35

mm. or 16 mm.) or of the lantern slides; and whether the film to be shown, if any, is on nitrate or safety base.

(6) Samples of any literature, folders, or posters to be distributed or exhibited at the meeting or performance.

(d) No program will be permitted to continue beyond 10:00 p.m.

(e) Assignments will not be made, unless specifically justified, for Saturdays, Sundays, Holidays, or other days or at hours during which the building is normally closed.

(f) No admission fee will be charged, no indirect assessment will be made for admission, and no collection will be taken. Commercial advertising or the sale of articles of any character will not be permitted.

(g) The serving or consumption of food or beverages within the theater will be prohibited.

(h) Smoking will be prohibited within the theater.

(i) If the projection of motion pictures or lantern slides is a part of the program, competent operators will be furnished by the National Archives and Records Service on a reimbursable basis.

(j) Posting of any material about the premises will be subject to the approval of the GSA building superintendent.

(k) All persons attending meetings or performances will be required to go directly to the theater which is on the fifth floor of the building. No one will be admitted to other parts of the building closed to the general public.

(l) All persons attending meetings or performances will be subject to the "Rules and Regulations Governing Public Buildings and Grounds" issued by the Administrator of General Services (Subpart 101-19.3).

#### § 101-7.105 Research room rules.

##### § 101-7.105-1 Register of researchers.

Each day that a researcher uses records in a research room he must sign the register maintained there.

##### § 101-7.105-2 Researcher's responsibility.

When a researcher has completed his use of records or leaves the research room for more than a short period of time, he must notify the supervisor. A researcher is responsible for all records delivered to him until he returns them to the super-

visor. The researcher must at no time leave loose or unprotected papers on desks or tables while he is absent from the room.

#### § 101-7.105-3 Protection of records.

Researchers must exercise all possible care to prevent damage to the records delivered to them. They must not use ink at desks upon which there are records, except when a supervisor authorizes the use of a fountain pen or a ball point pen. Bottled liquids may not be placed on desks where there are records. Records may not be leaned on, written on, folded anew, traced, or handled in any way likely to damage them. Application to the records of paper clips, rubber bands, or other fasteners not on them when they are delivered to a researcher is prohibited. The use of records of exceptional value or in fragile condition will be subject to such special safeguards as the supervisor may deem necessary.

#### § 101-7.105-4 Keeping records in order.

The researcher must keep unbound papers in the order in which they are delivered to him. If records appear to be in disorder, the researcher must not attempt to restore them to order but should call the fact to the attention of a supervisor. The supervisor may place a limitation on the use of records from more than one container at one time and may limit the quantity of records delivered to a researcher at one time.

#### § 101-7.105-5 Night and Saturday use.

Requests for records or library books to be used at night must be submitted to the supervisor in charge of the central research room before 4:00 p.m. on the day on which they are to be used, and those for records or books to be used on Saturdays must be submitted before 3:00 p.m. on the preceding Friday.

#### § 101-7.105-6 Removal or mutilation of records.

No records or other property of the National Archives and Records Service may be taken from the research rooms except by members of the Service staff acting in their official capacities or by others having written authorization from a research room supervisor. The unlawful removal or mutilation of rec-

spectfully decline to produce such records or material on the ground that he is without authority under this Part 101-7 to do so.

(d) The General Counsel and, with respect to records or material outside Washington, D.C., the Regional Counsel are authorized to accept service of a subpoena duces tecum or other legal demand on behalf of the officials designated in paragraph (a) of this section.

istrator of General Services determines that disclosure of the information contained therein is contrary to law, Executive order, or other governing restriction or would prejudice the national interest or security.

(c) When such subpoena or demand is served on any other officer or employee of GSA, except the General Counsel or Regional Counsel, he will, unless otherwise directed by the Administrator, re-

tion.

§ 101-7.106-3 Authentication and authentication. Upon request and the payment of appropriate fees, authentication certificates in the name of the Archivist of the United States will be prepared and attached to reproductions of records deposited with the National Archives. Authority to issue such certificates is delegated to the Director, Office of the Federal Register; the Assistant Archivists for Civil and Military Archives; the Chief, Central Research Room Branch; and the Chief of any Reference Branch of the Offices of Civil and Military Archives.

ords is forbidden by law and is punishable by fine or imprisonment or both (18 U.S.C. 2071). When so requested by a guard or a research room supervisor, a researcher must present for examination any briefcase, notebook, package, envelope, book, or other article that could be used to carry records.

§ 101-7.105-7 Disturbances. Loud talking and other actions likely to disturb researchers are prohibited. Persons desiring to use typewriters, to read proof aloud, or to do other work that may disturb others in the research rooms will, where possible, be assigned desks in a room designated for such purposes.

§ 101-7.107 Information service.

§ 101-7.107-1 Information about records. Upon request, information about the overall holdings of the National Archives and Records Service or information about the presence of specific records among its holdings will be furnished, provided that the time required to service such requests is not excessive.

§ 101-7.107-2 Information derived from records. Information contained in the records will not ordinarily be furnished by the National Archives and Records Service except in the form of photo-copies of the records themselves subject to the provisions of § 101-7.101-4.

§ 101-7.108 Legal demands.

§ 101-7.108-1 Service of subpoena or other legal demand; compliance. (a) A subpoena duces tecum or other legal demand for the production of records or other material deposited with the National Archives may be served on the Administrator of General Services, the Archivist of the United States, or the cognizant Assistant Archivist, or if such records or material are deposited outside Washington, D.C., on the Regional Administrator, the Regional Director of the National Archives and Records Service, or the Manager of the Federal Records Center.

(b) Such served official will, so far as legally practicable, comply with the subpoena or demand by submitting authenticated copies of the records or material, or the original records or material if necessary, unless he or the Admin-

§ 101-7.105-8 Smoking and eating. Smoking and eating in the research rooms are prohibited, and food may not be brought into the research rooms except in sealed containers.

§ 101-7.106 Reproduction services.

§ 101-7.106-1 Reproduction fees. The National Archives and Records Service will, for a fee, furnish reproductions of records in its custody to which no restriction has been attached. Fees must be paid in advance except in cases where the Chief of a Reference Branch approves an order for handling them on an "accounts receivable basis." Fees may be paid to the National Archives and Records Service in coin or currency of the United States, by postal money order, by check drawn on a bank in the United States or one of its possessions and made payable to GSA, or by international money order or check drawn in United States dollars on a bank in the United States and payable to GSA.

§ 101-7.106-2 Reproduction equipment and personnel. Insofar as practicable the reproduction of records in the National Archives Building will be done by personnel of the National Archives and Records Service with equipment belonging to the Service. Exceptions to this rule may be made by the Chief of a Reference Branch only when it has been determined by proper authority that the equipment proposed to be used is safe for use in the place and manner intended, and that the equipment is used under the supervision of responsible personnel of the Service.

§ 101-7.107-3 Information about records. Upon request, information about the overall holdings of the National Archives and Records Service or information about the presence of specific records among its holdings will be furnished, provided that the time required to service such requests is not excessive.

**PART 101-8—NATIONAL HISTORICAL PUBLICATIONS COMMISSION (RESERVED)**

**PART 101-9—FEDERAL RECORDS CENTERS**

**Subpart 101-9.1—Preservation and Use of Records in Regional Federal Records Centers**

- Sec.**  
 101-9.100 Scope of subpart.  
 101-9.101 Definitions.  
 101-9.102 Legal custody.  
 101-9.103 Availability of records.  
 101-9.104 Location of Federal Records Centers.  
 101-9.105 Penalty for unlawful removal or mutilation.  
 101-9.106 Photocopying by regional Federal records centers.  
 101-9.107 Authentication and attestation of copies; costs.  
 101-9.108 Service of subpoena or other legal demand; compliance.

**AUTHORITY:** The provisions of this Part 101-9 issued under sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(e).

**Subpart 101-9.1—Preservation and Use of Records in Regional Federal Records Centers**

**§ 101-9.100** Scope of subpart.  
 The provisions of this subpart apply to records in regional Federal records centers of the GSA.

**§ 101-9.101** Definitions.

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

- (a) The term "regional Federal records center" means a records center operated by GSA primarily to serve other Federal agencies.  
 (b) The term "Regional Administrator" means the Administrator of a region established by GSA.  
 (c) The term "Manager" means the manager of a regional Federal records center.

**§ 101-9.102** Legal custody.

The Administrator of General Services has legal custody of records in regional Federal records centers.

**§ 101-9.103** Availability of records.

Upon written request to the Manager of the Federal Records Center, he will make available records in Federal Records Centers to persons properly and di-

rectly concerned, subject to the approval of the agency whose records are involved and other conditions or restrictions imposed by law, the regulations in this Part 101-9, or the Regional Administrator. If a request is denied, a brief statement of reasons will be furnished the applicant.

**§ 101-9.104** Location of Federal Records Centers.

GSA Federal records centers and the areas they serve are listed in § 101-11.410-1.

**§ 101-9.105** Penalty for unlawful removal or mutilation.

The unlawful removal or mutilation of records is forbidden and is punishable by fine or imprisonment or both (18 U.S.C. 2071).

**§ 101-9.106** Photocopying by regional Federal records centers.

Requests for photographic copies of records in regional Federal records centers and requests for certification or authentication of such copies should be made to the manager of the appropriate regional Federal records center.

**§ 101-9.107** Authentication and attestation of copies; costs.

The managers of the several regional Federal records centers are authorized to authenticate and attest, for and in the name of the appropriate Regional Administrator of GSA, copies or reproductions of records in regional Federal records centers. Such copies or reproductions of records will be furnished in appropriate cases upon payment of costs.

**§ 101-9.108** Service of subpoena or other legal demand; compliance.

(a) A subpoena duces tecum or other legal demand for the production of records deposited in a Federal Records Center should be served on the Federal agency whose records are involved (*cf.* 40 U.S.C. 397(b)).

(b) However, when a subpoena duces tecum or other legal demand for such records is served on the Administrator of General Services, the Archivist of the United States, the Regional Administrator, or the Manager of the Federal Records Center, such official will, so far as legally practicable, after obtaining the

approval of the agency whose records are involved, comply with the subpoena or demand by submitting authenticated copies of the records, or the original records if necessary, unless he or the Administrator of General Services determines that disclosure of the information contained therein is contrary to law. Executive order, or other governing restriction or would prejudice the national interest or security.

(c) When such subpoena or demand is served on any other officer or employee

of GSA, except the General Counsel or the Regional Counsel, he will, unless otherwise directed by the Administrator, respectfully decline to produce such records on the ground that he is without authority under this Part 101-9 to do so.

(d) The General Counsel and the Regional Counsel are authorized to accept service of a subpoena duces tecum or other legal demand on behalf of the officials designated in paragraph (b) of this section.

**PART 101-10—PRESIDENTIAL LIBRARIES**

Sec. 101-10.000 Scope of part.  
 Subpart 101-10.1—Herbert Hoover Library  
 101-10.100 Scope of subpart.  
 101-10.101 General provisions.  
 101-10.101-1 Definitions.  
 101-10.101-2 Legal custody.  
 101-10.101-3 General conduct.  
 101-10.101-4 Photography by visitors.  
 101-10.101-4 Availability and use of historical materials.  
 101-10.102-1 Inquiries regarding use.  
 101-10.102-2 Restricted materials.  
 101-10.103—101-10.105 [Reserved]  
 101-10.106 Legal demands.  
 101-10.106-1 Service of subpoenas or other legal demand; compliance.  
 101-10.107 Museum areas and grounds.  
 101-10.107-1 Admission fee.  
 101-10.107-2 Free admissions.  
 101-10.107-3 Hours of admission to museum areas and library grounds.  
 101-10.107-4 Eating and smoking prohibited.  
 101-10.107-5 Supplemental rules.  
 Subpart 101-10.2—Franklin D. Roosevelt Library  
 101-10.200 Scope of subpart.  
 101-10.201 General provisions.  
 101-10.201-1 Definitions.  
 101-10.201-2 Legal custody.  
 101-10.201-3 General conduct.  
 101-10.201-4 Photography by visitors.  
 101-10.201-4 Availability and use of historical material.  
 101-10.202-1 Application for permission to use.  
 101-10.202-2 Admission card.  
 101-10.202-3 Withdrawal of admission card.  
 101-10.202-4 Restricted materials.  
 101-10.202-5 Hours of admission.  
 101-10.203 Research room rules.  
 101-10.203-1 Requests for historical material.  
 101-10.203-2 Researcher's responsibility for historical material.  
 101-10.203-3 Prevention of damage to historical material.  
 101-10.203-4 Limitation on quantity.  
 101-10.203-5 Removal prohibited.  
 101-10.203-6 Disturbance prohibited.  
 101-10.203-7 Eating and smoking prohibited.  
 101-10.204 Loans, reproduction fees, and publication.  
 101-10.204-1 Loans.  
 101-10.204-2 Reproduction fees.  
 101-10.204-3 Publication of historical material.  
 101-10.204-4 Authentication and attestation of copies; costs.  
 101-10.205 Legal demands.

Sec. 101-10.205-1 Service of subpoenas or other legal demand; compliance.  
 101-10.206 Museum.  
 101-10.206-1 Admission fee.  
 101-10.206-2 Free admission.  
 101-10.206-3 Hours of admission.  
 101-10.206-4 Checking of certain personal property.  
 Subpart 101-10.3—Harry S. Truman Library  
 101-10.300 Scope of subpart.  
 101-10.301 General provisions.  
 101-10.301-1 Definitions.  
 101-10.301-2 Legal custody.  
 101-10.301-3 General conduct.  
 101-10.301-4 Photography by visitors.  
 101-10.302 Availability and use of historical material.  
 101-10.302-1 Application for permission to use.  
 101-10.302-2 Admission card.  
 101-10.302-3 Withdrawal of admission card.  
 101-10.302-4 Restricted materials.  
 101-10.302-5 Hours of admission.  
 101-10.303 Research room rules.  
 101-10.303-1 Requests for historical material.  
 101-10.303-2 Researcher's responsibility for historical material.  
 101-10.303-3 Prevention of damage to historical material.  
 101-10.303-4 Limitation on quantity.  
 101-10.303-5 Removal prohibited.  
 101-10.303-6 Disturbance prohibited.  
 101-10.303-7 Eating and smoking prohibited.  
 101-10.304 Loans, reproduction fees, and publication.  
 101-10.304-1 Loans.  
 101-10.304-2 Reproduction fees.  
 101-10.304-3 Publication of historical material.  
 101-10.304-4 Authentication and attestation of copies; costs.  
 101-10.305 Legal demands.  
 101-10.305-1 Service of subpoenas or other legal demand; compliance.  
 101-10.306 Museum.  
 101-10.306-1 Admission fee.  
 101-10.306-2 Free admission.  
 101-10.306-3 Hours of admission.  
 101-10.307 Auditorium.  
 101-10.307-1 Primary uses.  
 101-10.307-2 Standards for other uses.  
 101-10.307-3 Application procedure.  
 101-10.307-4 General provision.  
 Subpart 101-10.4—Dwight D. Eisenhower Library  
 101-10.400 Scope of subpart.  
 101-10.401 General provisions.  
 101-10.401-1 Definitions.  
 101-10.401-2 Legal custody.  
 101-10.401-3 General conduct.  
 101-10.401-4 Photography by visitors.

Sec. 101-10.402 Availability and use of historical material.  
 101-10.402-1 Inquiries regarding use.  
 101-10.402-2 Restricted materials.  
 101-10.403—101-10.405 [Reserved]  
 101-10.406 Legal demands.  
 101-10.406-1 Service of subpoenas or other legal demand; compliance.  
 101-10.407 Auditorium.  
 101-10.407-1 Primary uses.  
 101-10.407-2 Standards for other uses.  
 Sec. 101-10.407-3 Application procedure.  
 101-10.407-4 General provisions.  
 AUTHORITY: The provisions of this Part 101-10 issued under sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c).  
 § 101-10.000 Scope of part.  
 The provisions of this part apply to the Presidential libraries under the jurisdiction of GSA.

### Subpart 101-10.1—Herbert Hoover Library

#### § 101-10.100 Scope of subpart.

The provisions of this subpart apply to the Herbert Hoover Library and adjacent buildings and grounds, West Branch, Iowa 52358.

#### § 101-10.101 General provisions.

##### § 101-10.101-1 Definitions.

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

(a) The term "Library" means the Herbert Hoover Library, West Branch, Iowa.

(b) The term "adjacent buildings" means the Hoover Birthplace Cottage and the "blacksmith shop" located on the grounds of the Library.

(c) The term "historical material" includes books, correspondence, documents, papers, pamphlets, works of art, models, pictures, photographs, plats, maps, films, motion pictures, sound recordings, and other objects or materials having historical or commemorative value.

##### § 101-10.101-2 Legal custody.

The Administrator of General Services has legal custody of historical material in the Library and adjacent buildings.

##### § 101-10.101-3 General conduct.

All persons entering in or upon Library property are subject to the general regulations covering public buildings and grounds issued by the Administrator of General Services (Subpart 101-19.3).

##### § 101-10.101-4 Photography by visitors.

Visitors are permitted to take photographs in the Library and adjacent buildings without restriction if flash bulbs or other special photoflighting devices are not used, and the photographs are not intended for commercial use. Persons desiring to take photographs requiring the use of photoflighting devices, tripods or other elaborate equipment or for commercial purposes, must obtain special permission from the Director of the Library. Applications for such permission should be made to the Director of the Library.

restriction or would prejudice the national interest or security.

(c) When a subpoena or demand is served on any other officer or employee of GSA, except the General Counsel or Regional Counsel, he will, unless otherwise directed by the Administrator, respectfully decline to produce such material on the ground that he is without authority under this Subpart 101-10.1 to do so.

(d) The General Counsel and, where the Director of the Library is named, the Regional Counsel are authorized to accept service of a subpoena duces tecum or other legal demand on behalf of the officials designated in paragraph (a) of this section.

#### § 101-10.107 Museum areas and grounds.

##### § 101-10.107-1 Admission fee.

A charge of 50 cents shall be collected from every person visiting and viewing the museum portion of the Library building, except as provided in § 101-10.107-2. Admission to adjacent buildings is free.

##### § 101-10.107-2 Free admissions.

The following persons will be admitted to the museum portion of the Library building free of charge provided that the applicable tax, if any, will be collected from such persons unless exempt by law:

(a) *Without prior application.* (1) Children 12 years of age or under when accompanied by an adult assuming responsibility for their safety and orderly conduct.

(2) Uniformed members of the Armed Forces of the United States.

(3) Persons in the support or care of charitable institutions and their attendants.

(b) *When prior application has been made.* Persons from educational institutions when such persons are accompanied by officers or instructors of such institutions.

(c) *Special cases.* Persons engaged in business affecting the Library and other persons when specifically authorized by the Director of the Library.

#### § 101-10.107-3 Hours of admission to museum areas and Library grounds.

The Library museum rooms and adjacent buildings will be open from 9:00 a.m. to 4:30 p.m., Monday through Saturday, and from 2:00 p.m. to 5:00 p.m. on Sundays, including Federal legal holidays except Thanksgiving Day, Christmas Day, and New Year's Day, and at such other times as the Director may authorize. From June 1 to September 15 the museum rooms and adjacent buildings will be open from 10:00 a.m. to 5:00 p.m. on Sundays. The Library grounds will be open from 8:30 a.m. to 10:00 p.m. daily, except as otherwise authorized by the Director of the Library.

#### § 101-10.107-4 Eating and smoking prohibited.

Eating and smoking are prohibited in the museum rooms of the Library and within the immediate vicinity of adjacent buildings.

#### § 101-10.107-5 Supplemental rules.

The Director of the Library is authorized to establish and post such rules as he may deem necessary regarding the reservation and use of the grounds and shelters, the conduct of persons therein, the admission of pets, the playing of games, or any other subjects on which, in his judgment, rules are required.

**Subpart 101-10.2—Franklin D. Roosevelt Library**

**§ 101-10.200 Scope of subpart.**

The provisions of this subpart apply to the Franklin D. Roosevelt Library, Hyde Park, New York 12538.

**§ 101-10.201 General provisions.**

**§ 101-10.201-1 Definitions.**

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

(a) The term "Library" means the Franklin D. Roosevelt Library, Hyde Park, New York.

(b) The term "historical material" includes books, correspondence, documents, papers, pamphlets, works of art, models, pictures, photographs, plats, maps, films, motion pictures, sound recordings, and other objects or materials having historical or commemorative value.

**§ 101-10.201-2 Legal custody.**

The Administrator of General Services has legal custody of historical material in the Library.

**§ 101-10.201-3 General conduct.**

All persons entering in or upon Library property are subject to the general regulations covering public buildings and grounds issued by the Administrator of General Services (Subpart 101-19.3).

**§ 101-10.201-4 Photography by visitors.**

Visitors are permitted to take photographs in the Library without restriction if flash bulbs or other special photographing devices are not used, and the photographs are not intended for commercial use. Persons desiring to take photographs requiring the use of photographing devices, tripods or other elaborate equipment, or for commercial purposes, must obtain special permission from the Director of the Library. Applications for such permission should be made to the Director of the Library.

**§ 101-10.202 Availability and use of historical material.**

**§ 101-10.202-1 Application for permission to use.**

Permission to use unrestricted historical material may be obtained by

making advance written application to the Director of the Library on a form provided for the purpose, and stating clearly therein the specific subject of the applicant's interest, and the purpose of his study. An applicant must satisfy the Director of the Library that he is qualified to do research, and that his proposed study has a serious and useful purpose.

**§ 101-10.202-2 Admission card.**

If the application is approved, a card will be issued permitting the applicant to use in the Research Room those unrestricted historical material that bears on the subject of the applicant's interest as stated in his application. This card is valid for a period not in excess of one year, but may be renewed on application.

**§ 101-10.202-3 Withdrawal of admission card.**

The card of admission may be withdrawn by the Director of the Library for any violation of the provisions of this subpart, or for disregarding the authority of the supervisor in charge.

**§ 101-10.202-4 Restricted materials.**

In accordance with the provisions of section 507(f) (3) of the Federal Property and Administrative Services Act of 1949 (44 U.S.C. 397(f) (3)), materials on which restrictions on availability have been specified in writing by the donors or depositors will be made available subject to the restrictions specified. The following classes of material will not be made available for examination or use:

- (a) Materials on which the Archivist of the United States has imposed restrictions.
- (b) Materials restricted by law or Executive order.
- (c) Materials containing information the disclosure of which would be prejudicial to the national interest or security of the United States.

**§ 101-10.202-5 Hours of admission.**

The Research Room will be open from 9 a.m. to 5 p.m. Monday through Friday, Federal legal holidays excepted, and at such other times as the Director of the Library may authorize.

**§ 101-10.203 Research room rules.**

**§ 101-10.203-1 Requests for historical material.**

Requests for historical material must be made to the Research Room supervisor on a form provided for that purpose.

**§ 101-10.203-2 Researcher's responsibility for historical material.**

When a researcher has completed his use of historical material or leaves the Research Room other than for short periods of time, he must notify the supervisor. A researcher is responsible for all historical material delivered to him until it has been returned by him to the supervisor.

**§ 101-10.203-3 Prevention of damage to historical material.**

The research is required to exercise all possible care to prevent damage to historical material, and to maintain papers in the order in which they are delivered to him. Except when a supervisor authorizes the use of a fountain pen, the use of ink at desks upon which there is historical material is prohibited. Historical material may not be loaned upon, written upon, folded anew, traced or handled in any way likely to damage it. The use of historical material of exceptional value or in fragile condition is subject to such special restrictions as the supervisor may deem necessary.

**§ 101-10.203-4 Limitation on quantity.**

The supervisor in charge of the Research Room may limit the quantity of historical material to be delivered to a researcher at any one time.

**§ 101-10.203-5 Removal prohibited.**

Researchers may not take historical material from the Research Room.

**§ 101-10.203-6 Disturbance prohibited.**

Loud talking and other activities likely to disturb researchers are prohibited. Persons wishing to use typewriters or sound recording devices may be requested to work in specially designated areas.

**§ 101-10.203-7 Smoking and eating prohibited.**

Smoking and eating in the Research Room are prohibited.

**§ 101-10.204 Loans, reproduction fees, and publication.**

**§ 101-10.204-1 Loans.**

Historical material may not be borrowed for use outside the Library except upon authorization in each instance by the Archivist of the United States.

**§ 101-10.204-2 Reproduction fees.**

The Library will, for a fee, furnish reproductions of unrestricted historical material. Fees must be paid in advance except when payment on an "accounts receivable" basis is approved by the Director of the Library.

**§ 101-10.204-3 Publication of historical material.**

Historical material made available to researchers may not be published except upon the written authorization of the Director of the Library.

**§ 101-10.204-4 Authentication and attestation of copies; costs.**

The Director of the Library is authorized to authenticate and attest, for and in the name of the Archivist of the United States, copies or reproductions of unrestricted historical material. Such copies or reproductions will be furnished upon payment of costs.

**§ 101-10.205 Legal demands.**

**§ 101-10.205-1 Service of subpoena or other legal demand; compliance.**

(a) A subpoena duces tecum or other legal demand for the production of historical material in the Library may be served upon the Administrator of General Services, the Archivist of the United States, the cognizant Assistant Archivist, or the Director of the Library.

(b) Such served official will, so far as legally practicable, comply with the subpoena or demand by submitting authenticated copies of the material, or the original material if necessary, unless he or the Administrator of General Services determines that disclosure of the information contained therein is contrary to law, Executive order, or other governing restriction or would prejudice the national interest or security.

(c) When a subpoena or demand is served on any other officer or employee of GSA, except the General Counsel or Regional Counsel, he will, unless otherwise directed by the Administrator, respectfully decline to produce such material on the ground that he is without

authority under this Subpart 101-10.2 to do so.

(d) The General Counsel and, where the Director of the Library is named, the Regional Counsel are authorized to accept service of a subpoena duces tecum or other legal demand on behalf of the officials designated in paragraph (a) of this section.

**§ 101-10.206 Museum.**

**§ 101-10.206-1 Admission fee.**

A charge of 40 cents shall be collected from each person visiting and viewing the museum portion of the Library, except as provided in the following § 101-10.206-2.

**§ 101-10.206-2 Free admissions.**

The following persons will be admitted to the museum free of charge after any applicable tax is collected from such persons unless exempt by law:

(a) *Without prior application.* (1) Children 12 years of age or under when accompanied by an adult assuming responsibility for their safety and orderly conduct.

(2) Uniformed members of the Armed Forces of the United States.

(3) Persons in the support or care of charitable institutions and their attendants.

(b) *When prior application has been made.* (1) Persons from educational institutions when such persons are accompanied by officers or instructors of such institutions.

(c) *Special cases.* Persons engaged in business affecting the Library and other persons when specifically authorized by the Director of the Library.

**§ 101-10.206-3 Hours of admission.**

The museum portion of the Library will be open from 10 a.m. to 5 p.m., Tuesday through Sunday, including Federal legal holidays, except Christmas, and at such other times as the Director of the Library may authorize. The museum will also be open each Monday that is a Federal legal holiday other than Christmas.

**§ 101-10.206-4 Checking of certain personal property.**

Visitors to the museum rooms shall check, at a place designated by the Director of the Library, all parcels, luggage, and such other personal property as may be determined by the Director of the Library.

**Subpart 101-10.3—Harry S. Truman Library**

**§ 101-10.300 Scope of subpart.**

The provisions of this subpart apply to the Harry S. Truman Library, Independence, Missouri 64050.

**§ 101-10.301 General provisions.**

**§ 101-10.301-1 Definitions.**

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

(a) The term "Library" means the Harry S. Truman Library, Independence, Missouri.

(b) The term "historical material" includes books, correspondence, documents, papers, pamphlets, works of art, models, pictures, photographs, plates, maps, films, motion pictures, sound recordings, and other objects or materials having historical or commemorative value.

**§ 101-10.301-2 Legal custody.**

The Administrator of General Services has legal custody of historical material in the Library.

**§ 101-10.301-3 General conduct.**

All persons entering in or upon Library property are subject to general regulations covering public buildings and grounds issued by the Administrator of General Services (Subpart 101-19.3).

**§ 101-10.301-4 Photography by visitors.**

Visitors are permitted to take photographs in the Library without restriction if flash bulbs or other special photographing devices are not used, and the photographs are not intended for commercial use. Persons desiring to take photographs requiring the use of photolighting devices, tripods or other elaborate equipment, or for commercial purposes, must obtain special permission from the Director of the Library. Applications for such permission should be made to the Director of the Library.

**§ 101-10.302 Availability and use of historical material.**

**§ 101-10.302-1 Application for permission to use.**

Permission to use unrestricted historical material may be obtained by making advance written application to

the Director of the Library on a form provided for the purpose, stating clearly therein the specific subject of the applicant's interest and the purpose of his study. An applicant must satisfy the Director of the Library that he is qualified to do research, and that his proposed study has a serious and useful purpose.

**§ 101-10.302-2 Admission card.**

If the application is approved, a card will be issued permitting the applicant to use in the Research Room those unrestricted historical material that bears on the subject of the applicant's interest as stated in his application. This card is valid for a period not in excess of one year, but may be renewed on application.

**§ 101-10.302-3 Withdrawal of admission card.**

The card of admission may be withdrawn by the Director of the Library for any violation of the provisions of this subpart, or for disregarding the authority of the supervisor in charge.

**§ 101-10.302-4 Restricted materials.**

In accordance with the provisions of section 507(f)(3) of the Federal Property and Administrative Services Act of 1949 (44 U.S.C. 397(f)(3)), materials on which restrictions on availability have been specified in writing by the donors or depositors will be made available subject to the restrictions specified. The following classes of materials will not be made available for examination or use:

(a) Materials on which the Archivist of the United States has imposed restrictions.

(b) Materials restricted by law or Executive order.

(c) Materials containing information the disclosure of which would be prejudicial to the national interest or security of the United States.

**§ 101-10.302-5 Hours of admission.**

The Research Room of admission of the Library will be open from 8:45 a.m. to 4:45 p.m., Monday through Friday, Federal legal holidays excepted, and at such other times as the Director of the Library may authorize.

**§ 101-10.303 Research room rules.**



**§ 101-10.307 Auditorium.**  
**§ 101-10.307-1 Primary uses.**  
 The auditorium is designed primarily to serve the purposes of the Library in the presentation or discussion of historical materials, through lectures, seminars, meetings of professional societies, projection of historical motion pictures, and the like.

**§ 101-10.307-2 Standards for other uses.**  
 (a) When the auditorium is not required for library purposes, applications for the following uses will be considered:  
 (1) Meetings of Federal Government organizations or recognized Federal employee groups.  
 (2) For meetings (including meetings of civic or veterans organizations and professional, scientific, educational, and other similar societies or organizations) that are sponsored by or related to the activities of the Library or the Harry S. Truman Library Institute.  
 (3) For the presentation to the public of lectures, concerts, and similar performances sponsored by the Library or in which its employees participate.  
 (4) For other uses at the discretion of the Director of the Library.  
 (b) In no case will the use of the auditorium be authorized for any event, meeting, or performance sponsored by a profit making organization, or those promoting commercial enterprises or commodities, or those having political, sectarian, or similar nature or purpose.  
 (c) Assignment will not be made for Saturdays, Sundays, or holidays, unless specifically justified.

**§ 101-10.307-3 Application procedure.**  
 Each application for use of the auditorium will be submitted in writing by the head of the requesting agency or organization, or his duly authorized representative, at least one week in advance of the proposed use. Each application should be directed to the Director of the Library and should include the following information:  
 (a) The name of the organization requesting the assignment.  
 (b) The date on which assignment is requested, and the hours of contemplated use.  
 (c) A brief description of the scheduled meeting or performance.

GSA, except the General Counsel or Regional Counsel, he will, unless otherwise directed by the Administrator, respectfully decline to produce such material on the ground that he is without authority under this Subpart 101-10.3 to do so.  
 (d) The General Counsel and, where the Director of the Library is named, the Regional Counsel are authorized to accept service of a subpoena duces tecum or other legal demand on behalf of the officials designated in paragraph (a) of this section.

**§ 101-10.306 Museum.**  
**§ 101-10.306-1 Admission fee.**  
 A charge of 50 cents shall be collected from every person visiting and viewing the museum portion of the Library, except as provided in the following § 101-10.306-2.

**§ 101-10.306-2 Free admissions.**  
 The following persons will be admitted to the museum free of charge after any applicable tax is collected from such persons unless exempt by law:  
 (a) *Without prior application.* (1) Children 12 years of age or under when accompanied by an adult assuming responsibility for their safety and orderly conduct.  
 (2) Uniformed members of the Armed Forces of the United States.  
 (3) Persons in the support or care of charitable institutions and their attendants.  
 (b) *When prior application has been made.* Persons from educational institutions when such persons are accompanied by officers or instructors of such institutions.  
 (c) *Special cases.* Persons engaged in business affecting the Library and other persons when specifically authorized by the Director of the Library.  
**§ 101-10.306-3 Hours of admission.**  
 The museum portion of the Library will be open from 9 a.m. to 4:30 p.m., Monday through Saturday, and from 2:00 p.m. to 5:00 p.m., Sunday, including Federal legal holidays except Thanksgiving Day, Christmas Day, and New Year's Day, and at such other times as the Director of the Library may authorize. From June 1 to September 15 the Museum will be open from 10:00 a.m. to 5:00 p.m. on Sundays.

**§ 101-10.304 Loans, reproduction fees, and publication.**  
**§ 101-10.304-1 Loans.**  
 Historical material may not be borrowed for use outside the Library except upon authorization in each instance by the Archivist of the United States, with the exception that certain materials may be loaned through established interlibrary loan procedure.  
**§ 101-10.304-2 Reproduction fees.**  
 The Library will, for a fee, furnish reproductions of unrestricted historical material. Fees must be paid in advance except when payment on an "accounts receivable" basis is approved by the Director of the Library.  
**§ 101-10.304-3 Publication of historical material.**  
 Historical material made available to researchers may not be published except upon the written authorization of the Director of the Library.  
**§ 101-10.304-4 Authentication and attestation of copies; costs.**  
 The Director of the Library is authorized to authenticate and attest, for and in the name of the Archivist of the United States, copies or reproductions of unrestricted historical material. Such copies or reproductions will be furnished upon the payment of costs.  
**§ 101-10.305 Legal demands.**  
**§ 101-10.305-1 Service of subpoenas or other legal demand; compliance.**  
 (a) A subpoena duces tecum or other legal demand for the production of historical material in the library may be served upon the Administrator of General Services, the Archivist of the United States, the cognizant Assistant Archivist, or the Director of the Library.  
 (b) Such served official will, so far as legally practicable, comply with the subpoena or demand by submitting authenticated copies of the material, or the original material if necessary, unless he or the Administrator of General Services determines that disclosure of the information contained therein is contrary to law, Executive order, or other governing restriction or would prejudice the national interest or security.  
 (c) When a subpoena or demand is served on any other officer or employee of

**§ 101-10.303-1 Requests for historical material.**  
 Requests for historical material must be made to the Research Room supervisor on a form provided for that purpose.  
**§ 101-10.303-2 Researcher's responsibility for historical material.**  
 When a researcher has completed his use of historical material or leaves the Research Room other than for short periods of time, he must notify the supervisor. A researcher is responsible for all historical material delivered to him until it has been returned by him to the supervisor.  
**§ 101-10.303-3 Prevention of damage to historical material.**  
 The researcher is required to exercise all possible care to prevent damage to historical material, and to maintain papers in the order in which they are delivered to him. The use of ink at desks upon which there is historical material is prohibited. Historical material may not be leaned upon, written upon, folded anew, traced or handled in any way likely to damage it. The use of historical material of exceptional value or in fragile condition is subject to such special restrictions as the supervisor may deem necessary.  
**§ 101-10.303-4 Limitation on quantity.**  
 The supervisor in charge of the Research Room may limit the quantity of historical materials to be delivered to a researcher at any one time.  
**§ 101-10.303-5 Removal prohibited.**  
 Researchers may not take historical material with them from the Research Room.  
**§ 101-10.303-6 Disturbance prohibited.**  
 Loud talking and other activities likely to disturb researchers are prohibited. Persons wishing to use typewriters or sound recording devices may be requested to work in specially designated areas.  
**§ 101-10.303-7 Eating and smoking prohibited.**  
 Eating in the Research Room is prohibited. Smoking is prohibited except in the designated smoking area at the end of the Research Room, to which historical material may not be taken.

(d) The approximate number of persons expected to attend (capacity of the auditorium is 250).

(e) A statement as to whether or not it is the intention to exhibit at the meeting or performance motion pictures or slides and, if so, the size of the film or slides and whether the film to be shown, if any, is on nitrate or safety base.

(f) Samples or description of any literature, folders, or posters to be distributed or exhibited at the meeting or performance.

#### § 101-10.307-4 General provisions.

(a) No program will be permitted to continue beyond 10:00 p.m.

(b) No admission fee may be charged, except by the Library, no indirect assessment fee may be made for admission, and no collection may be taken. Commercial advertising or the sale of articles of any character is not permitted.

(c) The serving or consumption of food or beverages within the auditorium is prohibited.

(d) Smoking is prohibited within the auditorium.

(e) Music racks, ushers, and attendants for checking wraps, if needed, will be furnished and paid for by the applying organization.

(f) If the projecting of motion pictures or slides is part of the program, a competent operator, if available, will be furnished by the Library for a fee. The using organization may provide its own operator with the approval of the Director.

(g) The posting of any material about the premises is subject to the approval of GSA's Building Manager.

(h) All persons attending meetings or performances are required to go directly to the auditorium. No one is admitted to other parts of the building closed to the general public.

### Subpart 101-10.4—Dwight D. Eisenhower Library

#### § 101-10.400 Scope of subpart.

The provisions of this subpart apply to historical material in the Dwight D. Eisenhower Library, Abilene, Kansas 67410.

#### § 101-10.401 General provisions.

##### § 101-10.401-1 Definitions.

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

(a) The term "Library" means the Dwight D. Eisenhower Library, Abilene, Kansas.

(b) The term "building" means the building occupied by the Library at Abilene, Kansas.

(c) The term "historical material" includes books, correspondence, documents, papers, pamphlets, works of art, models, pictures, photographs, plats, maps, films, motion pictures, sound recordings, and other objects or materials having historical or commemorative value.

##### § 101-10.401-2 Legal custody.

The Administrator of General Services has legal custody of historical material in the Library.

##### § 101-10.401-3 General conduct.

All persons entering in or upon Library property are subject to the general regulations covering public buildings and grounds issued by the Administrator of General Services (Subpart 101-19.3).

##### § 101-10.401-4 Photography by visitors.

Visitors are permitted to take photographs in the Library without restriction if flash bulbs or other special photographing devices are not used, and if the photographs are not intended for commercial use. Persons desiring to take photographs requiring the use of photo-lighting devices, tripods, or other elaborate equipment, or for commercial purposes, must obtain special permission from the Director of the Library. Applications for such permission should be made to the Director of the Library.

##### § 101-10.402 Availability and use of historical material.

§ 101-10.402-1 Inquiries regarding use. Historical material in the Library, except for items displayed in the exhibit rooms, will not be available for use until

restricted material has been identified and segregated. When unrestricted materials are opened to research, this § 101-10.402-1 will be revised accordingly. In the interim, questions regarding access to historical material should be addressed to the Director of the Library.

##### § 101-10.402-2 Restricted materials.

In accordance with the provisions of section 507(f) (3) of the Federal Property and Administrative Services Act of 1949 (44 U.S.C. 397(f) (3)), materials on which availability and use restrictions have been specified in writing by the donors or depositors will be made available subject to the restrictions specified. The following classes of material will not be made available for examination or use:

(a) Materials on which the Archivist of the United States has imposed restrictions.

(b) Materials restricted by law or Executive order.

(c) Materials containing information the disclosure of which would be prejudicial to the national interest or security of the United States.

##### §§ 101-10.403—101-10.405. [Reserved]

##### § 101-10.406 Legal demands.

§ 101-10.406-1 Service of subpoena or other legal demand; compliance.

(a) A subpoena duces tecum or other legal demand for the production of historical material in the library may be served upon the Administrator of General Services, the Archivist of the United States, the cognizant Assistant Archivist, or the Director of the Library.

(b) Such served official will, so far as legally practicable, comply with the subpoena or demand by submitting authenticated copies of the material, or the original material if necessary, unless he or the Administrator of General Services determines that disclosure of the information contained therein is contrary to law, Executive order, or other governing restriction or would prejudice the national interest or security.

(c) When a subpoena or demand is served on any other officer or employee of GSA, except the General Counsel or Regional Counsel, he will, unless otherwise directed by the Administrator, respectfully decline to produce such material on

Sec. 101-11.208-1 Directives management function.  
 101-11.208-2 Directives defined.  
 101-11.208-3 Program requirements.  
 101-11.208-4 Program implementation.

Subpart 101-11.3—Organization, Maintenance, and Use of Current Records  
 101-11.301 General provisions.  
 101-11.301-1 Authority.  
 101-11.301-2 Agency action.  
 101-11.302 [Reserved]  
 101-11.303 Mail—agency program responsibilities.  
 101-11.304 Mail management function.  
 101-11.304-1 Mail defined.  
 101-11.304-2 Program requirements.  
 101-11.304-3 Program implementation.  
 101-11.304-4 Files—agency program responsibilities.  
 101-11.305-1 Files management function.  
 101-11.305-2 Files defined.  
 101-11.305-3 Program requirements.  
 101-11.305-4 Program implementation.  
 101-11.306-1 Records equipment and supplies—agency program responsibilities.  
 101-11.306-2 Managing records equipment and supplies.  
 101-11.306-3 Records equipment and supplies defined.  
 101-11.306-4 Program requirements.  
 101-11.306-5 Program implementation.

Subpart 101-11.4—Disposition of Federal Records  
 101-11.401 Records control schedules.  
 101-11.401-1 Records scheduling programs.  
 101-11.401-2 Basic elements in records scheduling programs.  
 101-11.401-3 Formulation of records control schedules.  
 101-11.401-4 Provisions of records control schedules.  
 101-11.401-5 Application of records control schedules.  
 101-11.402 [Reserved]  
 101-11.403 Standards for the selective retention of records.  
 101-11.403-1 Authority.  
 101-11.403-2 Records retention and disposal standards.  
 101-11.403-3 Permanently valuable records retention program.  
 101-11.403-4 Application of records retention plans.  
 101-11.404 General retention and disposal schedules.  
 101-11.404-1 Authority.  
 101-11.404-2 Approved general records schedules.  
 101-11.405 [Reserved]  
 101-11.406 Agency disposal authority.  
 101-11.406-1 Authority.

Sec. 101-11.000 Scope of part.  
 Subpart 101-11.1—Federal Records; General  
 101-11.101 General provisions.  
 101-11.101-1 Authority.  
 101-11.101-2 Applicability.  
 101-11.101-3 Records defined.  
 101-11.101-4 Reports to the President and the Congress.  
 101-11.102 Agency records management programs.  
 101-11.102-1 Authority.  
 101-11.102-2 Program content.  
 101-11.102-3 Creation of records.  
 101-11.102-4 Organization, maintenance, and use of records.  
 101-11.102-5 Disposition of records.  
 101-11.102-6 Liaison offices.  
 101-11.102-7 Biennial summary of records holdings.  
 101-11.103 Agency program evaluation.  
 101-11.103-1 Authority.  
 101-11.103-2 Evaluation by National Archives and Records Service.  
 101-11.103-3 Agency internal evaluation.  
 Subpart 101-11.2—Creation of Records  
 101-11.200 Scope of subpart.  
 101-11.201 General provisions.  
 101-11.201-1 Agency action.  
 101-11.202 Adequate and proper documentation.  
 101-11.202-1 Statutory responsibilities.  
 101-11.202-2 Documentation standards.  
 101-11.203 Creating records essential for current business.  
 101-11.203-1 Statutory responsibilities.  
 101-11.203-2 General requirements.  
 101-11.204 [Reserved]  
 101-11.205 [Reserved]  
 101-11.206 Correspondence—agency program responsibilities.  
 101-11.206-1 Correspondence management function.  
 101-11.206-2 Correspondence defined.  
 101-11.206-3 Program requirements.  
 101-11.206-4 Program implementation.  
 101-11.207 Reports—agency program responsibilities.  
 101-11.207-1 Reports management function.  
 101-11.207-2 Reports defined.  
 101-11.207-3 Program requirements.  
 101-11.207-4 Program implementation.  
 101-11.208 Forms—agency program responsibilities.  
 101-11.208-1 Forms management function.  
 101-11.208-2 Forms defined.  
 101-11.208-3 Program requirements.  
 101-11.208-4 Program implementation.  
 101-11.209 Directives—agency program responsibilities.

of the proposed use. Each application should be directed to the Director of the Library and should include the following information:  
 (a) The name of the organization requesting the assignment.  
 (b) The date on which assignment is requested, and the hours of contemplated use.  
 (c) A brief description of the scheduled meeting or performance.  
 (d) The approximate number of persons expected to attend (capacity of the auditorium is 165).  
 (e) A statement as to whether or not it is the intention to exhibit at the meeting or performance motion pictures or slides and, if so, the size of the film or slides and whether the film to be shown, if any, is on nitrate or safety base.  
 (f) Samples or description of any literature, folders, or posters to be distributed or exhibited at the meeting or performance.  
 § 101-10.407-4 General provisions.  
 (a) No program will be permitted to continue beyond 10 p.m.  
 (b) No admission fee may be charged, no indirect assessment fee may be made for admission, and no collection may be taken. Commercial advertising or the sale of articles of any character is prohibited.  
 (c) The serving or consumption of food or beverages within the auditorium is prohibited.  
 (d) Smoking is prohibited within the auditorium.  
 (e) Music racks, ushers, and attendants for checking wraps, if needed, will be furnished and paid for by the applying organization.  
 (f) If the projecting of motion pictures or slides is part of the program, a competent operator, if available, will be furnished by the Library for a fee. The using organization may provide its own operator with the approval of the Director of the Library.  
 (g) The posting of any material about the premises is subject to the approval of GSA's Building Manager.  
 (h) All persons attending meetings or performances are required to go directly to the auditorium. No one shall be admitted to other parts of the building closed to the general public.

the ground that he is without authority under this Subpart 101-10.4 to do so.  
 (d) The General Counsel and, where the Director of the Library is named, the Regional Counsel are authorized to accept service of a subpoena duces tecum or other legal demand on behalf of the officials designated in paragraph (a) of this section.  
 § 101-10.407 Auditorium.  
 § 101-10.407-1 Primary uses.  
 The auditorium is designed primarily to serve the purposes of the Library in the presentation or discussion of historical materials, through lectures, seminars, meetings of professional societies, projection of historical motion pictures, and the like.  
 § 101-10.407-2 Standards for other uses.  
 (a) When the auditorium is not required for library purposes, applications for the following uses will be considered:  
 (1) For meetings of Federal Government organizations or recognized Federal employee groups.  
 (2) For meetings (including meetings of civic or veterans organizations and professional, scientific, educational, and other similar societies or organizations) that are sponsored by or related to the activities of the Library.  
 (3) For the presentation to the public of lectures, concerts, and similar performances sponsored by the Library or in which its employees participate.  
 (4) For other uses at the discretion of the Director of the Library.  
 (b) In no case will the use of the auditorium be authorized for any meeting, event, or performance sponsored by a profitmaking organization, or those promoting commercial enterprise or commodities, or those having political, sectarian, or a similar nature or purpose.  
 (c) Assignment will not be made for Saturdays, Sundays, or holidays, unless specifically justified.  
 § 101-10.407-3 Application procedure.  
 Each application for use of the auditorium will be submitted in writing by the head of the requesting agency or organization, or his duly authorized representative, at least one week in advance

101-11.406-2	Submission of disposal requests.	101-11.411-7	Transfer of audiovisual records.	101-11.4902	Standard Form 115: Request for Authority to Dispose of Records.	101-11.4913	Standard Form 63: Memorandum of Call.
101-11.406-3	Certification.	101-11.411-8	Transfer of cartographic records.	101-11.4903	Standard Form 115a: Request for Authority to Dispose of Records—Continuation Sheet.	101-11.4914	Standard Form 63: U.S. Government Messenger Envelope.
101-11.406-4	General Accounting Office clearance.	101-11.412	Agency records centers; establishment.	101-11.4904	Instructions for preparing Standard Forms 115 and 115a.	101-11.4915	Optional Form 27: United States Government 2-Way Memo.
101-11.406-5	Approval of requests for disposal authority.	101-11.412-1	Authority.	101-11.4905	Standard Form 137: Agency Records Center Annual Report.	101-11.4916	"Guides to Simplified Informal Correspondence".
101-11.406-6	Mutilation and destruction of records.	101-11.412-2	Existing records centers.	101-11.4906	Standard Form 127: Request for Official Personnel Folder (Separated Employee).	101-11.4917	GSA Form 2034: Vital Records Protection Status Report (Part I—Emergency Operating Records).
101-11.406-7	Extension of retention periods.	101-11.412-3	Requests for authority to establish or relocate records centers.	101-11.4907	Standard Form 135: Records Transmittal and Receipt.	101-11.4918	GSA Form 2035: Vital Records Protection Status Report (Part II—Rights and Interests Records).
101-11.406-8	Withdrawal of disposal authority.	101-11.412-4	Annual agency records center report.	101-11.4908	Standard Form 139a: Records Transmittal and Receipt—(Continuation).	101-11.4919	Instruction for preparing GSA Forms 2034 and 2035.
101-11.406-9	Supersession of disposal authority.	Subpart 101-11.5	[Reserved]	101-11.4909	GSA Form 439: Report of Disposition of Records.		AUTHORITY: The provisions of this Part 101-11 issued under sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c).
101-11.407	Emergency authorization for the disposal of records.	Subpart 101-11.6	Records Equipment and Supplies	101-11.4910	Optional Form 11: Reference Request—Federal Records Centers.	§ 101-11.000	Scope of part.
101-11.407-1	General provisions.	101-11.601	[Reserved]	101-11.4911	GSA Form 10: United States Government Memorandum.		This part prescribes policies and promulgates standards, procedures, and techniques for the economical and efficient management of records of Federal agencies.
101-11.407-2	Menaces to human health or life or to property.	101-11.602	[Reserved]	101-11.4912	Optional Form 10: United States Government Memorandum.		
101-11.407-3	State of war or threatened war.	101-11.603	Stationary standards.				
101-11.408	Methods of disposal.	101-11.603-1	General provisions.				
101-11.408-1	Authority.	101-11.603-2	Standard specifications.				
101-11.408-2	Sale or salvage.	101-11.603-3	Letterhead stationery.				
101-11.408-3	Donation for preservation and use.	101-11.603-4	Memorandum stationery.				
101-11.408-4	Destruction.	101-11.603-5	Continuation sheets.				
101-11.409	Transfer of records from the custody of one executive agency to another.	101-11.603-6	Manifold (tissue) sheets.				
101-11.409-1	Authority.	101-11.603-7	[Reserved]				
101-11.409-2	Approval.	101-11.603-8	Envelopes (printing).				
101-11.409-3	Agency request.	101-11.603-9	Envelopes; borders, markings, etc.				
101-11.409-4	Agency concurrence.	101-11.603-10	Procurement forms.				
101-11.409-5	Records of terminated agencies.	101-11.603-11	Optional Form 10, United States Government Memorandum, May 1962.				
101-11.409-6	Equipment.	101-11.603-12	Standard Form 63, Memorandum of Call, Nov. 1961.				
101-11.409-7	Costs of transfers.	101-11.603-13	Standard Form 65, U.S. Government Messenger Envelope, Nov. 1961.				
101-11.409-8	Restrictions on use of records.	101-11.603-14	Optional Form 27, United States Government 2-way Memo.				
101-11.409-9	Exceptions.						
101-11.410	Transfer of records to Federal Records Centers.	Subpart 101-11.7—Vital Records: Records During an Emergency					
101-11.410-1	Authority.	101-11.701	Emergency preparedness program; vital records protection status report.				
101-11.410-2	Procedures for transfers to regional Federal Records Centers.	101-11.701-1	Purpose.				
101-11.410-3	Procedures for transfer to the Federal Records Center, St. Louis.	101-11.701-2	Authority.				
101-11.410-4	Vital operating records.	101-11.701-3	Background.				
101-11.410-5	Surveys of records available for transfer.	101-11.701-4	Forms.				
101-11.410-6	Release of equipment.	101-11.701-5	Definitions.				
101-11.410-7	Use of records transferred to Federal Records Centers.	101-11.701-6	Preparing offices and coverage.				
101-11.410-8	Disposal clearances.	101-11.701-7	Security.				
101-11.411	Transfer of records to the National Archives.	101-11.701-8	Reporting periods and due dates.				
101-11.411-1	Authority.	101-11.701-9	Copies and distribution.				
101-11.411-2	Transfers via Records Centers.	101-11.701-10	Availability of forms.				
101-11.411-3	Direct transfers.	Subpart 101-11.49—Forms and Reports					
101-11.411-4	Release of equipment.	101-11.4900	Scope of subpart.				
101-11.411-5	Use of records transferred to the National Archives.	101-11.4901	Standard Form 136: Biennial Summary of Records Holdings.				
101-11.411-6	Disposal clearances.						

§ 101-11.102-7 Biennial summary of records holdings.

Each Federal agency shall submit to the National Archives and Records Service within 30 days after the close of each even numbered fiscal year a summary of its records holdings on Standard Form 136 (§ 101-11.4901). Instructions for the preparation of the report are set forth on the form. The summary may be consolidated for the entire agency, or, if more practical, individual reports may be submitted for bureaus or comparable organizational units.

§ 101-11.103 Agency program evaluation.

§ 101-11.103-1 Authority.

Section 505(c) of the Federal Records Act of 1950 (44 U.S.C. 395(c)) authorizes the Administrator of General Services to inspect or survey, personally or by deputy, the records of any Federal agency, as well as to make surveys of records management and records disposal practices in such agencies.

§ 101-11.103-2 Evaluation by National Archives and Records Service.

Agency programs for controlling the creation, maintenance, and use of current records; for the selective retention of records of continuing value; and for the disposal of noncurrent records will be inspected periodically by the National Archives and Records Service. The objectives of these inspections are to:

- (a) Determine agency compliance with the provisions of the Records Disposal Act and the Federal Records Act of 1950.
- (b) Determine agency observance of the regulations set forth in this Subpart 101.11.1.
- (c) Evaluate the effectiveness of agency records management programs.

§ 101-11.103-3 Agency internal evaluation.

Each agency should periodically inspect their records management programs within the agency, with the frequency and depth permitted by the agency's resources. These inspections should have objectives similar to those listed in § 101-11.103-2, and should be designed to complement the inspections performed by the National Archives and Records Service. Criteria for agency self-inspection are available from the National Archives and Records Service.

(c) Compliance with the provisions of the Federal Records Act of 1950 and with the regulations issued thereunder.

§ 101-11.102-3 Creation of records.

Adequate records management controls over the creation of agency records shall be instituted to insure that important policies and decisions are adequately recorded; that routine operational paper work is kept to a minimum; and that the accumulation of unnecessary files is prevented. Effective techniques to be applied in this area include the application of systems for the control of correspondence, forms, directives and issuances, and reports; the minimizing of duplicate files; and the disposal without filing of transitory material that has no value for record purposes.

§ 101-11.102-4 Organization, maintenance, and use of records.

Provision shall be made for the continued analysis and improvement of such matters as mail handling and routing, record classification and indexing systems, the use of filing equipment and supplies, the reproduction and transportation of records, and work production standards relating thereto, to insure that records are maintained economically and efficiently and in such a manner that their maximum usefulness is attained.

§ 101-11.102-5 Disposition of records.

Provision shall be made to insure that records of continuing value are preserved but that records no longer of current use to an agency are promptly disposed of or retired. Effective techniques for accomplishing these ends are the development of records control schedules; the transfer of records to records centers and to the National Archives; the microfilming of appropriate records; and the disposal of valueless records.

§ 101-11.102-6 Liaison offices.

Responsibility for the development of the records management program shall be specifically assigned to an office or offices within each Federal agency. The office to which the major responsibility is assigned shall be reported for liaison purposes to the National Archives and Records Service.

tion purposes, extra copies of documents preserved only for convenience of reference, and stocks of publications and of processed documents are not included within the definition of the word 'records' \* \* \*.

(b) This definition also applies to the term "records" when used in the Federal Records Act of 1950, by virtue of section 511(a) thereof (44 U.S.C. 401(a)). The Federal Records Act of 1950 was enacted as Title V (sections 501-511) of the Federal Property and Administrative Services Act of 1949, as amended (44 U.S.C. 391-396, 397-401).

§ 101-11.101-4 Reports to the President and the Congress.

Section 508(b) of the Federal Records Act of 1950 (44 U.S.C. 398(b)) provides: "The Administrator shall, whenever he finds that any provisions of this title have been or are being violated, inform in writing the head of the agency concerned of such violations and make recommendations regarding means of correcting them. Unless corrective measures satisfactory to the Administrator are inaugurated within a reasonable time, the Administrator shall submit a written report thereon to the President and the Congress."

§ 101-11.102 Agency records management programs.

§ 101-11.102-1 Authority.

Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)) requires the head of each Federal agency to establish and maintain an active, continuing program for the economical and efficient management of the records of the agency.

§ 101-11.102-2 Program content.

Agency programs shall, among other things, provide for:

- (a) Effective controls over the creation, the organization, maintenance and use, and the disposition of all agency records.
- (b) Cooperation with GSA in developing and applying standards, procedures, and techniques designed to improve the management and security of records of tenance and disposal of all records of continuing value, and facilitate the segregation and disposal of all records of temporary value.

Subpart 101-11.1—Federal Records; General

§ 101-11.101 General provisions.

§ 101-11.101-1 Authority.

The regulations in this subpart are issued pursuant to the authority contained in the Act of July 7, 1943, as amended (44 U.S.C. 366-376, 378-380), hereinafter referred to as the Records Disposal Act, and the records provisions of the Federal Property and Administrative Services Act of 1949, as amended (44 U.S.C. 391-396, 397-401).

§ 101-11.101-2 Applicability.

The regulations in this subpart apply to all Federal agencies to the extent provided in the Acts cited in § 101-11.101-1, except that the disposal of court records shall be in accordance with the provisions of 28 U.S.C. 457. Section 3 of the Federal Property and Administrative Services Act (40 U.S.C. 472) defines "Federal agency" as "any executive agency or any establishment in the legislative or judicial branch of the Government (except the Senate, House of Representatives, and the Architect of the Capitol and any activities under his direction)." The same section defines "executive agency" as "any executive department or independent establishment in the executive branch of the Government, including any wholly owned Government corporation."

§ 101-11.101-3 Records defined.

(a) Section 1 of the Records Disposal Act (44 U.S.C. 366) defines the term "records," as applied to the disposition of records, to include "all books, papers, maps, photographs, or other documentary materials, regardless of physical form or characteristics, made or received by any agency of the United States Government in pursuance of Federal law or in connection with the transaction of public business and preserved or appropriate for preservation by that agency or its legitimate successor as evidence of the organization, functions, policies, decisions, procedures, operations, or other activities of the Government or because of the informational value of data contained therein. Library and museum material made or acquired and preserved solely for reference or exhibi-

### Subpart 101-11.2—Creation of Records

#### § 101-11.200 Scope of subpart.

(a) Sections 505 and 506 of the Federal Records Act of 1950 (44 U.S.C. 395, 396) place upon the Administrator of General Services and the heads of Federal agencies responsibility for the development and implementation of standards and programs for the economical and efficient management of Federal records. Specifically, the Act requires that each Federal agency provide for effective controls over the creation of records, including the making of records containing adequate and proper documentation of agency administration and operations.

(b) Effective controls over records creation must encompass all types of records at all levels of organization, central office and field. Specifically, there are four types of records which require continuing attention. These types—correspondence, reports, forms, and directives—are common to all agencies. Generally these records are created on sheets of paper, but they may also appear on punch cards, film, tape, and other media.

#### § 101-11.201 General provisions.

##### § 101-11.201-1 Agency action.

(a) The head of each Federal agency, in meeting the requirements of section 506 of the Federal Records Act of 1950 for controlling the creation of records, is expected to observe the program responsibilities and standards set forth in this Subpart 101-11.2. These responsibilities and standards are basic to the Government-wide control of records creation; however, the application of the program responsibilities by individual agencies may be influenced by factors such as agency size, organization, mission, and paperwork activity.

(b) Each Federal agency is expected to:

(1) Assign to an office(s) of the agency the responsibility for the development and implementation of agencywide management programs for correspondence, reports, forms, and directives and for adequate and proper documentation. When organization arrangement, size, or complexity requires, actual control may be established at bureau, service, or office level. Programs at these control points

will operate within the framework of the overall agency plan.

(2) Issue a directive(s) establishing program objectives, responsibilities, and authorities. A copy of each directive issued (and subsequent amendments or supplements) should be readily available for inspection by the National Archives and Records Service, GSA.

#### § 101-11.202 Adequate and proper documentation.

##### § 101-11.202-1 Statutory responsibilities.

(a) Section 505 (a) of the Federal Records Act of 1950 (44 U.S.C. 395 (a)) vests in the Administrator of General Services responsibility for developing and issuing standards to improve the management of records.

(b) Section 506 (a) of the Federal Records Act of 1950 (44 U.S.C. 396 (a)) requires that the head of each Federal agency "shall cause to be made and preserved records containing adequate and proper documentation of the organization, functions, policies, decisions, procedures, and essential transactions of the agency and designed to furnish the information necessary to protect the legal and financial rights of the Government and of persons directly affected by the agency's activities."

##### § 101-11.202-2 Documentation standards.

To insure that adequate and proper records are made and preserved in the Federal Government, the following documentation standards will apply in each Federal agency:

(a) The record of the transaction of public business by any Federal official or employee is to be complete to the extent required (1) to facilitate informed action by the incumbents and their successors in office; (2) to make possible a proper scrutiny by the Congress, other duly authorized agencies of the Government, and other persons properly and directly concerned, of the manner in which public business has been discharged; and (3) to protect the financial, legal, and other rights of the Government and of persons affected by the Government's actions.

(b) With particular regard to the formulation and execution of basic Government policy, Federal officials are respon-

sible for incorporating in the records of their agencies all essential information on their major actions. Significant decisions and commitments reached orally (person to person, by telephone, or in conference) should be reduced to writing and included in the record. Minutes should be taken at important board, committee, and staff meetings, and these, together with a copy of the agenda and all documents considered at or resulting from such meetings, should be made a part of the record.

(c) The programs, policies, and procedures of Federal agencies are to be adequately documented in appropriate directives. A record copy of each such directive (including those superseded) will be maintained as a part of the official files.

(d) Papers of a private or nonofficial character which pertain only to an individual's personal affairs that are kept in the office of a Federal official will be clearly designated by him as nonofficial and will at all times be filed separately from the official records of his office. In cases where matters requiring the transaction of official business are received in private personal correspondence, the portion of such correspondence that pertains to official business will be extracted and made a part of the official files (see § 101-11.406-6).

##### § 101-11.203 Creating records essential for current business.

##### § 101-11.203-1 Statutory responsibilities.

(a) Section 505 (a) of the Federal Records Act of 1950 (44 U.S.C. 395 (a)), vests in the Administrator of General Services responsibility for developing and issuing standards to improve the management of records and for promoting the efficient utilization of space, equipment, and supplies needed for records.

(b) Section 506 (b) of the Federal Records Act of 1950 (44 U.S.C. 396 (b)) requires that the head of each Federal agency "shall establish and maintain an active, continuing program for the economical and efficient management of the records of the agency. Such program shall, among other things, provide for (1) effective controls over the creation \* \* \* of records in the conduct of current business \* \* \*." Correspond-

ence, reports, forms, and directives are the principal types of records created on a current basis by Federal agencies.

#### § 101-11.203-2 General requirements.

Positive action is to be taken to prevent the making of unnecessary records. Existing and proposed office procedures are to be subject to continuing examination by agency management with a view to determining their effect on record making. Where justified, such procedures will be revised, consolidated, or eliminated so as to keep record making to a necessary minimum. In addition, the detailed program requirements for correspondence, reports, forms, and directives management set forth in the following sections of this subpart are to be observed.

##### § 101-11.204 [Reserved]

##### § 101-11.205 [Reserved]

##### § 101-11.206 Correspondence—agency program responsibilities.

The objectives of correspondence management are to limit correspondence to essential requirements, to improve the quality of necessary correspondence, and to provide for its creation in an economical and efficient manner.

##### § 101-11.206-2 Correspondence defined.

Correspondence is a generic term including letters, form letters, telegrams, memorandums, endorsements, summary sheets, postal cards, memo routing slips, and other written communications.

##### § 101-11.206-3 Program requirements.

(a) Each Federal agency, in providing for effective controls over the creation of records, is expected to establish an appropriate program for the management of agency correspondence (§ 101-11.201-1). The program will:

(1) Prescribe the types of correspondence to be used in official agency communications.

(2) Establish and implement agency standards concerning the number and kind of copies required, their distribution and purpose.

(3) Implement the correspondence standards set forth in the U.S. Government Correspondence Manual and in pertinent GSA Records Management

Handbooks, with such modifications as may be necessary for specialized agency practices.

- (4) Implement the Government-wide standards issued by GSA for the procurement and use of letterheads, manifold paper, memorandum forms, and envelopes.
- (5) Review, on a continuing basis, agency correspondence practices and procedures to find opportunities for improvement and simplification.
- (b) Standards, guides, and instructions developed for the agency correspondence management program are to be in published form, designed for easy reference and revision. They should be readily available to those who write, review, sign, type, and file correspondence.

**§ 101-11.206-4 Program implementation.**

The following actions are generally basic to a correspondence management program:

- (a) Prepare only necessary correspondence and essential copies.
- (b) Use form letters to the maximum extent possible following the standards, guides, and principles set forth in the GSA Records Management Handbook, Form Letters.
- (c) Employ guide letters and paragraphs where practical, following the standards, guides, and principles set forth in the GSA Records Management Handbook, Guide Letters.
- (d) Originate letters that are carefully planned, easily read and understood, and responsive to the needs of the recipient by applying the standards, guides, and principles set forth in the GSA Records Management Handbook, Plain Letters.
- (e) Prepare correspondence that is consistent in style and format, neat and attractive in appearance, and editorially correct by applying the standards, guides, and principles set forth in the U.S. Government Correspondence Manual.
- (f) Develop and implement procedures that expedite the clearance and handling of correspondence.
- (g) Provide for periodic spotchecks of agency correspondence to determine compliance with standards.

**§ 101-11.207-3 Program requirements.**  
(a) Each Federal agency, in providing for effective controls over the creation of records, is expected to establish an appropriate program for the management of agency reports (§ 101-11.201-1). The program will:

- (1) Establish and implement standards and procedures for the identification of management information needed for planning and control.
- (2) Establish and implement standards and procedures for the design of management information systems.
- (3) Establish and implement standards and procedures for the initiation, identification, review, approval, preparation, and distribution of agency reports.
- (4) Provide essential management information concerning the number and types of reports in use and, for reports which require a significant amount of manpower, the estimated cost of obtaining, using, and maintaining them.
- (5) Provide for the periodic review of approved reports for need, adequacy, design, and economy of preparation and use.

**§ 101-11.207-4 Program implementation.**

The following actions are generally basic to a reports management program:

- (a) Establish and maintain an inventory of reports for each agency management information system.
- (b) Determine, from the inventory of agency reports, whether information available is adequate for management purposes.
- (c) Determine the kinds of management information systems that best serve management.
- (d) Analyze all reports inventoried and all reports submitted for approval in the future to determine that:
  - (1) The information is adequate, necessary, meaningful, and useful.
  - (2) The information is obtained from the best available source and in the simplest manner.

**§ 101-11.207 Reports—agency program responsibilities.**  
**§ 101-11.207-1 The reports management function.**

The primary objectives of reports management are to provide agency management officials with needed information at times and places, and in the format most useful to them, and to furnish this information as economically and efficiently as possible. The reports management function is also concerned with the review, approval, and clearance with the Bureau of the Budget of reporting plans and forms, as required by the Federal Reports Act (Bureau of the Budget Circular No. A-40, Revised, May 25, 1962).

**§ 101-11.207-2 Reports defined.**

(a) A report is data or information, generally summarized, transmitted for use in determining policy; planning, controlling, and evaluating operations and performance; and preparing other reports. The data or information may be in narrative, statistical, graphic, or other form.

(b) Most reports of an agency can be classified as belonging to one of several well defined families or groups of reports. Each group of related reports is generally the product of an information system serving a specific administrative or operational area, such as personnel, budget, or procurement. Consequently, the analysis of reports on a systems basis provides the best means of establishing reports relationships and evaluating information need and adequacy.

(c) Certain categories of reports normally are exempted from review and clearance in an agency reports management program. These usually include: inspection and audit reports; security classified documents; copies of operating documents such as individual supply and procurement transactions; and information presentations such as research findings, technical summaries, special studies, and surveys. Reports to be exempted should be determined by an analysis of agency information requirements.

(d) Reports to and from other agencies, as well as those for internal management, are included in agency review and clearance procedures.

**§ 101-11.208 Forms—agency program responsibilities.**  
**§ 101-11.208-1 The forms management function.**

The objectives of forms management are to increase the usefulness of forms through proper design and accurate using procedures; to reduce costs incident to filling in, using, and filing forms; and to achieve savings in designing, printing, storing, and distributing forms.

**§ 101-11.208-2 Forms defined.**

A form is any document, including letters, post cards, and memorandums, printed or otherwise reproduced with space for filling in information, descriptive material, or addresses. Certain printed items without fill-in space, such as contract provisions, instruction sheets, notices, tags, labels, and posters, may be considered as forms when it is advantageous to identify and control them as forms for purposes of reference, printing, stocking, distribution, and use with other forms.

**§ 101-11.208-3 Program requirements.**

- (a) Each Federal agency, in providing for effective controls over the creation of records, is expected to establish an appropriate program for the management of agency forms (§ 101-11.201-1). The program will:
  - (1) Establish and implement standards and procedures for the submission, review, approval, and identification of agency forms.
  - (2) Implement the forms analysis and design standards set forth in pertinent GSA Records Management Handbooks.
  - (3) Establish and implement standards for the reproduction, stocking, and distribution of approved blank forms.
  - (4) Provide essential management information concerning the number, types, and the reproduction and stocking costs of forms in use.

**§ 101-11.208-4 Program requirements.**

- (a) Each Federal agency, in providing for effective controls over the creation of records, is expected to establish an appropriate program for the management of agency forms (§ 101-11.201-1). The program will:
  - (1) Establish and implement standards and procedures for the submission, review, approval, and identification of agency forms.
  - (2) Implement the forms analysis and design standards set forth in pertinent GSA Records Management Handbooks.
  - (3) Establish and implement standards for the reproduction, stocking, and distribution of approved blank forms.
  - (4) Provide essential management information concerning the number, types, and the reproduction and stocking costs of forms in use.

- (5) Provide for the periodic review of all approved forms for need and design, and for possible economies in reproduction, stocking, and distribution.
- (b) Standards, guides, procedures, and instructions developed for the forms management program are to be in published form, designed for easy reference and review. They should be readily available to those who initiate, design, and approve forms.
- § 101-11.208-4 Program implementation.**
- The following actions are generally basic to a forms management program:
- Establish and maintain an inventory of all agency forms.
  - Analyze all forms inventoried and all forms submitted for approval in the future in accordance with standards, guides, and principles set forth in the GSA Records Management Handbook, Forms Analysis.
  - Review all forms inventoried and all forms prepared in the future for adequacy of design, maintaining the standards, guides, and principles set forth in the GSA Records Management Handbook, Forms Design.
  - Assign a form number and edition date to each approved form.
  - Review all requests for new forms and reprints of approved forms to determine that the forms are produced and made available quickly and cheaply. Specifically determine that:
    - The most effective and economical methods of printing and distributing the form are employed, commensurate with required quality and intended use of the form.
    - Proper and adequate inventory level standards have been established.
    - The quantity of the form requested is compatible with procedural and inventory requirements.
    - An acceptable distribution plan exists for making the form available when and where needed.
    - Require that each form be supported by a directive setting forth instructions for preparing, submitting, and using. (Not applicable to self-explanatory forms used by a single organizational element such as an office, division, or region.)
    - Require that each request for a new form justify the form's essentiality.
- § 101-11.209 Directives—agency program responsibilities.**
- § 101-11.209-1 The directives management function.**
- The objectives of directives management are to facilitate agency administration and operations by providing the right employee with the right instructions; by producing instructions that are complete, easily understood, readily accessible, and revisable; and by developing and distributing instructions promptly and economically.
- § 101-11.209-2 Directives defined.**
- (a) A directive is a written communication which initiates or governs action, conduct, or procedure. Directives are usually printed as circulars, notices, regulations, orders, and handbooks, and include material for insertion in policy, administrative, and operations manuals.
- (b) Certain materials normally are exempted from agency directives management programs. These include public information materials such as professional publications, news releases and announcements of programs, catalogs, and price lists.
- (c) Both internal and external directives are included in a directives management program.
- § 101-11.209-3 Program requirements.**
- (a) Each Federal agency, in providing for effective controls over the creation of records, is expected to establish an appropriate program for the management of agency directives (§ 101-11.201-1). The program will:
- Establish and maintain a system for the classification, codification, and supplementation of agency directives.
  - Establish and implement standards and procedures for the initiation, preparation, review, approval, reproduction, and distribution of proposed agency directives.
  - Establish and implement standards for the format and editorial style of agency directives.
  - Review periodically the directives in the system for need and currency and to identify subject voids that should be filled by the origination of new directives.
  - Review, on a continuing basis, the directives system to find opportunities
- for design and operational improvements.
- (6) Maintain a collection of significant directives which document the organization, functions, policies, decisions, and procedures of the agency. This collection will be an integral part of agency documentation deserving permanent preservation. (See §§ 101-11.202(c) and 101-11.403.)
- Standards, guides, and instructions developed for the directives management program are to be in published form, designed for easy reference and revision. They should be readily available to those responsible for originating and approving directives.
- § 101-11.209-4 Program implementation.**
- The following actions are generally basic to a directives management program:
- Standardize the format, typography, organization, assembly, and distribution of agency directives. Specifically:
    - Use 8" x 10½" page size as a norm.
- (2) Use looseleaf pages for easy revision.
- Print on both sides of paper.
  - Number and letter directives for easy page revision and supplementation.
  - Identify temporary and permanent material by a feature that will readily distinguish one from another.
  - Prepunch all pages—3-hole punch, ½" recommended.
  - Restrict use of pen and ink changes.
  - Distribute on a need-to-know and need-to-act basis.
- (b) Analyze all directives proposed for inclusion in the system to determine that:
- The directive is necessary.
  - No duplication, overlap, or conflict with other directives exists.
  - The directive conforms with pertinent laws, Executive orders, regulations, and agency policy.
  - Appropriate coordination and clearances have been completed.
  - The proposed distribution includes appropriate using sources, but is limited to those who "need to know."
  - Review all directives proposed for inclusion in the system for conformance with agency style, format, and editorial criteria.



**Subpart 101-11.3—Organization, Maintenance, and Use of Current Records**

**§ 101-11.301 General provisions.**

**§ 101-11.301-1 Authority.**

Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)) requires that the head of each Federal agency "shall establish and maintain an active continuing program for the economical and efficient management of the records of the agency. Such program shall, among other things, provide for (1) effective controls over the maintenance and use of records in the conduct of current business; \* \* \*".

**§ 101-11.301-2 Agency action.**

Each Federal agency is expected to:

(a) Assign to an office(s) of the agency the responsibility for the development and implementation of agencywide management programs for mail, files, and records equipment and supplies. When organization arrangement, size, or complexity requires, actual control may be established at bureau, service, or office level. Programs at these control points will operate within the framework of the overall agency plan.

(b) Issue a directive(s) establishing program objectives, responsibilities, and authorities. A copy of each directive (and subsequent amendments or supplements) should be readily available for inspection by the National Archives and Records Service, GSA.

**§ 101-11.302 [Reserved]**

**§ 101-11.303 [Reserved]**

**§ 101-11.304 Mail—agency program responsibilities.**

**§ 101-11.304-1 The mail management function.**

The objective of mail management is to provide rapid handling and accurate delivery of mail throughout the agency at minimum cost. To do this processing steps are kept to a necessary minimum; sound principles of work flow are applied; modern equipment, supplies, and devices are used; and, in general, operations are kept as simple as possible, so as to increase efficiency.

**§ 101-11.304-2 Mail defined.**

Mail consists of letters, telecommunications, memorandums, post cards, documents, packages, publications, and other communications received for distribution or dispatch.

**§ 101-11.304-3 Program requirements.**

(a) Each Federal agency, in providing for effective controls over the creation of records, is expected to establish an appropriate program for the management of agency mail (§ 101-11.301-2). The program will:

- (1) Establish and implement standards and procedures for the receipt, delivery, collection, and dispatch of mail.
- (2) Implement the mail management standards set forth in the GSA Records Management Handbook, Agency Mail Operations.
- (3) Provide essential management information concerning the volume and types of mail processed and time requirements for internal delivery and mailing.
- (4) Review, on a continuing basis, agency mail practices and procedures to find opportunities for improvement and simplification.

(b) Standards, guides, and instructions developed for the agency mail management program are to be in published form, designed for easy reference and revision. They should be readily available to those concerned with mail and messenger operations. In addition, pertinent information for users of mail and messenger services should be given the widest possible dissemination.

**§ 101-11.304-4 Program implementation.**

The following actions are generally basic to a mail management program:

(a) Deliver mail to the action office within shortest possible time after receipt. (Objective should be 4- to 6-hour delivery.)

(b) Establish realistic time limits for replying to White House and Congressional mail, and to public correspondence. Limit preparing letters of a purely acknowledgment nature to cases in which a considerable time may be needed for a substantive reply.

(c) Limit mail followup control to security mail or mail important because of its source or content.

(d) Make maximum and proper use of Post Office Department services and facilities.

(e) Develop and install procedures that expedite and limit mail clearance, reviews, and signing.

(f) Provide central control with established schedules for messenger services.

**§ 101-11.305 Files—agency program responsibilities.**

**§ 101-11.305-1 The files management function.**

The objectives of files management are to organize agency files so that needed records can be found rapidly. Complete records are ensured, the selection and retention of records of archival value are facilitated, and the disposition of noncurrent records is accomplished promptly. All services are to be performed with maximum economy in personnel, equipment, and supplies.

**§ 101-11.305-2 Files defined.**

A file is basically a paper or folder of papers, but the term is used to denote papers, photographs, photographic copies, maps, or other recorded information regardless of physical form or characteristics, accumulated or maintained in filing equipment, boxes, or on shelves, and occupying office or storage space. Stocks of publications and blank forms are excluded.

**§ 101-11.305-3 Program requirements.**

(a) Each Federal agency, in providing for effective controls over the creation of records, is expected to establish an appropriate program for the management of agency files (§ 101-11.301-2). The program will:

- (1) Establish and implement standards and procedures for:
- (i) Classifying, indexing, and filing records.
- (ii) Providing reference services to filed records.
- (iii) Locating active files to facilitate use of records.

(2) Implement the files classification, operations, and placement standards set forth in pertinent GSA Records Management Handbooks.

(3) Review the program periodically to determine the adequacy of the system and its effectiveness in meeting requests.

(b) Standards, guides, and instructions developed for the files management program are to be in published form, designed for easy reference and revision. They should be readily available to all employees concerned with files operations. In addition, pertinent information for users of files and reference services should be given the widest possible dissemination.

**§ 101-11.305-4 Program implementation.**

The following actions are generally basic to a files management program:

(a) Standardize classification and filing schemes to:

(1) Achieve maximum uniformity and ease in maintaining and using agency records.

(2) Facilitate disposal of records in accordance with applicable records disposal schedules.

(3) Facilitate possible later consolidation of identical type files presently maintained at different locations.

(b) Formally authorize official file locations. Prohibit the maintenance of files at other than authorized locations.

(c) Standardize reference service procedures to facilitate the finding, checkout, and refiling of agency records.

(d) File accumulations of papers received at file locations on a daily basis.

(e) Standardize, to the maximum extent possible, the equipment and supplies used in filing and reference service operations. Use standard items stocked by the Federal Supply Service.

(f) Audit periodically a representative sample of the files for duplication, misclassification, or misfiles.

**§ 101-11.306 Records equipment and supplies—agency program responsibilities.**

**§ 101-11.306-1 Managing records equipment and supplies.**

The objectives of a records equipment and supplies management program are to ensure that equipment and supplies necessary and suitable to agency records operations, procedurally and economically, are available and are put to proper use. Modern equipment and supplies are now manufactured in a wide variety of types which, in most instances, are designed for special uses. Competent advice should be continuously available

to assure that the correct item is obtained for a given purpose.

**§ 101-11.306-2** Records equipment and supplies defined.

Equipment and supplies include file cabinets, shelf files, visible files, mechanized files, file guides, folders, jackets, wallets, and similar items used in the creation and maintenance of records and in mail handling. A program for managing equipment and supplies may also cover desk-top office machines, dictating and recording equipment, and data recording equipment.

**§ 101-11.306-3** Program requirements.

(a) Each Federal agency, in providing for effective controls over the creation of records, is expected to establish an appropriate program for the management of agency records equipment and supplies (§ 101-301-2). The program will:

- (1) Establish and implement standards and procedures for:
- (i) Standardization of records equipment and supplies used by the agency.
- (ii) Submission, review, and approval of requests for the purchase of records equipment and supplies.
- (iii) Proper utilization of presently owned records equipment.
- (2) Review, on a continuing basis, the utilization of records equipment to ensure adequate and proper application.
- (3) Provide for a continuing review of new developments in the field of records equipment and supplies and their possible application to agency records systems.

(b) Standards, guides, and instructions for managing records equipment and supplies are to be in published form, designed for easy reference and revision. They should be readily available to program officials responsible for operations using records equipment and supplies.

**§ 101-11.306-4** Program implementation.

The following actions are generally basic to a records equipment and supplies management program:

- (a) Minimize equipment and supplies needs by providing for prompt disposition of records. Reduce or eliminate the need for additional equipment by freeing equipment on hand for reuse.
- (b) Use, to the maximum extent possible, standard items listed in GSA Stores Stock Catalog and Federal Supply Schedules. Prohibit the purchase of nonstandard items unless justification for exception is submitted and approved.
- (c) Review requests for purchase of equipment and supplies to determine essentiality and usability.
- (d) Review use of currently owned and rented equipment to determine that it is essential, suitable, properly utilized and maintained, and updated as required.
- (e) Analyze record keeping procedures and techniques to determine if requirements for equipment and supplies are realistic and if requirements can be reduced or eliminated through improved or changed procedures or techniques.

**Subpart 101-11.4—Disposition of Federal Records**

**§ 101-11.401** Records control schedules.

**§ 101-11.401-1** Records scheduling programs.

A records scheduling program is essential to promote a prompt and orderly reduction in the quantity of records in each Federal agency in accordance with the provisions of section 505(a) and 506 (b) of the Federal Records Act of 1950 (44 U.S.C. 395(a), 396(b)) and the Records Disposal Act (44 U.S.C. 366).

**§ 101-11.401-2** Basic elements in records scheduling programs.

Three basic elements are present in a records scheduling program:

- (a) The taking of a complete inventory of the records in the custody of the agency.
- (b) The formulation of policy as to the disposition of each type or series of records and its statement in the form of a records control schedule.
- (c) The application of the records control schedule to effect the elimination or removal of records.

**§ 101-11.401-3** Formulation of records control schedules.

The following steps shall be taken in the development of records control schedules:

- (a) Each Federal agency shall compile a records control schedule for all major groups of records in its custody having importance in terms of content, bulk, or space and equipment occupied. For all Federal agencies in existence on June 30, 1964 (other than the Judiciary, for which special arrangements will be made), such records control schedules shall be completed by June 30, 1965. For all Federal agencies created after June 30, 1964, such schedules shall be completed within one year after the creation of the agency.
- (b) Schedules shall clearly identify and describe the series of records covered, and shall contain instructions that, when approved, can be readily applied. Schedules must be readily adaptable to use along organizational lines, so that each office will have standing instructions for the disposition of records in its custody.

(c) All schedules shall take into account the actual filing arrangements in existence, so that disposition of records can be physically accomplished in the largest blocks possible.

(d) Nonrecord materials, such as extra copies of documents preserved for convenience of reference, stocks of processed documents, preliminary worksheets, and similar papers that need not be made a matter of record, shall not be incorporated in the official files of the agency. To the maximum extent possible, material not required for record purposes shall be disposed of; it should not be sent to file. In cases where transitory files of such materials are established and maintained in filing equipment, such files shall be controlled by means of instructions in the records control schedule.

(e) Schedules shall be reviewed at least once annually to effect changes necessary to maintain their current status.

**§ 101-11.401-4** Provisions of records control schedules.

Records control schedules shall provide for:

(a) The disposal after minimum retention periods of those records not having sufficient value to justify their further retention. Procedures for obtaining disposal authorization are prescribed in §§ 101-11.404 and 101-11.406.

(b) The removal to a Federal Records Center (or to an agency records center approved under the provisions of § 101-11.412) of those records which cannot be disposed of immediately but which need not be maintained in office space and equipment. Such records will be maintained by the records center pending their transfer or disposal.

(c) The retention as current records in office space and equipment of the minimum volume of records consistent with efficient operation.

**§ 101-11.401-5** Application of records control schedules.

The head of each Federal agency shall take necessary action to obtain the application of records control schedules to provide for the maximum economy of space, equipment, and personnel. Two copies of each directive or other issuance (including the text of schedules as

§ 101-11.404-2 Approved general records schedules.

The General Records Schedules governing the retention and disposal of the following types of records common to several or all agencies, and instructions for using the schedules, are available at the Office of Federal Records Centers, National Archives and Records Service, GSA. All new schedules, as they are prepared, will be distributed by GSA Bulletins issued and signed by the Archivist of the United States.

- (a) Schedule 1, Civilian Personnel Records.
  - (b) Schedule 2, Payrolling and Pay Administration Records.
  - (c) Schedule 3, Procurement and Supply Records.
  - (d) Schedule 4, Property Disposal Records.
  - (e) Schedule 5, Budget Preparation, Presentation, and Apportionment Records.
  - (f) Schedule 6, Accountable Officers' Accounts.
  - (g) Schedule 7, Expenditure Accounting Records.
  - (h) Schedule 8, Stores, Plant and Cost Accounting Records.
  - (i) Schedule 9, Travel and Transportation Records.
  - (j) Schedule 10, Motor Vehicle Maintenance and Operation Records.
  - (k) Schedule 11, Space and Maintenance Records.
  - (l) Schedule 12, Communications Records.
  - (m) Schedule 13, Printing, Binding, Duplication and Distribution Records.
  - (n) Schedule 14, Informational Services Records.
  - (o) Schedule 15, Housing Records.
  - (p) Schedule 16, Administrative Management Records.
  - (q) Schedule 17, Cartographic, Photogrammetric, and Related Records.
  - (r) Schedule 18, Security and Protective Service Records.
  - (s) Schedule 19, Research and Development Records.
- § 101-11.405 [Reserved]
- § 101-11.406 Agency disposal authority.
- § 101-11.406-1 Authority.
- Section 15 of the Records Disposal Act (44 U.S.C. 380) prescribes that no

§ 101-11.404-1 Authority.

(a) Section 505 (b) of the Federal Records Act of 1950 (44 U.S.C. 395(b)) directs the Administrator of General Services to establish standards for the selective retention of records of continuing value.

(b) Section 15 of the Records Disposal Act (44 U.S.C. 380) prescribes that no records of the United States Government shall be alienated or destroyed except in accordance with the provisions of the Act.

(c) Section 4 of the Records Disposal Act (44 U.S.C. 369) authorizes the Administrator of General Services to submit to the Congress schedules proposing the disposal, after the lapse of specified periods of time, of records of a specified form or character common to several or all agencies that either have accumulated or may accumulate in such agencies and that apparently will not, after the lapse of the periods specified, have sufficient administrative, legal, research, or other value to warrant their further preservation by the United States Government. (For other schedules for submission to the Congress, see § 101-11.406.)

(d) These General Records Schedules, when reported upon favorably by the Joint Committee on Disposition of Executive Papers, constitute authority to dispose of the records included therein. Agencies may apply this authority subject to approval of the Comptroller General of the United States when required by section 9 of the Records Disposal Act (44 U.S.C. 374). Such common records disposal authority is permissive and not mandatory. Provisions of the General Records Schedules may be applied to records in the custody of the Archivist of the United States at his discretion. Agencies desiring authority to dispose of records covered by such schedules after different periods of time than the periods set forth in the General Records Schedules shall make request therefor in the manner prescribed by § 101-11.406. In addition, since the staff agencies involved have approved the standards embodied in these schedules, such requests shall be supported by an explanation of the basis for the shorter retention period proposed.

§ 101-11.403-3 Permanently valuable records retention program.

In an agency program to select permanently valuable records, the following four basic elements are present:

- (a) The taking of a complete inventory of records in the custody of the agency as provided by § 101-11.401.
  - (b) The development by the National Archives and Records Service in cooperation with the agency, of a records retention plan designating the permanently valuable classes of records arising from agency functions.
  - (c) The identification by the agency of the specific records or segments of files allocated to the classes specified for retention by the plan developed by the National Archives and Records Service.
  - (d) The orderly maintenance and segregation by the agency of the records identified under paragraph (c) of this section.
- § 101-11.403-4 Application of records retention plans.
- Pursuant to the authority cited in § 101-11.403-1:
- (a) The National Archives and Records Service will furnish agencies with records retention plans as rapidly as they are developed.
  - (b) Within 6 months after receipt of a plan, an agency will revise its records control schedules in accordance with the provisions of the plan to assure that all records designated in the plan are retained and periodically transferred to the National Archives or to a Federal Records Center, as appropriate.
  - (c) Until such time as an agency's records retention plan is prepared, existing records control schedules remain in effect.
  - (d) Records retention plans are to be reviewed annually by the agency, in order to recommend necessary changes to the National Archives and Records Service.
  - (e) The National Archives and Records Service will conduct periodic inspections to assure that the provisions of § 101-11.403-3(d) are being carried out (§ 101-11.103).
- § 101-11.404 General retention and disposal schedules.

issued) affecting the agency's records disposition program at the division or higher organizational level shall be transmitted to the National Archives and Records Service upon its promulgation.

§ 101-11.402 [Reserved]

§ 101-11.403 Standards for the selective retention of records.

§ 101-11.403-1 Authority.

Section 506(a) of the Federal Records Act of 1950 (44 U.S.C. 396(a)) requires the head of each Federal agency to have "made and preserved records containing adequate and proper documentation of the organization, functions, policies, decisions, procedures, and essential transactions of the agency." Section 505(b) of this Act (44 U.S.C. 395(b)) directs the Administrator to establish standards for the selective retention of those records having continuing value, and to "assist Federal agencies in applying such standards to records in their custody."

§ 101-11.403-2 Records retention and disposal standards.

The following standards govern the retention and disposal of agency records:

(a) *Records control schedules.* These Federal agency schedules, developed by each agency as provided by § 101-11.401, designate classes of records of continuing value identified in the records retention plans. The schedules also specify retention periods for records not of continuing value. Formulation and application of these schedules, to provide for the orderly retirement and reduction of records in each agency, is mandatory as provided by § 101-11.401-3.

(b) *General records schedules.* The schedules, issued by the Administrator, govern the retention and disposal of certain types of records common to all agencies. The schedules are permissive as provided by § 101-11.404.

(c) *Records retention plans.* A separate plan for each agency or subdivision thereof governs the selective retention of records of continuing value. The plans, which are developed by the National Archives and Records Service in cooperation with the agency, are integral parts of agency programs for records retention and disposal as provided for by § 101-11.403-3.

records of the United States Government shall be alienated or destroyed except in accordance with the provisions of the Act. It further requires the Administrator of General Services to establish procedures to be followed by Federal agencies in compiling and submitting lists and schedules of records proposed for disposal.

**§ 101-11.406-2 Submission of disposal requests.**

Requests for authorization to dispose of records shall be initiated by Federal agencies by submitting records disposal lists or schedules to the National Archives and Records Service on Standard Forms 115 and 115a, Continuation Sheet, as revised (§§ 101-11.4902 through 101-11.4904). Standard Form 115 may be used for submitting either a list or schedule, by checking either A or B, respectively, under entry 6. Authority contained in an approved list is limited to records already in existence and should be used only when records of the types described are no longer accumulating. A schedule gives continuing authorization, and will be used in all cases where the types of records described in the request will continue to accumulate.

**§ 101-11.406-3 Certification.**

The signing of Standard Form 115 by a properly authorized agency representative shall constitute certification that the records described do not have, or will not have after the expiration of the retention period indicated, sufficient administrative, legal, or fiscal value to the agency itself to warrant further retention. Appraisal by the National Archives and Records Service will be limited to review for possible value to other agencies of the Government, and for research or historical value.

**§ 101-11.406-4 General Accounting Office clearance.**

Each Federal agency shall obtain the approval of the Comptroller General of the United States, as required by section 9 of the Records Disposal Act (44 U.S.C. 374), for the disposal of certain classes of records relating to claims and demands by or against the Government or to accounts in which the Government is concerned. Such approval shall be obtained either prior to or concurrently with the

submission of the disposal request to the National Archives and Records Service.

**§ 101-11.406-5 Approval of requests for disposal authority.**

After review by the National Archives and Records Service, the request, with the Archivist's recommendation, is transmitted to the Congress as required by the Records Disposal Act. If the Joint Committee on Disposition of Executive Papers makes a favorable report on the request, the Archivist shall notify the agency thereof by returning one copy of completed Standard Form 115. This constitutes the disposal authorization, which is mandatory. (For extension of retention periods or withdrawal of disposal authority, see §§ 101-11.406-7, 101-11.406-8.) Such authorized disposal shall be accomplished as prescribed in § 101-11.408.

**§ 101-11.406-6 Mutilation and destruction of records.**

(a) Sections 505(b) and 506(f) of the Federal Records Act of 1950 (44 U.S.C. 395(b), 396(f)) impose upon the Administrator of General Services and the heads of Federal agencies responsibilities for preventing the unlawful removal, defacing, alteration, or destruction of records.

(b) The penalties for the willful and unlawful destruction, damage, or alienation of Federal records are contained in the U.S. Criminal Code (18 U.S.C. 2071).

(c) Private files are not governed by these provisions.

**§ 101-11.406-7 Extension of retention periods.**

Pursuant to section 505(f) of the Federal Records Act of 1950 (44 U.S.C. 395(f)), in cases of emergency or when it is in the interest of economy, the head of a Federal agency may retain records authorized by Congress for disposal after the specified retention period. When records are so retained, a copy of the directive directing such retention shall be furnished to the Administrator and such records shall be disposed of as soon as is administratively practicable.

**§ 101-11.406-8 Withdrawal of disposal authority.**

In cases of emergency or when it is in the interest of efficiency of Govern-

ment operations, GSA pursuant to section 505(f) of the Federal Records Act of 1950 (44 U.S.C. 395(f)), will withdraw disposal authorizations contained in disposal schedules approved by the Congress. Such withdrawal may apply to particular items on schedules submitted by agencies, or may apply to all existing authorizations for the disposal of a specified type of record obtained by any or all agencies of the Government. If the withdrawal is applicable to only one agency, that agency will be notified of such action by letter signed by the Archivist of the United States; if applicable to more than one agency, notification may be by GSA Bulletin issued and signed by the Archivist of the United States.

**§ 101-11.406-9 Supersession of disposal authority.**

Disposal authorizations contained in disposal schedules approved by the Congress are automatically superseded by Congressional approval of a later schedule applicable to the same records, unless the later schedule specifically provides that both the earlier and later schedules shall be applicable, at the agency's discretion.

**§ 101-11.407 Emergency authorization for the disposal of records.**

**§ 101-11.407-1 General provisions.**  
Under certain conditions, records may be disposed of without regard to the provisions of § 101-11.406.

**§ 101-11.407-2 Menaces to human health or life or to property.**

(a) Section 10 of the Records Disposal Act (44 U.S.C. 375) authorizes disposal whenever it is determined that records constitute a continuing menace to human health or life or to property. Whenever the head of an agency has determined that records constitute such a menace, he shall notify the National Archives and Records Service, specifying the nature of the records, their location and quantity, and the nature of the menace. If the National Archives and Records Service concurs in the determination, the immediate removal of the menace by the destruction of the records or by other appropriate means will be directed. However, if the determination is with respect to still

or motion picture film on nitrocellulose base that has deteriorated to the extent described in paragraph (b) of this section, the head of the agency may follow the procedures therein provided.

(b) Whenever any radar scope, aerial, or other still or motion picture film on nitrocellulose base has deteriorated to the extent that it is soft, is emitting a noxious odor, contains gas bubbles, or has retrograded into an acid powder, and the head of the agency having custody of it determines that it constitutes a menace to human health or life or to property, he may cause such menace to be eliminated immediately by—

(1) Arranging for its destruction in a manner that will salvage its silver content;

(2) Burning, in the event the quantity is not sufficiently large to justify the salvaging of its silver content; or

(3) Other appropriate methods in the event that the methods provided in subparagraph (1) or (2) of this paragraph are not feasible.

(c) Such films should be removed from inhabited buildings as soon as possible.

(d) Those to be burned should be submerged in water-filled drums and conveyed to a remote spot, approved by fire authorities, for burning. Preferably, only one reel should be burned at a time, but in no event should more than 25 pounds be burned at the same time. The rapid production of gases by burning film makes it extremely dangerous, particularly if burned in a furnace or other confined space. Within thirty days after the destruction of the film as provided in this section, the head of the agency who directed its destruction shall submit a written statement to the National Archives and Records Service describing the film and showing when, where, and in what manner the destruction was accomplished.

**§ 101-11.407-3 State of war or threatened war.**

(a) Section 11 of the Records Disposal Act (44 U.S.C. 376) authorizes the destruction of records outside the territorial limits of the continental United States whenever, during the existence of a state of war between the United States and any other nation or when hostile action by a foreign power appears immi-

ment, the head of the agency that has custody of the records determines that their retention would be prejudicial to the interests of the United States, or that they occupy space urgently needed for military purposes and are without sufficient value to warrant continued preservation.

(b) Within 6 months after the disposal of any records under this authorization, a written statement describing the character of the records and showing when and where the disposal was accomplished shall be submitted to the National Archives and Records Service by the agency official who directed the disposal.

**§ 101-11.408 Methods of disposal.**

**§ 101-11.408-1 Authority.**

Under the provisions of section 15 of the Records Disposal Act (44 U.S.C. 380), Federal agencies are required to follow regulations issued by the Administrator of General Services governing the methods for use in disposing of records. Only the methods set forth in this § 101-11.408 shall be used.

**§ 101-11.408-2 Sale or salvage.**

Paper records to be disposed of shall normally be sold as wastepaper. If the records are security classified, their disposal is governed by the provisions of Executive Order 10501 of November 5, 1953 (3 CFR) as amended. If the records are privileged, that is, if laws or regulations forbid their use by the public, the wastepaper contractor shall be required to pulp, macerate, or shred them. The contracting officer shall name a Federal employee to witness the disposal. For all other records the contract for sale shall prohibit their resale or use as records or documents. Records other than paper records (film, plastic recordings, etc.) may be salvaged or sold in the same manner and under the same conditions as paper records. All sales shall be in accordance with the established procedures for the sale of surplus personal property.

**§ 101-11.408-3 Donation for preservation and use.**

(a) Whenever the public interest will be served thereby, a Federal agency may,

at its discretion, transfer records authorized for disposal to an eligible government (including a foreign government), organization, institution, corporation, or person that has made application for them, provided, (1) the applicant agrees not to sell the records as records or documents, (2) the transfer is made without cost to the U.S. Government, (3) no transfer shall be approved if the records contain information the revelation of which is prohibited by law or would be contrary to the public interest, (4) no transfer to a foreign government shall be approved unless such government has an official interest in the records, and (5) no transfer to a person or commercial business shall be approved unless the records are directly pertinent to the custody or operation of properties acquired from the Government.

(b) Each donation of records under this authority shall be reported to GSA, National Archives and Records Service, Washington, D.C. 20408. This report shall contain:

(1) The name of the department or agency and the name of the major and minor subdivision thereof concerned.

(2) The name and address of the recipient of the records.

(3) A list of the records containing an identification by series of the records transferred; (ii) the inclusive dates of each series; and (iii) the National Archives and Records Service Job and item numbers of the disposal authorizations as indicated on Standard Form 115, Request for Authority to Dispose of Records (§ 101-11.4902), or other disposal authority.

**§ 101-11.408-4 Destruction.**

If the records cannot advantageously be sold or otherwise salvaged, the records may be destroyed by burning or pulping.

**§ 101-11.409 Transfer of records from the custody of one executive agency to another.**

**§ 101-11.409-1 Authority.**

Section 505(e) of the Federal Records Act of 1950 (44 U.S.C. 395(e)) provides that, subject to applicable provisions of law, the Administrator of General Serv-

ices shall issue regulations governing the transfer of records from the custody of one executive agency to that of another.

**§ 101-11.409-2 Approval.**

No records shall be transferred from one executive agency to the custody of another without the prior written approval of the National Archives and Records Service except as provided in § 101-11.409-9.

**§ 101-11.409-3 Agency request.**

The head of any executive agency may request the transfer of records to or from his agency. Approval shall be requested by letter addressed to the National Archives and Records Service, in which are included:

(a) A concise description of the records to be transferred, including the volume in cubic feet.

(b) A statement of the restrictions imposed on the use of records.

(c) A statement of the number of reference requests per month made on the records, with information as to the agencies and persons using the records and the purpose of such use.

(d) A statement of the number of persons, if any, assigned to the administration of the records.

(e) A statement of the current and proposed physical and organizational locations of the records.

(f) Information as to why the proposed transfer is in the best interests of the Government.

(g) A justification for the transfer of records more than 5 years old.

**§ 101-11.409-4 Agency concurrence.**

Copies of the concurrence or nonconcurrence in the transfer by the heads of any agencies concerned shall be attached to the agency request.

**§ 101-11.409-5 Records of terminated agencies.**

Transfers of records of executive agencies whose functions are terminated or are in process of liquidation are expressly subject to this Subpart 101-11.4 and no such transfers shall be made except in accordance with its provisions.

**§ 101-11.409-6 Equipment.**  
Records storage equipment shall be transferred with the records contained therein in accordance with arrangements previously agreed to by the agencies concerned.

**§ 101-11.409-7 Costs of transfers.**

Approved transfers shall be made without reimbursement to the agency of original custody for any cost involved, except when such reimbursement is previously agreed to by the agencies concerned.

**§ 101-11.409-8 Restrictions on use of records.**

Whenever any records that are transferred are subject to restrictions upon their use, imposed pursuant to statute, Executive order, or agency determination, such restrictions shall continue in effect after the transfer. Restrictions imposed by agency determination may be removed by agreement between the agencies concerned.

**§ 101-11.409-9 Exceptions.**

Prior written approval of the National Archives and Records Service is not required:

(a) When records are transferred to the Federal Records Centers or the National Archives in accordance with §§ 101-11.410 and 101-11.411.

(b) When records are loaned for official use.

(c) When the transfer of records or functions or both is required by statute, Executive order, or Presidential reorganization plan, or by specific determinations made thereunder.

**§ 101-11.410 Transfer of records to Federal Records Centers.**

**§ 101-11.410-1 Authority.**

Section 505(d) of the Federal Records Act of 1950 (44 U.S.C. 395(d)) authorizes the Administrator of General Services to establish, maintain, and operate records centers for the storage, processing, and servicing of records for Federal agencies. Such centers are known as Federal Records Centers. A list of their locations and the areas served is set forth in this § 101-11.410-1. In addition, a Military Personnel Records Center is maintained for designated records of the Department of Defense.

GSA FEDERAL RECORDS CENTERS

A. NATIONAL

GSA region	Area served	Mailing address
	Entire Federal Government (for personnel records of separated Federal employees; pay records of all Federal employees; and medical records of civilian employees of the Army, Navy, and Air Force). Designated records of the Department of Defense and the U.S. Coast Guard.	Federal Records Center, GSA 111 Winnebago St. St. Louis, Mo. 63118  Military Personnel Records Center, GSA 9700 Page Blvd. St. Louis, Mo. 63132

B. REGIONAL

1. ....	Maine, Vermont, New Hampshire, Massachusetts, Connecticut, and Rhode Island.	Federal Records Center, GSA Section A, 6th Floor Boston Army Base Boston, Mass. 02210
2. ....	New York, New Jersey except areas south of Trenton, Puerto Rico, and the Virgin Islands.	Federal Records Center, GSA 641 Washington St. New York, N.Y. 10014
3. ....	New Jersey south of Trenton, Delaware, and Pennsylvania except areas east of Lancaster.	Federal Records Center, GSA 5090 Wissahickon Ave. Philadelphia, Pa. 19144
4. ....	District of Columbia, Maryland, West Virginia, and Virginia.	Federal Records Center, GSA 1507 St. Joseph Ave. East Point, Ga. 30044
5. ....	North Carolina, South Carolina, Tennessee, Mississippi, Alabama, Georgia, and Florida.	Federal Records Center, GSA 7201 South Leanington Ave. Chicago, Ill. 60638
6. ....	Kentucky, Illinois, Wisconsin, Michigan, Indiana, and Ohio.	Federal Records Center, GSA 2306 East Bannister Rd. Kansas City, Mo. 64181
7. ....	Kansas, Iowa, Nebraska, North Dakota, South Dakota, Minnesota, and Missouri except greater St. Louis area.	Federal Records Center, GSA 111 Winnebago St. St. Louis, Mo. 63118
8. ....	Greater St. Louis area (Missouri only).	Federal Records Center, GSA 4900 Hemphill St. Post Office Box 6916 Fort Worth, Tex. 76115
9. ....	Texas, Oklahoma, Arkansas, and Louisiana.	Federal Records Center, GSA Building 48, Denver Federal Center Denver, Colo. 80225
10. ....	Colorado, Wyoming, Utah, Arizona, and New Mexico.	Federal Records Center, GSA Building 1, 100 Harrison St. San Francisco, Calif. 94105
	Nevada except Clark County, California except Southern California, and Pacific Ocean areas.	Federal Records Center, GSA 5855 Eastern Ave. Bell, Calif. 90201
	Clark County, Nevada, and Southern California (Counties of San Luis Obispo, Kern, San Bernardino, Santa Barbara, Ventura, Los Angeles, Riverside, Orange, Imperial, Inyo, and San Diego).	Federal Records Center, GSA 6125 Sand Point Way Seattle, Wash. 98115
	Washington, Oregon, Idaho, Montana, and Alaska.	

NOTE: Certain records are transferred to designated centers for the convenience of administration and reference. The records to be centralized are listed in the agencies' directives for transfer to the designated center.

§ 101-11.410-2 Procedures for transfers to regional Federal Records Centers. (a) Regional Federal Records Centers will accept for transfer any records offered by Federal agencies, subject to the following conditions:

- (1) That the records are not authorized for immediate disposal and that transportation costs are not in excess of the resulting savings, and

(1) Official personnel folders of separated employees;

(2) Service record cards of separated or transferred employees; and

(3) Audited individual earnings and service cards and comprehensive pay-rolls.

(b) Official personnel folders should be transferred to the Center by transmittal letter specifying the number of folders and the month and year of separation of employees. Receipts will not be furnished for official personnel folders or loose papers intended for inclusion in such folders.

(c) Loose papers being prepared for transfer for inclusion in official personnel folders previously sent to the Center shall be screened of temporary material, as defined in the Federal Personnel Manual, and only the papers prescribed as permanent and essential for inclusion in each individual's folder shall be forwarded. A separate copy of Standard Form 127, Request for Official Personnel Folder (Separated Employee) (§ 101-11.4906), shall be used to transmit the papers for each individual. In preparing the copy of Standard Form 127, the entries shall be completed in blocks, 2, 4, 5, and 6c, and the date of separation shall be entered in block 5 thereof.

(d) Transfer of fiscal records shall be accompanied by Standard Form 135, Records Transmittal and Receipt (§ 101-11.4907), in triplicate. When feasible, records shall be transferred in standard corrugated boxes used by the Federal Records Centers.

(e) Standard Form 127, Request for Official Personnel Folder (Separated Employee) (§ 101-11.4906) shall be used by agencies in requesting transmission of personnel records of separated employees from the Center. Use of this form insures prompt transmission of the desired folders. It should be submitted to the Center in duplicate. A memorandum in lieu of Standard Form 127 should be used to request information from the folders.

§ 101-11.410-4 Vital operating records.

The Administration has established a single, centrally located depository suitable for the storage and protection of records described in Subpart 101-11.7. The depository is accessible to rail, motor, and air transportation. It has tem-

(2) That facilities for storing and providing reference service on the records are available.

(b) Priority will be given to the removal of records from office space, from space convertible to office use, from leased space, and from filing equipment which can be reused.

(c) Transfers may be initiated by either oral or written request to the manager of the Federal Records Center in GSA region in which the records are located. Requests shall specify the nature and quantity of the records proposed for transfer.

(d) Transfers of records on an agency-wide basis may be initiated by central or headquarters offices of agencies by either oral or written request to the National Archives and Records Service, Office of Federal Records Centers, National Archives Building, Washington, D.C. 20408. Requests shall specify the nature and quantity of the records proposed for transfer.

(e) Transfers to the Federal Records Center in Alexandria, Va., shall be accompanied by Standard Form 135, Records Transmittal and Receipt (§ 101-11.4907), and Standard Form 135A continuation sheet (§ 101-11.4908), in quadruplicate. Transfers to all other regional Federal Records Centers shall be accompanied by these forms in triplicate. When feasible, records should be transferred in standard corrugated boxes used by the Centers.

(f) Regional Federal Records Centers will furnish agencies with a receipt acknowledging the transfer of records by returning to the transferring agency a signed copy of the standard form required by paragraph (e) of this section. The returned copy will serve as a future aid in requesting reference service, as it will be annotated with the numbers of the Federal Records Center containers in which the records are stored.

§ 101-11.410-3 Procedures for transfer to the Federal Records Center, St. Louis.

General Records Schedules 1 and 2 specify that certain civilian personnel and pay records shall be centralized at the Federal Records Center at St. Louis, Mo.

(a) The following three types of records are so specified:

perature and humidity controls allowing the safe storage of both paper records and film. Agencies may make arrangements through GSA, National Archives and Records Service, Office of Federal Buildings, Washington, D.C. 20408, for the transfer of indispensable records to this depository and for their use.

§ 101-11.410-5 Surveys of records available for transfer.

The GSA regional National Archives and Records Service will conduct surveys of the records accumulations of field offices of those agencies not operating approved records centers for the purpose of recommending records for transfer to Federal Records Centers. Such recommendations will be submitted to the field office concerned and to the National Archives and Records Service, Central Office, for coordination with the appropriate agency headquarters. Surveys of records of agency headquarters normally will be made by the National Archives and Records Service, Central Office.

§ 101-11.410-6 Release of equipment.

File equipment received with the transfer of records to a Federal Records Center will normally be disposed of in accordance with applicable excess personal property regulations. An agency desiring return of the equipment should make such request prior to transfer of the records to Federal Records Centers.

§ 101-11.410-7 Use of records transferred to Federal Records Centers.

Restrictions lawfully imposed on the use of transferred records will be observed and enforced by all Federal Records Centers, subject to the provisions of section 507(b) of the Federal Records Act of 1950 (44 U.S.C. 397(b)). The regulations in this Part 101-11, insofar as they concern the use of records in the Federal Records Centers, apply to official use of the records by Federal agencies as well as to the public. Subject to any restrictions on their use, such records may be borrowed by Federal agencies and the Congress for official use outside the Federal Records Centers. Although no special form is needed to make written requests for Center reference service, agencies wishing to do so may use Op-

tional Form No. 11, Reference Request—Federal Records Centers (§ 101-11.4910).

§ 101-11.410-8 Disposal clearances.

Records at the St. Louis Federal Records Center, authorized for disposal by General Records Schedules Numbers 1 and 2, will be destroyed in accordance with these schedules without further agency clearance. No other records of a Federal agency still in existence will be disposed of by any Federal Records Center except with the concurrence of the agency concerned. Agency approval will be requested for each disposal action by use of GSA Form 439, Report of Disposition of Records (§ 101-11.4909), or its authorized equivalent, unless prior written concurrence has been given by the agency concerned.

§ 101-11.411 Transfer of records to the National Archives.

§ 101-11.411-1 Authority.

The Administrator of General Services is authorized by section 507(a) of the Federal Records Act of 1950 (44 U.S.C. 397(a)) to accept for deposit with the National Archives of the United States the records of any Federal agency or of the Congress of the United States that are determined by the Archivist to have sufficient historical or other value to warrant their continued preservation by the United States Government.

§ 101-11.411-2 Transfers via Records Centers.

Records will normally be transferred to the National Archives from a Federal Records Center or an approved agency records center. When such transfers are made, the agencies concerned will be furnished an inventory of the records transferred.

§ 101-11.411-3 Direct transfers.

The classes of Federal records listed in this § 101-11.411-3 may be offered for direct transfer to the National Archives. Such transfers shall be initiated by Federal agencies by written request to the National Archives and Records Service, specifying the nature and quantity of the records proposed for transfer. Existing arrangements for the transfer of records of the Congress of the United States will be continued.

(a) Records of the Executive Office of the President and of Presidential boards, commissions and committees.

(b) Records of the Congress of the United States.

(c) Records of the Supreme Court of the United States.

(d) Audiovisual records (motion pictures, still photographs, sound recordings, etc.).

(e) Cartographic records (maps, charts, etc.).

(f) Series of records of unquestionable value that are not susceptible to screening or other processing (such as microfilming) to reduce their bulk.

(g) Records that have been in existence 25 or more years and that are considered to have enduring value.

§ 101-11.411-4 Release of equipment.

Equipment received with the transfer of records to the National Archives will, when emptied and if needed, be returned on request to the agency from which the records were received. If the return of such equipment is not required, it will be disposed of in accordance with applicable excess property regulations.

§ 101-11.411-5 Use of records transferred to the National Archives.

(a) Restrictions lawfully imposed on the use of transferred records will be observed and enforced by the National Archives and Records Service, subject to the provisions of section 507(b) of the Federal Records Act of 1950 (44 U.S.C. 397(b)). The regulations in this Part 101-11, insofar as they concern the use of records in the search rooms of the National Archives Building, apply to official use of the records by Federal agencies as well as to the public.

(b) In cases of demonstrated need and subject to any restrictions on their use records deposited with the National Archives may be borrowed for official use outside the National Archives Building by Federal agencies and the Congress, provided:

(1) Documents of exceptionally intrinsic value shall not be removed from the National Archives Building except with the written approval of the Archivist.

(2) Records in fragile condition, or otherwise deteriorated to an extent that

further handling will endanger them, will not be loaned.

(3) Each official who borrows records shall provide a receipt for them at the time they are delivered, and that he shall assume responsibility for their prompt return upon the expiration of the time for which they are borrowed.

§ 101-11.411-6 Disposal clearances.

No records of a Federal agency still in existence shall be disposed of by the National Archives and Records Service except with the concurrence of the agency concerned.

§ 101-11.411-7 Transfer of audiovisual records.

The following policies shall govern the transfer of audiovisual records to the National Archives:

(a) Motion pictures. Government-owned motion picture records on nitrocellulose film normally will not be accepted for deposit with the National Archives. Federal agencies having nitrate motion pictures, deemed to have sufficient value to warrant transfer to the National Archives for permanent preservation, will obtain from the National Archives and Records Service agreement to accession the motion pictures prior to converting the nitrate film to safety acetate film. Normally, the following shall be considered the minimum number of copies of motion picture film necessary for security, duplication, and use by the National Archives: The negative (original or duplicate) that most nearly represents the action originally photographed in pictures of actual events, or that best represents the edited production of a picture for which action is staged, with a master positive print and one "use" or projection print. In most cases these will be the negative after laboratory cutting is done, or the composite negative of sound film, the master fine-grain positive print, and one other print.

(b) Still photographs. A negative and a captioned print (whether on film, glass, paper, or other medium) of each still photographic image are necessary for security, duplication, and use by the National Archives, and such copies, when available, shall be included in collections of still photographs offered for transfer.

(c) *Sound recordings.* The following copies, when available, shall be included in collections of sound recordings offered for transfer to the National Archives:

(1) For conventional disc recordings, the matrix or stamper of each sound recording unit or the original instantaneous recording if no matrix or stamper is made, and a pressing or dubbing of the recording, if one has been made.

(2) For magnetic sound recordings on wire or tape, for scribed or embossed recordings on tape, or for recordings photographically reproduced on sensitized film, a "dubbing" if one has been made; otherwise the original magnetic embossed or photographed recording.

(d) *Finding aids.* Copies of existing finding aids (such as data sheets, continuities, review sheets, scripts, or indexes) that are necessary or helpful in the proper identification and the use of audiovisual records shall be transferred with these materials.

**§ 101-11.411-8 Transfer of cartographic records.**

The following classes of cartographic records when no longer needed for purposes of current administration will be offered for appraisal and, if accepted, for direct transfer to the National Archives.

(a) Manuscript maps; printed and processed maps on which manuscript changes, additions, or annotations have been made for record purposes, or which bear manuscript signatures to indicate official approval; single printed or processed maps that have been attached to or interfiled with other documents of a record character or in any way made an integral part of a record.

(b) Master sets of printed or processed maps in the custody of the agency by which they were issued. Such master sets should be kept segregated from the stock of maps held for distribution and from maps received from other agencies. A master set should include one copy of each edition of a printed or processed map issued.

(c) Index maps, card indexes, lists, catalogs, or other finding aids that may be helpful in using the cartographic records transferred.

(d) Preliminary or intermediate materials such as manuscript field notebooks of surveys, triangulation and other computations, "fair drawings" for indi-

vidual color plates, and aerial photographs for mapping purposes.

(e) Related records that bear on the preparation, compilation, editing, or printing of maps, such as projects folders containing specifications to be followed and appraisals of source materials to be used.

**§ 101-11.412 Agency records centers; establishment.**

**§ 101-11.412-1 Authority.**

Section 506(c) of the Federal Records Act of 1950 (44 U.S.C. 396(c)) authorizes Federal agencies to maintain and operate records centers for the storage, processing, and servicing of records that are appropriate therefor, when such centers are approved by the Administrator of General Services. Such centers operated by Federal agencies are referred to in this § 101-11.412 as "agency records centers."

**§ 101-11.412-2 Existing records centers.**

Agency records centers in operation as of the date of this Part 101-11 are provisionally approved, pending their inspection by GSA.

**§ 101-11.412-3 Requests for authority to establish or relocate records centers.**

No agency records center shall be established or relocated from one city to another without the prior written approval of GSA.

(a) *Exclusions.* For purposes of this § 101-11.412 the term "agency records center" excludes:

(1) Staging areas containing less than 5,000 square feet of space used by agencies for the temporary storage of materials preparatory to their transfer to a records center or other disposition; provided that no records are held in the staging area in excess of 5 years.

(2) Areas of less than 5,000 square feet used solely for the storage of records to which occasional reference is made but on which no processing activity (screening, microfilming, etc.) is performed.

(b) *Content of requests.* Requests for authority to establish or relocate an agency records center shall be submitted in writing to the Administrator of General Services. Such requests shall specify:

(1) Proposed location of the agency records center.

(2) Space to be occupied in gross square feet.

(3) Nature and quantity of records to be stored.

(4) Total personnel to be employed.

(5) Justification of the proposed center.

(c) *Approval of requests.* Requests for the establishment or relocation of an agency records center will be approved by the Administrator of General Services

when greater economy or efficiency can be achieved through its operation than by use of a Federal Records Center operated by GSA.

**§ 101-11.412-4 Annual agency records center report.**

Each Federal agency operating one or more agency records centers shall submit to the National Archives and Records Service, within 60 days after the close of each fiscal year, a report on Standard Form 137 (§ 101-11.4905), for each center.



ernment in contrast to others, the use of borders, markings, slogans, or designs to support an agency or its program shall not be authorized in any form, whether printed, stamped, or otherwise affixed.

§ 101-11.603-10 Procurement forms. The optional and standard forms prescribed in §§ 101-11.603-11-101-11.603-14 shall be procured from the Federal Supply Service, GSA. Existing stocks of old Standard Forms 63, 64, and 65 and Optional Form 10 shall be used until supplies are exhausted.

§ 101-11.603-11 Optional Form 10, United States Government Memorandum, May 1962.

This form is designed to facilitate informal intra- or interagency correspondence, including correspondence with State and local government agencies in the administration of cooperative programs. It provides designated spaces for the insertion of names or identification of addressee and sender along with description of subject matter and date, following the format of discontinued Standard Form 64. Optional Form 10 is printed without agency name. It is intended for use by those agencies whose needs are met by a simple format and whose requirements, if any, for the agency name or special fill-in data on memorandum stationery do not justify a special printing. (See § 101-11.4912.)

§ 101-11.603-12 Standard Form 63, Memorandum of Call, Nov. 1961.

This form serves as notification of an incoming telephone call or of a visitor when the person called or visited is not available. It also is used in referring a visitor to an appropriate person. (See § 101-11.4913.)

§ 101-11.603-13 Standard Form 65, U.S. Government Messenger Envelope, Nov. 1961.

This form is for repetitive use in transmitting communications and printed matter between offices within the same city. Consecutive spaces are provided for inserting the name and address for the current transmittal. The "Stop" number space is used primarily in the Washington, D.C., area but may be used elsewhere, if appropriate. (See § 101-11.4914.)

stration of cooperative programs, and for other informal correspondence. It will be used where Optional Form 10, United States Government Memorandum (§ 101-11.4912), will not adequately serve agency needs. (See § 101-11.603-11.)

Memorandum stationery shall contain the masthead "United States Government Memorandum" at the top left half of the sheet (§ 101-11.4911). Printing of the agency name is optional; when included, the name shall be in the space indicated at the top right. If needed, multiple-address communications and designated fill-in spaces may be arranged and printed on memorandum stationery for transmittal and reference. The form may be designed for multiple-address communications and use in window envelopes.

§ 101-11.603-5 Continuation sheets.

Continuation sheets, for use with either letterhead or memorandum stationery, shall bear no printing.

§ 101-11.603-6 Manifold (tissue) sheets.

Manifold sheets, commonly called tissues, are for use in making carbon copies. Tissues containing printed letterheads are for use in making carbon copies that are sent outside the agency when identification of the agency is necessary. The printing shall be in the same format and ink color as used on letterheads. Tissues used for internal copies of correspondence, including continuation sheets, shall contain no printing. Distinctive colors may be used for internal reference file purposes.

§ 101-11.603-7 [Reserved]

§ 101-11.603-8 Envelopes (printing).

Agency identification or address, the penalty or postage and fees paid clause, and the designation "official business" shall be printed in either black or blue ink.

§ 101-11.603-9 Envelopes; borders, markings, etc.

Borders, markings, slogans, or designs shall not be printed on mailing envelopes except when specifically approved by GSA and in conformity with postal laws and regulations. As a general policy, both to reduce costs and to prevent undue publicizing of some activities of the Gov-

United States Government Memorandum, Messenger Envelope, and Memorandum of Call. The standards are mandatory unless approval for exception is obtained from GSA. Nothing in these standards shall be construed as superseding in any manner the provisions of "Government Paper Specification Standards" issued by the Joint Committee on Printing.

§ 101-11.603-2 Standard specifications. A Table of Standard Specifications prescribes the color, size, and quality of paper and color of ink for stationery used for Government correspondence, as follows:

TABLE OF STANDARD SPECIFICATIONS

Item	Color		Size	Qualities of paper shall not exceed		
	Paper	Printing		Grade	Substance <sup>1</sup>	
STATIONERY	Letterhead stationery	White	Black or blue	8" x 10 1/2" 8" x 7 1/2" 8" x 5 1/2"	50 percent rag. or 25 percent rag. 50 percent rag.	32 40 32
	Continuation sheets	White	None	8" x 10 1/2"	25 percent rag. or 25 percent rag.	40 18
	Manifold (tissue) sheets containing letterhead.	White	Black or blue.	8" x 10 1/2" 8" x 7 1/2" 8" x 5 1/2"	CW (writing). or 25 percent rag.	40 32
	Memorandum stationery	White or blue.	Black.	8" x 10 1/2"	CW (writing). or 25 percent rag.	40 32
	Continuation sheets	White or blue.	None	8" x 10 1/2"	25 percent rag. or 25 percent rag.	32 18
FORMS	Manifold (tissue) sheets not containing letterhead.	White <sup>2</sup>	None	8" x 10 1/2"		40
	United States Government Memorandum (Optional Form 10)	White	Black	8" x 10 1/2" 8" x 7 1/2" 8" x 5 1/2"	CW (writing). At discretion of GPO	40
	Memorandum of call (S.F. 63 (pads)). Messenger envelope (S.F. 65)	Brown	Dark brown.	9 1/2" x 12" 12" x 16"	Kraft	100

<sup>1</sup> Substance weight is pounds per 1000 sheets, 17" x 22".  
<sup>2</sup> Other colors may be used pursuant to par. 3(d) but quality shall not exceed 25 percent rag—Sub. 18.

§ 101-11.603-3 Letterhead stationery.

Letterhead stationery is used in formal correspondence where a quality paper identifying the agency is needed. The style and format for letterhead stationery may be selected by the ordering agency provided they meet the standard specifications in § 101-11.603-2 and the printing requirements of the Government Printing and Binding Regulations.

§ 101-11.603-4 Memorandum stationery.

Memorandum stationery is on paper of less expensive quality and easily distinguishable from letterhead stationery. It is to be used, when suitable, for informal intra-agency and interagency communications, including agency-numbered forms and form letters. It is also used for correspondence with State and local government agencies in the admin-

§ 101-11.603-14 Optional Form 27,  
United States Government 2-Way  
Memo.

This form is a 3-part snap-out set with interleaved carbon for informal communications. The message and re-

ply are placed on the same page in brief informal language. It can be sent and returned in a window envelope, if an envelope is necessary. Each packet of 100 forms is accompanied by "Guides to Simplified Informal Correspondence." (See §§ 101-11.4915 and 101-11.4916.)

Subpart 101-11.7—Vital Records:  
Records During an Emergency

§ 101-11.701 Emergency preparedness program; vital records protection status report.

§ 101-11.701-1 Purpose.

This § 101-11.701 provides for reporting the status of Federal agency emergency preparedness programs for the selection and protection of vital operating records.

§ 101-11.701-2 Authority.

Executive Order No. 11093 of February 26, 1963 (28 F.R. 1851; 3 CFR 1959-1963 Comp.), assigns certain emergency preparedness functions to the Administrator of General Services, including the providing of instructions on the appraisal, selection, and preservation of essential records. The Office of Emergency Planning, in accordance with that agency's responsibilities prescribed in Executive Order No. 11051 of September 27, 1962 (27 F.R. 9683; 3 CFR 1959-1963 Comp.), has reviewed and approved the requirements set forth in this Subpart 101-11.7.

§ 101-11.701-3 Background.

(a) *Reporting requirements.* The original reporting requirements for vital operating records protection programs were set forth in Bureau of the Budget Bulletins No. 51-14, May 22, 1951, and No. 52-5, September 6, 1951. These bulletins were rescinded on March 23, 1954, when they were replaced by the Office of Defense Mobilization's non-Military Defense Program Memorandum VI-2. Program Memorandum X-1, issued by ODM on December 23, 1954, further defined the reporting requirements originally set forth in non-Military Defense Program Memorandum VI-2. Memorandum X-1 rescinded by the Office of Emergency Planning on June 25, 1964, was the basis for the semiannual agency reports on vital records programs since 1954.

(b) *Protection criteria and guides.* The GSA Records Management Handbook, Protecting Vital Operating Records, presents the basic assumptions and mechanics for protecting vital records.

§ 101-11.701-4 Forms.

The report is in two parts. Part I will be prepared on GSA Form 2034, Vital

Records Protection Status Report (Part I—Emergency Operating Records) and Part II will be prepared on GSA Form 2035, Vital Records Protection Status Report (Part II—Rights and Interests Records). (See §§ 101-11.4917 and 101-11.4918.)

§ 101-11.701-5 Definitions.

(a) The following definitions are pertinent to preparation of the report:

(1) *Emergency operating records* are records vital to the essential functions of the Federal Government for the duration of an emergency if the country is attacked. Such records include those necessary to the military effort; the mobilization and protection of material and manpower resources, of services, and of systems; the maintenance of public health, safety, and order; and the conduct of essential civil defense activities. These records must be available as needed at or in the vicinity of emergency operating centers.

(2) *Rights and interests records* are records essential to the preservation of the legal rights and interests of individual citizens and their Government. These records include such groups as Social Security records, retirement records, payroll records, insurance records, and valuable research records. These records require protection, but storage points do not have to be at or in the vicinity of emergency operating centers. The determination as to whether a given type of record is vital and which category it fits is often a difficult decision to make.

(b) *GSA Records Management Handbook* entitled "Protecting Vital Operating Records" provides further clarification of the two categories of records.

§ 101-11.701-6 Preparing offices and coverage.

(a) All departments and agencies will submit both Parts I and II of the report.

(b) A report is required for each individual vital records program. Generally, this means that each bureau, service, or office of a department or large agency will prepare a report. Where separate and distinct programs exist for regional or field offices, reports will be submitted for these programs as well as for headquarters programs. If the department or agency operates a cen-

tralized program covering all organizational elements, only one report is required.

(c) Each report will be complete in itself and will supersede the previous report.

(d) The description of records called for on both parts of the report should adequately portray the type of records involved. The description should be more definitive than a merely broad category such as "Administrative." It should not, on the other hand, list every individual record or form. Generally, the entry will be a file or series having a similarity in arrangement, physical type, or substantive relationship to subject or activity.

(e) A department or agency may consider that a particular type of record falls into both the emergency operating and the rights and interests categories. These records should be listed on both Parts I and II of the report and be cross-referenced.

(f) All reports for a department or agency will be transmitted as a package together. No overall summary will be prepared for the agency.

§ 101-11.701-7 Security.  
A detailed description of the records and their locations are considered a security matter; hence, the reports should

be classified "Confidential" unless the information referred to warrants a higher classification.

§ 101-11.701-8 Reporting periods and due dates.

(a) Reports will be submitted annually, as of June 30, and will be due 10 workdays thereafter.

(b) A special advisory report also will be prepared and submitted whenever there is a change in the location of the records or whenever a significant change occurs in the status of the program or in the type of records protected. These reports will be submitted as soon as possible after such changes occur. Only that portion of the report form applicable to the change need be filled out.

§ 101-11.701-9 Copies and distribution.  
All reports will be submitted in duplicate to the:

General Services Administration,  
National Archives and Records Service,  
Office of Federal Records Centers,  
Washington, D.C. 20408.

§ 101-11.701-10 Availability of forms.  
The reporting forms illustrated in (§§ 101-11.4917 and 101-11.4918) are available from GSA Region 3, Office of Regional Manpower and Administration, ORFA, Printing and Publications Division, Washington, D.C. 20407.

**Subpart 101-11.49—Forms and Reports**

§ 101-11.4900 Scope of subpart.

This Subpart 101-11.49 contains forms and reports used in connection with the regulations on records management prescribed in this Part 101-11.

NOTE: Forms in §§ 101-11.4901-101-11.4919 filed as part of the original document. Copies may be obtained from Central Office, GSA.

§ 101-11.4901 Standard Form 136: Biennial Summary of Records Holdings.

§ 101-11.4902 Standard Form 115: Request for Authority to Dispose of Records.

§ 101-11.4903 Standard Form 115a: Request for Authority to Dispose of Records—Continuation Sheet.

§ 101-11.4904 Instructions for Preparing Standard Forms 115 and 115a.

§ 101-11.4905 Standard Form 137: Agency Records Center Annual Report.

§ 101-11.4906 Standard Form 127: Request for Official Personnel Folder (Separated Employee).

§ 101-11.4907 Standard Form 135: Records Transmittal and Receipt.

§ 101-11.4908 Standard Form 135a: Records Transmittal and Receipt—(Continuation).

§ 101-11.4909 GSA Form 439: Report of Disposition of Records.

§ 101-11.4910 Optional Form 11: Reference Request—Federal Records Centers.

§ 101-11.4911 GSA Form 10: United States Government Memorandum.

§ 101-11.4912 Optional Form 10: United States Government Memorandum.

§ 101-11.4913 Standard Form 63: Memorandum of Call.

§ 101-11.4914 Standard Form 65: U.S. Government Messenger Envelope.

§ 101-11.4915 Optional Form 27: United States Government 2-Way Memo.

§ 101-11.4916 "Guides to Simplified Informal Correspondence".

§ 101-11.4917 GSA Form 2034: Vital Records Protection Status Report (Part I—Emergency Operating Records).

§ 101-11.4918 GSA Form 2035: Vital Records Protection Status Report (Part II—Rights and Interests Records).

§ 101-11.4919 Instructions for preparing GSA Forms 2034 and 2035.

## PART 101-12—CURRENT RECORDS OF THE GENERAL SERVICES ADMINISTRATION

Subpart 101-12.1—Availability of Current Records of the General Services Administration

- Sec.  
 101-12.100 Scope of subpart.  
 101-12.101 General provisions.  
 101-12.101-1 Definitions.  
 101-12.101-2 Legal custody.  
 101-12.101-3 Policy.  
 101-12.101-4 Requests.  
 101-12.101-5 Authentication, and attestation of copies; costs.  
 101-12.101-6 Service of subpoena or other legal demand; compliance.

**AUTHORITY:** The provisions of this Part 101-12 issued under sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c).

### Subpart 101-12.1—Availability of Current Records of the General Services Administration

#### § 101-12.100 Scope of subpart.

The provisions of this subpart apply to records of GSA located in the operational offices of GSA which are needed to transact the current business of GSA.

#### § 101-12.101 General provisions.

##### § 101-12.101-1 Definitions.

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

(a) The term "current records" means records as defined in section 1 of the Records Disposal Act (44 U.S.C. 366) which are located in the operational offices of GSA and are needed to transact the current business of GSA. This does not include GSA records stored in Federal record centers or the National Archives.

##### § 101-12.101-2 Legal custody.

The Administrator of General Services has legal custody of all current records located in the operational offices of GSA.

##### § 101-12.101-3 Policy.

Current records of GSA will be made available to persons properly and directly concerned, except records relating solely to internal management or otherwise requiring nondisclosure in the public interest.

##### § 101-12.101-4 Requests.

(a) Requests for access to such records shall be addressed in writing to the

head of the service or staff office whose records are involved, or his superiors, or if the records are in a GSA regional office, to the head of the regional service or staff office concerned, or his superiors.

(b) The request shall (1) explain why the applicant believes he is properly and directly concerned and (2) identify as exactly as may be the particular documents desired.

(c) Such official or the Administrator of General Services will judge each request on its specific merits, taking into account the applicant's concern, the records sought, and the public interest.

(d) If a request is denied, a brief statement of reasons will be furnished the applicant.

#### § 101-12.101-5 Authentication and attestation of copies; costs.

The head of the service or staff office whose records are involved, or his superiors, or if the records are in a GSA regional office, the head of the regional service or staff office concerned, or his superiors, are authorized to authenticate and attest, for and in the name of the Administrator of General Services, copies or reproductions of GSA current records. Such copies or reproductions will be furnished in appropriate cases upon payment of costs.

#### § 101-12.101-6 Service of subpoena or other legal demand; compliance.

(a) A subpoena duces tecum or other legal demand for the production of current records of GSA may be served on the Administrator of General Services or the head of the service or staff office whose records are involved, or if such records are in a GSA regional office, on the Regional Administrator or the head of the regional service or staff office concerned.

(b) Such served official will, so far as legally practicable, comply with the subpoena or demand by submitting authenticated copies of the records, or the original records if necessary, unless he or the Administrator of General Services determines that disclosure of the information contained therein is contrary to law, Executive order, or other governing restriction or would prejudice the national interest or security.

(c) When such subpoena or demand is served on any other officer or employee of GSA, except the General Counsel or Regional Counsel, he will, unless other-

wise directed by the Administrator, respectfully decline to produce such records on the ground that he is without authority under this Part 101-12 to do so.

(d) The General Counsel and, with respect to records in a GSA regional office, the Regional Counsel are authorized to accept service of a subpoena duces tecum or other legal demand on behalf of the officials designated in paragraph (a) of this section.

## PART 101-13 [RESERVED]

*Effective date.* These regulations are effective December 22, 1964.

Dated: November 30, 1964.

LAWSON B. KNORR, JR.,  
 Acting Administrator  
 of General Services.

[F.R. Doc. 64-12413; Filed, Dec. 7, 1964;  
 8:46 a.m.]

# Title 13—BUSINESS CREDIT AND ASSISTANCE

## Chapter I—Small Business Administration

[Amdt. 11 (Rev. 2)]

### PART 107—SMALL BUSINESS INVESTMENT COMPANIES

#### Miscellaneous Amendments

Pursuant to authority contained in section 308 of the Small Business Investment Act of 1958, Public Law 85-699, 72 Stat. 694, as amended, there is amended, as set forth below, Part 107 of Subchapter B, Chapter I of Title 13 of the Code of Federal Regulations, as revised in 27 F.R. 9743-9754, and amended in 28 F.R. 681, 1627, 3021, 10868, 12250 and 29 F.R. 5223, 7144, 10499, 12109, and 29 F.R. 14221, by amending §§ 107.704 and 107.713 and adding a new § 107.650.

**Information and effective date.** On October 17, 1964, notice of proposed rule making was published in the FEDERAL REGISTER (29 F.R. 14369) concerning (1) the amendment of §§ 107.704 and 107.713 to authorize two or more Licensees whose paid-in capital and paid-in surplus (excluding organizational expenses) do not in the aggregate exceed \$800,000 to employ, with prior SBA approval, common general managers, and (2) the addition of a new § 107.650 dealing with commitments.

After due and careful consideration of the comments and expression of views received with respect to these proposals, the Administration has determined to adopt the formal amendments, set forth below, as being in furtherance of the best interest of the SBIC program.

Because of the necessity of promptly applying these amendments to the program authorized under the Small Business Investment Act of 1958, they shall become effective upon publication in the FEDERAL REGISTER.

The Regulations Governing Small Business Investment Companies are hereby amended as follows:

1. By deleting paragraph (c)(5) of § 107.704, *Activities of Licensee*, in its entirety, and substituting a new paragraph (c)(5). As amended, § 107.704 (c)(5) reads as follows:

**§ 107.704 Activities of Licensee.**

\* \* \*

(5) Without the prior written consent of SBA, a Licensee shall not have an officer or a director who at the same time is either an officer or director of any other Licensee, nor shall 10 or more percent of the stock of any Licensee be owned or controlled, directly or indirectly, by an officer or director of, or by any party owning or controlling, directly or indirectly, 10 or more percent of the stock of another Licensee, with the following exceptions:

(i) *Attorneys.* An attorney performing legal services for Licensees may serve as secretary or clerk for more than one Licensee; and

(ii) *Common Managers.* Subject to prior SBA approval, two or more Licensees, may employ an individual or a non-Licensee concern to serve as their common general manager. The aggregate paid-in capital and paid-in surplus from private sources of such Licensees shall not exceed \$800,000, unless it is demonstrated to the satisfaction of SBA that a greater amount will better serve the interests of the SBIC program. An individual serving as manager shall be deemed an officer of each Licensee for all purposes of SBA Regulations. Notwithstanding the provisions of § 107.708 (b), at least 50 percent of the total amount of joint financing participated in by Licensees under common management during any fiscal year shall consist of loans or equity investments of \$150,000 or less.

The revision of §§ 107.704 and 107.713, as finalized in the formal amendments published herewith, incorporates the text of the proposal published on October 17, 1964, with regard to employment of common general managers, except for the following changes: (1) The first sentence of subdivision (ii) of § 107.704(c)(5), which would have restricted applicability of the amendment to two or more Licensees "having paid-in capital and paid-in surplus from private sources aggregating not more than \$800,000 (exclusive of organization expense)", has been revised so that the reference to aggregate capitalization has been deleted and, in lieu thereof, a new second sentence has been added: "The aggregate paid-in capital and paid-in surplus from private sources of such Licensees shall not exceed \$800,000, unless it is demonstrated to the satisfaction of SBA that a greater amount will better serve the interests of the SBIC program"; and (2) the statement in subdivision (ii) that an individual serving as common manager shall be deemed an officer of each Licensee "for the purposes of these Regulations" has been revised to read, "for all purposes of SBA Regulations".

In several instances, textual changes were necessarily made in proposed § 107.650 and were incorporated as part of the formal amendment, set forth below, regulating commitments; for example, the words "in accordance with the conditions of the commitment" have been added to paragraph (b) of § 107.650 immediately following the phrase " \* \* \* disbursement of the whole or any part thereof to be made on the request of such concern." Paragraph (c) dealing with stock options and warrants issued by a small concern to a Licensee entering into a commitment to provide it with financing, has been revised so that the Licensee's privilege of acquiring options or warrants up to 25 percent of the undisbursed portion of the commitment-obligation is no longer limited to 5-year commitments: "Where a Licensee enters into a commitment to provide financing to a small business concern, and the financing agreement calls for the issuance of stock options or warrants, it shall be lawful for the Licensee to acquire such stock options or warrants on or after the date of the commitment

(1) up to the full amount of any funds disbursed and (2) up to 25 percent of the undisbursed portion of any commitment obligation. Such 25 percent amount shall, for the purposes of § 107.501(k), be deemed to constitute equity capital provided by the Licensee."

The proposed employment agreement submitted for SBA approval shall set forth relevant particulars pertaining to the identity and qualifications of the manager, the basis of compensation, effective period of employment, and such other factors bearing on the transaction as may assist SBA in determining whether approval would be consonant with the purposes of the Act. The agreement shall include adequate provision requiring the manager to refer each potential loan or investment to all Licensees of the group and afford them equal opportunity to participate in or otherwise provide the necessary financing.

2. By adding a new § 107.650 reading as follows:

**§ 107.650 Commitments.**

(a) *General.* A Licensee is authorized to enter into a loan commitment or a commitment to furnish equity financing to a small business concern. A reasonable commitment fee may be charged.

(b) *Repayment period as to funds advanced pursuant to 5-year commitment.* Where a Licensee enters into a 5-year commitment to finance an eligible small business concern up to a stipulated maximum amount, disbursement of the whole or any part thereof to be made on the request of such concern in accordance with the conditions of the commitment, it shall be lawful (notwithstanding the maturity provisions of §§ 107.501 and 107.601) to provide for repayment as follows:

(1) Any funds advanced during the first two years may have a common maturity date coinciding with the termination date of the commitment; and

(2) Any funds subsequently advanced during the commitment period may be for a period of three years from respective dates of disbursement.

Repayment of each advance made shall not be required at an annual average rate in excess of the principal amount thereof divided by the number of years of the applicable repayment period.

(c) *Stock options and warrants.* Where a Licensee enters into a commitment to provide financing to a small business concern, and the financing agreement calls for the issuance of stock options or warrants, it shall be lawful for the Licensee to acquire such stock options or warrants on or after the date of the commitment: (1) Up to the full amount of any funds disbursed and (2) up to 25 percent of the undisbursed portion of any commitment obligation. Such 25 percent amount shall, for the purposes of § 107.501(k), be deemed to constitute equity capital provided by the Licensee.

3. By deleting § 107.713 in its entirety and substituting a new § 107.713. As amended, § 107.713 reads as follows:

### § 107.713 Common Tenancy.

(a) A Licensee shall not establish or maintain an office or place of doing business which is located in the same physical premises or place of business of any other Licensee. A Licensee shall not have a common private entrance or a private connecting door or entrance with any other Licensee. Nothing contained herein shall prevent two or more Licensees from occupying space in the same office building.

(b) Licensees employing a common general manager pursuant to § 107.704 (c) (5) may apply to SBA for an exemption from the provisions of this section.

Dated: December 4, 1964.

EUGENE P. FOLEY,  
Administrator.

[F.R. Doc. 64-12626; Filed, Dec. 7, 1964;  
10:18 a.m.]

## Title 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

[Docket No. C-859]

#### PART 13—PROHIBITED TRADE PRACTICES

##### American Education Society, Inc., and Noel N. Marder

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, advantages, or connections*: 13.15-125 Individual being corporation: 13.15-125(m) Educational or research institution; 13.15-235 Producer status of dealer: 13.15-235 (p) Publisher, printer, etc. Subpart—Misrepresenting oneself and goods—Business Status, Advantages or Connections: § 13.1450 *Individual or private business as educational, religious*; § 13.1530 *Producer status of dealer*: Misrepresenting oneself and goods—Goods: § 13.1663 *Individual's special selection or situation*; § 13.1740 *Scientific or other relevant facts*: § 13.1747 *Special or limited offers*; § 13.1757 *Surveys*. Misrepresenting oneself and goods—Prices: § 13.1825 *Usual as reduced or to be increased*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, American Education Society, Inc., et al., Yonkers, N.Y., Docket C-859, Nov. 19, 1964]

Consent order requiring Yonkers, N.Y., sellers of books including the "Universal World Reference Encyclopedia" through door-to-door salesmen whom they supplied with printed sales presentations for use in soliciting purchase of their books by church members whose names were obtained under their "Church Lead" program, to cease making to such prospects, through their said sales representatives such false claims as that the salesmen were calling at the suggestion of the pastor or other church representative

or organization, that they were conducting a survey, that prospects were specially selected, that prices at which books were offered were special introductory or reduced, that college scholarships were available to purchasers of books, that they donated monies to the establishment of such scholarships, and that they were publishers of the books they offered; and to cease representing falsely by use of their corporate name or otherwise, that they were a society of educators.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

*It is ordered*, That respondent American Education Society, Inc., a corporation, and its officers, and respondent Noel N. Marder, individually and as an officer of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of encyclopedias or other books or publications, or any other articles of merchandise, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing, directly or by implication:

1. That the respondents' sales representatives are calling on prospective customers at the suggestion, recommendation, instructions or under other sponsorship of the prospective customer's pastor or any other person or organization, other than respondents unless respondents establish that such is the fact, and, in immediate conjunction with any representation respecting pastoral or other ascribed suggestion, recommendation, instruction, sponsorship, a full, truthful and nondeceptive disclosure is made to prospective purchasers of the amount and type of any consideration theretofore and thereafter to be accorded for such suggestion, recommendation, instruction or sponsorship.

2. That respondents' sales representatives or sales agents or employees are engaged in conducting a survey or research or that the purpose of the call or interview by respondents' sales representatives or sales agents relates to other than the sale of books, merchandise or services; or that any other of respondents' representatives or agents are engaged in conducting a survey or research unless respondents establish that such is the fact.

3. That respondents are publishers of the Universal World Reference Encyclopedia; or representing, directly or by implication, that respondents are publishers of, or have compiled or prepared, any other book or publication offered for sale by them unless respondents establish that such is the fact.

4. That prospective purchasers of respondents' merchandise have been specially selected: *Provided, however*, That nothing herein shall prohibit respondents from making a full truthful and nondeceptive statement of the reasons why such prospect is being solicited and stat-

ing when such is the case, that a prospect's name was obtained from a designated person or organization and that respondents' sales solicitation has been inspired by information respecting the prospect's race and his financial ability to purchase respondents' merchandise.

5. That any price at which respondents' books are offered for sale is a special introductory price or a reduced price, unless respondents establish that it is less than the price to which the respondents in good faith expected to increase the price at a later date; or that the price at which the books are offered for sale is a price which is lower than the genuine former price at which the said books were actually sold; or is lower than the bona fide price at which the said books were offered to the public on a regular basis for a substantial period of time.

6. That respondents or respondents' agents, representatives or employees are representatives of, or are sent to call on prospective customers by, or are offering respondents' books pursuant to the suggestion of, the "Council of Christian Education".

7. That scholarship funds and scholarship programs have been established in the churches of prospective customers, or that by purchasing respondents' books, the children of the prospect or other children will be able to secure a college education, unless respondents establish that such is the fact.

8. That respondents donate to scholarship funds and scholarship programs the monies which they would otherwise expend in advertising and promoting their books; and

*It is further ordered*, That respondent American Education Society, Inc., a corporation, and its officers, and respondent Noel N. Marder, individually and as an officer of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of encyclopedias or other books or publications, or any other articles of merchandise, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

Using the corporate name "American Education Society, Inc." or any other name of similar import to designate or refer to respondents' business, or otherwise representing that their business is a society of educators.

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

Issued: November 19, 1964.

By the Commission.

[SEAL] JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 64-12499; Filed, Dec. 7, 1964;  
8:46 a.m.]

**Title 43—PUBLIC LANDS:  
INTERIOR**

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

**APPENDIX—PUBLIC LAND ORDERS**

[Public Land Order 3475]

[Kalispell 04865]

[69356]

**MONTANA**

**Restoring Land to Tribal Ownership of Confederated Salish and Kootenai Tribes of the Flathead Indian Reservation**

Whereas, pursuant to authority contained in the Act of June 21, 1906 (34 Stat. 354), certain townsites and villa sites were established within the Flathead Indian Reservation, Montana, and

Whereas, the records show that no disposition has been made of Lot 3, Block 19, Townsite of Camas, and

Whereas, the Tribal Council and the Commissioner of Indian Affairs have recommended restoration of the land to tribal ownership,

Now, therefore, by virtue of the authority vested in the Secretary of the Interior by sections 3 and 7 of the Act of June 18, 1934 (48 Stat. 984), I hereby find that restoration to tribal ownership of the above-described townsite lot will be in the public interest and the said lot is hereby restored to tribal ownership for the use and benefit of the Confederated Salish and Kootenai Tribes of the Flathead Indian Reservation, Montana, and is added to and made a part of the existing reservation, subject to any valid existing rights.

JOHN A. CARVER, Jr.,

*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12504; Filed, Dec. 7, 1964; 8:46 a.m.]

[Public Land Order 3476]

[Idaho 015369]

**IDAHO**

**Partial Revocation of Reclamation Withdrawal**

By virtue of the authority contained in section 3 of the Act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

1. The departmental order of June 22, 1915, withdrawing lands for the Boise Project, is hereby revoked so far as it affects the following-described land:

**BOISE MERIDIAN**

T. 2 N., R. 3 W.,

Sec. 17, SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  and NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

The area described contains 20 acres.

2. The land is situated about 4 miles south of Deer Flat Reservoir (Lake Powell). It is steep and rough, with a minor area more gentle in relief composed

of stream bed alluvium. The tract is about 1½ miles above the Mora Canal.

3. Until 10 a.m. on June 3, 1965, the State of Idaho shall have a preferred right of application to select the land as provided by R.S. 2276, as amended (43 U.S.C. 852). On and after that date and hour the land shall become subject to application, petition and selection generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications except preference right applications from the State received at or prior to 10 a.m. on June 3, 1965, shall be considered as simultaneously filed at that time. Rights under such applications and selections filed after that hour will be governed by the time of filing.

4. The land has been open to applications and offers under the mineral leasing laws. It will be open to location under the United States mining laws at 10 a.m. on June 3, 1965.

Inquiries should be addressed to the Manager, Land Office, Bureau of Land Management, Boise, Idaho.

JOHN A. CARVER, Jr.

*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12505; Filed, Dec. 7, 1964; 8:46 a.m.]

[Public Land Order 3477]

[Sacramento 076612]

**CALIFORNIA**

**Withdrawal for National Forest Recreation Sites**

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

Subject to valid existing rights, the following-described national forest lands in the Toiyabe National Forest are hereby withdrawn from appropriation under the United States mining laws (Chap. 2, Title 30 U.S.C.), in aid of programs of the Department of Agriculture:

**MOUNT DIABLO MERIDIAN**

**GREEN CREEK RECREATION AREA**

T. 3 N., R. 24 E.,

Sec. 12, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

**BUCKEYE CAMPGROUND**

T. 4 N., R. 24 E.,

Sec. 4, S $\frac{1}{2}$  lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$ ;

Sec. 5, S $\frac{1}{2}$  lot 1, S $\frac{1}{2}$  lot 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

**ROBINSON CREEK—TWIN LAKES RECREATION AREA**

T. 4 N., R. 24 E.,

Sec. 15, S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 21, E $\frac{1}{2}$ E $\frac{1}{2}$ E $\frac{1}{2}$ ;

Sec. 22, NW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 26, E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ .

**VIRGINIA CREEK RECREATION AREA**

T. 2 N., R. 25 E.,

Sec. 4, lot 2, lot 3, SW $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 5, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 7, NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

T. 3 N., R. 25 E.,

Sec. 33, S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

The areas described total 908.98 acres.

The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral and vegetative resources other than under the mining laws.

JOHN A. CARVER, Jr.,

*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12506; Filed, Dec. 7, 1964; 8:46 a.m.]

[Public Land Order 3478]

[Colorado 096885]

**COLORADO**

**Withdrawal for Reclamation Uses; Colorado-Big Thompson Project; Partly Revoking Public Land Order No. 3359**

By virtue of the authority contained in section 3 of the Act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

1. Subject to valid existing rights, the following-described public lands are hereby withdrawn in the first form from all forms of appropriation under the public land laws including the mining laws, and reserved for use by the Bureau of Reclamation in connection with the Green Mountain afterbay and dam of the Colorado-Big Thompson Project:

**SIXTH PRINCIPAL MERIDIAN**

T. 2 S., R. 80 W.

Sec. 3, W $\frac{1}{2}$ SW $\frac{1}{4}$ .

Containing 80 acres.

2. The lands shall be administered by the Bureau of Land Management until such time as they or any portion thereof are needed for project works or irrigation purposes.

3. Public Land Order No. 3359 of April 2, 1964, withdrawing lands for subject project is hereby revoked so far as it affects the following-described lands:

**SIXTH PRINCIPAL MERIDIAN**

T. 2 S., R. 80 W.

Sec. 3, E $\frac{1}{2}$ SW $\frac{1}{4}$ .

Containing 80 acres.

4. The land described in paragraph 3 is withdrawn for water power purposes. At 10:00 a.m. on January 7, 1965 it will be subject to location under the Mining Laws, subject to provisions of the Act of August 11, 1955 (69 Stat. 682; 30 U.S.C. 621).

5. Neither this order nor Public Land Order No. 3359 affects the leasability of the lands under the mineral leasing laws.

JOHN A. CARVER, Jr.,

*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12507; Filed, Dec. 7, 1964; 8:46 a.m.]

[Public Land Order 3479]  
[Montana 064832 (N.D.)]

### NORTH DAKOTA

#### Partly Revoking Certain Reclamation Withdrawals (Lower Yellowstone Project)

By virtue of the authority vested in the Secretary of the Interior by section 3 of the Act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

1. The Departmental orders of August 24, 1903, and July 27, 1908, which withdrew lands for reclamation purposes are hereby revoked so far as they affect the following-described lands:

##### FIFTH PRINCIPAL MERIDIAN

T. 152 N., R. 104 W.

Sec. 27, lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$  and NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

Containing 155.30 acres.

The lands are included in an allowed homestead entry.

JOHN A. CARVER, Jr.,  
Assistant Secretary of the Interior.

DECEMBER 2, 1964.

[F.R. Doc. 64-12508; Filed, Dec. 7, 1964;  
8:46 a.m.]

[Public Land Order 3480]

[Utah 069197]

### UTAH

#### Withdrawal for National Forest Administrative Sites and Recreation Areas

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following-described national forest lands are hereby withdrawn from appropriation under the United States mining laws (Chap. 2, Title 30 U.S.C.), in aid of programs of the Department of Agriculture:

##### UINTAH NATIONAL FOREST

###### SALT LAKE MERIDIAN

###### Balsam Campground

T. 7 S., R. 5 E. (Unsurveyed).

A tract of land containing 11.82 acres which when surveyed will probably be Sec. 20, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

###### Birch Campground

T. 7 S., R. 4 E.,

Sec. 26, N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ ;

Sec. 27, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

###### Cherry Picnic Area

T. 7 S., R. 4 E.,

Sec. 34, E $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , and all of lot 3 except S $\frac{1}{2}$ .

###### Hobble Creek Administrative Site

T. 7 S., R. 4 E.,

Sec. 34, E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$  and W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ .

###### Mill Hollow Administrative Site

T. 4 S., R. 8 E.,

Sec. 6, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ .

##### Sulphur Campground

T. 7 S., R. 4 E.,

Sec. 27, SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$  (part of lot 1).

##### ASHLEY NATIONAL FOREST

##### UINTAH SPECIAL MERIDIAN

##### SOUTH FORK RECREATION AREA

T. 2 N., R. 7 W.,

Sec. 20, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 21, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ .

The areas described total approximately 230 acres.

2. The withdrawal for the South Fork Recreation Area made by this order shall be subject to the condition that in the event the land is required for reclamation purposes any improvements or structures placed thereon which shall be found to interfere with such purposes shall be removed or relocated at no cost to the Department of the Interior.

3. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral and vegetative resources other than under the mining laws.

JOHN A. CARVER, Jr.,  
Assistant Secretary of the Interior.

DECEMBER 2, 1964.

[F.R. Doc. 64-12509; Filed, Dec. 7, 1964;  
8:46 a.m.]

[Public Land Order 3481]

[Sacramento 076310]

### CALIFORNIA

#### Withdrawal for National Forest Scenic Roadside Zone

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights the following described lands in the Modoc National Forest are hereby withdrawn from appropriation under the United States mining laws (Chap. 2, Title 30 U.S.C.), in aid of programs of the Department of Agriculture:

##### MOUNT DIABLO MERIDIAN

A strip of land 150 feet wide on each side of the centerline of Forest Service Road No. 44N-22-1 and 44N-22-A through the following legal subdivisions:

T. 44 N., R. 5 E.,

Sec. 2, SE $\frac{1}{4}$ SW $\frac{1}{4}$  and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 6, lots 4, 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$  and E $\frac{1}{2}$ SW $\frac{1}{4}$ ;

Sec. 7, W $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 8, S $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 9, N $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;

Sec. 10, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 11, N $\frac{1}{2}$ N $\frac{1}{2}$ ;

Sec. 12, NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , and SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

T. 44 N., R. 6 E.,

Sec. 7, lots 2, 3, E $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 17, S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 18, N $\frac{1}{2}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral and vegetative resources other than under the mining laws.

JOHN A. CARVER, Jr.,  
Assistant Secretary of the Interior.

DECEMBER 2, 1964.

[F.R. Doc. 64-12510; Filed, Dec. 7, 1964;  
8:46 a.m.]

[Public Land Order 3482]

[BLM 079468]

### ARKANSAS

#### Withdrawal for National Forest Scenic and Recreation Areas

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following described lands in the Ouachita National Forest are hereby withdrawn from appropriation under the United States mining laws (Chap. 2, Title 30 U.S.C.), in aid of programs of the Department of Agriculture:

##### FIFTH PRINCIPAL MERIDIAN

T. 1 S., R. 30 W.,

Sec. 31, W $\frac{1}{2}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , Fr. SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Fr. SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Fr. N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ .

T. 1 S., R. 31 W.,

Sec. 7, S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Fr. SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ .

T. 1 S., R. 31 W.,

Sec. 8, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 15, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 17, N $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ ;

Sec. 18, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Fr. N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;

Sec. 22, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;

Sec. 23, SE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ ;

Sec. 25, SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 26, N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;

Sec. 36, E $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ .

T. 1 S., R. 32 W.,

Sec. 7, N $\frac{1}{2}$ NE $\frac{1}{4}$ , Fr. N $\frac{1}{2}$ NW $\frac{1}{4}$ ;

Sec. 8, S $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;

Sec. 10, N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 11, S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ .

T. 2 S., R. 30 W.,

Sec. 6, Fr. E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

The areas described aggregate 2104.54 acres.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral and vegetative resources other than under the mining laws.

JOHN A. CARVER, Jr.,  
Assistant Secretary of the Interior.

DECEMBER 2, 1964.

[F.R. Doc. 64-12511; Filed, Dec. 7, 1964;  
8:47 a.m.]



[Public Land Order 3483]

[Wyoming 0308959]

**WYOMING**

**Revoking Addition to Stock Driveway Withdrawal No. 78**

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

1. The Departmental Order of March 29, 1948, which withdrew the following-described land for addition to Stock Driveway Withdrawal No. 78, Wyoming No. 11, is hereby revoked:

SIXTH PRINCIPAL MERIDIAN

T. 12 N., R. 117 W.,  
Sec. 8.

Containing 640 acres.

2. The land is situated in the southern portion of Uinta County, western Wyoming. Topography ranges from steep and broken at the lower elevations, to rugged and mountainous at the higher elevations. Vegetative cover is characterized by big sagebrush-grassland associations at the lower levels, and aspen- lodgepole associations in the higher areas.

3. Until 10:00 a.m., on June 3, 1965, the State of Wyoming shall have a preferred right of application to select the land as provided by section 2276(c) of the Revised Statutes as amended by section 2 of the Act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 852(c)). On and after that date and hour the land shall become subject to application, petition, and selection generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirement of applicable law. All valid applications except preference right applications from the State received at or prior to 10 a.m. on June 3, 1965, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

4. The land has been open to applications and offers under the mineral leasing laws, and to location under the United States mining laws subject to the regulations in 43 CFR 2400.3 (formerly 43 CFR 185.35).

5. Persons claiming preference rights based upon valid settlement, statutory preference or equitable claims must enclose properly corroborated statements in support of their application setting forth all facts relevant to their claims.

Inquiries concerning the land should be addressed to the Manager, Land Office, Bureau of Land Management, Cheyenne, Wyo.

JOHN A. CARVER, JR.,  
*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12512; Filed, Dec. 7, 1964; 8:47 a.m.]

No. 238—8

[Public Land Order 3484]

[Sacramento 068417]

**CALIFORNIA**

**Withdrawal for National Forest Roadside Zone**

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following-described national forest lands in the Tahoe National Forest, are hereby withdrawn from appropriation under the United States mining laws (Chap. 2, Title 30 U.S.C.), in aid of programs of the Department of Agriculture:

MOUNT DIABLO MERIDIAN

A strip of land 200 feet on each side of the centerline of California Highway 49 through the following legal subdivisions:

- T. 18 N., R. 8 E.,  
Sec. 2, SE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 11, N $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , and NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 15, E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 22, E $\frac{1}{2}$  lot 1, lots 15 and 16;  
Sec. 28, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , and SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ .
- T. 19 N., R. 8 E.,  
Sec. 24, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 25, NW $\frac{1}{4}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 26, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 35, SE $\frac{1}{4}$ NE $\frac{1}{4}$  and E $\frac{1}{2}$ SE $\frac{1}{4}$ .

The areas described aggregate approximately 210 acres.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral and vegetative resources other than under the mining laws.

JOHN A. CARVER, JR.,  
*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12513; Filed, Dec. 7, 1964; 8:47 a.m.]

[Public Land Order 3485]

[Nevada 059256]

**NEVADA**

**Correcting Public Land Order No. 3447 of September 23, 1964**

Public Land Order No. 3447 of September 23, 1964, appearing as Federal Register Document No. 64-9809 (29 F.R. 13426) in the issue of September 29, 1964, is hereby corrected as follows:

- a. The description "T. 26, R. 63 E.," is corrected to read "T. 26 S., R. 63 E.,".
- b. The description "SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ " is corrected to

read "SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ ".

JOHN A. CARVER, JR.,  
*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12514; Filed, Dec. 7, 1964; 8:47 a.m.]

[Public Land Order 3487]

[Sacramento 076428]

**CALIFORNIA**

**Powersite Restoration No. 605; Powersite Cancellation No. 193; Partial Revocation of Powersite Reserve No. 329, and Powersite Classification No. 295 (Projects No. 32 and 2079)**

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), and by virtue of the authority contained in the Act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), and in section 24 of the Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and pursuant to the determination of the Federal Power Commission docketed as DA-1015-California, it is ordered as follows:

1. The Executive Order of December 31, 1912, and the Departmental Order of May 29, 1936, establishing Powersite Reserve No. 329 and Powersite Classification No. 295, respectively, are hereby revoked so far as they affect the following-described lands:

MOUNT DIABLO MERIDIAN

- T. 11 N., R. 12 E.,  
Sec. 12, SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 14, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$ .
- T. 11 N., R. 13 E.,  
Sec. 4, lots 11 and 12;  
Sec. 5, lots 10, 11, 14, 15, and E $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 7, lots 5, 6, 10, 11, and 12.
- T. 12 N., R. 13 E.,  
Sec. 25, NE $\frac{1}{4}$ SE $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 28, NW $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , and SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 29, NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 32, SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 34, N $\frac{1}{2}$  and N $\frac{1}{2}$ S $\frac{1}{2}$ ;  
Sec. 35, N $\frac{1}{2}$ .
- T. 11 N., R. 14 E.,  
Sec. 1, E $\frac{1}{2}$ SW $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 2, E $\frac{1}{2}$ W $\frac{1}{2}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 11, NW $\frac{1}{4}$ NE $\frac{1}{4}$ .
- T. 12 N., R. 14 E.,  
Sec. 27, NE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 35, SW $\frac{1}{4}$ SW $\frac{1}{4}$ .
- T. 11 N., R. 15 E.,  
Sec. 6, SE $\frac{1}{4}$ SW $\frac{1}{4}$ .

The areas described, including both nonpublic and national forest lands in the Eldorado National Forest aggregate 2,856.69 acres, of which the S $\frac{1}{2}$ SE $\frac{1}{4}$ , sec.

25, T. 12 N., R. 13 E.; the E $\frac{1}{2}$ SW $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ , sec. 1, T. 11 N., R. 14 E., and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , sec. 6, T. 11 N., R. 15 E., are the nonpublic lands.

2. At 10 a.m. on January 7, 1965, the national forest lands shall be open to such forms of disposition as may by law be made of such lands.

In DA-1015-California, the Federal Power Commission vacated the withdrawals created pursuant to the filing of applications for preliminary permits for Projects Nos. 32 and 2079, so far as they affect the lands described in paragraph 1 above.

JOHN A. CARVER, JR.,  
Assistant Secretary of the Interior.

DECEMBER 2, 1964.

[F.R. Doc. 64-12516; Filed, Dec. 7, 1964;  
8:47 a.m.]

[Public Land Order 3486]

[Fairbanks 031015]

### ALASKA

#### Partly Revoking Executive Order of March 4, 1930

By virtue of the authority contained in the Act of May 31, 1938 (52 Stat. 593; 48 U.S.C. 353a), it is ordered as follows:

1. Executive Order No. 5289 of March 4, 1930, withdrawing lands in Alaska for educational purposes, is hereby revoked so far as it affects the following-described lands:

##### KORRINES

U.S. SURVEY 2033

Containing 4.6 acres.

##### PILOT STATION

U.S. SURVEY 2041

Containing 3.64 acres.

2. Until 10:00 a.m. on March 4, 1965, the State of Alaska shall have a preferred right to select the land as provided by the Act of July 28, 1956 (70 Stat. 709; 48 U.S.C. 46-3b), and section 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339), and the regulations in 43 CFR 2222.9.

3. This order shall not otherwise become effective to change the status of the land until after 10:00 a.m. on March 4, 1965. After that time the land shall be open to the operation of the public land laws generally, including the mining laws, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications, except preference rights applications from the State, received at or prior to 10:00 a.m. on March 4, 1965, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

Inquiries should be addressed to the Manager, Land Office, Bureau of Land Management, Fairbanks, Alaska.

JOHN A. CARVER, JR.,  
Assistant Secretary of the Interior.

DECEMBER 2, 1964.

[F.R. Doc. 64-12515; Filed, Dec. 7, 1964;  
8:47 a.m.]

[Public Land Order 3488]

[Sacramento 077193]

### CALIFORNIA

#### Partly Revoking Reclamation Withdrawal, American River Investigations

By virtue of the authority contained in section 3 of the Act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

1. The Departmental order of September 14, 1942, withdrawing lands for reclamation purposes in connection with American River Investigations, is hereby revoked so far as it affects the following-described lands:

##### MOUNT DIABLO MERIDIAN

T. 11 N., R. 10 E.,  
Sec. 22, NW $\frac{1}{4}$ SE $\frac{1}{4}$  and SW $\frac{1}{4}$ ;  
Sec. 25, SW $\frac{1}{4}$ .

The areas described aggregate approximately 360 acres.

All of the lands described in sec. 22 are withdrawn for power purposes. Some of the lands in sec. 25 are patented and the remainder were restored from power withdrawals subject to section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended.

The SW $\frac{1}{4}$  of sec. 22 is included in a project operating under a license issued under the Federal Power Act and is therefore affected by the third proviso to section 2 of the Act of August 11, 1955 (69 Stat. 681; 30 U.S.C. 621), as amended.

2. Until 10:00 a.m. on June 3, 1965, the State of California shall have a preferred right of application to select the public lands in sec. 25 described in paragraph 1 of this order, as provided by Rev. Stat. 2276, as amended (43 U.S.C. 852). On and after that date and hour the lands shall become subject to application, petition, and selection generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications, except preference right applications from the State, received at or prior to 10:00 a.m. on June 3, 1965, shall be considered as simultaneously filed at that time. Those filed thereafter shall be considered in the order of filing.

3. The public lands have been open to applications and offers under the mineral leasing laws. The public lands in sec. 25 and NW $\frac{1}{4}$ SE $\frac{1}{4}$  of sec. 22 will be open to location under the United States mining laws at 10:00 a.m. on June 3, 1965.

4. Any disposal of the lands described in paragraph 1 of this order shall be subject to the provisions of section 24 of the Federal Power Act, supra.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Sacramento, Calif.

JOHN A. CARVER, JR.,  
Assistant Secretary of the Interior.

DECEMBER 2, 1964.

[F.R. Doc. 64-12517; Filed, Dec. 7, 1964;  
8:47 a.m.]

[Public Land Order 3489]

[Idaho 014845]

### IDAHO

#### Entirely Revoking Air Navigation Site Withdrawals No. 106 and No. 214

By virtue of the authority contained in section 4 of the Act of May 24, 1928 (45 Stat. 729; 49 U.S.C. 214), it is ordered as follows:

1. The Departmental order of July 29, 1936, establishing Air Navigation Site Withdrawal No. 106, to the extent it was not revoked by Public Land Order No. 29 of August 14, 1942, and the Departmental order of December 30, 1943, establishing Air Navigation Site Withdrawal No. 214, are hereby revoked. The lands affected are described as follows:

##### BOISE MERIDIAN

Air Navigation Site No. 106:

T. 5 S., R. 9 E.,

Sec. 26, SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$  and SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

Air Navigation Site No. 214:

T. 4 S., R. 4 E.,

Sec. 11, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ .

T. 4 S., R. 5 E.,

Sec. 19, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ .

The areas described aggregate approximately 35 acres, of which the W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , sec. 11, T. 4 S., R. 4 E., containing 20 acres, remains withdrawn for reclamation purposes in connection with the Mountain Home Project.

2. Until 10:00 a.m. on June 3, 1965, the State of Idaho shall have a preferred right of application to select the above-described lands which are not withdrawn for reclamation purposes, as provided by R.S. 2276, as amended (43 U.S.C. 852). On and after that date and hour such non-reclamation lands shall become subject to application, petition, and selection generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications except preference-right applications from the State received at or prior to 10:00 a.m. on June 3, 1965, shall be considered as simultaneously filed at that time.

3. All the above-described lands have been open to applications and offers under the mineral leasing laws. The non-reclamation lands will be open to location under the United States mining laws at 10:00 a.m. on June 3, 1965.

Inquiries concerning the land should be addressed to the Manager, Land Office, Bureau of Land Management, Boise, Idaho.

JOHN A. CARVER, JR.,  
Assistant Secretary of the Interior.

DECEMBER 2, 1964.

[F.R. Doc. 64-12518; Filed, Dec. 7, 1964;  
8:47 a.m.]

[Public Land Order 3490]

[Sacramento 076331]

### CALIFORNIA

#### Withdrawal for National Forest and Recreation Areas

By virtue of the authority vested in the President, and pursuant to Executive

Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following-described national forest lands are hereby withdrawn from appropriation under the United States mining laws (Chap. 2, Title 30 U.S.C.), in aid of programs of the Department of Agriculture:

**MOUNT DIABLO MERIDIAN**

**ROGUE RIVER NATIONAL FOREST**

*Stateline Campground*

T. 48 N., R. 11 W.,  
Sec. 17, lots 3 and 4.

*Lick Gulch Campground*

T. 48 N., R. 11 W.,  
Sec. 19, E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$  and NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ .

*Elliot Creek Campground*

T. 48 N., R. 11 W.,  
Sec. 22, S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$  and NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ .

The areas described aggregate approximately 128 acres.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral and vegetative resources other than under the mining laws.

JOHN A. CARVER, Jr.,

*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12519; Filed, Dec. 7, 1964; 8:47 a.m.]

[Public Land Order 3491]

[Utah 0115839]

**UTAH**

**Withdrawal for Forest Service Recreation Areas**

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

Subject to valid existing rights, the minerals in the following-described national forest lands in the Ashley National Forest, are hereby withdrawn from prospecting, location, entry, and purchase under the mining laws of the United States, in aid of programs of the Forest Service, Department of Agriculture, for utilization of the surface as campgrounds, overlooks, and picnic grounds, as indicated:

**SALT LAKE MERIDIAN**

**CARMEL, MOENKOPI, AND NAVAJO CLIFFS CAMPGROUNDS**

T. 2 N., R. 19 E.,  
Sec. 1, SW 10 acres of lot 7, NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 12, lot 1 and North 20 acres of lot 2.

**BROWNE LAKE CAMPGROUND**

T. 2 N., R. 19 E.,  
Sec. 32, NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$  and NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ .

**FLAMING GORGE OVERLOOK AND PICNIC GROUND**

T. 2 N., R. 20 E.,  
Sec. 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

**CANYON GLEN PICNIC GROUND**

T. 2 N., R. 22 E.,  
Sec. 3, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$  and NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

**MUSTANG RIDGE CAMPGROUND**

T. 2 N., R. 22 E.,  
Sec. 9, S $\frac{1}{2}$ NE $\frac{1}{4}$  and E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

**PINE GROVE CAMPGROUND AND OVERLOOK**

T. 2 N., R. 22 E.,  
Sec. 13, SW $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ .  
Sec. 24, lots 1 and 2.

**CEDAR SPRINGS CAMPGROUND**

T. 2 N., R. 22 E.,  
Sec. 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$  and N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

**DEER RUN CAMPGROUND**

T. 2 N., R. 22 E.,  
Sec. 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$  and N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

**HIDEAWAY CAMPGROUND**

T. 2 N., R. 22 E.,  
Sec. 21, S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$  and NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

**GREENDALE CAMPGROUND**

T. 2 N., R. 22 E.,  
Sec. 29, West 20 acres of lot 5 and NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ .

**DRIPPING SPRINGS CAMPGROUND**

T. 2 N., R. 23 E.,  
Sec. 8, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$  and NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ .

**LITTLE HOLE CAMPGROUND**

T. 2 N., R. 23 E.,  
Sec. 15, lots 3, 4 and E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ .

The areas described aggregate 672.46 acres.

JOHN A. CARVER, Jr.,

*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12520; Filed, Dec. 7, 1964; 8:48 a.m.]

[Public Land Order 3492]

**ALASKA**

**Withdrawing Public Lands for Use of the Bureau of Indian Affairs for School Purposes**

By virtue of the authority vested in the Secretary of the Interior by the Act of May 31, 1938 (52 Stat. 593; 48 U.S.C. 353a), it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Alaska are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws, but not from leasing under the mineral leasing laws, and reserved for use of the Bureau of Indian Affairs, Department of the Interior, for school purposes, as indicated:

[Fairbanks 031591]

**YUKON DELTA AREA**

**ALAKANUK SCHOOL RESERVE**

U.S. Survey 4092, Unapproved, lot 1.  
Containing 6.63 acres.

[Fairbanks 031602]

**YUKON DELTA AREA**

**EMMONAK SCHOOL RESERVE**

U.S. Survey 4095, Unapproved.

Containing 5.19 acres.

[Fairbanks 031605]

**BAIRD INLET AREA**

**NEWKOK SCHOOL RESERVE**

U.S. Survey 4042, Unapproved.

Containing 6.27 acres.

The areas described aggregate 18.09 acres.

JOHN A. CARVER, Jr.,

*Assistant Secretary of the Interior.*

DECEMBER 2, 1964.

[F.R. Doc. 64-12521; Filed, Dec. 7, 1964; 8:48 a.m.]

**Title 10—ATOMIC ENERGY**

**Chapter I—Atomic Energy Commission**

**PART 2—RULES OF PRACTICE**

**Review of Initial Decisions in Facility Licensing Cases**

*Statement of considerations.* On October 21, 1964, the Atomic Energy Commission published for public comment (29 F.R. 14442) a proposed amendment of 10 CFR Part 2, Rules of Practice, to extend from the present period of thirty days to a period of forty-five days the time within which the Commission may review on its own motion initial decisions in facility licensing cases, including decisions which grant or amend construction permits or operating licenses under 10 CFR Part 50 and construction or operating authorizations under 10 CFR Part 115. The Commission has directed that the amendments be made effective.

The following rule is published as a document subject to codification, to be effective 30 days after publication in the FEDERAL REGISTER.

1. 10 CFR § 2.760(a) is amended to read as follows:

§ 2.760 Initial decision and its effect.

(a) After hearing, the presiding officer will render an initial decision which will constitute the final action of the Commission forty-five days after its date when it authorizes the issuance or amendment of a license for a facility, or thirty days after its date in any other case, unless a timely petition for review is filed or the Commission directs that the record be certified to it for final decision.

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

Dated at Germantown, Md., this 2d day of December 1964.

For the Atomic Energy Commission.

W. B. McCool,

*Secretary to the Commission.*

[F.R. Doc. 64-12599; Filed, Dec. 7, 1964; 8:49 a.m.]

## RULES AND REGULATIONS

**Title 44—PUBLIC PROPERTY  
AND WORKS****Chapter I—General Services  
Administration****SUBCHAPTER A—ARCHIVES AND RECORDS  
MANAGEMENT****TRANSFER OF REGULATIONS**

The regulations published in Subchapter A of Title 44 are transferred, with new material, to a new Subchapter B, Chapter 101 of Title 41, appearing in this issue of the FEDERAL REGISTER.

Therefore, Subchapter A (Parts 1-7) of Title 44 is hereby deleted.

*Effective date.* This deletion is effective December 22, 1964.

Dated: November 30, 1964.

LAWSON B. KNOTT, Jr.,  
*Acting Administrator  
of General Services.*

[F.R. Doc. 64-12414; Filed, Dec. 7, 1964;  
8:45 a.m.]

**Chapter VII—Office of the Adminis-  
trator, Housing and Home Finance  
Agency (Community Facilities)****NONDISCRIMINATION IN CERTAIN  
FEDERALLY ASSISTED PROGRAMS  
AND ACTIVITIES**

**CROSS REFERENCE:** For Housing and Home Finance Administrator's regulations relating to nondiscrimination in certain Federally assisted programs and activities administered within the Housing and Home Finance Agency, to effectuate title VI of the Civil Rights Act of 1964, see 24 CFR, Subtitle A, Part 1 (29 F.R. 16280, December 4, 1964).

# Proposed Rule Making

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

[ 7 CFR Part 971 ]

## LETTUCE GROWN IN LOWER RIO GRANDE VALLEY IN SOUTH TEXAS

### Notice of Proposed Expenses and Rate of Assessment

Notice is hereby given that the Secretary of Agriculture is considering the approval of the expenses and rate of assessment for the fiscal period ending July 31, 1965, and the amended expenses for the fiscal period ending July 31, 1964, hereinafter set forth, which were recommended by the South Texas Lettuce Committee, established pursuant to Marketing Agreement No. 144 and Marketing Order No. 971 (7 CFR Part 971), herein referred to collectively as the order. The order regulates the handling of lettuce grown in the Lower Rio Grande Valley in South Texas, and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

All persons who desire to submit written data, views, or arguments in connection with these proposals shall file the same, in quadruplicate, with the Hearing Clerk, United States Department of Agriculture, Room 112, Administration Building, Washington, D.C., 20250, not later than the 15th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

#### § 971.205 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred during the fiscal period August 1, 1964, through July 31, 1965, by the South Texas Lettuce Committee for its maintenance and functioning and for such purposes as the Secretary determines to be appropriate, will amount to \$16,975.00.

(b) The rate of assessment to be paid by each handler in accordance with the marketing agreement and this part shall be one cent (\$0.01) per carton of lettuce handled by him as the first handler thereof during said fiscal period.

#### § 971.204 Expenses amended.

(a) The reasonable expenses incurred by the South Texas Lettuce Committee enabling such committee to perform its functions during the fiscal period ended July 31, 1964, amounted to \$16,869.82. The budget for such fiscal period shall be and is hereby amended, pursuant to § 971.42(c), and the recommendations of the committee, to approve expenses for \$16,869.82. No change in the rate of assessment is necessary.

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

Dated: December 3, 1964.

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

[F.R. Doc. 64-12546; Filed, Dec. 7, 1964; 8:49 a.m.]

## FEDERAL AVIATION AGENCY

[ 14 CFR Part 71 [New] ]

[Airspace Docket No. 63-SW-57]

### CONTROL ZONE, TRANSITION AREA, AND CONTROL AREA EXTENSION

#### Proposed Alteration, Designation, and Revocation

The Federal Aviation Agency is considering amendments to Part 71 [New] of the Federal Aviation Regulations which would alter the controlled airspace in the Big Spring, Tex., terminal area.

The following controlled airspace is presently designated in the Big Spring, Tex., terminal area:

1. The Big Spring, Tex., control zone is designated as that airspace within a 5-mile radius of Webb AFB, Big Spring, Tex. (latitude 32°12'53" N., longitude 101°31'25" W.); within 2 miles either side of the 251° bearing from the Big Spring RBN extending from the 5-mile radius zone to 10 miles W of the RBN, and within 2 miles either side of the Big Spring VOR 191° radial extending from the 5-mile radius zone to the VOR.

2. The Big Spring, Tex., control area extension is designated as that airspace within a 35-mile radius of the Big Spring VOR; the airspace NW of Big Spring bounded on the NE by V-76 N and on the W by V-81 and V-76; including the airspace N of Big Spring within 12 miles W and 12 miles E of the Webb AFB TACAN 014° radial extending from the 35-mile radius area to 61 miles N of the TACAN. The portion of this control area extension which coincides with R-6309 shall be used only after obtaining prior approval from the appropriate authority.

3. The Abilene, Tex., control area extension is designated as that airspace within a 35-mile radius of the Abilene VOR, the airspace N of Abilene bounded on the E by V-77, on the N by V-278 E of Guthrie, Tex., VOR and V-102 W of Guthrie VOR, on the SW by a line 5 miles NE of the Lubbock VOR 101° and the Abilene VOR 327° radials; the airspace NW of Abilene within 8 miles W of the Abilene VOR 344° radial extending from the VOR to 46 miles NW, the airspace SE, S and SW of Abilene bounded on the N by V-94, on the E by V-163, on the S by V-76 N and on the SW by V-76, excluding the portion that coincides with the arc of a 35-mile radius

circle centered on the San Angelo, Tex., VOR and on the NW by V-66, and including the airspace W of Abilene within 8 miles N and 12 miles S of the Abilene VOR 266° radial extending from the VOR to the arc of a 35-mile radius circle centered on the Big Spring, Tex., VOR.

The Federal Aviation Agency having completed a comprehensive review of the terminal airspace structure requirements in the Big Spring, Tex., terminal area, including studies attendant to the implementation of the provisions of CAR Amendments 60-21/60-29, proposes the following airspace actions:

1. Redesignate the Big Spring control zone as that airspace within a 5-mile radius of Webb AFB, Big Spring, Tex. (latitude 32°12'50" N., longitude 101°31'25" W.), within a 5-mile radius of Howard County Airport, Big Spring, Tex. (latitude 32°18'05" N., longitude 101°26'20" W.), within 2 miles each side of the Big Spring VOR 191° radial, extending from the 5-mile radius zone to 1 mile S of the VOR, within 2 miles each side of the Big Spring VOR 155° radial, extending from the 3-mile radius zone to the VOR, within 2 miles each side of the Webb TACAN 355° radial, extending from the 5-mile radius zone to 7.5 miles north of the TACAN, and within 2 miles each side of the Webb TACAN 190° radial extending from the 5-mile radius zone to 7.5 miles south of the TACAN.

2. Revoke the Big Spring control area extension.

3. Designate the Big Spring, Tex., transition area as that airspace extending upward from 700 feet above the surface within a 23-mile radius of latitude 32°12'55" N., longitude 101°31'06" W.; that airspace extending upward from 1,200 feet above the surface within the area bounded by a line beginning at latitude 33°11'00" N., longitude 101°07'00" W.; thence to latitude 33°12'00" N., longitude 100°35'00" W.; to latitude 31°59'30" N., longitude 100°13'20" W.; to latitude 31°40'00" N., longitude 100°39'30" W.; to latitude 31°50'00" N., longitude 101°22'00" W.; to latitude 31°39'00" N., longitude 101°27'20" W.; to latitude 31°28'40" N., longitude 100°59'40" W.; to latitude 31°28'40" N., longitude 102°00'00" W.; thence N via longitude 102°00'00" W. to and counterclockwise along the arc of a 30-mile radius circle centered on the Midland, Tex., VOR to latitude 31°40'00" N., longitude 101°52'30" W.; thence to latitude 31°36'35" N., longitude 101°47'20" W.; to latitude 31°37'25" N., longitude 101°35'15" W.; to latitude 31°55'00" N., longitude 101°29'40" W.; to latitude 32°36'30" N., longitude 102°07'20" W.; to latitude 32°59'00" N., longitude 102°43'30" W., to point of beginning; and that airspace extending upward from 7,500 feet MSL within the area bounded on the N by latitude 31°28'40" N., on the E by longitude 101°00'00" W., on the S by latitude 31°00'00" N., and on the

W by longitude 102°00'00" W.; excluding the portion of the transition area with a floor of 7,500 feet MSL that lies within federal airways.

The proposed alteration of the Big Spring control zone would provide protection for aircraft executing prescribed instrument approach and departure procedures at Webb AFB and Howard County Airport.

The proposed 23-mile radius 700-foot floor portion of the Big Spring transition area would provide protection for aircraft executing prescribed instrument approach and departure procedures, including radar procedures, below 1500 feet above the surface outside the proposed control zone. The proposed designation of the 1,200 foot floor portion of the transition area and the revocation of the Big Spring control area extension would raise the floor of controlled airspace from 700 to 1200 feet above the surface beyond the 23-mile radius area, yet would provide adequate protection for aircraft executing prescribed instrument holding, arrival and departure procedures at or above 1500 feet above the surface within the Big Spring terminal area. The portion of the transition area proposed with a floor of 7,500 feet MSL would provide protection for aircraft executing the higher altitude portion of instrument arrival and departure procedures prescribed for Webb AFB.

The floors of the airways and the portion of the Abilene control area extension that would traverse the transition area proposed herein would automatically coincide with the floors of the transition area with the exception of those airways within the 7,500 foot MSL portion. The revocation of the Abilene control area extension will be accomplished at a later date as a part of the CAR Amendments 60-21/60-29 program proposed for the terminal areas which adjoin the Big Spring terminal area.

Certain minor revisions to prescribed instrument procedures would be effected in conjunction with the actions proposed herein, but operational complexity would not be increased nor would aircraft performance characteristics or established landing minimums be adversely affected.

Specific details of the changes to procedures and minimum instrument flight rules altitudes that would be required may be examined by contacting the Chief, Air Traffic Division, Southwest Region, Federal Aviation Agency, Fort Worth, Texas.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Agency, Post Office Box 1689, Fort Worth, Tex., 76101. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Air Traffic Division. Any data, views or arguments presented during such conferences must also

be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

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

These amendments are proposed under the authority of section 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Fort Worth, Tex., on November 25, 1964.

PHILLIP M. SWATEK,  
Acting Director,  
Southwest Region.

[F.R. Doc. 64-12494; Filed, Dec. 7, 1964;  
8:45 a.m.]

#### [ 14 CFR Part 71 [New] ]

[Airspace Docket No. 63-SW-68]

### CONTROL ZONE, TRANSITION AREAS, AND CONTROL AREA EXTENSION

#### Proposed Alteration, Designation, and Revocation

The Federal Aviation Agency is considering an amendment to Part 71 [New] of the Federal Aviation Regulations, which would alter the controlled airspace in the Baton Rouge, La., terminal area.

The following controlled airspace is presently designated in the Baton Rouge, La., terminal area:

1. The Baton Rouge, La., control zone is designated as that airspace within a 5-mile radius of Ryan Airport, Baton Rouge, La. (latitude 30°31'53" N., longitude 91°09'00" W.); within a 3-mile radius of Downtown Airport, Baton Rouge, La. (latitude 30°26'45" N., longitude 91°06'25" W.); within 2 miles either side of the 313° and 133° bearings from the Baton Rouge LOM extending from the Ryan Airport 5-mile radius zone to 10 miles NW and 19 miles SE of the LOM, and within 2 miles either side of the Baton Rouge VOR 071° and 251° radials extending from the Ryan Airport 5-mile radius zone to 10 miles SW of the VOR.

2. The Lafayette, La., control area extension is designated as that airspace bounded on the NE by V-114, on the S by V-20, on the SW by V-20 N and on the NW by V-222.

3. The Woodville, La., transition area is designated as that airspace extending upward from 1,200 feet above the surface within 12 miles NW and 8 miles SE of the McComb, Miss., VOR 251° radial, extending from 48 miles to 80 miles SW of the VOR.

The Federal Aviation Agency, having completed a comprehensive review of the terminal airspace structure requirements in the Baton Rouge, La., terminal area, including studies attendant to the implementation of the provisions of CAR Amendments 60-21/60-29, proposes the following airspace actions:

1. Redesignate the Baton Rouge, La., control zone as that airspace within a 5-mile radius of Ryan Airport, Baton Rouge, La. (latitude 30°31'53" N., longitude 91°09'00" W.); within a 2-mile radius of Downtown Airport, Baton Rouge, La. (latitude 30°26'45" N., longitude 91°06'25" W.); within 2 miles each side of the Baton Rouge ILS localizer SE course extending from the 5-mile radius zone to 6.5 miles SE of Ryan Airport, and within 2 miles each side of the Baton Rouge VORTAC 071° radial extending from the 5-mile radius zone to 1 mile E of the VORTAC.

2. Revoke the Woodville, La., transition area.

3. Revoke the Lafayette, La., control area extension.

4. Designate the Baton Rouge, La., transition area as that airspace extending upward from 700 feet above the surface within a 7-mile radius of Ryan Airport, Baton Rouge, La. (latitude 30°31'53" N., longitude 91°09'00" W.); within 2 miles each side of the Baton Rouge ILS localizer SE course extending from the 7-mile radius area to 7.5 miles SE of Ryan Airport, within 5 miles NE and 8 miles SW of the Baton Rouge ILS localizer NW course extending from the OM to 12 miles NW and within 2 miles each side of the Baton Rouge VORTAC 071° radial extending from the 7-mile radius area to the VORTAC; and that airspace extending upward from 1,200 feet above the surface within an area bounded by a line beginning at latitude 30°07'40" N., longitude 91°36'45" W.; to latitude 30°46'20" N., longitude 91°50'40" W.; to latitude 30°53'40" N., longitude 91°29'10" W.; to latitude 31°04'00" N., longitude 91°29'20" W.; to latitude 31°04'40" N., longitude 91°14'20" W.; to latitude 30°38'00" N., longitude 90°48'00" W.; to latitude 30°17'00" N., longitude 90°45'00" W.; to latitude 30°13'00" N., longitude 90°57'00" W.; to point of beginning, excluding the portion within the McComb, Miss., transition area.

The floors of the airways that would traverse the transition area proposed herein would automatically coincide with the floor of the transition area.

The proposed alteration to the Baton Rouge control zone would provide protection for aircraft executing prescribed instrument approach and departure procedures at Ryan Airport. Due to the proximity of the Downtown Airport to the AL-40-ILS-RWY 31 final approach course for Ryan Airport, the proposed control zone would include a 2-mile radius area of the Downtown airport.

The proposed designation of the 1,200 foot floor portion of the Baton Rouge transition area and the revocation of the Lafayette, La., control area extension would raise the floor of controlled airspace from 700 to 1,200 feet above the surface beyond the immediate vicinity of the Ryan and Downtown Airports, yet sufficient controlled airspace would be retained to provide protection for aircraft executing prescribed instrument holding, arrival and departure procedures within the Baton Rouge terminal area.

Certain minor revisions to prescribed instrument procedures would be effected in conjunction with the actions proposed herein, but operational complexity would not be increased nor would aircraft performance characteristics or established landing minimums be adversely affected.

Specific details of the changes to procedures and minimum instrument flight rules altitudes that would be required may be examined by contacting the Chief, Air Traffic Division, Southwest Region, Federal Aviation Agency, Fort Worth, Tex.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Agency, Post Office Box 1689, Fort Worth, Tex., 76101. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Air Traffic Division. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

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

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

Issued in Fort Worth, Tex., on November 25, 1964.

PHILLIP M. SWATEK,  
Acting Director,  
Southwest Region.

[F.R. Doc. 64-12495; Filed, Dec. 7, 1964;  
8:45 a.m.]

#### [ 14 CFR Part 71 [New] ]

[Airspace Docket No. 63-SW-114]

### CONTROL ZONE, TRANSITION AREAS, AND CONTROL AREA EXTENSION

#### Proposed Alteration, Designation, and Revocation

The Federal Aviation Agency is considering an amendment to Part 71 [New] of the Federal Aviation Regulations which would alter the controlled airspace in the Texarkana, Ark., terminal area.

The following controlled airspace is presently designated in the Texarkana, Ark., terminal area:

1. The Texarkana, Ark., control zone is designated as that airspace within a

5-mile radius of Texarkana Municipal Airport (latitude 33°27'20" N., longitude 93°59'15" W.), and within 2 miles either side of the Texarkana VORTAC 129° and 309° radials extending from the 5-mile radius zone to 10 miles NW of the VORTAC.

2. The Texarkana, Ark., control area extension is designated as that airspace within 5 miles either side of the Texarkana VORTAC 309° radial, extending from the VORTAC to 15 miles NW.

3. The Tyler, Tex., control area extension is designated as that airspace within a 25-mile radius of the Tyler RBN; the airspace N of Tyler bounded on the N by V-16, on the SE and E by V-289, on the S by a line 13 miles S of and parallel to the centerline of V-94 and on the W by the Dallas, Tex., control area extension; and within 10 miles NE and 7 miles SW of the Tyler ILS localizer SE course extending from the Tyler 25-mile radius area to 34 miles SE of the localizer.

4. The Shreveport, La., control area extension is designated as that airspace bounded by a line beginning on the S boundary of V-278 at longitude 93°29'30" W., thence SE to the S boundary of V-18 at longitude 92°33'00" W., thence E along the S boundary of V-18 to the INT thereof with a line 5 miles SE of and parallel to the Monroe, La., VORTAC 237° radial, thence SW via this line to the INT thereof with V-114, thence NW along V-114 to the INT thereof with V-289, thence N along V-289 to the INT thereof with V-278, thence E along V-278 to the point of beginning.

5. The Dierks, Ark., transition area is designated as that airspace extending upward from 1,200 feet above the surface within 12 miles E and 8 miles W of the Texarkana, Ark., VORTAC 355° radial, extending from 10 miles N to 22 miles S of the INT of the Page, Okla., VOR 144° and the Texarkana VORTAC 355° radials.

6. The Pike, Ark., transition area is designated as that airspace extending upward from 1,200 feet above the surface within 12 miles SE and 8 miles NW of the Texarkana, Ark., VORTAC 033° radial, extending from 10 miles NE to 22 miles SW of the INT of the Texarkana VORTAC 033° and the El Dorado, Ark., VORTAC 317° radials.

The Federal Aviation Agency, having completed a comprehensive review of the terminal airspace structure requirements in the Texarkana, Ark., terminal area, including studies attendant to the implementation of the provisions of CAR Amendments 60-21/60-29, proposes the following airspace actions:

1. Redesignate the Texarkana, Ark., control zone as that airspace within a 5-mile radius of the Texarkana, Ark., Municipal Airport (latitude 33°27'20" N., longitude 93°59'15" W.); and within 2 miles each side of the 129° radial of the Texarkana VORTAC extending from the 5-mile radius zone to .5 mile southeast of the VORTAC.

2. Revoke the Texarkana, Ark., control area extension.

3. Revoke the Dierks, Ark., transition area.

4. Revoke the Pike, Ark., transition area.

5. Designate the Texarkana, Ark., transition area as that airspace extending upward from 700 feet above the surface within 2 miles each side of the Texarkana VORTAC 129° and 309° radials extending from .5 mile southeast to 8 miles NW of the VORTAC; and that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at latitude 34°25'00" N., longitude 94°39'30" W.; to latitude 33°49'00" N., longitude 95°18'00" W.; to latitude 33°08'00" N., longitude 95°18'00" W.; to latitude 33°07'00" N., longitude 95°41'00" W.; to latitude 33°09'00" N., longitude 95°54'00" W.; to latitude 33°00'00" N., longitude 95°45'00" W.; to latitude 32°43'00" N., longitude 95°39'00" W.; to latitude 32°41'10" N., longitude 95°00'00" W.; to latitude 33°14'00" N., longitude 94°11'00" W.; to latitude 33°30'00" N., longitude 93°36'00" W.; to latitude 33°22'50" N., longitude 93°02'30" W.; to latitude 34°17'00" N., longitude 93°26'00" W.; to latitude 34°26'00" N., longitude 93°31'00" W.; to latitude 34°25'00" N., longitude 94°00'00" W.; to point of beginning.

6. Designate the Lone Star, Tex., transition area as that airspace extending upward from 700 feet above the surface within a 5-mile radius of the Lone Star Airport (latitude 32°55'40" N., longitude 94°44'50" W.); and within 2 miles each side of the 316° bearing from the Lone Star RBN, extending from the 5-mile radius area to 8 miles NW of the RBN.

The floors of the airways and the portions of the Tyler, Tex., and Shreveport, La., control area extensions that would traverse the transition areas proposed herein would automatically coincide with the floor of the transition areas.

The proposed control zone for Texarkana, Ark., would provide protection for aircraft executing prescribed instrument approach and departure procedures at the Texarkana Municipal Airport.

The proposed designation of the 1,200 foot floor portion of the Texarkana transition area and the revocation of the Texarkana control area extension would raise the floor of the controlled airspace beyond the immediate vicinity of the Texarkana Municipal and Lone Star Airports from 700 to 1,200 feet above the surface, yet the transition areas proposed would provide protection for aircraft executing prescribed instrument holding, arrival and departure procedures and enroute radar vectoring within the Texarkana terminal area.

The revocation of the Tyler, Tex., and Shreveport, La., control area extensions will be accomplished at a later date as a part of the CAR Amendments 60-21/60-29 program proposed for the terminal areas which adjoin the Texarkana terminal area.

Certain minor revisions to prescribed instrument procedures would be effected in conjunction with the actions proposed herein, but operational complexity would not be increased nor would aircraft performance characteristics or established landing minimums be adversely affected.

Specific details of the changes to procedures and minimum instrument flight rules altitudes that would be required

may be examined by contacting the Chief, Air Traffic Division, Southwest Region, Federal Aviation Agency, Fort Worth, Tex.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Agency, Post Office Box 1689, Fort Worth, Tex., 76101. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Air Traffic Division. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

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

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

Issued in Fort Worth, Tex., on November 25, 1964.

PHILLIP M. SWATEK,  
Acting Director,  
Southwest Region.

[F.R. Doc. 64-12496; Filed, Dec. 7, 1964;  
8:46 a.m.]

#### [ 14 CFR Part 73 [New] ]

[Airspace Docket No. 64-SO-53]

#### RESTRICTED AREA

##### Reopening of Comment Period

On October 8, 1964, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (29 F.R. 13906) stating that the Federal Aviation Agency was considering a proposal submitted by the United States Air Force which would establish a restricted area southwest of Nashville, Tenn. to encompass a joint U.S. Air Force-U.S. Army exercise referred to as GOLD FIRE II.

The Director, Tennessee Aeronautics Commission, has requested that the comment period associated with the notice be reopened since a number of interested persons became aware of the problems raised by the proposal only after the close of such comment period. Because of the size of the proposed area and the effects it would have on civil aviation, good cause exists for granting

the request. Further, a special informal airspace meeting to discuss the joint military exercise will be held December 10, 1964 at Nashville. Reopening of the comment period will provide the attendees with the opportunity to submit comments for the official docket after the meeting. Therefore, the time period for the submission of comments on the notice in Airspace Docket No. 64-SO-53 is reopened from the date of publication of this document in the FEDERAL REGISTER until December 18, 1964.

Comments should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Post Office Box 20636, Atlanta, Ga., 30320. All comments received will be available for examination by interested persons, before and after the closing date for comments, in an official docket at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

Issued in Washington, D.C., on December 4, 1964.

DANIEL E. BARROW,  
Chief, Airspace Regulations  
and Procedures Division.

[F.R. Doc. 64-12548; Filed, Dec. 7, 1964;  
8:49 a.m.]

#### [ 14 CFR Part 75 [New] ]

[Airspace Docket No. 64-WA-71]

#### JET ROUTES

##### Proposed Designation

The Federal Aviation Agency is considering amendments to Part 75 [New] of the Federal Aviation Regulations which would establish jet routes from within the Northeastern United States to the U.S.-Canadian border.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C., 20553. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered by the Administrator before taking action on the proposed amendment. The proposal contained in the notice may be changed in the light of comments received. All comments submitted will be available in the Rules Docket for examination by interested persons, both before and after the closing date for comments.

The proposed jet routes would be designated as follows:

1. From the Millinocket, Maine, VOR via the intersection of the Millinocket VOR 114° and the St. John, N.B., VOR

267° True radials; thence via the St. John VOR 267° True radial to the U.S.-Canadian border.

2. From the Massena, N.Y., VOR to the U.S.-Canadian border via the direct radials between the Massena and Stirling, Ont., VORs.

3. From the Massena VOR to the U.S.-Canadian border via the direct radials between the Massena and St. Johns, Quebec, VORs.

4. From the intersection of the Massena VOR 163° and the St. Eustache, Quebec, VOR 200° True radials via the St. Eustache VOR 200° True radial to the U.S.-Canadian border.

Sufficient air traffic exists on each of these four routes to justify their designation as jet routes. The proposed jet routes from Millinocket and Massena to the U.S.-Canadian border are presently in use as regularly scheduled off-airway air carrier routes.

These amendments are proposed under section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on November 27, 1964.

H. B. HELSTROM,  
Acting Chief, Airspace Regulations  
and Procedures Division.

[F.R. Doc. 64-12497; Filed, Dec. 7, 1964;  
8:46 a.m.]

#### [ 14 CFR Part 135 [New] ]

[Docket No. 6368; Notice 64-52]

#### STAR ROUTE MAIL CARRYING OPERATIONS

##### Notice of Proposed Rule Making

The Federal Aviation Agency is considering amending § 135.1 of Part 135—Air Taxi Operators and Commercial Operators of Small Aircraft [New] of the Federal Aviation Regulations. The purpose of this amendment is to include within the applicability of Part 135 the "star route" mail carrying operations presently covered by Special Civil Air Regulation 402.

Interested persons are invited to participate in the making of the proposed rules by submitting such written data, views, or arguments as they desire. Communications should identify the notice or 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 30 days after the date of this notice will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comment, in the Rules Docket for examination by interested persons.

In the preamble to Part 135 [New], the Agency expressed its intention to issue a notice of proposed rule making



to amend Special Civil Air Regulation 402 to require "star route" carriers using small aircraft to conduct their operations under Part 135 [New]. The Agency now believes that rather than amending the SR a better approach would be to include the subject operations specifically within the applicability of Part 135.

SR 402 presently requires that "Persons engaged in \* \* \* 'star route' \* \* \* operations, be certificated in accordance with and comply with the provisions of Part 42 of the Civil Air Regulations." At the time SR 402 was adopted Part 42 contained the rules applicable to air taxi operations. Subsequently, revised Part 42 was issued effective November 11, 1963. Since revised Part 42 did not cover operations with small aircraft, and pending the adoption of Part 135 [New], SR 395B was issued preserving temporarily the provisions of former Part 42 applicable to operations with small aircraft by commercial operators and air taxi operators. SR 395B was rescinded when Part 135 was adopted.

Accordingly, the reference in SR 402 to Part 42 no longer accomplishes the desired result since most "star route" operations are conducted with small aircraft and present Part 42 does not cover such operations.

The Agency believes that by including "star route" operations within the applicability of Part 135 the original intent of SR 402 will be retained. The Agency understands that star route operations are generally carried out with small aircraft and therefore Part 135 is the appropriate part for such operations. However, in the event that a large aircraft is used in such an operation, the Administrator may pursuant to § 135.13 (b) (2) amend the operator's operations specifications to require that the large aircraft operations be conducted under those requirements of revised Part 42 considered necessary for safety.

In consideration of the foregoing, it is proposed to amend § 135.1 of Part 135 [New], by deleting the "and" at the end of subparagraph (1); by renumbering subparagraph (2) of paragraph (a) as subparagraph (3); and by adding a new subparagraph (2) reading as follows:

**§ 135.1 Applicability.**

- (a) \* \* \*
- (2) The transportation of mail by aircraft conducted under a "star route" contract awarded pursuant to section 6303 of Title 39, United States Code; and,

\* \* \* \* \*

This amendment is proposed under the authority of sections 313(a) and 601-610 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a) and 1421-1430).

Issued in Washington, D.C., on December 1, 1964.

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

[F.R. Doc. 64-12498; Filed, Dec. 7, 1964; 8:46 a.m.]

**FEDERAL COMMUNICATIONS COMMISSION**

[ 47 CFR Part 73 ]

[Docket No. 15721; FCC 64-1108]

**RADIO BROADCAST SERVICES**

**Contracts of Broadcast Licensees With Newswire Services; Notice of Inquiry**

1. Notice is hereby given of inquiry and proposed rule making in the above-entitled matter.

2. The Commission has received a number of complaints from broadcast licensees concerning the newswire service contracts of the Associated Press (AP) and United Press International (UPI). It is alleged, among other things, that AP and UPI require five-year contracts which are not subject to cancellation by the broadcaster. Following these complaints, the Commission wrote AP and UPI requesting full information as to the length of their contract terms and provisions for renewal, termination and cancellation. Both AP and UPI replied by letter, enclosing sample copies of contracts.

3. From the information submitted by AP and UPI it appears that five-year contracts are encouraged by the newswire services, though not required. UPI states that its standard contract term is five years and that shorter terms are negotiated in exchange for a higher rate. AP indicates that approximately 1300 of its 2400 broadcast members have contracts with terms of five years and that an additional 1000 have contracts which continue until termination by the member on two-years' notice, with an adjusted (presumably lower) rate if such notice is not given prior to a specified date. Moreover, both the AP and UPI contracts contain provisions requiring the contracting broadcaster to guarantee, or cause any assignee of the broadcast license to agree in writing, that the assignee will fulfill the contract during its term.<sup>1</sup>

4. The encouragement of long-term contracts by the newswire services, the provisions binding assignees of the broadcast licensees, and the general acceptance of such contracts by the broadcasters are matters of concern to the Commission to the extent that these practices may affect the broadcast licensees' ability to operate in the public interest under the Communications Act. The newswire services are not within the direct regulatory jurisdiction of the Commission under the Communications Act and they do not hold any Commission-issued broadcast licenses. However, the Commission is properly concerned with a broadcaster's business or contractual relationship with third par-

ties insofar as the licensee's ability to serve the public may be affected. National Broadcasting Company v. United States, 319 U.S. 190; Metropolitan Television Company v. Federal Communications Commission, 289 F. 2d 874 (C.A.D.C.).

5. The main thrust of our concern here goes to the impact long-term newswire service contracts (including the assignee provisions) may have on the licensee's freedom of action in news programming. A five-year contract term exceeds the maximum three-year period for which broadcast licenses may be granted under section 307(d) of the Communications Act. At the end of three years the licensee must account to the Commission for the past operation of the station and, in order to obtain a renewal of license, must demonstrate that he has met, and will meet, his obligation under the public interest standard. The "principal ingredient of such obligation" is the duty "to make a positive, diligent and continuing effort, in good faith, to determine the tastes, needs and desires of the public in his community and to provide programming to meet those needs and interests"—a duty "personal to the licensee" which "may not be avoided by delegation of the responsibility to others." Programming Policy Statement, FCC 60-970, Public Notice 91874 (July 29, 1960), 20 Pike & Fischer, R.R. 1901, 1912-1913. A contract with a particular news source which exceeds the statutory license period would not appear to be consistent with this obligation if the practical effect is to preclude the licensee from following his judgment as to what news programming would best meet community interests and needs in the renewal period, or, for that matter, within a major portion of the preceding license period.

6. Although the broadcasters may subscribe to a particular newswire service, there does not appear to be any contractual provision requiring them to broadcast any or all of the news they receive or precluding them from substituting, or supplementing with, news obtained from other sources, including a contract with the other newswire service. However, it would be unrealistic to assume that broadcasters can afford or will choose to pay for two newswire services, or that they will seek out other news sources rather than use a service for which they are contractually bound to pay. Moreover, since both the AP and UPI contracts contain provisions requiring the contracting broadcaster to guarantee, or cause any assignee of the broadcast license to agree in writing, that the assignee will fulfill the contract during its term, the long-term contracts may similarly operate to deprive such assignees of an initial choice of news sources for a substantial period of time. Thus, the long-term contracts may be unduly restrictive of licensee freedom of action in news programming and prevent full compliance with non-delegable licensee responsibilities under the Communications Act. See Programming

<sup>1</sup> The pertinent provisions of the sample contracts submitted by AP and UPI are filed as part of the original document.

Policy Statement, FCC 60-970, Public Notice 91874 (July 29, 1960), 20 Pike & Fischer, R.R. 1901, 1911, 1913.

7. In the Report on Chain Broadcasting (1941), which formed the basis for the chain broadcasting regulations sustained in *National Broadcasting Co. v. United States*, 319 U.S. 190, the Commission concluded that station licensees would best serve the public interest if they refrained from entering into five-year network affiliation contracts and held themselves free to negotiate with the networks at more frequent intervals. This was largely because the "station licensee is unable to follow his conception of the public interest until the end of the 5-year contract term", regardless of any changes in the community and despite any deterioration in network service (Report on Chain Broadcasting, p. 61). See also, *National Broadcasting Co., v. United States*, 319 U.S. at 201-202. Our conclusion that "a station is not operating in the public interest when it so limits its freedom of action" (Report, p. 62), may well apply with equal force here in light of the considerations set forth in par. 6, above.

8. While the probable impact on licensee freedom of action in news programming is the immediate reason for our concern with newswire contracts, we note that the two-year limitation on network affiliation contracts stems also from our conclusion that long-term contracts prevent any real competition between existing networks, as well as the establishment and development of new networks, thereby depriving the public of improved service it might otherwise obtain from competition in the network field. Report on Chain Broadcasting, pp. 61-62.<sup>2</sup> We cannot determine without further information whether long-term newswire contracts have a significant, similar effect. It may be that such arrangements have a tendency to lessen competition between the newswire services for broadcast customers and to discourage the development of other broadcast news sources. However, the fact that the newswire services have many customers other than broadcasters, such as newspapers, may have a crucial bearing on overall competition between them and the caliber of service provided. In short, additional information would be necessary to determine whether five-year newswire contracts deprive the listening public of improved news service which might otherwise derive from the possibility of enhancing competition in the newswire field for broadcast customers through

<sup>2</sup> See also, H. Rept. No. 1297 of the Committee on Interstate and Foreign Commerce, 85th Cong., 2d Sess., pp. 254-263, setting forth the basis for the Network Study Staff's recommendation that the maximum permissible network affiliation contract term of two years not be extended.

shorter-term contracts. Since an inquiry is called for because of the considerations discussed in pars. 5-7, we believe that interested persons should also be afforded the opportunity to comment on this aspect also.

9. In the Chain Broadcasting Report, the Commission found no merit in a claim by the networks that long-term contracts were "indispensable to stable and efficient network operations" (Report, pp. 60-61). Although AP did not attempt to justify long-term contracts in its reply to the Commission's inquiry, UPI asserted that it must have the stability they allegedly afford in order to plan continued improvements and expansions of news service and to provide quality service at competitive rates; and further that these benefits to the broadcasters would be lost if the term were made shorter. The validity of this assertion cannot be appraised on the basis of the information presently available to the Commission concerning newswire service operations. This is therefore a further matter for investigation and comment by interested persons.

10. In sum, upon the basis of the complaints of the broadcasters and the information submitted by AP and UPI, a question exists as to whether station licensees would better serve the public interest embodied in the Communications Act if they refrained from entering into long-term newswire service contracts (including such long-term provisions binding license assignees), and held themselves free to negotiate with the newswire services at more frequent intervals. That question cannot be resolved without additional information, and its resolution is of sufficient importance to the Commission's responsibilities under the Communications Act to warrant further investigation.

11. Accordingly, there is instituted herewith, pursuant to the provisions of section 403 of the Communications Act, an inquiry into the following matters:

(1) The extent to which long-term newswire contracts may limit the broadcast licensees' exercise of their programming responsibilities in the news field (including the appropriateness under the Communications Act of such long-term contract provisions requiring any assignee of the license to fulfill the contract during its term);

(2) The extent to which each newswire service provides service to broadcasters under contract to the other or may refuse to provide service to broadcasters having unfulfilled contracts or contractual disputes with the other;

(3) The effect of long-term contracts with broadcasters on competition between the newswire services and the development of other news sources, and the nature of any resulting detriment to the public interest embodied in the Communications Act; and

(4) The extent, if any, to which short-term contracts with broadcasters might inhibit effective newswire service operations and result in a deterioration of newswire service to the licensees.

It is not our intention to limit the responses of interested persons to the specified areas of inquiry; any background material which would assist the Commission in making a determination as to the over-all public interest in this matter may also be submitted. However, responses should be documented with specific factual data and should not be in the form of unsupported general assertions of opinion.

12. In the absence of the requested information, we do not have a sound and reasonable basis for making a specific rule-making proposal. However, in order to be in a position to take any rule-making action found warranted at the conclusion of this proceeding, the Commission is inviting comments on the desirability of adopting rules, similar to the network affiliation rules (§§ 73.133, 73.233, and 73.658(c) of the Commission's rules, 47 CFR 73.133, 73.233, and 73.658(c)), to the effect that no station shall have a contract with a newswire service for a period longer than (for example) two years. While it is not contemplated that any such rules would permit a contract term of longer than three years, comments are requested on what time period within this range would be appropriate.

13. Authority for the rule amendments proposed herein is contained in sections 4(i), 303, 307, 308, 309 and 310 of the Communications Act of 1934, as amended.

14. All interested persons are invited to respond in writing to the inquiry herein and to file written comments on the proposed rules on or before January 25, 1965. Replies to such responses and comments may be filed on or before February 10, 1965. In reaching its decision in this matter, the Commission may also take into account any other relevant information before it, in addition to the comments invited by this Notice.

15. In accordance with the provisions of § 1.419 of the rules and regulations, an original and 14 copies of all comments, replies, pleadings, briefs, or other documents filed in this proceeding shall be furnished the Commission.

Adopted: December 2, 1964.

Released: December 3, 1964.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>3</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 64-12541; Filed, Dec. 7, 1964;  
8:48 a.m.]

<sup>3</sup> Commissioners Hyde, Bartley, and Loevinger absent.

# Notices

## DEPARTMENT OF JUSTICE

Office of Alien Property  
ROSA OFNER ET AL.

### Notice of Intention To Return Vested Property

Pursuant to the Agreement entitled "Agreement Between the United States of America and the Republic of Austria Regarding the Return of Austrian Property, Rights, and Interests" which was signed at Washington on January 30, 1959, and ratified by the United States on March 4, 1964, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservators expenses:

Claimant, Claim No., Property, and Location

Rosa Ofner, St. Marein 23, Post Neumarkt, Styria, Austria, \$241.98 in the Treasury of the United States; and Hugo Weissenboeck, Hochsteingasse 85, Graz III, Styria, Austria, \$241.98 in the Treasury of the United States; Claim No. 41207.

Anna Maria Krassl, Nibelungengasse 8, Vienna I, Austria, Claim No. 58789; \$9,313.67 in the Treasury of the United States.

Executed at Washington, D.C., on December 2, 1964.

For the Attorney General.

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

[F.R. Doc. 64-12529; Filed, Dec. 7, 1964;  
8:48 a.m.]

## DEPARTMENT OF THE INTERIOR

Bureau of Land Management  
COLORADO

### Notice of Filing of Protraction Diagrams

DECEMBER 1, 1964.

Notice is hereby given that effective January 18, 1965, the following approved protraction diagrams are officially filed of record in the Colorado Land Office. In accordance with Title 43 CFR, these protractions will become the basic record for describing the land for all authorized purposes at and after 10:00 a.m., on the above effective date. Until this date and time, the diagrams have been placed in the open files and are available to the public for information only.

COLORADO PROTRACTION DIAGRAM NO. 12

(Approved October 28, 1964)

SIXTH PRINCIPAL MERIDIAN

T. 8 S., R. 90 W.  
T. 9 S., R. 90 W.

T. 9 S., R. 92 W.,  
Sec. 1 through 4;  
Sec. 9 through 16;  
Sec. 21 through 23.  
T. 10 S., R. 90 W.,  
Sec. 1 through 12;  
Sec. 15 through 22;  
Sec. 27 through 34.  
T. 10 S., R. 91 W.  
T. 10 S., R. 92 W.  
T. 11 S., R. 91 W.  
T. 11 S., R. 92 W.  
T. 11 S., R. 93 W.,  
Sec. 1 through 28;  
Sec. 30 and 31;  
Sec. 33 through 36.  
T. 12 S., R. 92 W.

COLORADO PROTRACTION DIAGRAM NO. 31

(Approved October 28, 1964)

NEW MEXICO PRINCIPAL MERIDIAN

T. 32 N., R. 13½ W.  
T. 32 N., R. 14 W.  
T. 32 N., R. 15 W.  
T. 32 N., R. 16 W.  
T. 33 N., R. 14 W.  
T. 33½ N., R. 15 W.,  
Sec. 3 through 10;  
Sec. 15 through 22;  
Sec. 27 through 30.  
T. 33½ N., R. 16 W.,  
Sec. 2 through 11;  
Sec. 14 through 23;  
Sec. 26 through 35.  
T. 34 N., R. 13 W. north of Ute Line,  
Sec. 6: W½.  
T. 34 N., R. 14 W. north of Ute Line,  
Sec. 1: E½E½;  
Sec. 2 through 11.  
T. 34 N., R. 15 W. north of Ute Line.

COLORADO PROTRACTION DIAGRAM NO. 32

(Approved October 28, 1964)

NEW MEXICO PRINCIPAL MERIDIAN

T. 33 N., R. 19 W.  
T. 33 N., R. 20 W.  
T. 33½ N., R. 17 W.,  
Sec. 1, 2, 11 through 14;  
Sec. 23 through 26;  
Sec. 35, 36.  
T. 33½ N., R. 18 W.,  
Sec. 1 through 24;  
Sec. 27 through 34;  
T. 34 N., R. 18 W. North of Ute Line.

Copies of all diagrams are for sale at the Colorado Land Office, Bureau of Land Management, Insurance Exchange Building, 910-15th Street, Denver, Colorado, 80202.

W. F. MEEK,  
Land Office Manager.

[F.R. Doc. 64-12522; Filed, Dec. 7, 1964;  
8:48 a.m.]

[Idaho 015757]

## IDAHO

### Order Providing for Opening of Public Lands

NOVEMBER 30, 1964.

1. In exchanges of lands made under the provisions of section 8 of the Act of June 28, 1964 (48 Stat. 1272; 43 U.S.C. 315g) as amended, the following de-

scribed lands have been conveyed to the United States:

BOISE MERIDIAN, IDAHO

PARCEL 1

T. 3 N., R. 18 E.,  
Sec. 10, lots 1 and 2;  
Sec. 11, S½NW¼ and NW¼SW¼.

PARCEL 2

T. 13 N., R. 23 E.,  
Sec. 6, lot 7;  
Sec. 7, E½E½, NW¼NE¼ and SW¼SE¼;  
Sec. 8, S½N½ and S½;  
Sec. 17, N½N½;  
Sec. 18, SW¼NE¼, SE¼SW¼ and W½SE¼;  
Sec. 24;  
Sec. 25, N½NW¼ and SW¼NW¼;  
Sec. 26, NE¼NE¼.

T. 13 N., R. 24 E.,  
Sec. 19, lots 1, 2, 3, 4 and E½SW¼;  
Sec. 30 lot 1 and NE¼NW¼.

PARCEL 3

T. 1 N., R. 34 E.,  
Sec. 4, lots 3, 4 and S½NW¼.  
T. 2 N., R. 34 E.,  
Sec. 33, SW¼.

PARCEL 4

T. 58 N., R. 2 W.,  
Sec. 29, SW¼NW¼, N½SW¼.

The areas described aggregate 2835.08 acres.

2. Parcel 1 is located in Blaine County about 7 miles north of Hailey in the Ohio Gulch drainage. The topography is fairly steep. Soils are shallow, gravelly loam. Vegetative cover is a sagebrush-grass type. No potential for agriculture. Ohio Gulch road provides access across the land.

3. Parcel 2 is located in Custer County about 5 miles south of Patterson in the Pahsimeroi River Valley. The topography is fairly level, gently sloping to the west. Vegetative cover varies from a sagebrush-grass type to salt resistant species of saltbrush, shadscale and bud-sage. Goldberg Creek, a perennial stream, crosses the land in Sec. 18. Generally the land lacks suitability for farming.

4. Parcel 3 is located in Bonneville County approximately 22 miles west of Idaho Falls on the west side of a large expanse of lava rock. The land is quite remote. Access is poor by means of an unimproved range road. The topography is undulating to gently rolling. Soil is a light colored silt loam overlying lava. Because of the depth to underground water agricultural development is very questionable. Vegetative cover is a sagebrush-grass type.

5. Parcel 4 is located in Bonner County approximately 6 miles northwest of Sandpoint. The land is rough and mountainous at an elevation from 4,500 feet to 5,300 feet above sea level. Soil is gravelly and stony. No potential for agricultural development. Approximately 75 percent is covered by timber species. The lands are valuable for timber production and watershed management.

6. The land in Parcel 1 has been subject to the operation of the mining and mineral leasing laws at all times.

7. Pursuant to the authority delegated to me by Bureau Order No. 701, § 2.5, dated July 23, 1964, of the Associate Director, the lands described in paragraph 1 hereof shall become subject to application, petition and selection generally, but excepting applications under the Small Tract Act, subject to valid existing rights, the provisions of existing withdrawals and the requirements of applicable law, effective 10:00 a.m. on January 5, 1965. All valid applications received at or prior to 10:00 a.m. on January 5, 1965, shall be considered as simultaneously filed at that time.

8. The lands described in Parcels 2, 3 and 4 shall be open to mineral leasing and to location under the United States mining laws at 10:00 a.m. on January 5, 1965. Any offers received at or prior to this time and date will be considered as simultaneously filed.

9. Inquiries should be addressed to the Manager, Land Office, Bureau of Land Management, Post Office Box 2237, Boise, Idaho, 83701.

ORVAL G. HADLEY,  
Manager, Land Office.

[F.R. Doc. 64-12523; Filed, Dec. 7, 1964;  
8:48 a.m.]

### National Park Service

[Order 3, Amdt. 1]

### ASSISTANT SUPERINTENDENT ET AL., GLACIER NATIONAL PARK

#### Delegation of Authority Regarding Execution of Contracts and Purchase Orders for Supplies, Equipment or Services

Section 3 of Order No. 3, issued June 21, 1963 (28 F.R. 9268) is amended in its entirety to read as follows:

Sec. 3. Foreman III Shop, Supply Requirements Assistant, Stock Control Clerk, Storekeeping Clerk, Park Ranger (Waterton Ranger Station) and District Ranger (Hudson Bay District). The Foreman III Shop, Supply Requirements Assistant, Stock Control Clerk, Storekeeping Clerk, Park Ranger (Waterton Ranger Station) and District Ranger (Hudson Bay District) may issue purchase orders not in excess of \$300 for supplies, equipment or services in conformity with applicable regulations and statutory authority and subject to availability of allotted funds.

(National Park Service Order No. 14 (19 F.R. 8824), as amended; 39 Stat. 535, 16 U.S.C., sec. 2; Midwest Region Order No. 3 (21 F.R. 1494))

Dated: November 9, 1964.

KENNETH NEILSON,  
Superintendent,  
Glacier National Park.

[F.R. Doc. 64-12503; Filed, Dec. 7, 1964;  
8:46 a.m.]

## DEPARTMENT OF AGRICULTURE

Office of the Secretary

### FARMERS HOME ADMINISTRATION

#### Assignment and Reservation of Functions

Pursuant to the authority contained in R.S. 161 (5 U.S.C. 22) and Reorganization Plan No. 2 of 1953 (5 U.S.C. 133x-15), sections 145 and 146 of the Secretary's Order dated November 27, 1964 (29 F.R. 16210), are amended to assign additional functions and revised to read as follows:

Section 145 *Assignment of functions.* Subject to the reservations in section 146, there are hereby assigned and transferred to the Farmers Home Administration all of the functions, powers, duties, and assets under or with respect to:

(a) The Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1921), except those contained in section 342 of said Act (7 U.S.C. 1013a). These assigned functions, powers, duties, and assets pertain to programs authorized under said Act as well as to prior programs and authorities of the Farmers Home Administration and its predecessor agencies, the Farm Security Administration, the Emergency Crop and Feed Loan Offices of the Farm Credit Administration, the Resettlement Administration, and the Regional Agricultural Credit Corporation of Washington, D.C.

(b) Title V of the Housing Act of 1949 (42 U.S.C. 1471), except those pertaining to research.

(c) The Rural Rehabilitation Corporation Trust Liquidation Act (40 U.S.C. 440), and under the trust, liquidation and other agreements entered into pursuant thereto.

(d) Section 8, and those with respect to repayment of the obligations under section 4, of the Watershed Protection and Flood Prevention Act (16 U.S.C. 1006a, 1004).

(e) Rural Areas Development Program activities consisting of (1) furnishing technical information and services in initiating and implementing projects, (2) certifying individual overall economic development programs in rural areas as being consistent with the general objectives of the economic development of rural areas of the United States, and (3) certifying industrial and commercial water facility projects and community facility projects as being consistent with approved overall economic development programs for the areas involved. The foregoing are part of the functions, powers, and duties under the Area Redevelopment Act (42 U.S.C. 2501), delegated by the Secretary of Commerce to the Secretary of Agriculture (26 F.R. 9933).

(f) Rural Renewal Program activities consisting of making loans, making advances for technical assistance, coordination, direction, and supervision of Rural Renewal Projects, and assistance

in planning, developing and carrying out such projects under section 32(e) of the Bankhead-Jones Farm Tenant Act (7 U.S.C. 1011(e)).

(g) Section 51(a) of the Alaska Omnibus Act (Note preceding 48 U.S.C. 21).

(h) Loan programs under Part A of Title III and the necessarily related functions in Title VI of the Economic Opportunity Act of 1964 (42 U.S.C. 2841-2854, 2942, 2946) delegated by the Director of the Office of Economic Opportunity to the Secretary of Agriculture (29 F.R. 14764).

(i) Servicing, collection, settlement, and liquidation of:

(1) Deferred land purchase obligations of individuals under the Wheeler-Case Act of August 11, 1939, as amended (16 U.S.C. 590y), and under the item, "Water Conservation and Utilization Projects" in the Department of the Interior Appropriation Act, 1940 (53 Stat. 719), as amended.

(2) Puerto Rican Hurricane Relief loans under the Act of July 11, 1956 (70 Stat. 525).

(j) Disposal of surplus property under the jurisdiction of the Farmers Home Administration which the Secretary of Agriculture is authorized to dispose of by the Administrator of the General Services Administration (40 U.S.C. 486).

Section 146 *Reservations.* (a) Making and issuing notes to the Secretary of the Treasury for the purposes of the Agricultural Credit Insurance Fund as authorized by the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1929), and Title V of the Housing Act of 1949 (42 U.S.C. 1484, 1485(b)), and requesting advances of funds evidenced by said notes and any similar notes executed under prior authorities (including 7 U.S.C. 1005b(j), 1005c(b), 1006e(a), 16 U.S.C. 590x-3(d)); where such notes or requests for advances thereunder would cause the aggregate outstanding unpaid principal balances thereon to exceed \$135,000,000, or to exceed \$25,000,000 thereof for domestic farm labor housing, or \$10,000,000 thereof for rental housing for elderly persons and families.

(b) With respect to the functions assigned in section 145(h):

(1) Prescribing rules and regulations jointly with the Director of the Office of Economic Opportunity.

(2) Requesting the Director of the Office of Economic Opportunity to make advances to the revolving fund established pursuant to Section 606 of the Economic Opportunity Act of 1964.

(3) Requesting reimbursements from the Director of the Office of Economic Opportunity for the performance of such assigned functions.

(c) Designation of areas in which Emergency loans may be made (7 U.S.C. 1961).

Done at Washington, D.C., this 3d day of December 1964.

ORVILLE L. FREEMAN,  
Secretary.

[F.R. Doc. 64-12547; Filed, Dec. 7, 1964;  
8:49 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket No. 50-27]

### WASHINGTON STATE UNIVERSITY Notice of Issuance of Facility License Amendment

Please take notice that the Atomic Energy Commission has issued, effective as of the date of issuance, Amendment No. 2, set forth below, to Facility License No. R-76. The license authorizes Washington State University (the licensee) to operate its pool-type nuclear reactor located on its campus in Pullman, Washington. The amendment authorizes the licensee (1) to modify the reactor scram circuitry in order to reduce scram delay times, in accordance with the procedures described in the application for license amendment dated August 12, 1964, and (2) to make certain revisions in the operating procedures as described in the application.

The Commission has found that:

1. The application for amendment complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in Title 10, Chapter 1, CFR;
2. Prior public notice of proposed issuance of this amendment is not required since the amendment does not involve significant hazards considerations different from those previously evaluated;
3. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the licensee may file a request for a hearing, and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. A request for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's rules of practice, 10 CFR Part 2. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) the application for license amendment, and (2) a related hazards analysis prepared by the Research & Power Reactor Safety Branch of the Division of Reactor Licensing, both of which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of item (2) above may be obtained at the Commission's Public Document Room, or upon request addressed to the Atomic Energy Commission, Washington, D.C., 20545, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md., this 30th day of November 1964.

For the Atomic Energy Commission.

**ROGER S. BOYD,**  
*Chief, Research and Power Re-  
actor Safety Branch, Division  
of Reactor Licensing.*

WASHINGTON STATE UNIVERSITY

[Docket No. 50-27]

FACILITY LICENSE AMENDMENT

License No. R-76  
Amendment No. 2

1. Pursuant to the application for license amendment dated August 12, 1964, Facility License No. R-76, as amended, which authorizes Washington State University to operate its pool-type nuclear reactor located on its campus in Pullman, Wash., is further amended as follows:

A. Washington State University is authorized to modify the reactor scram circuitry to reduce scram delay times, in accordance with the procedures described in the application dated August 12, 1964.

B. The second paragraph a. of section 3 of Washington State University's report dated February 2, 1961; which is incorporated in the license, is revised to read:

"No experiment shall have a reactivity worth of more than 66 cents (0.005). In the fuel bearing portion of the reactor, that is, the region bounded by the inside surface of the graphite reflector elements on the sides and by water above and below the 24-inch vertical dimension of the fuel elements containing the uranium fuel, experiments shall be inserted and removed only when the reactor is subcritical as indicated in section 1, second paragraph b. above. In locations outside the above designated region, experiments having a reactivity worth of 10 cents or less may be inserted or removed while the reactor is critical provided that (1) the unknown worth of the sample has been determined in a fixed experiment at the position in question, or (2) the reactivity worth of a cadmium absorber having at least as great a surface area as the sample has been determined to have a worth of 10 cents or less by a fixed experiment at the position in question. Experiments having a reactivity worth of more than 10 cents shall be inserted or removed only during shutdown as in section 1, second paragraph b. above."

C. Paragraph i. of section 1 of Washington State University's report dated February 2, 1961, is revised to read:

"No control blade shall be raised manually while fuel is in the core. No one shall be present on the reactor bridge when the magnets are disengaged from the control blades and separated from them by a distance of more than 4 inches."

D. Section 4.2.2, first paragraph, second sentence of Safeguard Report (GEAP-3100), dated February 16, 1959, and section 4.1.3, Item 2, second sentence of Safeguard Report supplement dated March 1959, which are incorporated in the license, are deleted and the following substituted therefor:

"Improper functioning of any component shall be reported immediately to the Senior Operator who shall decide what action to take. The reactor shall not be operated with any significant known defects in fuel elements, control rods or control circuitry."

E. Section 4.2.2, Item 4, first sentence of Safeguard Report dated February 16, 1959, is deleted and the following substituted therefor:

"When the proper indicators, as outlined above, approach the set power level, the servo control system may be activated by the operator. If desired, the reactor may be operated under manual control at all power levels."

2. This amendment is effective as of the date of issuance.

Date of issuance: November 30, 1964.

For the Atomic Energy Commission.

**ROGER S. BOYD,**  
*Chief, Research and Power Reactor  
Safety Branch, Division of Re-  
actor Licensing.*

[F.R. Doc. 64-12489; Filed, Dec. 7, 1964;  
8:45 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 15493]

### SOUTHERN AIRWAYS, INC., AND ANNISTON, ALABAMA

#### Notice of Prehearing Conference

Renewal of Southern Airways, Inc., Segments 1(b), 6, 8, 9, and 10 and Anniston, Ala. on Segment 1.

Notice is hereby given that a prehearing conference on the above-entitled application is assigned to be held on December 17, 1964, at 10:00 a.m., e.s.t., in Room 925, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Joseph L. Fitzmaurice.

Dated at Washington, D.C., December 3, 1964.

[SEAL] FRANCIS W. BROWN,  
*Chief Examiner.*

[F.R. Doc. 64-12543; Filed, Dec. 7, 1964;  
8:48 a.m.]

[Docket No. 14828]

### TRANS-TEXAS AIRWAYS, INC.

#### Notice of Prehearing Conference

Renewal of Trans-Texas Airways, Inc., Segment 7.

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on December 17, 1964, at 10:00 a.m., e.s.t., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Merritt Ruhlen.

Dated at Washington, D.C., December 3, 1964.

[SEAL] FRANCIS W. BROWN,  
*Chief Examiner.*

[F.R. Doc. 64-12544; Filed, Dec. 7, 1964;  
8:49 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 15714, 15715; FCC 64M-1214]

**TRINITY BROADCASTING CO. AND  
WARNER BROS. PICTURES, INC.**

### Order Continuing Prehearing Conference

In re applications of Trinity Broadcasting Company, Fort Worth, Texas, Docket No. 15714, File No. BPCT-3172; Warner Bros. Pictures, Inc., Fort Worth, Texas, Docket No. 15715, File No. BPCT-3272; for construction permit for new television broadcast station (Channel 20).

The Hearing Examiner having for consideration the Chief Hearing Examiner's order herein of November 30, 1964, wherein the presiding officer was appointed and a prehearing conference was scheduled for December 3, 1964;

It appearing, that certain of the issues in this proceeding are identical to those designated in the Commission's order released November 20, 1964 in Kaiser Industries Corporation, Docket No. 15667, et al. (FCC 64-1076, Mimeo. 59333), and that a more expeditious and economical disposition of such issues may be accomplished through the consolidation of hearing procedures insofar as hearing is to be conducted on the common issues:

It is ordered, This 1st day of December 1964, on the Hearing Examiner's own motion, that the prehearing conference now scheduled to commence on December 3, 1964, is continued to December 11, 1964, commencing at 9:00 a.m. in the offices of the Commission at Washington, D.C., and that, insofar as this proceeding involves issues in common with Kaiser Industries Corporation et al., the said prehearing conference will be consolidated with a prehearing conference to be held in Kaiser Industries Corporation.

Released: December 2, 1964.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 64-12642; Filed, Dec. 7, 1964;  
8:48 a.m.]

## CIVIL SERVICE COMMISSION

**POSITIONS FOR WHICH THERE IS DE-  
TERMINED TO BE MANPOWER  
SHORTAGE**

### Notice of Listing

Under the provisions of Public Law 86-587, the Civil Service Commission has determined that there is a manpower shortage for the following:

Series and grade	Positions	Location	Effective date
GS-1065-12	Supervisory Materials Treatment Processes Quality Control Specialist (Nondestructive Testing).	Portsmouth Naval Shipyard, Portsmouth, N.H.	July 9, 1964
GS-230-15	Chief, Employee-Management Cooperation Staff, a position requiring experience in negotiations with unions and in management of a company program at headquarters level.	Federal Aviation Agency, Washington, D.C.	July 13, 1964
GS-1530-17	Assistant Commissioner for Educational Statistics.	Department of Health, Education, and Welfare, Washington, D.C.	Aug. 5, 1964
GS-331-9/12	Digital Computer Programmer	Washington, D.C., Metropolitan Area and Ft. Meade, Md.	Aug. 23, 1964
GS-334-9/12	Digital Computer Systems Analyst	do	Do.

If comparable positions exist which are not subject to the Classification Act, they are covered.

Travel and transportation expenses may be paid for appointees to their duty stations for the positions as listed above. Any such payments as a result of this determination must be made in accordance with travel regulations issued by the Bureau of the Budget.

### UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,  
Executive Assistant to  
the Commissioners.

[F.R. Doc. 64-12530; Filed, Dec. 7, 1964;  
8:48 a.m.]

## FEDERAL POWER COMMISSION

[Docket No. RI65-332 etc.]

**AMERADA PETROLEUM CORP. ET AL.**

**Order Providing for Hearing on and  
Suspension of Proposed Changes  
in Rates, and Allowing Rate  
Changes To Become Effective Sub-  
ject to Refund<sup>1</sup>**

NOVEMBER 30, 1964.

The Respondents named herein have filed proposed changes in rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A below.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds. It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.

### The Commission orders.

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR, Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however*, That the supplements to the rate schedules filed by Respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order Respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless Respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and undertakings shall be deemed to have been accepted.

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before January 20, 1965.

By the Commission.

[SEAL] JOSEPH H. GUTHRIE,  
Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI65-332	Amerada Petroleum Corp., Post Office Box 2040, Tulsa 2, Okla. Attn: Mr. W. H. Bourne. Amerada Petroleum Corp.	2	5	El Paso Natural Gas Co. (Blanco Field, San Juan County, N. Mex.) (San Juan Basin Area).	\$15,777	11-4-64	12-5-64 <sup>3</sup>	12-6-64 <sup>3</sup>	13.2295	14.2486	RI64-58.
		49	6	El Paso Natural Gas Co. (San Juan Field, Rio Arriba County, N. Mex.) (San Juan Basin Area).	35,093	11-4-64	12-5-64 <sup>3</sup>	12-6-64 <sup>3</sup>	13.2295	14.2486	RI64-58.
	-----do-----	76	5	El Paso Natural Gas Co. (Bisti Area, San Juan County, N. Mex.) (San Juan Basin Area).	7,602	11-4-64	12-5-64 <sup>3</sup>	12-6-64 <sup>3</sup>	13.2486	14.2678	RI64-58.
	-----do-----	99	2	El Paso Natural Gas Co. (Ignacio Field, LaPlata County, Colo.).	87	11-4-64	12-5-64 <sup>3</sup>	12-6-64 <sup>3</sup>	13.0	14.0	
RI65-333	Viersen & Cochran, Post Office Box 280, Okmulgee, Okla.	3	1	Cities Service Gas Co. (Grant County, Okla.) (Oklahoma "Other" Area).	720	10-30-64	1-1-65 <sup>4</sup>	1-2-65 <sup>4</sup>	13.0	14.0	

<sup>1</sup> The stated effective date is the first day after expiration of the required statutory notice.  
<sup>2</sup> The suspension period is limited to one day.  
<sup>3</sup> Periodic rate increase.  
<sup>4</sup> Pressure base is 15,025 p.s.i.a.  
<sup>5</sup> Includes 1.0 cent per Mcf added to reflect minimum guarantee for liquids.  
<sup>6</sup> Includes partial reimbursement for full 2.55 percent New Mexico Emergency School Tax.

<sup>7</sup> Settlement rate was 12.0 cents per Mcf, inclusive of 1.0 cent per Mcf minimum guarantee for liquids.  
<sup>8</sup> The stated effective date is the effective date requested by Respondent.  
<sup>9</sup> Pressure base 14.65 p.s.i.a.  
<sup>10</sup> Subject to a downward B.t.u. adjustment.  
<sup>11</sup> Subject to 0.75 cent per M.c.f. deduction by buyer for dehydration and 1.75 cents per Mcf deduction by buyer for compression.

Amerada Petroleum Corporation (Amerada) requests an effective date of November 1, 1964, for its proposed rate increases. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Amerada's rate filings and such request is denied.

Supplements Nos. 5, 6 and 5 to Amerada's FPC Gas Rate Schedules Nos. 2, 49 and 76, respectively, include partial reimbursement for the full 2.55 percent New Mexico Emergency School Tax and a 1.0 cent per Mcf minimum guarantee for liquids. Amerada previously filed for this tax and the buyer, El Paso Natural Gas Company (El Paso) protested the filings in accordance with its policy of protesting all New Mexico Emergency School Tax reimbursement in excess of 0.55 percent. A similar protest was filed by El Paso on November 13, 1964, in connection with the present filings. While El Paso concedes that the New Mexico tax legislation effected a higher rate of at least 0.55 percent, it claims there is controversy as to whether or not the new legislation effected an increased tax rate in excess of 0.55 percent. Under the circumstances, we shall provide that the hearing provided for herein for Amerada's rate increases shall concern itself with the contractual basis as well as the statutory lawfulness thereof. The proposed rates for these three sales, which are in the San Juan Basin Area, exceed the 13.0 cents per Mcf ceiling applicable to such area by the amount of the tax reimbursement and the 1.0 cent per Mcf minimum guarantee for liquids. Since the proposed increases reflect tax reimbursement, the suspension period for each may be shortened to one day from December 5, 1964, the date of expiration of the statutory notice.

Amerada's proposed rate increase for a sale in Colorado and contained in Supplement No. 2 to Amerada's FPC Gas Rate Schedule No. 99, did not include as part of its proposed rate the contractually provided for 1.0 cent per Mcf minimum guarantee for liquids. The addition of this minimum guarantee of 1.0 cent per Mcf to the base rate results in a total rate in excess of the 13.0 cents per Mcf ceiling price for the area involved by the 1.0 cent per Mcf liquid guarantee and should be suspended for one day from December 5, 1964, the date of expiration of the statutory notice. Amerada's contract relating to this sale was executed after September 28, 1960, the date of issuance of the Commission's Statement of General Policy No. 61-1, as amended, and the proposed rate of 14.0 cents per Mcf is less than the 15.0 cents per Mcf initial service ceiling for Colorado, and for this reason, the rate is also suspended for one day.

Viersen & Cochran's related contract was executed subsequent to September 28, 1960, the date of issuance of the Commission's Statement of General Policy No. 61-1, as amended, and the proposed rate is above the applicable area ceiling for increased rates but does not exceed applicable ceiling price for initial rates in the area involved. We believe, in this situation, that Viersen & Cochran's proposed rate increase should be suspended for one day from January 1, 1965, the proposed effective date.

All of the proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR, Ch. I, Part 2, § 2.56).

[F.R. Doc. 64-12468; Filed, Dec. 7, 1964; 8:45 a.m.]

[Docket No. RI65-334 etc.]

**AMERADA PETROLEUM CORP. ET AL.**  
**Order Providing for Hearings on and Suspension of Proposed Changes in Rates<sup>1</sup>**

NOVEMBER 30, 1964.

The Respondents named herein have filed proposed increased rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A below.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

*The Commission finds.* It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

*The Commission orders.*

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR, Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.

until made effective as prescribed by the Natural Gas Act.

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until

disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules

of practice and procedure (18 CFR 1.8 and 1.37 (f)) on or before January 20, 1965.

By the Commission.

[SEAL]

JOSEPH H. GUTRIDE,  
Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI65-334...	Amerada Petroleum Corp., Post Office Box 2040, Tulsa 2, Okla. Attn: Mr. W. H. Bourne. Amerada Petroleum Corp. do. do. do. do. do. do. do. do. do.	25	4	El Paso Natural Gas Co. (Ignacio Field, La Plata County, Colo.).	\$23,239	11- 4-64	12-5-64	5-5-65	13.0	14.0	
		26	3	do.	81	11- 4-64	12-5-64	5-5-65	13.0	14.0	
		54	4	do.	2,601	11- 4-64	12-5-64	5-5-65	13.0	14.0	
		97	2	Lone Star Gas Co. (Stage Stand Field, Stephens County, Okla.) (Oklahoma "Other" Area).	918	11- 4-64	12-5-64	5-5-65	15.0	16.0	
		94	2	Lone Star Gas Co. (W. Velma Field, Stephens County, Okla.) (Oklahoma "Other" Area).	924	11- 4-64	12-5-64	5-5-65	15.0	16.0	
		93	4	Colorado Interstate Gas Co. (S.W. Camp Creek Field, Beaver County, Okla.) (Panhandle Area).	497	11- 4-64	12-5-64	5-5-65	17.0	18.1	
		87	5	Texas Eastern Transmission Corp. (Willow Springs Field, Gregg County, Tex.) (R.R. Dist. No. 6).	811	11- 4-64	12-5-64	5-5-65	14.6	15.6	
		75	3	Panhandle Eastern Pipe Line Co. (Hopewell Field, Pratt County, Kans.).	176	11- 4-64	12-5-64	5-5-65	15.0	16.0	
		52	6	Colorado Interstate Gas Co. (Hugoton Field, Kearney County, Kans.).	227	11- 4-64	12-5-64	5- 5-65	11.0	13.5	
		42	6	Colorado Interstate Gas Co. (Greenwood Field, Morton County, Kans., and Baca County, Colo.).	5,968	11- 4-64	12-5-64	5- 5-65	15.0	17.0	
23	15	Colorado Interstate Gas Co. (Greenwood Field, Morton County, Kans.).	8,185	11- 4-64	12-5-64	5- 5-65	12.0	17.0			
RI65-335...	Pan American Petroleum Corp., Post Office Box 1410, Fort Worth, Tex., 76101. Attn: Mr. J. K. Smith. Pan American Petroleum Corp.	396	1	Southern Union Gathering Co. (Basin Dakota Field, San Juan County, N. Mex.) (San Juan Basin Area).	350	11- 2-64	12-3-64	5- 3-65	13.0	14.0	
		134	4	Panhandle Eastern Pipe Line Co. (Southeast Liberal Field, Seward County, Kans.).	4,233	10-30-64	12-1-64	5- 1-65	15.0	16.0	RI60-271
RI65-336...	Amerada Petroleum Corp. (Operator), et al.	71	3	Natural Gas Pipeline Co. of America (West Cement Field, Caddo County, Okla.) (Oklahoma "Other" Area).	36,331	11- 4-64	12-5-64	5- 5-65	15.0	17.0	
RI65-337...	Petroleum, Inc. (Operator), et al., 352 North Broadway, Wichita, Kans.	22	2	Panhandle Eastern Pipe Line Co. (Beaver County, Okla.) (Panhandle Area).	650	11- 2-64	12-3-64	5- 3-65	16.0	17.0	
RI65-338...	Union Texas Petroleum, a Division of Allied Chemical Corp. et al., Post Office Box 2120, Houston, Tex.	46	4	Cities Service Gas Co. (Northeast Vining Field, Grant and Alfalfa Counties, Okla.) (Oklahoma "Other" Area).	996	11- 2-64	1-1-65	6- 1-65	13.0	14.0	G-20436
RI65-339...	Viersen & Cochran (Operator), et al., 280st Office Box O, Okmulgee, Okla.	1	2	Cities Service Gas Co. (Eureka Field, Grant and Alfalfa Counties, Okla.) (Oklahoma "Other" Area).	3,410	10-30-64	1-1-65	6- 1-65	13.0	14.0	G-20427.
RI65-340...	Viersen & Cochran	2	1	Cities Service Gas Co. (Southwest Wakita Area, Grant County, Okla.) (Oklahoma "Other" Area).	850	10-30-64	1-1-65	6- 1-65	13.0	14.0	
RI65-341...	Cabot Corp. (SW), Post Office Box 1101, Pampa, Tex.	28	2	Panhandle Eastern Pipe Line Co. (Hugoton Field, Seward County, Kans.).	21	11- 2-64	1-1-65	6- 1-65	12.0	13.0	RI60-318.
RI65-342...	Jocelyn-Varn Oil Co. (Operator), et al., 310 Sutton Place, Wichita, Kans.	2	1	Arkansas Louisiana Gas Co. (South Hunter Field, Garfield County, Okla.) (Oklahoma "Other" Area).	600	10-30-64	12-1-64	5- 1-65	11.0	12.0	
	Jocelyn-Varn Oil Co. (Operator), et al.	5	1	Arkansas Louisiana Gas Co. (East Kremlin Field, Garfield County, Okla.) (Oklahoma "Other" Area).	360	11- 2-64	12-3-64	5- 3-65	11.0	12.0	
RI65-343...	Mapco Production Co., 800 Oil Center Building, Tulsa, Okla.	7	10	Colorado Interstate Gas Co. (Hugoton Field, Kans.).	5,681	11- 6-64	12-7-64	5- 7-65	11.0	13.5	
RI65-344...	Tidewater Oil Co., Post Office Box 1404, Houston, Tex., 77001. Attn: Mr. A. M. Mouser. Tidewater Oil Co.	5	18	Natural Gas Pipeline Co. of America (East Bay City Field, Matagorda County, Tex.) (R.R. Dist. No. 3).	23,196	11- 2-64	12-3-64	5- 3-65	15.1440	16.1536	
		18	20	Natural Gas Pipeline Co. of America (West Bernard Field, Wharton County, Tex.) (R.R. Dist. No. 3).	15,757	11- 2-64	12-3-64	5- 3-65	15.1440	16.1536	

See footnotes at end of table.



Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI65-345...	General American Oil Co. of Texas, Meadows Building Dallas 6, Tex.	31	1	Southern Natural Gas Co. (Dexter Field, Walthall and Marion Counties, Miss.).	9,325	11- 2-64	<sup>11</sup> 12-3-64	5-3-65	<sup>17</sup> 21.55277	<sup>14</sup> 23.66358	
RI65-346...	Newton Naval Stores Co., Inc., Wiggins, Miss.	1	1	United Gas Pipe Line Co. (Maxie-Pistol Ridge Area, Forest, Lamar and Pearl River Counties, Miss.).	10,670	11- 5-64	<sup>12</sup> 12-6-64	5-6-65	<sup>17</sup> 20.1324	<sup>14</sup> 22.8	
RI65-347...	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex., 77001. Attn: Mr. John J. Carter.	300	2	Tennessee Gas Transmission Co. (Northeast Loma Novia and South Lundell Fields, Duval County, Tex.) (R.R. District No. 4).	17,786	11- 5-64	<sup>12</sup> 12-6-64	5-6-65	<sup>17</sup> <sup>21</sup> 17.24347	<sup>17</sup> <sup>20</sup> 18.0	

<sup>1</sup> The stated effective date is the first day after expiration of the required statutory notice.

<sup>2</sup> Periodic rate increase.

<sup>3</sup> Pressure base is 15.025 p.s.i.a.

<sup>4</sup> Covers 1.0 cent per Mcf periodic increase contractually due January 1, 1964, but not filed for due to settlement approved in Docket No. G-9385, et al., Amerada Petroleum Corp.

<sup>5</sup> Pressure base is 14.65 p.s.i.a.

<sup>6</sup> Subject to a downward B.t.u. adjustment.

<sup>7</sup> Rate before and after acceptance of offer of settlement by Commission Order issued February 1, 1963, in Docket No. G-9385, et al. Settlement order imposed a moratorium on rate increases which exceed the area ceiling until November 1, 1964.

<sup>8</sup> Settlement rate.

<sup>9</sup> Settlement rate. Order approving settlement issued February 1, 1963, in Docket No. G-9385, et al.

<sup>10</sup> The stated effective date is the effective date requested by Respondent.

<sup>11</sup> Includes 0.75 cent per Mcf deducted by buyer for dehydration.

<sup>12</sup> Includes 0.75 cent per Mcf deducted by buyer for dehydration and 1.75 cents per Mcf deducted by buyer for compression.

<sup>13</sup> Renegotiated rate increase.

<sup>14</sup> Tidewater's companywide settlement proposal, accepted by Commission order issued June 15, 1962, in Docket Nos. G-13310, et al., permitted filing for rate increases not to exceed 1.0 cent per Mcf after June 30, 1964, plus applicable tax reimbursement.

<sup>15</sup> Settlement rate established by Commission's order issued June 15, 1962, in Docket Nos. G-13310, et al., approving Tidewater's companywide settlement.

<sup>16</sup> Initial rate.

<sup>17</sup> Redetermined rate increase.

<sup>18</sup> Contract provides for 1.0 cent per Mcf periodic increase. Instant filing reflects only a portion of the contractual due increase.

<sup>19</sup> Contractually due rate is 18.24347 cents per Mcf. Opinion No. 422, issued March 23, 1964, in Docket No. CI62-704, provides a moratorium on filing for increased rates exceeding 18.0 cents per Mcf pending final decision on area rate proceeding in Docket No. AR64-2, or January 1, 1968, whichever is earlier. Such proposed 18.0 cents per Mcf rate is considered "fractured."

<sup>20</sup> Opinion No. 422, issued March 23, 1964, conditioned initial rate to not exceed 16.0 cents per Mcf. Order was stayed pending judicial review by Opinion No. 422-A, issued May 27, 1964, Docket No. CI62-704.

Amerada Petroleum Corporation and Amerada Petroleum Corporation (Operator), et al. (both referred to herein as Amerada), request an effective date of November 1, 1964, for their proposed rate increases. Jocelyn-Varn Oil Company (Operator), et al., request an effective date of December 2, 1964, for Supplement No. 1 to their FPC Gas Rate Schedule No. 5, and Humble Oil & Refining Company (Humble) request waiver of notice to make its proposed rate increase effective as of November 1, 1964. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit earlier effective dates for the aforementioned producers rate filings and such requests are denied.

Tidewater Oil Company's (Tidewater) proposed rate increases are filed pursuant to the terms of Tidewater's general rate settlement approved by the Commission's order issued June 15, 1962, in Docket Nos. G-13310, et al. The order allows Tidewater to place into effect after June 30, 1964, rate increases of not more than 1.0 cent per Mcf under the rate schedules involved, plus a proportionate increase in tax reimbursement. Since the proposed rates exceed the area increased ceiling of 14.0 cents per Mcf, such increases are suspended as hereinbefore ordered.

Humble's proposed rate filing contains a "fractured" rate increase to 18.0 cents per Mcf, which represents a portion of its contractually due periodic increase (this sale by Humble was excluded from Humble's company-wide rate settlement). Humble previously filed a periodic increase to 18.24347 cents per Mcf for this sale, which was rejected as being in conflict with Opinion No. 422, issued March 23, 1964, in the matter entitled Amerada Petroleum Corporation, et al., Docket Nos. CI62-1544, et al. The Opinion provides for a moratorium on

the filing of rate increases in excess of 18.0 cents per Mcf, inclusive of tax reimbursement, pending the issuance of a final decision in the area rate proceeding in Docket No. AR64-2, or until January 1, 1968, whichever is earlier. The instant increase is acceptable for filing because it does not exceed the 18.0 cents per Mcf moratorium level. However, since the proposed rate exceeds the applicable rate increase ceiling of 14.0 cents per Mcf, it is suspended as hereinbefore ordered.

All of the proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR, Ch. I, Part 2, § 2.56).

[F.R. Doc. 64-12469; Filed, Dec. 7, 1964; 8:45 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 7-2412, etc.]

### ASSOCIATED OIL & GAS CO. ET AL.

#### Notice of Applications for Unlisted Trading Privileges and of Opportunity for Hearing

DECEMBER 2, 1964.

In the matter of applications of the Detroit Stock Exchange for unlisted trading privileges in certain securities.

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stocks of the following companies, which securities are listed and registered on one or more other national securities exchanges:

Associated Oil & Gas Co., File 7-2412, Communications Satellite Corporation, File 7-2413, G. D. Searle & Co., File 7-2414, Syntex Corporation, File 7-2415, Texaco, Inc., File 7-2416.

Upon receipt of a request, on or before December 18, 1964, from any interested person, the Commission will determine whether the application with respect to any of the companies named shall be set down for hearing. Any such request should state briefly the title of the security in which he is interested, the nature of the interest of the person making the request, and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on any of the said applications by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing with respect to any particular application, such application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] NELLYE A. THORSEN,  
Assistant Secretary.

[F.R. Doc. 64-12500; Filed, Dec. 7, 1964; 8:46 a.m.]

[File No. 812-1725]

### IMPERIAL FUND, INC., ET AL.

#### Notice of Filing of Application for Order Exempting Transactions Between Affiliated Persons

DECEMBER 2, 1964.

In the matter of Imperial Fund, Inc., 10709 Wayzata Boulevard, Minnetonka

26, Minnesota; Gold Eagle Corporation, 4725 Highway 7, Minneapolis 16, Minnesota; and Frank A. Warner, 4725 Highway 7, Minneapolis 16, Minnesota; File No. 812-1725.

Notice is hereby given that Imperial Fund, Inc. ("Imperial"), a Minnesota corporation and a registered open-end, diversified investment company, Gold Eagle Corporation ("Gold Eagle"), a Minnesota corporation, and Frank A. Warner ("Warner"), chairman of the board of directors of Gold Eagle, have filed a joint application under section 17(b) of the Act for an order exempting from the provisions of section 17(a) of the Act the proposed sale by Imperial to Warner of 77,000 shares of the common stock of Gold Eagle at a cash price of 7½ cents per share, or an aggregate price of \$5,775. All interested persons are referred to the application on file with the Commission for a complete statement of applicants' representations which are summarized below.

Imperial owns 77,000 (8.9 percent) of the outstanding shares of the common stock of Gold Eagle, and Warner owns of record and beneficially 63,861 (7.4 percent) of the outstanding shares of common stock of Gold Eagle. Warner also controls the Frank Warner Corporation which owns 79,653 (9.3 percent) of the outstanding shares of common stock of Gold Eagle. Accordingly, Warner is an affiliated person of an affiliated person (Gold Eagle) of Imperial.

Gold Eagle is engaged directly and through subsidiaries in the business of establishing and operating coin-operated laundry and dry-cleaning service centers. Imperial acquired its holdings of 77,000 shares of Gold Eagle common stock during the period September 17, 1960, through March 28, 1962, at an aggregate cost of \$120,736.90.

At June 30, 1964, the consolidated book value of the common stock of Gold Eagle and its subsidiaries amounted to 66 cents per share. Gold Eagle and its subsidiaries have sustained consolidated net operating losses for the fiscal years ended August 31, 1961, 1962 and 1963, and for the 10 months ended June 30, 1964, in the amounts of \$50,555, \$38,146, \$225,666 and \$76,381.30 respectively. The application states that the statement of consolidated earnings of Gold Eagle and its subsidiaries for the fiscal year ended August 31, 1964, is not available; and that it is estimated that the company will incur a net loss of approximately \$117,000 (approximately 12 cents a share).

The application also states that Gold Eagle common stock is not listed on any securities exchange, that it is traded inactively, and that on September 9, 1964, the market quotations on such stock were bid -5 cents, asked -10 cents. The proposed sale price of 7½ cents a share was determined by taking the average of such bid and asked prices. The application further states that Imperial received only two other offers for the purchase of its holdings of Gold Eagle common stock; one firm offered Imperial 2 cents a share for such stock in June 1964, and another firm offered Imperial

3 cents a share for the stock in August 1964.

The application states that Imperial desires to dispose of its holdings of Gold Eagle stock because Gold Eagle "has suffered severe financial reverses"; that Imperial's board of directors and investment adviser are of the opinion that "the proposed sale represents the best disposition of the Gold Eagle shares possible under the circumstances"; and that the proposed sale was approved by Imperial's board of directors at its meeting held on September 9, 1964.

Notice is further given that any interested person may, not later than December 21, 1964, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicants at the addresses stated above. Proof of such service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule O-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

For the Commission (pursuant to delegated authority).

[SEAL] NELLYE T. THORSEN,  
Assistant Secretary.

[F.R. Doc. 64-12501; Filed, Dec. 7, 1964;  
8:46 a.m.]

[File No. 7-2417]

#### ROCKWELL-STANDARD CORP.

#### Notice of Application for Unlisted Trading Privileges and of Opportunity for Hearing

DECEMBER 2, 1964.

In the matter of application of the Philadelphia - Baltimore - Washington Stock Exchange, for unlisted trading privileges in a certain security.

The above named national securities exchange has filed an application with the Securities and Exchange Commission pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stock of the following company, which security is listed and registered on one or more other national securities exchanges: Rockwell-Standard Corporation (Delaware), File 7-2417.

Upon receipt of a request, on or before December 18, 1964, from any interested person, the Commission will determine whether the application shall be set down for hearing. Any such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on the said application by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing, this application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] NELLYE A. THORSEN,  
Assistant Secretary.

[F.R. Doc. 64-12502; Filed, Dec. 7, 1964;  
8:46 a.m.]

## SMALL BUSINESS ADMINISTRATION

### BRANCH OFFICES

#### Notice of Creation and Transfers

Pursuant to Section 4(a) of the Small Business Act, as amended, the Cleveland Regional Office is hereby designated as and shall perform the functions of a branch office. The Cleveland and Columbus Branch Offices are transferred to the jurisdiction of the Richmond Regional Office. The Louisville Branch Office is transferred to the jurisdiction of the Atlanta Regional Office.

Effective date: December 1, 1964.

EUGENE P. FOLEY,  
Administrator.

[F.R. Doc. 64-12491; Filed, Dec. 7, 1964;  
8:45 a.m.]

## INTERSTATE COMMERCE COMMISSION

### ORGANIZATION

#### Assignment of Duties to Individual Commissioners

NOVEMBER 25, 1964.

The Interstate Commerce Commission has amended its Organization Minutes, being assignment of work, business and functions pursuant to section 17 of the Interstate Commerce Act, as amended, issue of March 7, 1961, revised to May 1, 1961 (26 F.R. 4773, 5167, 8434, 10991 and 12789; 27 F.R. 1234, 1747, 2500, 3830 and 9997; 28 F.R. 198, 896 and 8185; and 29 F.R. 3027, 4935, 11401; 12503 and 14517) as follows:

Under the heading Assignment of Duties to Individual Commissioners,

paragraph (c) of Item 6.2, assignments to Chairman, is amended to read as follows:

Approval for publication of all publicly issued documents by a bureau or office, except (1) publications authorized or adopted by the Commission, a division, or a single Commissioner which involve decisions and/or orders resulting from a formal proceeding; (2) decisions and/or orders, informal opinions of any bureau or office, or any recommended report and order of any hearing officer, and any matters directly related thereto; (3) documents prepared for court cases or for introduction into evidence in formal proceedings; (4) material of a transitory or personal nature, such as speeches, articles, etc.; (5) publications authorized and adopted by the entire Commission; and (6) reports made by the Director of Locomotive Inspection pursuant to section 7 of the Locomotive Inspection Act.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 64-12531; Filed, Dec. 7, 1964;  
8:48 a.m.]

[Notice 7]

## FINANCE APPLICATIONS

DECEMBER 3, 1964.

The following publications are governed by the Interstate Commerce Commission's General Requirements governing notice of filing of applications under sections 20a except (12) and 214 of the Interstate Commerce Act. The Commission's order of May 20, 1964, providing for such publication of notice, was published in the FEDERAL REGISTER issue of July 31, 1964 (29 F.R. 11126) and became effective October 1, 1964.

All hearings and prehearing conferences, if any, will be called at 9:30 a.m., U.S. standard time unless otherwise specified.

F.D. No. 23400—By application filed November 27, 1964, Ringsby-Pacific Ltd. (formerly Fortier Transportation Company), 3201 Ringsby Court, Denver 5, Colo., seek authority to (1) issue a promissory note in the amount of \$750,000 payable to Ringsby Truck Lines, Inc., (2) issue a promissory note in the amount of \$3,275.83 payable to Donald J. Fortune, (3) issue a promissory note in the amount of \$112,099.17 payable to Evelyn Margaret Bernard, as Trustee for Donald J. Fortune; and (4) assume the obligations of Interstate Freight Lines, Inc., as follows: a promissory note payable to the estate of Harold H. Mallory, with the face amount of \$382,000, balance due as of May 31, 1964, \$248,580. Applicant's attorney: Bruce R. Geernaert, Berol, Loughran & Geernaert, 100 Bush Street, San Francisco, Calif., 94104. Protests must be filed no later than 15 days from date of publication in the FEDERAL REGISTER.

NOTE: This application is directly related to MC-F-8856, Fortier Transportation Company—Purchase—Interstate Freight Lines, Inc., published in the FEDERAL REGISTER issue of August 26, 1964.

F.D. No. 23407—By application filed November 30, 1964, Eazor Express, Inc., Eazor Square, Allegheny County, Pittsburgh, Pa., 15201, seeks authority to issue 125,000 shares of common stock, \$1.00 par value, as a stock dividend on a share for share basis. Applicant's attorney: Frank J. Pohl, Burgwin, Ruffin, Perry & Pohl, 2323 Grant Building, Pittsburgh, Pa., 15219. Protests must be filed no later than 15 days from date of publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 64-12532; Filed, Dec. 7, 1964;  
8:48 a.m.]

[Notice 1088]

## MOTOR CARRIER TRANSFER PROCEEDINGS

DECEMBER 3, 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.

Finance Docket No. 23381. By order of November 27, 1964, The Transfer Board approved the transfer to The Callanan Marine Corporation, South Bethlehem, N.Y., of the operating rights in Second Amended Certificate and Order entered February 5, 1948, in No. W-103 (Joseph R. Hutton—Contract Carrier Application) embracing the water carrier operating rights of The Callanan Road Improvement Company, a corporation, South Bethlehem, N.Y., authorizing the transportation of commodities generally, by self-propelled and non-self-propelled vessels, serving New York Harbor and harbors contiguous thereto, as defined by the Commission in the proceeding Ex Parte No. 140, and points along the Hudson River below and including Waterford, N.Y. James E. Wilson, 716 Perpetual Building, 1111 E Street NW., Washington, D.C., attorney for applicants.

No. MC-FC 67158. By order of November 30, 1964, The Transfer Board approved the transfer to Maurice S. Ausley II, doing business as Ausley Motor Freight, El Reno, Okla., of portion of the operating rights claimed in No. MC 99088 Sub 1, under the "grandfather" clause of Section 206(a)(7)(B), Interstate Commerce Act by Stanley P. Carter, doing business as El Reno-Guthrie Motor Freight, Oklahoma City, Okla., and the substitution of transferee as ap-

plicant for a Certificate of Registration from this Commission, corresponding to the grant of intrastate authority to transferor issued originally by the Oklahoma Corporation Commission in No. A-888, now assigned No. A-1072. Roy L. Sullivan, McInnis and Sullivan, Liberty Bank Building, Oklahoma City, Okla., attorney for applicants.

No. MC-FC 67225. By order of November 25, 1964, The Transfer Board approved the transfer to Distributors Transit, Inc., Glassport, Pa., of a portion of Certificates in Nos. MC 52464 and MC 52464 Sub 2, issued June 4, 1958 and April 1, 1959, respectively, to Richards Transport, Inc., Glassport, Pa., authorizing the transportation of: Glassware, from Glassport, Pa., to points in New York, Ohio, West Virginia, and Maryland; and such merchandise as is dealt in by wholesale, retail, and chain grocery and food business houses, between points in Pennsylvania within 50 miles of Greensburg, Pa., including Greensburg. Arthur J. Diskin, 302 Frick Building, Pittsburgh 19, Pa., attorney for applicants.

No. MC-FC 67241. By order of November 27, 1964, The Transfer Board approved the transfer to A. L. Harris and George Degrella, a partnership, doing business as Hobbs Distributing Company, Nashville, Tenn., of Certificate No. MC 117791, issued April 10, 1964, to R. E. Hobbs, doing business as Hobbs Distributing Company, Nashville, Tenn., authorizing the transportation of bananas, over irregular routes, from Mobile, Ala., New Orleans, La., Tampa and Miami, Fla., to Nashville, Tenn., with private carrier restrictions. Walter Harwood, 515 Nashville Bank & Trust Building, Nashville, Tenn., attorney for applicants.

No. MC-FC 67281. By order of November 27, 1964, The Transfer Board approved the transfer to Clyde B. Didlake, doing business as Clyde's Charter Bus Service, Glen Burnie, Md., of the operating rights in Certificate No. MC 36788, issued October 24, 1952, to James Milton Johnson, doing business as Johnson Motor Bus Service, Pasadena, Md., authorizing the transportation, over irregular routes, of: Passengers and their baggage, subject to certain restrictions, in charter operations, from points in Anne Arundel County, Md., to points in Maryland, the District of Columbia, Virginia, Pennsylvania, and Delaware, and return. S. Harrison Kahn, Investment Building, Washington, D.C., attorney for applicants.

No. MC-FC 67287. By order of November 30, 1964, The Transfer Board approved the transfer to Pines E. Dunn, doing business as Franklin's Moving & Storage, Medford, Ore., of Certificate No. MC 112523, issued June 3, 1959, to Dave M. Franklin, doing business as Franklin's Moving & Storage, Grants Pass, Ore., authorizing the transportation of household goods as defined by the Commission, over irregular routes, between points in Josephine County, Ore. William B. Adams, 624 Pacific Building, Portland, Ore., 97204, attorney for applicants.

No. MC-FC 67318. By order of November 27, 1964, The Transfer Board approved the transfer to Eugene J. Kane, 101-111 East Market Street, Scranton, Pa., of the operating rights in Certificate No. MC 48694, issued July 9, 1964, to Benjamin F. Rozelle, 1215 Pettibone Street, Scranton, Pa., authorizing the transportation, over irregular routes, of general commodities, excluding household goods, commodities in bulk, and other specified commodities, between Scranton, Pa., and points within eight miles of Scranton.

No. MC-FC 67340. By order of November 30, 1964, The Transfer Board approved the transfer to Ronald W. Nathan, doing business as Chandler's Auto Express, Chandler Street, Duxbury, Mass., of the operating rights in Certificate of Registration No. MC 120416 Sub 1, issued April 23, 1964, to Richard H. Marshall, doing business as Chandler's Auto Express, Bay Road, Duxbury, Mass., corresponding to the grant of intrastate authority to transferor, issued by the Massachusetts Department of Public Utilities in Regular Route Common Carrier Certificate No. 204, dated October 22, 1959.

No. MC-FC 67341. By order of November 27, 1964, The Transfer Board approved the transfer to Willard Borum,

doing business as Appleton City Truck Line, Appleton City, Mo., of Certificate No. MC 59437, issued April 23, 1954, to James B. Tredway, doing business as Tredway Truck Line, Appleton City, Mo., authorizing the transportation of general commodities, excluding household goods and commodities in bulk, over regular routes, between Montrose, Mo., and Kansas City, Kans., serving the intermediate and off-route points of Butler, Kansas City, and Appleton City, Mo., and those within 12 miles of Appleton City; and household goods, over irregular routes, between Appleton City, Mo., and points within 12 miles thereof, on the one hand, and, on the other, points in Kansas and Iowa. Willard Borum, 105 East 4th Street, Appleton City, Mo., representative for applicants.

No. MC-FC 67344. By order of November 30, 1964, The Transfer Board approved the transfer to Vernon Roberts, doing business as Roberts Trucking Co., Poteau, Okla., of Certificate No. MC 32777, issued August 6, 1958, to Lofton H. Cline and William E. Cline, a partnership, doing business as Hester Motor Company, Poteau, Okla., authorizing the transportation of general commodities, excluding household goods and commodities in bulk, over regular route, between Heavener, Okla., and Fort Smith, Ark.,

serving the intermediate points of Spiro, Okla., and those south of Spiro, without restriction; and those north of Spiro restricted to northbound traffic. Max G. Morgan, 450 American National Building, Oklahoma City, Okla., representative for transferee and L. H. Cline, 111 North McKenna, Poteau, Okla., representative for transferor.

No. MC-FC 67357. By order of November 30, 1964, The Transfer Board approved the transfer to Edward Duff Murray, doing business as Quick Service Transfer Company, Chehalis, Wash., of the operating rights in Certificate No. MC 1405, issued March 14, 1942, to John C. Nowadnick and George W. Nowadnick, doing business as Quick Service Transfer Company, Chehalis, Wash., authorizing the transportation, over irregular routes, of: General commodities, with the usual exceptions, and authorizing the transportation of household goods, as defined by the Commission, in radial movements, between specified points in Washington, and points in Oregon. Robert F. Murray, Doneen Building, Wenatchee, Wash., attorney for applicants.

[SEAL]

HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 64-12533; Filed, Dec. 7, 1964; 8:48 a.m.]

CUMULATIVE CODIFICATION GUIDE—DECEMBER

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